

80th GENERAL ASSEMBLY

REGULAR SESSION

MAY 11, 1978

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The Senate will come to order. Will our guests in the
3. galleries please rise. Prayer by Pastor John H.
4. Biderweeden, St. Paul's Lutheran Church, Havana, Illinois.

5. PASTOR BIDERWEEDEN:

6. (Prayer by Pastor Biderweeden)

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Reading of the Journal. Senator Johns.

9. SECRETARY:

10. May the 9th,...Tuesday, May the 9th, 1978,

11. Wednesday, May the 10th, 1978.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Johns.

14. SENATOR JOHNS:

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

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Heard the motion. Those in favor indicate by saying
20. Aye. Those opposed Nay. The Ayes have it. The motion
21. carries. Committee Reports.

22. SECRETARY:

23. Senator Buzbee, Chairman of the Committee...Appropriations
24. Committee II, reports out the following Senate Bills:
25. Senate Bill 1506, 1522, 1524, 1525, 1526, 1527, 1533,
26. 1535, and 1591 with the recommendation Do Pass as Amended.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Do we have leave to have the local channel film? Leave
29. is granted. Message from the House.

30. SECRETARY:

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

32. Mr. President - I am directed to inform the
33. Senate that the House of Representatives has passed bills with

1. the following titles in the passage of which I am instructed
2. to ask the concurrence of the Senate, to-wit:
3. House Bills 2428, 2436, 2447, 2539, 2572,
4. 2589, 2600, 2605, 2684, 2713, 2625, 2718, 2746, 2763,
5. 2771, 2798, 2869, 2891, 2925, 2931, 2958, 3018, 3024,
6. 3077, 3114, 3133 and 3362.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Resolutions.
9. SECRETARY:
10. Senate Resolution 369, offered by Senators Daley,
11. Hynes, Lemke and others.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Consent Calendar.
14. SECRETARY:
15. Senate Resolution 370, offered by Senators Bloom
16. and Buzbee.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Executive. Senate Bills on 2nd reading, page two of the
19. Calendar. Senate...Senate Bill 237, Senator Nimrod.
20. Senator Nimrod.
21. SENATOR NIMROD:
22. Yes, Mr. President, I have an amendment for that
23. bill. Do you want me to take a minute to get it over, or should
24. I...could you come back to me in a minute or so?
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Are the...you're...you're going to distribute the
27. amendments?
28. SENATOR NIMROD:
29. Yes.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. We'll ask leave to come back to that Order of Business.
32. SENATOR NIMROD:
33. Thank you.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senate Bill 309, Senator Sangmeister. Senate Bill
3. 430, Senator Guidice. Senate Bill 460, Senator Clewis.
4. You want to...you want to go with it? Senate Bill 554,
5. Senator D'Arco. Senate Bill 571, Senator D'Arco.
6. Senate Bill 4...Senate Bill 1419. Senate Bill 1434,
7. Senator Demuzio. Senate Bill 1529, Senator Bruce -
8. Davidson. Senate Bill 1540, Senator Hickey. Senate
9. Bill 1541, Senator Hickey. Senate Bill 1555, Senator
10. Lane. Senate Bill 1605, Senator Rock. Senate Bill
11. 1617, Senator Davidson. Senator Davidson. Senate...
12. Senator Davidson. Senate Bill...1674, Senator
13. Vadalabene. Read the bill, Mr. Secretary.
14. SECRETARY:
15. Senate Bill 1674.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. The Committee on Transportation
18. offers one amendment.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator Vadalabene.
21. SENATOR VADALABENE:
22. Yes, thank you, Mr. President and members of the
23. Senate. Amendment No. 1 to Senate Bill 1674 is a
24. technical amendment. It's a correction and I move for its
25. adoption.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Is there further discussion? The question is shall Amendment
28. No. 1 to Senate Bill 1674 be adopted. Those in favor
29. indicate by saying Aye. Those opposed. The Ayes have it.
30. Amendment No. 1 is adopted. Are there further amendments?
31. SECRETARY:
32. No further committee amendments.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Are there amendments from the Floor? 3rd reading.
2. Senate Bill 1689, Senator Egan. Senate Bill 1690,
3. Senator Collins. All right. Senator Egan, do you wish to
4. call 1689? Read the bill.
5. SENATOR EGAN:
6. Yes, Senator Glass had an amendment. Is he on the Floor?
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. He is.
9. SENATOR EGAN:
10. Okay.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Read the bill, Mr. Secretary.
13. SECRETARY:
14. Senate Bill 1689.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments. One
17. Floor amendment offered by Senator Glass.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Glass.
20. SENATOR GLASS:
21. Thank you, Mr. President, members of the Senate.
22. As Senator Egan said, this is a Floor amendment which I have
23. checked with him and has his approval. This is the bill that
24. would permit a reasonable fee to be charged to firms that
25. sell tickets to athletic contests or other plays or
26. other entertainment, and to charge a reasonable fee.
27. This is the so called ticketron bill. The amendment
28. adds the language, "with the consent of the sponsor of such
29. athletic events," so that we're certain that the
30. ...the Act which prohibits scalping will continue to do that
31. but that those firms that sell tickets with the consent of the
32. sponsor of the event are able to charge a reasonable fee or
33. commission and I move for the adoption of the amendment.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Is there further discussion? The question is shall
3. Amendment No. 1 to Senate Bill 1689 be adopted. Those
4. in favor indicate by saying Aye. Those opposed. The
5. Ayes have it. Amendment No. 1 is adopted. Are there
6. further amendments?
7. SECRETARY:
8. No further amendments.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Are there amendments from the Floor? 3rd reading.
11. Senate Bill 1690, Senator Collins. Senate Bill 1691,
12. Senator Leonard. Senate Bill 1711, Senator Shapiro. Senate
13. Bill 1725, Senator Philip. Senate Bill 1727, Senator Walsh.
14. Senate Bill 1760, Senator Newhouse. Read the bill,
15. Mr. Secretary.
16. SECRETARY:
17. Senate Bill 1760.
18. (Secretary reads title of bill)
19. 2nd reading of the bill. No committee amendments.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator Newhouse.
22. SENATOR NEWHOUSE:
23. Thank you, Mr. President. Mr. President, I do
24. ...I have an amendment to this bill. We agreed in committee
25. to delete the tax provision in this bill. There was some
26. objection to that and I'm...I now offer Amendment No. 1
27. which...which deletes the tax provision in this bill.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Have you submitted this to the Secretary? Is there
30. discussion? Senator Rhoads.
31. SENATOR RHOADS:
32. Senator, where did this amendment come from, from the
33. committee?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Newhouse.
3. SENATOR NEWHOUSE:
4. No, Senator, there's a provision in this bill
5. that would increase the amount of the...the tax levy
6. and I...we agreed in committee to delete that provision
7. so that the levy will remain the same as it is.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Is there further discussion? Question is shall Amendment
10. No. 1 to Senate Bill 1760 be adopted. Those in favor indicate
11. by saying Aye. Those opposed. The Ayes have it.
12. Amendment No. 1 is adopted. Are there further amendments?
13. SECRETARY:
14. No further amendments.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. 3rd reading. 17...Senate Bill 1761, Senator Newhouse.
17. Read the bill.
18. SECRETARY:
19. Senate Bill 1761.
20. (Secretary reads title of bill)
21. 2nd reading of the bill. No committee amendments.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Newhouse.
24. SENATOR NEWHOUSE:
25. Mr. President, I'd like to move this bill to
26. 3rd. There is an amendment being prepared, but I'm not
27. ...I'm not satisfied with it. And I'll move it back to
28. 2nd for that amendment.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Is there further discussion? 3rd reading.
31. Senate Bill 1762, Senator Newhouse.
32. SECRETARY:
33. Senate Bill 1762.
(Secretary reads title of bill)

SB 1777
2nd Reading
5-11-78

1. 2nd reading of the bill. No committee amendments.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Are there amendments from the Floor? Senator Newhouse.
4. SECRETARY:
5. Amendment No...
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Just a moment...
8. SECRETARY:
9. Amendment No. 1 offered by Senator Newhouse.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Newhouse.
12. SENATOR NEWHOUSE:
13. Thank you, Mr. President. Mr. President, this...
14. I'm offering Amendment No. 1 which is simply a clean
15. up amendment...of provisions we agreed to in committee.
16. I move its adoption.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Is there further discussion? The question is shall
19. Amendment No. 1 to Senate Bill 1762 be adopted. Those
20. in favor indicate by saying Aye. Those opposed.
21. The Ayes have it. Amendment No. 1 is adopted. Are there
22. further amendments?
23. SECRETARY:
24. No further amendments.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. 3rd reading. Senate Bill 1769, Senator Leonard.
27. Senate Bill 1772, Senator Buzbee. Senate Bill 1775,
28. Senator Berman. Senate Bill 1777, Senator Leonard. Read the
29. bill.
30. SECRETARY:
31. Senate Bill 1777.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Just a moment. Senator Leonard.
3. SENATOR LEONARD:
4. I have one amendment which I have filed, which I am
5. adding at the request of the Secretary of State and it
6. includes under this aliens who are lawfully admitted
7. for permanent residency in the United States.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Is there discussion? Question is shall Amendment
10. No. 1 to 1777 be adopted. Those in favor indicate by
11. saying Aye. Those opposed. The Ayes have it. Amendment
12. No. 1 is adopted. Are there further amendments?
13. 3rd reading. 1793, Senator Egan. Senator Egan.
14. 1794, Senator Berman. 17...Senate Bill 1802, Senator
15. Walsh. Read the bill, Mr. Secretary.
16. SECRETARY:
17. Senate Bill 1802.
18. (Secretary reads title of bill)
19. 2nd reading of the bill. The Committee on Elementary
20. and Secondary Education offers one amendment.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Walsh.
23. SENATOR WALSH:
24. Mr. President and members of the Senate. Committee
25. amendment to Senate Bill 1802 was offered by Senator
26. Davidson and it relates to determining cost for
27. transportation of...of pupils under the appropriate
28. section. Senator Davidson indicated that if the Bureau
29. of the Budget had any reservations, that he would
30. withdraw the amendment and the Bureau does have some
31. reservations as recommending another approach. So, I would
32. move to Table Committee Amendment No. 1 to Senate Bill 1802.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Senator Davidson.
2. SENATOR DAVIDSON:
3. I agree with Senator Walsh. That was the agreement
4. we had in committee and I would move to concur in his...
5. Table Committee Amendment No. 1.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Is there discussion? Is there further discussion?
8. The motion is to Table Amendment No. 1...Committee Amendment
9. No. 1 to Senate Bill 1802. Those in favor indicate by
10. saying Aye. Those opposed. The Ayes have it. Amendment
11. No. 1 to Senate Bill 1802 is Tabled. Are there further
12. amendments?
13. SECRETARY:
14. No further committee amendments.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Are there amendments from the Floor? 3rd reading.
17. Senator Graham, for what purpose do you arise?
18. SENATOR GRAHAM:
19. I'd like to rise on a point of personal privilege,
20. Mr. President.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. State your point.
23. SENATOR GRAHAM:
24. I would like to introduce to the Senate a gal that needs
25. no introduction at all. She is a glamorous member of the
26. Regner family. Joan Regner is in the balcony right behind
27. you, Mr. President. Joanie, would you stand and be
28. recognized by our colleagues.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senate Bill 1819, Senator Lane. Senate Bill 1820,
31. Senator Egan. Senator Egan. Senate Bill 1822, Senator
32. Leonard. Senate Bill 1827, Senator Graham. Senate Bill
33. 1833, Senator Bruce. Senate Bill 1847, Senator Daley - Moore.

1. Read the bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1847.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. The Committee on Judiciary I

6. offers one amendment.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Daley.

9. SENATOR DALEY:

10. Mr. President and fellow Senators. I agree with

11. other Senators who want to get the bill back to 2nd

12. reading next week. I will agree to bring this bill

13. back, but I'd like to move it to 3rd reading today.

14. The first amendment places a stature repose of ten years

15. on the manufacturer and nine years on the retail, wholesaler,

16. or deliveryman, as well as the rest of the amendment, places

17. responsibility upon the Illinois Department of Insurance

18. to file an annual report, have the carriers of insurance

19. file an annual report in regards to products liability insurance

20. in Illinois. I would move for the adoption of Amendment No. 1.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further...is there discussion?

23. The question is shall Amendment No. 1 to Senate Bill 1847

24. be adopted. Those in favor indicate by saying Aye.

25. Those opposed. The Ayes have it. Amendment No. 1 is

26. adopted. Are there further amendments?

27. SECRETARY:

28. No further committee amendments.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. The...are there amendments from the Floor? 3rd

31. reading with the understanding that the membership can

32. recall the bill to the Order of 2nd reading. Senator Soper,

33. for what purpose do you arise?

1. SENATOR SOPER:
2. While we're on the subject of that bill, I'd like
3. to be shown as a cosponsor on 1847.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Do we have leave? Leave is granted. Senator Glass,
6. for what purpose do you arise?
7. SENATOR GLASS:
8. Same motion, Mr. President.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Same motion for Senator Glass. Senator Nimrod.
11. I...I might suggest if you would come to the Secretary's
12. Desk and indicate to him your desire to be a cosponsor, if
13. you would, save us a little time. Senate Bill 1873,
14. Senator Lane. Senate Bill 1876. Senator Nimrod, do you
15. wish to...Senate...do we have leave to return to the
16. Order of the first bill, 237? Leave is granted. Senator
17. Nimrod. Read the bill, Mr. Secretary. Senate Bill 237.
18. SECRETARY:
19. Senate Bill 237.
20. (Secretary read title of bill)
21. 2nd reading of the bill. The Committee on Higher Education
22. offers one amendment.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Nimrod.
25. SENATOR NIMROD:
26. Yes, Mr. President and Ladies and Gentlemen of the Senate.
27. In accordance with the wishes of the committee at the time
28. we agreed to have a substitute amendment and what I would
29. like to do at this time is to Table amendment...Committee Amendment
30. No. 1.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Is there discussion? All right. The question is...
33. the motion is to Table Amendment No. 1 to Senate Bill

1. 237. Those in favor indicate by saying Aye. Those
2. opposed. The Ayes have it. Amendment No. 1...Committee
3. Amendment No. 1 to Senate Bill 237 is Tabled. Are there
4. further amendments?

5. SECRETARY:

6. No further committee amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Are there amendments from the Floor?

9. SECRETARY:

10. Amendment No. 2 offered by Senator Nimrod.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Nimrod.

13. SENATOR NIMROD:

14. Yes, Mr. President and fellow Senators. This
15. amendment is in line with what our discussion was in
16. committee and what we are doing in this case is placing
17. the emphasis on the post secondary remedial programs
18. at the community college level and we are also
19. setting a date of both March 1st, '79 when the board shall
20. develop guidelines and then by June 30th, 1980, the board
21. will report to the General Assembly on the progress made
22. toward this transition. This bill is totally consistent
23. with 238 and Senator Hickey and I have dealt with Dr.
24. Ferman and their staffs and our staffs on this matter
25. and would ask for the adoption of this amendment.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there further discussion? The question is shall
28. Amendment No. 2 to Senate Bill 237 be adopted. Those in
29. favor indicate by saying Aye. Those opposed. The Ayes have
30. it. Amendment No. 2 is adopted. Are there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

34. 3rd reading. Senator Leonard, as to Senate Bill 1822.

1. Read the bill, Mr. Secretary.
2. SECRETARY:
3. Senate Bill 1822.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Are there amendments from the Floor? 3rd reading.
8. All right. Just a moment. If there are any members
9. ...if there are any members that wish to bring a bill
10. back from the Order of 3rd reading to the Order of
11. 2nd reading for the purposes of amendment, I would appreciate
12. if you would bring those bill numbers to the Secretary
13. and we'll proceed immediately on that Order of Business.
14. Senator Vadalabene as to...3rd reading. We are on the
15. Order of 3rd reading. Do we have leave first of all?
16. Leave is granted. Senate Bill 1472, Senator Vadalabene.
17. SENATOR VADALABENE:
18. Yes, thank you, Mr. President and members of the Senate.
19. Is this bill now back on 2nd reading?
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. The bill is on 3rd reading. You are to make the
22. appropriate motion to bring the back...the bill back to the
23. Order of 2nd reading. Do you make that motion?
24. SENATOR VADALABENE:
25. I had just made it.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Those in favor indicate by saying Aye. Those opposed.
28. The Ayes have it. The bill is now on 2nd reading. Proceed.
29. SENATOR VADALABENE:
30. Yes, thank you, Mr. President and members of the
31. Senate. Senate Enrolling and Engrossing discovered
32. a typographical error in Senate Amendment No. 1 to Senate
33. Bill 1472. So, Senate Amendment No. 2 will...inserting the

1. word "in" between "been" and "existence." They omitted
2. the word in, "in."

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Is there further discussion?
5. The question is shall Amendment No. 2 to Senate Bill
6. 1472 be adopted. Those in favor indicate by saying Aye.
7. Those opposed. The Ayes have it. Amendment No. 2 is
8. adopted. Are there further amendments?

9. SECRETARY:

10. No further amendments.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. 3rd reading. Senate Bill 1528, Senator Bowers.
13. Do we have leave to return to the Order of 3rd reading
14. for the purpose of amendment? Leave is granted. The
15. bill is on 2nd reading. Senator Bowers.

16. SENATOR BOWERS:

17. Thank you, Mr. President. Amendment No. 4, I believe
18. it was, offered by Senator Knuppel, inadvertently
19. ...inadvertently repealed a previous amendment offered
20. by Senator Guidice and I think it would be in order
21. to move to Table Senate Amendment...Amendment No. 4
22. and there's a new amendment lying on the Desk. It's Senator
23. Knuppel's amendment and he's looking for recognition.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there discussion? Senator Knuppel.

26. SENATOR KNUPPEL:

27. I move to Table Amendment No. 4.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there...you wish to reconsider the vote by which
30. Amendment No. 4 was adopted...

31. SENATOR KNUPPEL:

32. Well, yes. All right. Let's go through the rigamarole. I'll
33. reconsider the vote by which Amendment No. 4 was adopted.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. The motion...you've heard the motion. Those in favor
3. indicate by saying Aye. Those opposed. The Ayes have it.
4. The matter is reconsidered. Senator Knuppel now moves to
5. Table...
6. SENATOR KNUPPEL:
7. Table Amendment No. 4.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. ...Amendment No. 4 to Senate Bill 1528. Those in
10. favor indicate by saying Aye. Those opposed Nay. The
11. Ayes have it. Amendment No. 4 is Tabled. Are there
12. further amendments?
13. SECRETARY:
14. Amendment No. 5 offered by Senator Knuppel.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Knuppel.
17. SENATOR KNUPPEL:
18. I offer Amendment No. 5.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Amendment No. 5. Is there discussion? The question
21. is shall Amendment No. 5 be adopted. Those in favor indicate
22. by saying Aye. Those opposed. The Ayes have it. Amendment
23. No. 5 is adopted. Are there further amendments?
24. SECRETARY:
25. No further amendments.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. 3rd reading. Senate Bill 1704, Senator Wooten. Do we have
28. leave to return to the Order of 3rd...2nd reading for the
29. purpose of amendment? Those in...leave is granted. Senator
30. Regner.
31. SENATOR REGNER:
32. Mr. President, what this amendment does, it limits
33. the usage of this bill to types of grants that will be only

1. for educational T.V. for not for...with not-for-profit
2. organizations. It...what it does, it closes a potential
3. loophole which the bill, the way it's written, could be
4. open to almost any usage. I move its adoption.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? The question is shall
7. Amendment No. 1 to Senate Bill 1704 be adopted. Those
8. in favor indicate by saying Aye. Those opposed. The Ayes
9. have it. Amendment No. 1 is adopted. Are there further
10. amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. 3rd reading. Senate Bill 1696, Senator Coffey. Do we
15. have leave to return to the Order of 2nd reading for the
16. purpose of amendment? Leave is granted. Senator Coffey.

17. SENATOR COFFEY:

18. Mr. President and members of the Senate. This is a
19. correction that the Reference Bureau had caught on a
20. incorrect spelling and...changes of...in that nature and
21. I'd ask to pass Amendment No. 2.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further discussion? The question is shall
24. Amendment No. 2 to Senate Bill 1696 be adopted. Those
25. in favor indicate by saying Aye. Those opposed Nay.
26. The Ayes have it. Amendment No. 2 is adopted. Are there
27. further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. 3rd reading. Senate Bill 1859. Do we have leave to
32. return to the Order of 2nd reading? Leave is granted. Senator
33. Coffey.

1. SENATOR COFFEY:

2. Yes, Mr. President and members of the Senate. This
3. amendment is also a correction by deleting "northwest"
4. and inserting in lieu of, "northeast" and I'd ask for the
5. ...the adoption of this amendment. Amendment No. 3, I believe
6. it is. Amendment No. 2? Mr. President, then I have
7. two amendments.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Just a moment. Senator Coffey.

10. SENATOR COFFEY:

11. Mr. President, we'll make that Amendment No. 2
12. and then the next one will be No. 3 then.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion as to Amendment No. 2
15. to Senate Bill 1859? All right. The question is
16. shall Amendment No. 2 to Senate Bill 1859 be adopted.
17. Those in favor indicate by saying Aye. Those opposed.
18. The Ayes have it. Amendment No. 2 is adopted. Are there
19. further amendments?

20. SECRETARY:

21. Amendment No. 3 offered by Senator Coffey.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Coffey.

24. SENATOR COFFEY:

25. Mr. President and members of the Senate. Amendment
26. No. 3 is also...was given to me by the Reference Bureau
27. in correction of a spelling. And I'd ask to move...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further...is there further discussion?
30. The question is shall Amendment No. 3 to Senate Bill 1859
31. be adopted. Those in favor indicate by saying Aye. Those
32. opposed. The Ayes have it. Amendment No. 3 is adopted.
33. Are there further amendments?

1. SECRETARY:

2. Amendment No. 4 offered by Senator Buzbee.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Yes, thank you, Mr. President. Amendment No. 4 deals
7. with vacation of an easement in Randolph County. I
8. sought and received the permission of Senator Coffey to
9. add this to his bill because we needed the vehicle and
10. I would move its adoption.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? The question is shall
13. Amendment No. 4 to Senate Bill 1859 be adopted. Those
14. in favor indicate by saying Aye. Those opposed. The
15. Ayes have it. Amendment No. 4 is adopted. Are there
16. further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 3rd reading. Senate Bill 1534, Senator Kenneth Hall.
21. Do we have leave to return to the Order of 2nd reading
22. for the purpose of amendment? Leave is granted. Senator
23. Kenneth Hall.

24. SENATOR KENNETH HALL:

25. Thank you, Mr. President. I'm waiting, Mr. President.
26. Would you hold that till the leadership on the other side gets
27. a chance to look at this amendment. If we get back to it...if not,
28. well, I'll do it next week.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. All right. We'll...we'll advance it to the Order of
31. 3rd reading again with the understanding that it will be
32. brought back.

33. SENATOR KENNETH HALL:

34. All right. Thank you.

SB 1546
5/11/78

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. 3rd reading. Senate Bill 1546, Senator Bloom.
3. Do we have leave to return to the Order of 2nd reading?
4. Leave is granted. Senator Bloom.
5. SENATOR BLOOM:
6. Senator Davidson has an amendment.
7. SECRETARY:
8. Amendment No. 2 offered by Senator Davidson.
9. SENATOR DAVIDSON:
10. Yes, Mr. President.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Davidson.
13. SENATOR DAVIDSON:
14. All this does is deletes the word "institution"
15. and puts the word "customer" in...in lieu of it so it will
16. track with the rest of the Act where it has "customers."
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Bloom.
19. SENATOR BLOOM:
20. It does not affect that part of the bill that deals
21. with the Secretary of State's language.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Is there further discussion? Question is shall Senate...
24. shall Amendment No. 2 to Senate Bill 1546 be adopted.
25. Those in favor indicate by saying Aye. Those opposed. The
26. Ayes have it. Amendment No. 2 is adopted. Are there further
27. amendments?
28. SECRETARY:
29. No further amendments.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. 3rd reading. Senate Bill 1562, Senator Hickey. Do we have
32. leave to return to the Order of 2nd reading for the purpose
33. of amendment? Leave is granted. Senator Hickey.

1. SENATOR HICKEY:

2. Thank you Mr. President. It's Senator Schaffer who has an
3. amendment which...with which I am in concurrence.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Schaffer,

6. SENATOR SCHAFFER:

7. Mr. President, this amendment would require that a local
8. health department notify the department...State Department
9. of Public Health when, in fact, they do go into court under
10. the auspices of this bill.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Do we have further discussion? Question is shall
13. Amendment No. 1 to Senate Bill 1562 be adopted. Those
14. in favor indicate by saying Aye. Those opposed. The
15. Ayes have it. Amendment No. 1 is adopted. Are there
16. further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 3rd reading. Senate Bill 1534. Do we have leave
21. to return to the Order of 2nd reading for the purpose of
22. amendment? Leave is granted. Senator Kenneth Hall.

23. SENATOR KENNETH HALL:

24. Thank you, Mr. President, Ladies and Gentlemen of the
25. Senate. I have...I'd like leave to bring House Bill 1534
26. back to 2nd reading for purpose of amendment...for taking off one
27. amendment and putting on another.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Leave is already granted, Senator.

30. SENATOR KENNETH HALL:

31. Thank...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. The bill was on 2nd reading.

1. SENATOR KENNETH HALL:

2. Yeah, thank you, Mr. President. The Amendment No. 1
3. that I put on Senate Bill 1534 is really Senator Hickey's
4. amendment....results of the committee. What it did, it
5. listed items of student income including tuition, laboratories
6. and other excess income and then also it took in income
7. including State and Federal funds so that they could be better
8. for the audit people to be able to audit without all of them
9. put together. So, what I would like to do was to Table this
10. amendment and place amendment...the second amendment would be
11. incorporated in this amendment and in it also would be
12. in accordance with this analysis, State Board shall, on a
13. monthly basis, receive a statement of revenues and expenditures
14. for all funds prepared by the experimental district board of
15. trustees. The State Board shall also review and approve
16. any changes in the budget for the experimental district after
17. submission of such changes by the experimental district
18. board of trustees.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator...Senator, just a moment. I think...

21. SENATOR KENNETH HALL:

22. Yeah.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. ...the...it would be appropriate at this time to
25. reconsider the vote by which Amendment No. 1 was adopted
26. and you so move...

27. SENATOR KENNETH HALL:

28. I so move.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. And the question is shall the...the motion to reconsider be
31. adopted. Those in favor indicate by saying Aye. Those opposed.
32. The matter is reconsidered. Now Senator Hall now moves
33. to Table Amendment No. 1 to Senate Bill 1534. Those in favor

1. indicate by saying Aye. Those opposed, The Ayes have it.
2. Amendment No. 1 is Tabled. Now, Senator Hall, you may
3. proceed.

4. SENATOR KENNETH HALL:

5. Thank you, Mr. President. As I was telling you that
6. this amendment that I'm moving has been incorporated along
7. with this additional...safeguards and therefore, I would like to
8. ask that amendment...would be...would this be Amendment No. 1
9. again, or...Amendment No. 2...be adopted?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Will be Amendment No. 2. Is there further discussion?
12. Question is shall Amendment No. 2 be adopted. Those in
13. favor indicate by saying Aye. Those opposed. The Ayes
14. have it. Amendment No. 2 is adopted. Are there further
15. amendments?

16. SECRETARY:

17. No further amendments,

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading. We'll proceed to page seven of the
20. Calendar, Senate Bills on 3rd reading. Senate Bill 238,
21. Senator Nimrod. Senator Buzbee, for what purpose do you
22. arise?

23. SENATOR BUZBEE:

24. Well, Mr. President, I had given on...I assumed we were going to stay
25. on 2nd for a minute. I'd given an amendment to Senate
26. Bill 1772 to the Secretary just a few minutes ago.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Well, we were on the Order of...of returning bills from the
29. 3rd reading to 2nd reading.

30. SENATOR BUZBEE:

31. Oh, I apologize. I thought you were on 2nd. Thank you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Nimrod, do you wish to proceed with Senate Bill

SB 1546
5/11

1. 238?

2. SENATOR NIMROD:

3. Mr...Mr. President, I had Senate Bill 1746 that I had
4. requested that be called back on 3rd reading. The Secretary
5. has it on his Desk, but I guess you didn't have it on your
6. list.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Well, you...apparently, you didn't give a note
9. to the Secretary indicating your desire to return to the
10. Order of 2nd reading. Do we have leave to return from the
11. Order of 3rd reading to 2nd reading for the purpose of
12. amendment as to Senate Bill 1746? Leave is granted. The
13. bill is now on 2nd reading. Senator Nimrod.

14. SENATOR NIMROD:

15. Yes, Mr. President. The amendment that's on the Desk
16. is in line with what Senator Egan had requested and this is on
17. the senior citizen circuit breaker in order to file the claims
18. and what we are doing is allowing through December 31st,
19. 1978, for the 1976 filings. But for the prior years, in
20. order to take care of those that might have been caught in the
21. last minute shuffle, it was agreed to have those
22. be extended till September 30th. I would ask for the adoption
23. of this amendment.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there further discussion? The question is shall
26. Amendment No. 1 to Senate Bill 1746 be adopted. Those
27. in favor indicate by saying Aye. Those opposed. The Ayes
28. have it. Amendment No. 1 is adopted. Are there further
29. amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. 3rd reading. Proceed to the Order of 3rd reading, page

1. seven. Senate Bill 238, Senator Nimrod. Senate Bill
2. 311, Senator Joyce - Egan - Leonard. Senate Bill 736,
3. Senator Egan. Senate Bill 825, Senator Hickey.
4. Senate Bill 1083, Senator Berning. Senate Bill
5. 1415, Senator Carroll. Senate Bill 1421, Senator Mitchler.
6. and Vadalabene. Senate Bill 1422, Senator Davidson.
7. Read the bill, Mr. Secretary. Senator Mitchler...just a moment.
8. Excuse that. Is it your desire to call Senate Bill 1421?
9. Senator Mitchler.
10. SENATOR MITCHLER:
11. Mr. President and members of the Senate. Senate Bill 14...
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Is it your desire to call the bill, Senator?
14. SENATOR MITCHLER:
15. Yes.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Read the bill, Mr. Secretary.
18. SECRETARY:
19. Senate Bill 1421.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Mitchler.
24. SENATOR MITCHLER:
25. Mr. President and members of the Senate. The purpose of
26. Senate Bill 1421 is to transfer the administration of the
27. scholarship funds for the dependents of military personnel
28. who are prisoners missing in action, killed or permanently...
29. permanently disabled from the Illinois State Scholarship
30. Commission to the Department of Veterans Affairs. This is in
31. keeping with previous legislation that we had for transferring
32. the scholarships for veterans to the Department of Veterans
33. Affairs. I would ask for a favorable roll call.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Is there further discussion? The question is shall
3. Senate Bill 1421 pass. Those in favor vote Aye. Those
4. opposed Nay. The voting is open. Have all those voted who wish?
5. Take the record. On that question the Ayes are 52, the
6. Nays are 1. Senate Bill 1421 having received a constitutional
7. majority is declared passed. Senate Bill 1422, Senator
8. Davidson. Read the bill, Mr. Secretary.
9. SECRETARY:
10. Senate Bill 14...
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Just a moment. Just a moment. Senator Buzbee, for
13. what purpose do you arise?
14. SENATOR BUZBEE:
15. Well, Mr. President, I...I rise to kill some of the
16. time of the Body until my colleague, Senator Vadalabene,
17. gets his mouth emptied because he has an explanation he wants
18. to make on the last vote and since he's got his mouth full right
19. now, he's not able to make that explanation. And so,
20. I'm standing here waiting for him to swallow.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Shouldn't take such big bites. He's got enough room
23. now. Senator Vadalabene.
24. SENATOR VADALABENE:
25. Yes...vote, Mr. President and members of the Senate, was a
26. big bite and I would like to say had I seen my switch correctly,
27. this red napkin was over my switches and I thought I had the
28. green one, but red was on red and I would like the record
29. to show that I would...voted green.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. The record will so show. Senate Bill 1422. Read the bill,
32. Mr. Secretary.
33. SECRETARY:

SB 1444
3rd Reading
5/11/78

1. Senate Bill 1422.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Davidson.
6. SENATOR DAVIDSON:
7. Mr. President and members of the Senate. This is a bill
8. at the request of the State Treasurer's and the County
9. Treasurer's Association so they can have a date that they
10. can meet and the interest penalty can be enforced if they don't
11. make it. I'd appreciate a favorable roll call.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Is there further discussion? The question is shall Senate
14. Bill 1436 pass. Those in favor...strike that. Senate Bill
15. 1422 pass. Those in favor vote Aye. Those opposed Nay. The
16. voting is open. Have all those voted who wish? Take the
17. record. On that question the Ayes are 54, the Nays are none.
18. Senate Bill 1422 having received a constitutional majority
19. is declared passed. Senate Bill 1436, Senator Maragos.
20. Senate Bill 1444, Senator Rock. Read the bill, Mr. Secretary.
21. SECRETARY:
22. Senate Bill 1444.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Rock.
27. SENATOR ROCK:
28. Thank you Mr. President and Ladies and Gentlemen of the Senate.
29. Senate Bill 1444 provides that the salary of each of the five
30. appellate court clerks shall respectively be set by the
31. appellate court itself. As you know, formerly, the clerk of
32. the appellate court was an elected position. Under the new
33. Constitution, it has become an appointed position and it just

1. seems that along with all the other employees of the court,
2. the court should set their salary. I know of no objection.
3. I would seek a favorable roll call.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Is there further discussion? Senator Regner.
6. SENATOR REGNER:
7. Question of the sponsor.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Indicates he will yield.
10. SENATOR REGNER:
11. Senator Rock, I was just reading this one section,
12. lines twenty-four through twenty-eight and the question I have
13. is "on the warrant of the Comptroller out of appropriations
14. made for such purposes," does that mean it's still subject
15. to approval by the General Assembly or they just set the
16. salaries that we're mandated to pay or what?
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Rock.
19. SENATOR ROCK:
20. No question about it. It will...it will...as is the
21. budget for the appellate courts themselves, will be part of the
22. Supreme Court budget which is subject to our appropriation
23. process. Yes.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Regner. Is there further discussion? Senator
26. Knuppel.
27. SENATOR KNUPPEL:
28. Well, of course, I don't have the bill right at the
29. moment, but do I understand that each appellate court
30. can set its clerks salary and that they can be different
31. for the different appellate districts?
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Rock.

1. SENATOR ROCK:
2. I'm...I'm sorry. I didn't hear the question.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Knuppel.
5. SENATOR KNUPPEL:
6. Does this bill do what the caption says it does?
7. Does it allow the judges of the appellate court to set the
8. salaries of their clerks and so that different appellate
9. districts can have different salaries for the same
10. job?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Rock.
13. SENATOR ROCK:
14. Yes.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Knuppel.
17. SENATOR KNUPPEL:
18. Well, I have all the admiration in the world for Senator
19. Rock and I think he's an excellent legislator, but I'm
20. afraid this is going to bring problems that we're going to
21. have to correct down the road, so I'll have to vote No.
22. I...I just...if that's the way it is, I just can't believe
23. that we ought to have two different salaries for the same job.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Rock.
26. SENATOR ROCK:
27. Perhaps a little further explanation would be in order.
28. As you well know, the five appellate districts are governed
29. by an executive committee and so all the rules and procedures
30. pretty much are the same. I do not expect, for instance, that
31. the clerk of the appellate court of the first district will
32. receive a salary larger than the clerk of the appellate court
33. in the fifth district. It just...it's highly unlikely.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, you know, if...if the judges...and I don't think this is
5. a judicial function. I think budgeting is a legislative
6. function. I have a quarrel with the courts doing legislating
7. even to the extent of fixing salaries. I'm afraid that what will
8. result is that they will put the clerk's salaries so high
9. and then turn around and say to the public, our clerks are getting
10. X number of thousands of dollars a year and we're only getting
11. one thousand dollars more and use this as another crutch
12. to try to increase judicial salaries. I just...I just think
13. that...that these jobs...and I stand here day after day and
14. watch us try to give away our legislative tall. If there's
15. one thing, one time that the Legislature can come back to
16. somebody and say, this is the way we want it, this is our
17. legislative intent, this is our legislative purpose,
18. and we're going to write it with the budgetary ink, you know,
19. that's when the people understand it and I just don't believe
20. it's...maybe it's just a basic difference in opinion. I
21. just don't think that the judges ought to be setting the
22. clerk's salary. I don't think they ought to be appointing them
23. and I can't support that kind of a concept. No reflection.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there further discussion? Senator Regner.

26. SENATOR REGNER:

27. Second time. Senator Rock, the other question is what
28. if we don't appropriate the money necessary for those salaries,
29. then what happens?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rock.

32. SENATOR ROCK:

33. Well, I would assume the same...the same result would

1. obtain...that is to say that if we don't appropriate money
2. for an employee, that...that employee is out of a job.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Regner.

5. SENATOR REGNER:

6. Well, you know, I look at the State officers. We set
7. those salaries by Statute here, so I don't see a problem
8. there. But I...I...along with Senator Knuppel, I see a lot
9. of problems with legislation such as this, I really do.
10. And I...I intend to vote No.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? Senator Rock may close.

13. SENATOR ROCK:

14. Well, frankly, I was unaware that there was...would be
15. this much opposition. Since 1970, the clerks of the appellate
16. court and for that matter the clerk of the Supreme Court,
17. is an employee of the court and as an employee, the court
18. feels and I think rightfully so, that they should set the
19. salary, whatever it might be, rather than have it set
20. statutorily. I think the request is a reasonable one and I would
21. urge a favorable roll call.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. The question is shall Senate Bill 1444 pass. Those in
24. favor vote Aye. Those opposed Nay. The voting is open.
25. Have all those voted who wish? Have all those voted who wish?
26. Take the record. On that question the Ayes are 27, the Nays are...
27. Senator Rock.

28. SENATOR ROCK:

29. I think there is obviously some misunderstanding. I'd
30. like to postpone consideration.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Request that consideration be postponed. Consideration
33. will be postponed. Senate Bill 1455, Senator Shapiro. Read the

1. bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1455,

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Shapiro.

8. SENATOR SHAPIRO:

9. Mr. President and Ladies and Gentlemen of the Senate.

10. This is now an annual bill offered by the Illinois Office of

11. Education and it pertains to the appropriation and the

12. substantive legislation that we have to pass each year now

13. to make sure that the special ed summer school is in

14. effect and that we do not allow the amount of money, three

15. million dollars appropriated for that program, to be used

16. for regular summer school sessions which is a nonmandated

17. program. If we are...if we do not pass this legislation, then

18. all summer school claims can be honored but with the

19. appropriation only being approximately three million dollars

20. it would be prorated at an approximate ten percent

21. rate. So, if there are any questions, I would certainly

22. be glad to answer them. Otherwise, I would appreciate a favorable

23. roll call.

24.

25. The following typed previously.

26.

27.

28.

29.

30.

31.

32.

33.

May 11, 1975
S.B. 1512
Reader 1+2

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Question is, shall Senate Bill
3. 1455 pass? Those in favor vote Aye. Those opposed Nay. The
4. voting is open. Have all those voted who wish? Take the record.
5. On that question, the Ayes are 53, the Nays are None. Senate Bill
6. 1455 having received the constitutional majority is declared
7. passed. Senate Bill 1468, Senator Guidice. Senate Bill 1472,
8. Senator Vadalabene. Read the bill, Mr. Secretary. We're going
9. to have to pass that, Senator. That was the bill that you recalled
10. for the purposes of amendment. We'll have to hold that bill for
11. the time being. Senate Bill 1475, Senator Sangmeister. Senate
12. Bill 1512, Senator Shapiro. Read the bill, Mr. Secretary.

13. SECRETARY:

14. Senate Bill 1512.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Shapiro.

19. SENATOR SHAPIRO:

20. Yeah, Mr. President and Ladies and Gentlemen of the Senate.
21. This is an emergency bill for one small ice cream manufacturer
22. in Northern Illinois. It is. The... Let me explain to you the
23. genesis of the bill. The... In 1971 the Illinois law was
24. amended to adopt by reference Federal standards on weights and
25. measures and those Federal standards exclude five quart containers
26. of fluid dairy products. Now in the past it also excluded the
27. three quart container which we passed last year at... under the
28. sponsorship of Senator Hickey. In January of this year, the
29. Department of Agriculture inspectors went into this ice cream
30. manufacturer and told them that they could no longer package
31. their ice cream and sell it in five quart containers. Now the
32. reason that the law was never enforced and was only enforced
33. until this year is that the Legislative Audit Commission under

1. their program audit of the departments enforcement of rules
2. and regulations in the law told them that they had to go out
3. into the field and enforce and prohibit the five quart container.
4. And that's where the bill comes from. Now in a written statement
5. from the manufacturer which happens to be Hay Brothers of Dixon,
6. Illinois they have stated that the sales of this particular
7. package amounts to around forty-six thousand gallons per year.
8. The prohibition against them packaging their ice cream and selling
9. it in this...type container has hurt their business drastically.
10. They have applied for administrative rule procedures to the
11. Department of Agriculture, however, this would take approximately
12. six to nine months for the department to review the procedure and
13. see if they could allow and go outside the boundaries of the
14. reference to the Federal Law. I know it seems that this bill
15. in this particular Session is a frivolous one, but believe me,
16. for this one small businessman it is an emergency. I would
17. appreciate a favorable roll call. If there are any questions
18. I'll be...I'll try to answer them.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Hickey.

21. SENATOR HICKEY:

22. Thank you, Mr. President. First of all, I'd like to say
23. that I always buy ice cream in five quart containers in Wisconsin.
24. So I understand the merits of it. Secondly, I'd like to say that
25. I think that there should be no regulations whatsoever on the
26. size of containers for any dairy products. And I came to that
27. conclusion when I did a couple of years ago, introduce the...the
28. Three Quart Container Bill, but I did do that and I have a
29. little surprise for all of you. They put...they put the three
30. quart container into circulation and now have stopped it so that
31. my legislation was all for naught and it's too bad that we didn't
32. actually just get rid of the...of the regulations instead of
33. having a specific piece of legislation go through. But fourthly,

1. I want to say that from the minority leadership I...I was taught
2. so carefully a lesson which I really didn't understand about
3. what was emergency legislation when my Workman's Compensation
4. Bill was turned down in the Rules Committee as not being
5. considered emergency when all of business is screaming for this
6. sort of thing and I learned that lesson from the minority
7. leader whose bill this is. I'm afraid that I will have to vote
8. against this because I can't understand how this is more
9. emergency than Workman's Compensation.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Thank you, Mr. President. I'd like to ask the sponsor
14. a question, if I may.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. He indicates he will yield.

17. SENATOR DEMUZIO:

18. Senator Shapiro, is...is this bill the...is it more important
19. would you say for this Session than the series of Toxic Waste
20. Bills that are lodged currently now in the Local Government
21. Committee of which we had difficult time getting out of
22. Rules?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Shapiro.

25. SENATOR SHAPIRO:

26. ...What series of bills, Senator? I didn't hear you.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Demuzio.

29. SENATOR DEMUZIO:

30. The Toxic Waste Bills.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Shapiro.

33. SENATOR SHAPIRO:

1. For this small businessman I'd have to say yes.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Demuzio.

4. SENATOR DEMUZIO:

5. Well, thank you, Senator. I'm glad to hear...see you admit

6. it. The second point is that in committee I asked whether or not

7. the dairy down in the...in Carlinville, Prairie Farms specifically,

8. was in favor of this legislation and I think either yourself or

9. your witness had indicated that they would see no opposition to

10. it and I've subsequently heard from them that they are indeed

11. opposed to this bill and for that reason I'll have to vote No

12. on your bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. (machine cutoff) Mr. President and members of the Body.

17. I've got a question to the sponsor. There's a number of us

18. country boys over here that want to know if that five quart

19. container is to accomodate five teated cows?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Shapiro.

22. SENATOR SHAPIRO:

23. Well, if they can fill them that way, I think it could.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Well, I guess, Mr. President, that I...I...my question

28. was partially answered by Senator Shapiro's closing statement

29. in his...in the closing portion of his initial statement. And

30. that is I...I wonder why we take up the time of the peoples

31. legislative Body to decide how many quarts we're going to allow

32. to go into ice cream or milk or whatever. And I also...as I

33. recall the general outline of the Rules for this Session was

1. bills of an emergency nature or bills of an appropriations
2. nature or revenue nature. Now, I've always maintained that
3. the definition of bills of an emergency nature is if you have
4. enough clout to get it out of the Rules Committee and I
5. congratulate you, Senator Shapiro, but I...I do wonder just...
6. if the State of Illinois is going to fold if we don't get
7. this bill passed this Session and it...it concerns me. I lost
8. a lot of sleep thinking about it last night. And I...I just
9. wondered what...what the situation is as far as the emergency
10. nature and the running of government in Illinois.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. Senator Shapiro, I do have a serious question and asked in
15. good faith. I was also contacted by a milk company in my district
16. in opposition and the contention was that the ice cream in
17. question is not packaged in...locally in Dixon but comes from
18. a company in Minnesota. Is that correct or incorrect?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Shapiro.

21. SENATOR SHAPIRO:

22. That is incorrect. It is packaged in Dixon.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator Shapiro may close.

25. SENATOR SHAPIRO:

26. Mr. President and Ladies and Gentlemen of the Senate. I...I
27. really don't understand the opposition to it and believe me, this
28. man is in this position because of bureaucratic red tape. We are
29. responsible for creating...some of it. He has a real crisis on
30. his hands. It involves his business and I would appreciate a
31. favorable roll call just for that one individual.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Question is, shall Senate Bill 1512 pass? Those in favor

1. vote Aye. Those opposed Nay. The voting is open. Have all
2. those voted who wish? Have all those voted who wish? Take the
3. record. On that question, the Ayes are 53, the Nays are 2. Senate
4. Bill 1512 having received the constitutional majority is declared
5. passed. Senate Bill 1475. Senator Sangmeister. Read the bill,
6. Mr. Secretary. I inadvertently skipped that bill and is returning
7. to that number.

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Continued on following page.

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11-14-1977

1. SECRETARY:

2. Senate Bill 1475.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Sangmeister.

7. SENATOR SANGMESITER:

8. Mr. President and members of the Senate. I guess the

9. briefest way to explain this bill is it's a validating bill.

10. What happened in Will County and as I understand it also in

11. Lake County, is that the 1976 real estate tax bills came out

12. about two days before Christmas, which made everybody happy

13. in our county and then because they were so late the first

14. installment of 1977 taxes came out about two weeks later, so

15. the people in our county were getting tax bills within two

16. weeks of each other which caused some irritation. They

17. descended upon our county board, who in its infinite

18. wisdom, decided that they would postpone the date for the first

19. payment to May 1st, which now has already passed. But by doing

20. that they had not...they did not have the authority to do that

21. and, of course, this is what this Validating Act allows them

22. to do. All it will do is keep all the title companies in the

23. county happy because they were declaring the taxes to be

24. delinquent because the county board had no right to defer that

25. first payment to May 1st, which I say has already passed. This

26. has been discussed with leadership on both sides. It's a

27. Validating Act and I'll be happy to answer any questions, but

28. I presume there's no problem with it.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? ...Question is, shall Senate

31. Bill 1475 pass? Those in favor vote Aye. Those opposed Nay.

32. The voting is open. Have all those voted who wish? Take the

33. record. On that question, the Ayes are 54, the Nays are None.

1. Senate Bill 1475 having received the constitutional majority
2. is declared passed. Senate Bill 1515. Senate Bill 1528.
3. Senator Bowers. We'll have to pass that. That has been
4. amended today. Senate Bill 1534, Senator...that has to pass.
5. Senate Bill...Senate Bill 1603. Senator Rock. Read the bill.

6. SECRETARY:

7. Senate Bill 1603.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Rock.

12. SENATOR ROCK:

13. Thank you, Mr. President and Ladies and Gentlemen of the
14. Senate. Again, with inelectable logic, I will attempt to
15. persuade you that the Clerk of the Supreme Court is now an
16. appointive job and as such as an employee of the court, the
17. court feels that right, and rightfully so, I might add, and
18. this bill says that the Clerk of the Supreme Court shall
19. receive an annual salary to be fixed by the Supreme Court
20. rather than statutorily fixed. I know again of no objection
21. and I would urge a favorable roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? Senator Regner.

24. SENATOR REGNER:

25. Senator Rock, just...just one suggestion. An amendment
26. to this and that would be subject to the approval of the
27. General Assembly.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Rock.

30. SENATOR ROCK:

31. Well, it's unnecessary. The budget of the Supreme Court
32. is subject to the approval of the General Assembly.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Regner.
2. SENATOR REGNER:
3. I just don't want to be accused of raising any salaries
4. this year.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Rock.
7. SENATOR ROCK:
8. You...you will not be.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Netsch.
11. SENATOR NETSCH:
12. I...I'm still trying to get the...this logic that is so...
13. Would you spell it for Senator Vadalabene? We...we set the
14. salaries of the members of the court. Would you get on mike
15. so I could hear your answer out loud, Senator Rock?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Rock.
18. SENATOR ROCK:
19. We do. We set the salaries of all positions that are
20. elected.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Netsch.
23. SENATOR NETSCH:
24. And we also set the salaries of numerous non-elected
25. officers in the Executive branch. Is there...do we set the
26. salary of the administrative director, for example, of the
27. court system?
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Rock.
30. SENATOR ROCK:
31. We do not.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Netsch.

1. SENATOR NETSCH:
2. That is set by the court and it comes before us then only
3. in the form of a line item appropriation?
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Rock.
6. SENATOR ROCK:
7. That is correct.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Netsch.
10. SENATOR NETSCH:
11. And, presumably, if we felt that the court were abusing
12. its judicial discretion in setting those salaries, we could
13. reflect that disagreement by reducing those line items and
14. that, of course, would be the ultimate determinant of how much
15. they would, in fact, be paid.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Rock.
18. SENATOR ROCK:
19. That also is correct.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Netsch.
22. SENATOR NETSCH:
23. Your logic is getting better.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Buzbee.
26. SENATOR BUZBEE:
27. I have a question of the sponsor, Mr. President.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Indicates he will yield. Senator Buzbee.
30. SENATOR BUZBEE:
31. In the event of a meritoriously selected court, your logic
32. a while ago was that since they are elected we...we set the
33. ...the salary stautorily. In the event of a meritoriously

1. selected court, who would set the salaries then?
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Rock.
4. SENATOR ROCK:
5. We would because we now have a meritoriously selected
6. court. The people select the court.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Buzbee.
9. SENATOR BUZBEE:
10. I was speaking of the meritoriously selected court as
11. defined the meritorious being...defined by Senator Netsch.
12. Yes, that's...thank you.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Rock.
15. SENATOR ROCK:
16. Oh, you mean the Patronage System Bill. Where the Governor
17. appoints his patronage workers. Well, if...you know...I would
18. assume that we would still retain the power to set those salaries.
19. Most certainly.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Buzbee.
22. SENATOR BUZBEE:
23. Well, without getting into the merits or demerits of...of
24. that system, I thought that you were an advocate of the patronage
25. system, so I...I was wondering what your answer was going to be
26. then.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Soper.
29. SENATOR SOPER:
30. Thank you, Mr. President. The only thing that bothers me
31. about this, Senator Rock, is that if we, by a law state that the
32. judges can set the salary of the clerk, then we'll be obligated
33. to fund that proposition. But when we do not give them, by law,

1. the right to set the salary or...or to put in the budget the
2. amount of the salary that they...that they want as far as that
3. other party was concerned that Senator Netsch spoke about. I
4. didn't get the full name of the director of something or other
5. then we're not obligated to fund that, but when we give them
6. the right to name the salary we're obligated to fund that and
7. then we couldn't reduce that in the line item.

8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Rock.

10. SENATOR ROCK:
11. Well, I...I, frankly, don't agree with that. We...we are
12. ...we are attempting by virtue of this to give that court the
13. right as it has the right with all its other employees to
14. set their salary scale and if, in fact, we feel it's too high
15. we can deny them that money.

16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Soper.

18. SENATOR SOPER:
19. Then, if that's the case, why do we need this law?
20. If we can deny it to them.

21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Rock.

23. SENATOR ROCK:
24. Well, the point is, that we now set this salary by Statute,
25. by law and we did that because these folks, heretofore, were an
26. elected position. They are no longer an elected position. It is
27. an...an appointive employee type position and the court feels,
28. and I think rightfully so, that they should have the right to
29. set the salary of their employees. Much the same as we do set
30. the salary of our employees.

31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Soper.

33. SENATOR SOPER:

1. Yes, but why...why should this be different than other
2. appointed officers that we...that we set the salary for?
3. Why should it be different? We have no control over this
4. at all, once we give them the right to appoint and...and...
5. and to set the salary.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rock.

8. SENATOR ROCK:

9. Well, we're...we're going around the same treadmill again.
10. The point is that we do by law set the salaries of those Code
11. Department Directors that are appointed by the Governor. Okay.
12. That's set up. That's the way we do it. This is a different
13. situation. This is the Judicial branch. The clerk is no
14. longer elected. He is appointed. He is simply an employee
15. of the court. The courts budget comes before us each and
16. every appropriation year and we pass or do not pass on that
17. appropriation bill. I see again nothing wrong with it.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Soper and your time is nearly expired, Senator.

20. SENATOR SOPER:

21. Thank you very much. Senator, would this be a specific
22. line item, the salary of the clerk that we could reduce if we
23. wanted to?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Rock.

26. SENATOR ROCK:

27. Within the budget of the Supreme Court, I would think yes.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Soper.

30. SENATOR SOPER:

31. You're not positive about that, though.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Rock.

1. SENATOR ROCK:

2. Well, I am neither the Bureau of the Budget or the
3. Reference Bureau. I don't know how they're going to set it
4. up. I would assume yes, that...there will be an appropriation
5. for the salary of the Clerk of the Supreme Court and, hopefully,
6. if that other bill passes for the salary of the clerks of the
7. five Appellate Court Districts.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Soper.

10. SENATOR SOPER:

11. Now, if that comes in the line item, I still don't see
12. why we need this law...I don't see it.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Graham. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Well, I've listened to the debate on this as I did before
17. and still don't have the billing, still I'm under the same
18. opinion, it's a difference of philosophy, I think. Maybe I
19. have a warped philosophy where the courts are concerned, but I
20. think they consisently have attempted more and more to usurp
21. the power of the Legislature. We are the weakest of the three
22. branches. now I see no difference between the director of a
23. code department and a clerk for the Supreme Court. There's a
24. move on, of course, to appoint Circuit Clerks. Then we'll have
25. the same problem with that. We go as far as fixing minimum
26. salaries for municipal policemen, for different kinds of other
27. people that have nothing to do with...and are much lower paid.
28. Have nothing to do with the Judiciary. We fix their salaries.
29. We fix minimum salaries for all the...all the clerks, even
30. though that's true they are elected, but I just can't see this.
31. I see it as a further encroachment on...on the scope of the
32. power of the General Assembly. If we do this the next thing
33. will be to let the...to let...to allow the Governor to fix the

1. salaries of all the Code Departments and all the other things
2. that we have been fixing. I think that...that it's an
3. encroachment on our power and...and I see the...as I say, I see
4. a loss of prestige and status in comparison with the Judiciary.
5. I think people will think it's another grab by lawyers on the
6. bench. I think one of the most effective arguments that
7. Jimmy Chipmunk has made so far, is the one he put against the
8. paper tiger, the lawyers and the doctors. And, you know, I
9. supported him the last time, but when he takes me on on the
10. other side we got some differences like I had with Governor
11. Walker. I think this is a case of catering to the courts again
12. giving them more power. They'll raise the...the clerks salaries
13. and then say how niggardly they're paid in comparison and I...I
14. could just see it as a never ending stream of...of higher salaries
15. done by gradual bits and pieces.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Wooten.

18. SENATOR WOOTEN:

19. A question of the sponsor.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. He indicates he will yield. Senator Wooten.

22. SENATOR WOOTEN:

23. Just to refresh my memory, Senator Rock. Supposing, I'll
24. just pick some figures out of the air that they set this salary
25. at forty thousand and you set a line item at thirty thousand,
26. would they not be free to transfer funds or not pay somebody
27. else and get...and pay the forty thousand?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Rock.

30. SENATOR ROCK:

31. I think that's right. Yes.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Wooten.

1. SENATOR WOOTEN:
2. Why, I think that's the problem then.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Harber Hall.
5. SENATOR HARBER HALL:
6. Well, Mr. President, the Supreme Court would undoubtedly
7. be able or try to argue the point that as a separate branch of
8. service, a separate branch of Government, they should have the
9. right to do with funds anything they desire or choose to do or
10. elect to do themselves. They're doing this in a...in a couple
11. other areas that the Auditor General and the Audit Commission are
12. involved in right now and it seems to me that the Constitution
13. is plain that only the General Assembly has the authority to
14. set pay and appropriate money. And also audit funds of the
15. State. So I...I don't think this is good. You know the General
16. Assembly sets the minimum and maximum salaries of county officials
17. who are not even paid with State funds. And there might be some
18. argument in that case to let the counties do that, but in the
19. case where the General...where the State appropriates and pays
20. the money certainly the General Assembly should properly set
21. the salaries and not delegate that responsibility to any other
22. agency or separate branch of Government.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Knuppel.
25. SENATOR KNUPPEL:
26. I realize this is the second time but I just have one question.
27. If a dispute arises as Senator Wooten has posed between the amount
28. of salaries fixed and the line item who is going to have the
29. final determination as to the law, with regard thereto?
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Further discussion? Senator Rock may close.
32. SENATOR ROCK:
33. Thank you, Mr. President and Ladies and Gentlemen of the

1. Senate. Again, it seems to me only logical that now that we
2. have taken the Clerk of the Appellate and Supreme Courts out of
3. an elective position and made them employees of the court, the
4. court ought to have the right to pay...their employees what
5. they see fit, subject, of course, to our approval. I would
6. urge a favorable roll call.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Question is, shall Senate Bill 1603 pass? Those in favor
9. vote Aye. Those opposed vote Nay. The voting is open. Have
10. all voted who wish? Have all voted who wish? Take the record.
11. The sponsors ask that further consideration of Senate Bill 1630
12. be postponed. The bill will be postponed. Senator Grotberg on
13. 1608. Senate Bill 1616, Senator Berning. Senate Bill 1627,
14. Senator Demuzio. Senate Bill 1630, Senator Merlo. Senator
15. Merlo, do you wish...Read the bill, Mr. Secretary.

16. SECRETARY:

17. Senate Bill 1630.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Merlo is recognized.

22. SENATOR MERLO:

23. Thank you, Mr. President and members of the Senate. Senate
24. Bill 1630 is a clarifying bill. It seems that the intent of one
25. of the bills that we passed out which are the...one of the
26. condominiumpackage bills had some gray area there that was
27. called to our attention by the Illinois Association of Realtors
28. and the change provides that for a period of a hundred and twenty
29. days following his receipt of the intent any tenant who was a
30. tenant on the date the notice of intent was given rather than
31. the recording of the notice of intent shall be given the right
32. of first refusal to purchase. There's one other correction and
33. that was a word spelling of the word "conjunction" and we took

1. care of that as well. And I...there was no objection to the
2. bill and I ask your favorable consideration.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there discussion? The question is, shall Senate Bill
5. 1630 pass? Those in favor vote Aye. Those opposed vote Nay.
6. The voting is open. Have all voted who wish? Have all voted
7. who wish? Take the record. On that question, the Ayes are 53,
8. the Nays are None. None Voting Present. Senate Bill 1630 having
9. received the constitutional majority is declared passed. Senate
10. Bill 1616, Senator Berning. Read the bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 1616.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Berning.

17. SENATOR BERNING:

18. Thank you, Mr. President and members of the Senate. This
19. has nothing to do with any veto that was overridden. The
20. Calendar correctly describes what the bill does. It's a
21. parental protection bill, I assume is what you could call it.
22. I don't know of any serious opposition to it. I would
23. respectfully request a favorable roll call.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there discussion? Senator Knuppel.

26. SENATOR KNUPPEL:

27. Mr. President and members of the Body. I support this
28. concept and I'm going to vote for it, but I would call Senator
29. Berning's attention to the fact that this probably if the
30. Supreme Court is consistent, which I have some questions about,
31. if it's consistent in its ruling because you will recall that
32. we passed a bill here last Session that provided that if a
33. young lady under eighteen wanted an abortion, she had to have

1. either parental consent or some type of a court proceeding.
2. That was held unconstitutional. I can see no technical
3. difference between this and that. It has to do with the
4. medical welfare of a...of a under aged child who should be
5. able to make a decision with respect to their own body if
6. the court ruling means what it says it means. I'm going to
7. vote with you. I voted and sponsored that bill. I have
8. grievous quarrels with the Supreme Court decision that minors
9. who cannot even contract for a purchase of a used car can
10. make these decisions by themselves without their parental help.
11. So, Senator, I'm with you but I question the constitutionality
12. of your legislation based on the opinion in that case that had
13. to do with minors being able to arrange their own abortions.
14. You know, abortion by request by miss so and so age fourteen
15. and I...assume that it is no different with respect to laetrile.
16. I had some question about these soft-headed Federal judges and
17. I'm speaking...specifically of Marshall who would render such
18. a decision. One lady called me on the phone when he held this
19. unconstitutional and she said, what do you think. She said and
20. I told her, I was opposed to the decision and now maybe...maybe
21. Marshall hadn't raised any daughters or had any problems or...
22. didn't have too much knowledge in the field of...of...of human
23. relations and raising children. And she said, well, these...
24. women are old enough to have babies and I said, hell, I've got
25. mares that can have colts, but that don't mean they got sense
26. enough to make this kind of decision and I agree with you, Senator,
27. I'm going to vote for your legislation, but don't be too
28. surprised if it goes down in a fiery furnace with...when it's
29. shot down by some jerk like Marshall.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? For the clarification of the record,
32. Senator Berning, this relates to the Laetrile Act which was,
33. in fact, vetoed in the...with the veto of the Governor. It was

1. overridden and that is why the Secretary...it appears that way
2. in the digest. The question is, shall Senate Bill 1616 pass?
3. Those in favor vote Aye. Opposed vote Nay. The voting is
4. open. (Machine cutoff) voted who wish? Senator...Have all
5. voted who wish? Take the record. On that question, the Ayes
6. are 41, the Nays are 3, 6 Voting Present. Senate Bill 1616
7. having received the constitutional majority is declared passed.
8. House Bill...Senate Bill 1634, Senator Knuppel. Senate Bill...
9. Senate Bill 1645. Senator Weaver. Read the bill, Mr.
10. Secretary.

11. SECRETARY:

12. Senate Bill 1645.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Weaver.

17. SENATOR WEAVER:

18. Thank you, Mr. President. This does just as the Calendar
19. states. It establishes a Federal Construction Fund in the State
20. treasury for depository of Federal grant money for constructions
21. of buildings. I move...if anybody has any questions I'll be
22. happy to answer them.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there debate? The question is, shall Senate Bill 1645
25. pass? Those in favor will vote Aye. Those opposed vote Nay.
26. The voting is open. Have all voted who wish? Have all voted
27. who wish? Take the record. On that question, the Ayes are 52,
28. the Nays are None. None Voting Present. Senate Bill 1645 having
29. received the constitutional majority is declared passed. Senate
30. Bill 1667, Senator Glass. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 1667.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Glass.

4. SENATOR GLASS:

5. Thank you, Mr. President and Senators. Senate Bill 1667

6. clears up an error in the Park District Code. I think it was

7. at the last Session that we provided for a local option by

8. referendum to change the number of members on the board from

9. five to seven and also to decrease the term from six years to

10. four years. However, there is no transition schedule contained

11. in the bill for park districts electing to do this. That's what

12. this bill takes care of and there's several park districts that

13. have adopted this. So it is...it is an emergency for them.

14. It is supported by the Park District Association and I would

15. urge a favorable roll call.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Senator...Senator Kenneth Hall.

18. SENATOR KENNETH HALL:

19. Would the sponsor yield to a question? Senator Glass,

20. I'm sorry I have to apologize to you. Now, the park district

21. terms...are six years. Right now. Correct? Is this...

22. permissive? That...that doesn't change it?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Glass.

25. SENATOR GLASS:

26. Senator, all this does not make any change in the park

27. district terms. They are six years. However, at the last Session

28. we gave the park districts, by referendum, an option to change

29. those to four years. So I'm not doing anything about that.

30. That's already in the law. This takes care of a transition.

31. Once a park district does that and holds an election, how do

32. you decide the transition? Who gets the four year term and when

33. it expires and so forth.

1. RESIDING OFFICER: (SENATOR BRUCE)
2. Senator Rhoads.
3. SENATOR RHOADS:
4. Question of the sponsor. Senator Glass, what...how does
5. this transition schedule...Why is it needed? Why is there an
6. emergency? We have an Election Consolidation Bill coming over
7. from the House, which will become effective January 1...What's
8. going to happen between now and January 1 that makes this an
9. emergency?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Glass.
12. SENATOR GLASS:
13. Senator Rhoads, this deals with elections that have already
14. been held. Referendum that have created the four year and six
15. year options. The elections in this park district are set for
16. next...for the election next Spring. In the event that...there
17. is an extension of that...of the deadline or the effective date
18. of that implementation bill, then, of course, the election would
19. be held under the present system and...and the park district
20. would need a transition schedule. This is...comes from the
21. Wilmette Park District in my legislative district, which has
22. held in past referenda to make both of these changes in their...
23. there's a good deal of concern about whether it will be implemented.
24. PRESIDING OFFICER:(SENATOR BRUCE)
25. Senator Rhoads.
26. SENATOR RHOADS:
27. So what you're saying is that if...if the Consolidation of
28. Elections Bill passes this...this bill will be null and void.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Glass.
31. SENATOR GLASS:
32. No, the bill will still be needed. As a matter of fact, we
33. passed this legislation at the last Session, but there was some

1. other material in the bill we passed that was inconsistent with
2. the Consolidation of Elections Bill and the Governor...vetoed
3. the entire bill. Even if the consolidation passes we will still
4. need some system for providing how long the terms will be of newly
5. elected members because we're imposing a...a new set of terms.
6. I want an existing entity. And if...if you're electing four
7. members we have to know when their terms expires and this...the
8. language of this bill covers that.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Rhoads.

11. SENATOR RHOADS:

12. Well, the transition is from what to what...to...to people
13. who are now trustees and a new election which may or may not be
14. held next Spring is...we're going to have a transition from those
15. trustees to the new trustees. But we don't know when they're
16. going to be elected.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator...Senator Glass.

19. SENATOR GLASS:

20. We're going to have a transition to the new trustees when-
21. ever they are elected. That's right. If the creation of a seven
22. member board results in the election of either three or four
23. commissioners, two of them to be determined by lot will serve for
24. terms of two years instead of four years and thereafter, every-
25. body will serve four years. So it's...it's language that the
26. local districts and the Park Districts Association feels is
27. necessary to properly implement these changes that have already
28. been approved by the Legislature.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Futher discussion? Question is, shall Senate Bill 1667 pass?
31. Those in favor vote Aye. Those opposed vote Nay. The voting is
32. open. Have all voted who wish? Senator Joyce...Have all voted
33. who wish? Take the record. On that question, the Ayes are 51,

1. the Nays are None. None Voting Present. Senate Bill 1667
2. having received the constitutional majority is declared passed.
3. Senate Bill 1678, Senator Donnewald. Read the bill, Mr. Secretary,
4. please.
5. SECRETARY:
6. Senate Bill 1678.
7. (Secretary reads title of bill)
8. 3rd reading of the bill.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Donnewald.
11. SENATOR DONNEWALD:
12. Yes, Mr. President and members of the Body. This bill is
13. aimed at counteracting the effects of an Illinois Supreme Court
14. decision in 1977 which held that the statutory deadlines for
15. publication of assessments were mandatory rather than advisory
16. and the...the purpose of this bill is to correct that. It was
17. amended in the Committee on Revenue to suit the membership of
18. that committee and the particular amendments to that...to that
19. bill, in effect, would inform the taxpayers that the State law
20. requires assessed value to be thirty-three and one third percent
21. of market value. I think Senator Harber Hall requested that and
22. we did do that in committee and the other amendment was reduce
23. the...the changes of the threshold between small and large
24. counties with respect to assessment publication dates from a
25. hundred and fifty to fifty thousand. I would appreciate a
26. favorable roll call.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Is there discussion? The question is, shall Senate Bill 1678
29. pass? Those in favor vote Aye. Those opposed vote Nay. The
30. voting is open. Have all voted who wish? Take the record. On
31. that question, the Ayes are 54, the Nays are None. None Voting
32. Present. Senate Bill 1678 having received the constitutional
33. majority is declared passed. (Machine cutoff) go to the Order

1. of House bills, 1st reading. Leave is granted. House bills,
2. 1st reading, Mr. Secretary.

3. SECRETARY:

4. House Bill 2490. Senator Knuppel is the sponsor.
5. House Bill 2491. Senator Knuppel is the sponsor.
6. House Bill 2540. Senator Leonard-Berning.
7. ...House Bill 2568. Senator Vadalabene is the sponsor.
8. House Bill...House Bill 2597. Senator Walsh is the sponsor.
9. House Bill 2648. Senator Demuzio is the sponsor.
10. House Bill 2653. Senator McMillan is the sponsor.
11. House Bill 2685. Senator Nimrod is the sponsor.
12. House Bill 2695. Senator Leonard is the sponsor.
13. House Bill 2747...or 45. Senator Bruce is the sponsor.
14. House Bill 2852. Senator Bruce is the sponsor.
15. House Bill 2880. Senator...Netsch is the sponsor.
16. House Bill 2881. Senator Demuzio is the sponsor.
17. And on House Bill 2695, it is Senator Lane as the sponsor.
18. House Bill 2912. Senator McMillan is the sponsor.
19. House Bill 2929. Senator McMillan is the sponsor.
20. House Bill 2669. Senator Bloom is the sponsor...2969.
21. House Bill 2970. Senator Grotberg is the sponsor.
22. House Bill 2983. Senator Weaver is the sponsor.
23. House Bill 2989. Senator McMillan is the sponsor.
24. House Bill 2998. Senator Vadalabene is the sponsor.
25. House Bill 2999. Senator Vadalabene is the sponsor.
26. House Bill 3035. Senator Johns is the sponsor.
27. House Bill 3132. Senator Vadalabene is the sponsor.
28. House Bill 3230. Senator Nimrod is the sponsor.
29. House Bill 2628. Senator Knuppel is the sponsor.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. All bills on 1st reading go to the Committee on Rules.(Machine
32. cutoff) go to the Order of House Bills on...Senate Bills on 2nd
33. reading. Leave is granted for the purpose of one bill, which is

1. is of emergency nature. Senator Harber Hall on Senate Bill 1569.
2. Read the bill, Mr. Secretary.
3. SECRETARY:
4. Senate Bill 1569.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Harber...any amendments from the Floor? 3rd reading.
9. Senator Carroll. A motion on House Bill 2696. Senator Carroll is
10. recognized.
11. SENATOR CARROLL:
12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. I would move that we waive the Six Day Posting Require-
14. ment for immediate hearing of House Bill 2696. It's emergency
15. in nature and be heard today in Appropriations immediately
16. following adjournment...
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. You've heard the motion. Is there discussion? All in
19. favor say Aye. Opposed Nay. The Ayes have it. The motion to
20. suspend the Rule prevails. Senator Hynes.
21. SENATOR HYNES:
22. Mr. President, pursuant to our announcement yesterday with
23. respect to the Motions in Writing on the Calendar and those that
24. have been filed with the Secretary, I would move that those
25. motions be set over for a hearing on Thursday, May the 18th.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. You've heard the motion that the Motions in Writing be set
28. over till...until May 18th. Is there discussion? All in favor
29. say Aye. Opposed Nay. The motions will be set over. Senator
30. Hynes.
31. SENATOR HYNES:
32. Secondly, Mr. President, when we adjourn today we will
33. adjourn till 10:00 a.m. tomorrow morning. The Session tomorrow

1. will be limited to consideration of amendments on bills on
2. 2nd reading and bringing bills back from 3rd to 2nd for amend-
3. ment and will ask any sponsor with a controversial amendment to
4. refrain from calling it tomorrow and to have it called on...on
5. Tuesday.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. And under an agreement reached yesterday, is that correct
8. Senator Hynes, that all of motions have to be in writing prior
9. to close of business today...

10. SENATOR HYNES:

11. That is correct...

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. ...today.

14. SENATOR HYNES:

15. The...the Motions in Writing must be filed prior to our
16. adjournment today if it's to be considered next Thursday with
17. the group that is already on the Calendar. Those that are
18. filed prior to the close of the...the Session today will be
19. added to the list.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. All right. Senator Netsch.

22. SENATOR NETSCH:

23. If I might take this opportunity to seek leave to change
24. the principal sponsorship of Senate Bill 771 from Senator
25. Demuzio to Senator Netsch with his permission.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there leave? Leave is granted. Senator Wooten.

28. SENATOR WOOTEN:

29. I'd seek leave of the Body to be shown as a cosponsor to
30. Senate Bill 1508.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there leave? Leave is granted. Senator Nimrod.

33. SENATOR NIMROD:

1. Yes, Mr. President, I would seek leave to suspend the Rules
2. and discharge the Committee on Rules for further consideration of
3. House Bill 3230 and be placed on Order of 2nd reading. I have
4. checked with the President and the Chairman and the Minority
5. spokesman of the Appropriations Committee on this bill. It's
6. an emergency bill on salaries and they have agreed to have it
7. placed on 2nd reading.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The motion is to discharge the Committee on Rules from further
10. consideration of...of House Bill 3230 and that it be placed
11. on the Order of 2nd reading on the Calendar and that...and
12. that it be...I'm sorry. The motion is to discharge the Committee
13. on Rules from further consideration of the bill just named
14. and that it be read a first time. All right. Senator Nimrod,
15. can you withdraw your motion for a moment. That bill has gone
16. upstairs. We'll bring it back and get to you in a moment.
17. Senator Graham, for what purpose do you arise?

18. SENATOR GRAHAM:

19. Mr. President, I'd like to...Is Senator Hynes on the Floor?
20. I talked to you previously, Senator, and the members of the
21. Rules Committee regarding a bill I had in there dealing with
22. chemopapane that low back pain injection thing and the
23. feeling then, was perhaps, that during the interim this year, we
24. might have that bill in position where a subcommittee might be
25. able to have some hearings. I would like to know that whether
26. or not after today goes by, can we do something to have that
27. bill put into position to where a subcommittee can't have
28. hearings? I have no intention of trying to pass, I'd just
29. like to ask...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Hynes.

32. SENATOR HYNES:

33. Technically, no, you...after today you would not be in a

1. position to do that. I would suggest that you put a motion
2. up on the Secretary's Desk and then we can talk about it next
3. week and if it's agreeable on all sides, it...that can be done.

4. SENATOR GRAHAM:

5. I'll go file such a motion immediately.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. All right. Yes, Senator, I would just remind you that
8. the motion has to be in today.

9. SENATOR GRAHAM:

10. I'll have it in in about five minutes.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. What have you got? All right. Senator Nimrod. Senator
13. Nimrod is recognized on a motion on Senate Bill...House Bill
14. 3230. He moves it the...Committee on Rules be discharged
15. from further consideration of the bill and it be read a first
16. time. You've heard the motion. All in favor say Aye. Is there
17. leave to go to the Order of House Bills, 1st reading? Leave is
18. granted. Mr. Secretary, read the bill.

19. SECRETARY:

20. House Bill 3230.

21. (Secretary reads title of bill)

22. 1st reading of the bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. 2nd reading. Senator Demuzio.

25. SENATOR DEMUZIO:

26. Yes, Mr. President, on a point of personal privilege.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. State your point, Senator.

29. SENATOR DEMUZIO:

30. I would like the members of the Senate to...to know that
31. yesterday my secretary called the Governor's Office to get an
32. appointment with Governor Thompson today to talk about a piece
33. of legislation and I invited two sheriffs, a state's attorney,

1. two members of the county board to come up today and meet with
2. the Governor at 1:30. And while sitting in the office at 1:30
3. I was informed by an aide to the Governor that there was no
4. appointment. Ten minutes later I received a call from Zale
5. Glauberman who said and denied that he had talked to my secretary
6. about setting an appointment. I frankly believe that the
7. individual whom she spoke with was not, indeed, Zale Glauberman,
8. but I would suggest to you that if it is a prank or if it is a
9. joke five public officials from my district that took the time
10. to come to Springfield to talk about a serious piece of legislation
11. one of them in a wheelchair, that if this is the kind of staff
12. that...and pranks that go on in the Governor's Office of this State,
13. I think the people of Illinois ought to know about it. And I think
14. as a member of this Senate that not only myself am I insulted, but
15. as the members of my district and I think every member of this
16. Body. This has never happened to me before in my entire life,
17. and quite frankly, for a member of the Senate to have a prank
18. or joke played on him from the Governor's Office in this instance,
19. I think, is unconscionable. Thank you.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. All right. I have the following Senators who want to announce
22. ...to make announcements. Berman, Hall, Leonard, Lane, Buzbee,
23. Vadalabene, Mitchler and Carroll. Senator Berman is recognized.
24. All right. I got...I got Harber Hall. Senator Berman.

25. SENATOR BERMAN:

26. Thank you, Mr. President. I'm very pleased to introduce
27. to the Senate a class of students from the Kingsley School in
28. Evanston in the 11th district in the balcony if they would rise
29. and be acknowledged.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Would they please stand and be recognized by the Senate.
32. Senator Harber Hall.

33. SENATOR HARBER HALL:

1. On a point of personal privilege, Mr. President. In the
2. gallery to my left we have a class of Government from the Normal
3. Community High School with the leadership of Beth Plimpton.
4. I'd like to have them stand, if they will and be recognized by
5. this Body.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Leonard.

8. SENATOR LEONARD:

9. Yes, with leave of this Body I would like to be listed as
10. the cosponsor on Senate Bill 1786.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there leave? Leave is granted. Senator Lane.

13. SENATOR LANE:

14. Mr. President, I'd like to be shown as cosponsor myself
15. and Senator Merlo on Senate Bills 1783, 84, 85 and 86.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there leave? Leave is granted. Senator Buzbee.

18. SENATOR BUZBEE:

19. Thank you, Mr. President. The following subcommittees of
20. the Appropriations II Committee will be meeting today and
21. tomorrow. This afternoon as soon as the Session is over the
22. subcommittee of Appropriations Committee II dealing with the
23. Department of Aging's appropriation chaired by Senator Hickey
24. will meet in the State Office Building, Office C-3. That's in
25. Room 3C of the State Office Building. The subcommittee of
26. Appropriations Committee II dealing with the appropriation for
27. the Department of Public Aid, chaired by myself will be meeting
28. in Room 400, again that is immediately after adjournment today.
29. Tomorrow morning at 9:00 o'clock the subcommittee of Appropriations
30. Committee II dealing with the Department of Corrections, the two
31. bills, the Transfer bill and the Ordinary and Contingent Bill
32. for FY '79 will be meeting tomorrow morning at 9:00 o'clock in
33. Room 212. Thank you, Mr. President.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Vadalabene. Senator Mitchler. Senator Mitchler.
3. SENATOR MITCHLER:
4. Mr. President and members of the Senate. I ask leave to
5. be added as a cosponsor with Senator Sangmeister on Senate
6. Resolution 366.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is there leave? Leave is granted.
9. SENATOR MITCHLER:
10. Also, Mr. President, I'd like to make an announcement, the
11. German-American Legislative Dinner will be held this evening at the
12. Forum XXX. Wienerschnitzel, free beers, Chicago Deutschmeister
13. Brass Band. Everybody come and have a good time.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Vadalabene, you had an announcement? Senator Mitchler,
16. would you come to the podium please. Senator Vadalabene.
17. SENATOR VADALABENE:
18. Yes, this isn't really an announcement. What I do want to
19. clear up the No vote on Senate Bill 1428. I didn't give the
20. number of the bill where I had inadvertently press the red
21. button rather than the green and I want the record to show that
22. it was Senate Bill 1421.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. All right.
25. SENATOR VADALABENE:
26. Thank you.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Thank you. The record will show so. Senator Carroll.
29. SENATOR CARROLL:
30. Thank you, Mr. President and Ladies and Gentlemen of the
31. Senate. An announcement that the Appropriations I Committee
32. which is in recess, excuse me, from its morning meeting will
33. reconvene in fifteen minutes in Room 212.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Philip.
3. SENATOR PHILIP:
4. Thank you, Mr. President. Just like to remind the Senate
5. that we have the Senate-House Softball Game coming up. It's
6. tentatively scheduled for June 8th and we have our first
7. practice coming up next week on May 16th. So would remind the
8. membership to bring their spikes and their jockey shorts and
9. their baseballs and bats and lets have a good practice next
10. week.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Davidson.
13. SENATOR DAVIDSON:
14. Point of personal privilege, Mr...
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. State your point, Senator.
17. SENATOR DAVIDSON:
18. I'd like to introduce to the Senate, my farm host, who are
19. now learning today how to be a Legislator in return for I being
20. a farmer on April the 11th, Mr. and Mrs. George Weidekind from
21. Rural Route, Raymond, Illinois. George and Norma...I mean Gerald
22. and Norma.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Schafffer.
25. SENATOR SCHAFFER:
26. Mr...Mr. President, I ask leave to be added as a cosponsor
27. to Senate Bill 1723.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Is there leave? Leave is granted. Senator Newhouse on the
30. Floor? Senator Newhouse.
31. SENATOR NEWHOUSE:
32. Thank you, Mr. President. Mr. President, I've got a
33. congratulatory non-controversial resolution on the...the

1. Secretary's Desk. It's been cleared by leadership on both sides.
2. I'd like...
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Is there leave to suspend the rules? Leave is granted.
5. Senator...Newhouse moves the adoption of Senate Resolution...
6. SECRETARY:
7. Senate Resolution 371 offered by Senator Newhouse.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Congratulatory. Is there...is there discussion? All in
10. favor say Aye. Opposed Nay. The Ayes have it. The resolution
11. is adopted. Leave to go to the Order of Introduction of Bills?
12. Leave is granted. Introduction of Bills.
13. SECRETARY:
14. (Machine cutoff) 1877 introduced by Senators Egan, Rock,
15. Netsch, Daley and others.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Rules Committee. Leave to go to the Order of Resolutions?
18. Leave is granted. Mr. Secretary, has any Senator placed an
19. objection with any of the resolutions printed on the Resolution
20. Consent Calendar?
21. SECRETARY:
22. No objections have been filed.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Having no objections been filed the motion is...is on the
25. adoption of Senate Resolution...the Senate Resolution Calendar.
26. All in favor say Aye. Opposed Nay. The Ayes have it. Senator
27. Egan. Would you come to the podium please. (Machine cutoff)
28. Consent Calendar is adopted. Senator Netsch is recognized.
29. SENATOR NETSCH:
30. Thank you, Mr. President. We want to make note of some
31. change of...and revision of sponsorship on some of the Mental
32. Health Code package. On Senate Bill 252, would you show Senator
33. Daley as a joint sponsor with Senator Nimrod. That is a hyphenated

1. sponsor. On Senate Bill 253, would you show Senator Daley as
2. the principal sponsor with a...another one,perhaps, to be
3. added later and remove Senator Joyce as the principal sponsor
4. on 253 and the others we will leave for the moment. Thank you
5. very much.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there leave? Leave is granted. For what purpose does
8. Senator Rhoads arise?

9. SENATOR RHOADS:

10. On a point of parliamentary inquiry. What...

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator, if you'll...is this on the introduction?

13. SENATOR RHOADS:

14. Yes, it is.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. If you'll hold your point, I think it may be worked out in
17. just a moment.

18. SENATOR RHOADS:

19. Okay.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Newhouse is recognized.

22. SENATOR NEWHOUSE:

23. Thank you, Mr. President. Mr. President, I wonder if we
24. could,for a moment, recognize the students from the Karch School
25. who are in the North balcony, that is adjacent to my district
26. and I want to wish them well and hope they are enjoying their
27. stay here in Springfield.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Would our guests please stand and be recognized by the
30. Senate...On the Adjournment Resolution. We're going to adjourn...
31. (Machine cutoff)Senator Schaffer arise?

32. SENATOR SCHAFFER:

33. Well, I'm a little confused, Mr. President. Senator Buzbee

1. announced that the Appropriations II subcommittee would start
2. immediately upon adjournment and I can't make up my mind whether
3. we're adjourned or not.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. We're standing at ease, Senator, to work out a...a minor
6. glich.

7. SENATOR SCHAFFER:

8. Does this mean that the subcommittee is not meeting?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Well, I think Senator Egan...Senator Egan. Senator Egan.
11. It...it would appear that whatever difficulty has arisen could
12. be resolved on Tuesday and the Chair would advise that we should
13. take this from the record and you can meet with the leadership
14. on both sides to resolve your difficulty with the rules. Senator
15. Egan is recognized.

16. SENATOR EGAN:

17. Well, be it...I certainly don't want to try to tackle some-
18. thing without thirty votes and if you look around it's obvious
19. they're not here. I...I really think, Mr. President and members
20. present, that the issue is a timely, important issue. I think
21. that there is total unanimity in the subject matter. There is
22. bipartisan support of the bill. As a matter of fact, Mr. President,
23. I...I would think that everybody would want to cosponsor the bill.
24. Now...we can address the subject in many different ways, but I
25. think we're going to have to address the subject this Session and
26. it seems to me that it's only kind to give the concept a...a
27. author some consideration in the matter. And that's all I'm asking
28. for and...and I...we've...if...if you can do it Tuesday, you can
29. do it today.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Well, the problem is, Senator, on the suspension of the rules
32. and there may be objection to the bills introduction. I...I'm

33. SENATOR EGAN:

1. Well, but I'm...I'm asking that there be no objection. That
2. is my request. Just for the consideration from all of you, my
3. colleagues, that I would give to you if it were likewise situated.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator, is your motion to suspend the rules then for the
6. introduction of...of the bill?
7. SENATOR EGAN:
8. Yes.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. The motion is to suspend...Senator Shapiro.
11. SENATOR SHAPIRO:
12. Call of the House.
13. PRESIDING OFFICER:(SENATOR BRUCE)
14. Well, Senator...Senator Egan.
15. SENATOR EGAN:
16. I don't mean to put it to issue. I mean to ask for permission
17. to advance it and if...if I don't get the permission I...there
18. aren't thirty votes here as I...
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Well, let's put it this way. Is there leave to suspend the
21. rules? Is there leave? Leave is not granted. Senator, I think
22. that...precludes the...the bill's introduction unless the
23. suspension is required. The recommendation is that you take it
24. from the record and we discuss this on Tuesday. Senator Egan.
25. SENATOR EGAN:
26. I...I will do that very reluctantly.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. The bill is...take it from the record. Is there further business
29. to come before the Senate? Senator Hall moves that the Senate
30. adjourn until the hour of 10:00 tomorrow. The Senate stands
31. adjourned. Senator Kenneth Hall moves that we adjourn.
32.
33.