

80th GENERAL ASSEMBLY

REGULAR SESSION

MAY 18, 1978

1. PRESIDENT:

2. The hour of ten o'clock having arrived, the Senate will  
3. please come to order. Prayer will be by Reverend Rudolph  
4. Schultz of Union Baptist Church of Springfield. Will  
5. our guests in the galleries please rise.

6. REVEREND SCHULTZ:

7. (Prayer by Reverend Schultz)

8. PRESIDENT:

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Thank you, Mr. President. I move that reading and approval  
12. of the Journals of Tuesday, May the 16th, and Wednesday,  
13. May the 17th in the year 1978 be postponed pending arrival  
14. of the printed Journals.

15. PRESIDENT:

16. You've heard the motion. Is there any discussion?  
17. If not, all those in favor signify by saying Aye. Opposed.  
18. The Ayes have it. So ordered. Message from the House.

19. SECRETARY:

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

21. Mr. President - I am directed to inform the  
22. Senate that the House of Representatives has passed House  
23. Joint Resolution Constitutional Amendment with the following  
24. title in the passage of which I am instructed to ask the  
25. concurrence of the Senate, to-wit:

26. House Joint Resolution Constitutional Amendment 52.

27. PRESIDENT:

28. Executive.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. All right. The Chair has been informed that the...some of the  
31. membership has indicated they wish to take resolutions home with  
32. them, so we will move to the Order of Senate Resolutions Consent  
33. Calendar. Yes, Senator Bloom, for...for what purpose do you arise?

1. SENATOR BLOOM:  
2. Point of inquiry. Speaking of resolutions, while we  
3. have people here, I'd like to move SR 72 at some point.  
4. PRESIDING OFFICER: (SENATOR ROCK)  
5. Yeah, that request is in order. We'll go to it right  
6. after...  
7. SENATOR BLOOM:  
8. At some time. Thank you.  
9. PRESIDING OFFICER: (SENATOR ROCK)  
10. All right. Mr. Secretary, have any objections been filed  
11. with respect to the Senate Resolutions Consent Calendar?  
12. SECRETARY:  
13. No objections have been filed.  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. All right. Absent any objection, Senator Hynes moves that  
16. Senate Resolutions 372 through and including 386 be adopted.  
17. All those in favor signify by saying Aye. All those opposed.  
18. The Ayes have it. The resolutions are adopted. All right.  
19. With leave of the Body, on the Order of the Secretary's Desk,  
20. Senate Joint Resolution 72. Senator Bloom.  
21. SENATOR BLOOM:  
22. Thank you, Mr. President. This resolution allows the  
23. commission studying electronic funds transfers to go into  
24. Executive Session when hearing testimony...this is rather  
25. important, at least.  
26. PRESIDING OFFICER: (SENATOR ROCK)  
27. Will the members please be in their seat and will those  
28. not entitled to the Floor, please vacate.  
29. SENATOR BLOOM:  
30. Thank you, Mr. President.  
31. PRESIDING OFFICER: (SENATOR ROCK)  
32. Senator Bloom.  
33. SENATOR BLOOM:

1. This resolution would allow this commission to hear  
2. testimony in Executive Session concerning the security of  
3. various systems involving electronic banking. A brief background,  
4. the businesses such as Docutel, Miter Corporation, et cetera,  
5. are more than willing to come and discuss with the commission  
6. the way they have set up their system security. However,  
7. they do not want to publically say...explain how it's set  
8. up and how...how to break the security of the system.  
9. So, as a condition precedent to their coming and testifying  
10. in front of the commission, they would like to do it without  
11. the press and God and man in front of them. This resolution  
12. requires a three-fifths vote as per the Constitution. I'll  
13. answer questions and request a favorable roll call.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Is there any discussion? Senator Netsch.

16. SENATOR NETSCH:

17. It was some embarrassment, Senator Bloom. Several of us  
18. were engaged in some other discussions at the time you  
19. first explained it and I'm not quite sure that I...I got it.  
20. This relates to your Electronic Fund Transfer Commission and you  
21. are seeking the required two-thirds to close the meetings.  
22. But I did not hear why.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Bloom.

25. SENATOR BLOOM:

26. I forgive you...I forgive you for not listening.  
27. Basically...basically, Senator Netsch, the Commission is  
28. inquiring into privacy, security and consumer aspects of  
29. electronic banking. Okay. When it comes to the security  
30. aspects, the Miter Corporation, Docutel are more than happy  
31. to come in and tell us how their machines work, what fail-  
32. safe things they have, but the...they don't want to come in  
33. and testify in such a way so that the, how would you put it,  
34. the unscrupulous could take copious notes and figure out a way

1. 'to break their system. Follow what I'm saying?  
2. So, it's...it's only limited to the aspects...the inquiry  
3. of the Commission directed towards security systems.  
4. If the...the...the language of the resolution only allows that  
5. and it just says, you know, go into...Senator Netsch.  
6. PRESIDING OFFICER: (SENATOR ROCK)  
7. Senator Netsch.  
8. SENATOR NETSCH:  
9. Would you be good enough to read the qualifying language?  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Bloom.  
12. SENATOR BLOOM:  
13. I'd be more than happy to...  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. Do you wish the Secretary to read the...  
16. SENATOR BLOOM:  
17. Perhaps if the Secretary...we could shorten the process.  
18. PRESIDING OFFICER: (SENATOR ROCK)  
19. All right. May we have some order. Mr. Secretary, please  
20. read the resolution, or at least the qualifying language  
21. therein.  
22. SECRETARY:  
23. (Secretary reads SJR 72)  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. Senator Bloom.  
26. SENATOR BLOOM:  
27. Only when the security in electronic banking is  
28. in quotes, only when the agenda and it will only be one  
29. meeting, when these various haunchos fly in from their  
30. headquarters.  
31. PRESIDING OFFICER: (SENATOR ROCK)  
32. Senator Netsch.  
33. SENATOR NETSCH:

1. You are then assuring us that all...that the closed  
2. meeting will cover only one meeting of this Commission  
3. and that it will deal only with this very limited subject  
4. of their security systems which I concede, would be somewhat  
5. open to pampering if they were laid out on the record, I suppose,  
6. and that there will be no other use of the resolution to close  
7. a meeting.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Bloom.

10. SENATOR BLOOM:

11. Cross my heart. No, I'm...I'm serious. That's...that's  
12. only for that one meeting.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion? All right. The question is shall  
15. Senate Joint Resolution 72 pass. Constitutionally, this will  
16. require a vote of...affirmative vote of two-thirds  
17. of the membership. Those in favor will vote Aye. Those  
18. opposed will vote Nay. The voting is open. Have all voted  
19. who wish? Have all voted who wish? Take the record. On  
20. that question the Ayes are 50, the Nays are 1, none Voting  
21. Present. Senate Joint Resolution 72 having received the  
22. required constitutional majority is declared passed. If I might  
23. have the attention of the membership, we have with us in the  
24. Chamber a special guest and I will allow the introduction or  
25. turn over the proceedings to Senator Roger Sommer. Senator  
26. Sommer.

27. SENATOR SOMMER:

28. Members...thank you. Last Saturday in Decatur, Senator  
29. Rupp, the Miss Illinois National Teenager was chosen and  
30. it happens to be Susie Jones from Pekin and I'd like to introduce  
31. Susie right now to the Body.

32. SUSIE JONES:

33. (Remarks by Susie Jones)

1. SENATOR COFFEY:

2. Well, Mr. President and members of the Senate, I would  
3. also like to have the honor to introduce a young lady from  
4. my district, from Catlin, Illinois, Miss Congeniality and  
5. at this same occasion, a very lovely lady and I'd like for her  
6. to say a few words. Her name is Debbie Hall.

7. DEBBIE HALL:

8. (Remarks By Debbie Hall)

9. PRESIDING OFFICER: (SENATOR ROCK)

10. The Chair would just point out that these lovely  
11. ladies were accompanied by Representative Dick Luft.  
12. All right. On the Order of the Secretary's Desk, Senate  
13. Joint Resolution 16. SJR 16, Mr. Secretary. Senator Grotberg.

14. SENATOR GROTBERG:

15. Thank you, Mr. President. This is the Joint House-  
16. Senate Child Care Commission...Joint Committee, I think,  
17. that was sent over to the House. It's now about eighteen  
18. months old. We're looking for the amendment momentarily,  
19. but as I recall, it's an effective date and I would  
20. move for concurrence.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right. Senator Grotberg has moved that the Senate  
23. do concur in House Amendment No. 1 to Senate Joint Resolution  
24. 16. All those in favor signify by saying Aye. All those  
25. opposed. The Ayes have it. The Senate does concur.  
26. On the Order of the Secretary's Desk, Senate Joint Resolution  
27. 60. 60. Mr. Secretary, there...I believe there is a committee  
28. amendment.

29. SECRETARY:

30. Senate Joint Resolution 60 with a...Executive Appointments  
31. and Administration offers one amendment.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Davidson.

1. SENATOR DAVIDSON:

2. Yes, Mr. President, I'd move the adoption of Committee  
3. Amendment No. 1 to Senate Joint Resolution 60. This  
4. put in the...the directive from the Board of Higher Education  
5. approving this.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Is there any discussion? Senator Davidson moves the  
8. adoption of Amendment No. 1 to Senate Joint Resolution  
9. 60. All those in favor signify by saying Aye. All those  
10. opposed. The Ayes have it. The amendment is adopted.

11. Yes. On the Order of Senate...Secretary's Desk, Senate  
12. Joint Resolution 60. Senator Davidson.

13. SENATOR DAVIDSON:

14. Yes, Mr. President, this resolution is...authorizes  
15. apartment housing...eighty apartments to be built at  
16. Sangamon State University. There will be no State money  
17. whatsoever. This is a loan from HUD at three percent  
18. secured by the land and the building that's being built.  
19. The additional two hundred thousand dollars to make the  
20. match on the HUD loan has been raised from private  
21. individuals from within the community. It's urgently  
22. needed. As you know under the law, if you're going to build  
23. apartments, you have to have a resolution approved  
24. by the House and the Senate. I'd appreciate a favorable  
25. roll call.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any discussion? Senator Hickey.

28. SENATOR HICKEY:

29. Thank you, Mr. President. This resolution, I asked to be  
30. held up in committee so that a different kind of procedure  
31. could be pursued of which eventually was and this...the  
32. amendment which was just put on the resolution cleans up that  
33. procedure. I don't think we'll have a repetition of the

1. way it was presented in the first place and I now, too,  
2. wholeheartedly, support the resolution.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further discussion? Senator Kenneth Hall.

5. SENATOR KENNETH HALL:

6. Will the sponsor yield to a question?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Indicates he will yield. Senator Hall..

9. SENATOR KENNETH HALL:

10. Senator, did we ever determine whether this property  
11. belonged to the State or was it a loan to this group? Now...now,  
12. who owns this property?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Davidson.

15. SENATOR DAVIDSON:

16. The property...the land will be owned by the State,  
17. Senator Hall. In committee, I was in error on where they  
18. were going to locate it. It will be owned by the State and the  
19. building will be owned by the State, but there's no State  
20. money involved in either building or the operating. The rent  
21. return 'cause it's a loan from HUD and private money  
22. raised locally as donation. There's no State money involved in  
23. it whatsoever.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Kenneth Hall.

26. SENATOR KENNETH HALL:

27. Well, I have one other question. Now, was it determined  
28. in case of default, would the State be responsible?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Davidson.

31. SENATOR DAVIDSON:

32. No, the State itself, as I understand it, wouldn't be  
33. responsible unless HUD said they would take back the building.



1. If it defaults on the loan, HUD would take the ownership of the  
2. building.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any further discussion? Senator Davidson has moved the  
5. adoption of Senate Joint Resolution 60. All those in  
6. favor signify by saying Aye. All those opposed.  
7. The Ayes have it. The resolution is adopted. Leave has been  
8. sought to take some film of the proceedings. Is leave granted?  
9. Leave is granted. Leave of the Body, we will advance to House  
10. Bills, 1st reading. Mr. Secretary.

11. SECRETARY:

12. House Bill 2666 sponsored by Senators Grotberg - Vadalabene.

13. House Bill 2702 sponsored by Senator Philip.

14. House Bill 2767 sponsored by Senator Demuzio.

15. House Bill 2778 sponsored by Senators Vadalabene - Leonard.

16. House Bill 2818 sponsored by Senator Hickey.

17. House Bill 2839 sponsored by Senator Mitchler.

18. House Bill 2842 sponsored by Senator Vadalabene.

19. House Bill 2893 sponsored by Senator Lemke.

20. House Bill 2894 sponsored by Senator Lemke.

21. House Bill 2899 sponsored by Senator Lemke.

22. House Bill 2984 sponsored by Senator McMillan.

23. House Bill 2985 sponsored by Senator Coffey.

24. House Bill 2987 sponsored by Senator Davidson.

25. House Bill 2988 sponsored by Senator Vadalabene.

26. House Bill 3009 sponsored by Senator Lemke.

27. House Bill 3019 sponsored by Senator Lemke.

28. House Bill 3023 sponsored by Senator Lemke.

29. House Bill 3042 sponsored by Senator Knuppel.

30. House Bill 3053 sponsored by Senator Davidson.

31. House Bill 3054 sponsored by Senator Nimrod.

32. House Bill 3079 sponsored by Senator Vadalabene.

33. House Bill 3108 sponsored by Senator Roe.

1. House Bill 3118 sponsored by Senator Schaffer.
2. House Bill 3153 sponsored by Senators Vadalabene - Grotberg.
3. House Bill 3204 sponsored by Senator Savickas.
4. House Bill 3209 sponsored by Senator Savickas.
5. House Bill 3218 sponsored by Senator Lemke.
6. House Bill 3257 sponsored by Senator Coffey.
7. House Bill 3260 sponsored by Senator Clewis.
8. House Bill 3269 sponsored by Senator Glass.
9. House Bill 3277 sponsored by Senator Walsh.
10. House Bill 3349 sponsored by Senator McMillan.
11. House Bill 3351 sponsored by Senator Kenneth Hall.
12. House Bill 2766 sponsored by Senator Bowers.
13. House Bills 3014 and 3015 and 3016 sponsored by Senator
14. Harber Hall.
15. House Bill 3050 sponsored by Senators Hynes - Shapiro.
16. House Bill 2572, Senator Egan.
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Rules Committee. House Bills, 1st reading. If any
19. member has a bill they wish to pick up, please inform the
20. Secretary.
21. SECRETARY:
22. House Bill 2927, Senator Buzbee is the sponsor.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. All right. Rules Committee. Senator McMillan, for what
25. purpose do you arise?
26. SENATOR McMILLAN:
27. Mr. President, if it's possible to do so, I'd like the
28. record to record me as voting No on Senate Joint Resolution
29. 60 which was passed by voice vote a little bit ago.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. The record will so show.
32. SENATOR McMILLAN:
33. Thank you.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senate Bills, 2nd reading. Senator Netsch, Senate  
3. Bill 250. Senator Netsch.

4. SENATOR NETSCH:

5. Thank you. Just an announcement about this because there  
6. is a lot of interest in it. This is the first in the series  
7. of the mental health bills that were studied and reported out  
8. by the joint committee which Senator Daley chaired. We had hoped  
9. to be able to move them today or before the end of this  
10. week, but it is not possible. There is at least one fiscal note  
11. missing and there are a couple of the amendments that have  
12. just not physically been prepared yet. So that it will have  
13. to wait now until the first of next week and we do want to move  
14. them altogether because they are part of a package. So, it is  
15. likely to be hopefully Monday or at the latest, Tuesday of  
16. next week and I would like to assure the members that copies of  
17. the amendments which have been proposed initially by  
18. the joint committee and then adopted by the Senate Judiciary  
19. I Committee, will be on the desks of the members with a brief  
20. explanation before they are presented for a vote so that  
21. everyone will have an opportunity to know what is in them and  
22. that will be early next week, as early as possible. Thank you,  
23. Mr. President.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Hall, for what purpose do you arise?

26. SENATOR KENNETH HALL:

27. Point of personal privilege, Mr. President.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. State your point, Sir.

30. SENATOR KENNETH HALL:

31. In the rear gallery to my right is Park School from  
32. East St. Louis, in my district. There are eighty students and  
33. they're accompanied by Mrs. Rosa Hale, Mrs. Regina Wakefield and

SB 430  
2nd Reading  
5-18-78

1. Mrs. Valerie Nicholson and Mr. Bobby Bean. They're the teachers  
2. that are accompanied them. I would ask them to rise and  
3. be recognized by the Senate.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Will...will our guests from East St. Louis please stand and  
6. be recognized by the Senate. On the Order of Senate Bills,  
7. 2nd reading, Senate Bill 430, Senator Guidice. Read the bill,  
8. Mr. Secretary.

9. SECRETARY:

10. Senate Bill 430.

11. (Secretary reads title of bill)

12. 2nd reading of the bill. The...this bill had a request for a  
13. fiscal note. It has been answered. The Committee on Elementary  
14. and Secondary Education offers one amendment.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Guidice.

17. SENATOR GUIDICE:

18. Thank you, Mr. President and members of the Senate. The  
19. amendment that was offered in committee changed the bill by  
20. causing rather than a hearing officer to be a...an attorney,  
21. it would be an appointment by the National Arbitration  
22. Association. They would hear the complaints. It would be a final de-  
23. cision that thereafter would be taken to the circuit court if there  
24. was any problem with that. It alleviated the necessity of having  
25. any of the board members sit in on the hearings and this was the  
26. amendment that was offered in committee but I would  
27. move to Table that amendment in lieu of an amendment that I  
28. have given the Secretary which has some technical change and  
29. also places in the bill that a hearing officer, if he fails  
30. without good cause to make a decision within a forty-five day  
31. period, could be relieved of his duties for a period of six  
32. months until that particular problem was straightened out.  
33. So, I would move to Table the amendment that was offered in  
34. committee and move the adoption of the amendment I am putting here

1. on the Floor today.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. All right. Senator Guidice has moved to Table Committee

4. Amendment No. 1 to Senate Bill 430. Is there any discussion?

5. All those in favor signify by saying Aye. All those opposed.

6. The Ayes have it. The amendment...Amendment No. 1 is Tabled.

7. Further amendments?

8. SECRETARY:

9. Floor Amendment No. 2 offered by Senator Guidice.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Guidice.

12. SENATOR GUIDICE:

13. Thank you, Mr. President. As I indicated in my discussion

14. regarding the amendment that was offered in committee, this

15. amendment is the same amendment outside of the new language

16. that adds the restrictions for good cause and for not a

17. period of more than six months and I would move its adoption.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Guidice has moved the adoption of Amendment

20. No. 2 to Senate Bill 430. Is there any discussion? All those

21. in favor signify by saying Aye. All those opposed. The

22. Ayes have it. The amendment is adopted. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. 3rd reading. 1419, Senator Maragos. 1427, Senator Sommer.

27. 1429, Senator Demuzio. I guess that's the...well, that's

28. a bonding bill. I guess we're going to hold all the

29. bonding bills. 1434. All right. On the Order of Senate Bills,

30. 2nd reading, Senate Bill 1434. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 1434.

33. (Secretary reads title of bill)

34. 2nd reading of the bill. The Committee on Executive offers

1. one amendment.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Demuzio.

4. SENATOR DEMUZIO:

5. Thank you, Mr. President. Amendment No. 1 on Senate Bill  
6. 13...1434 was a technical amendment. I move for the adoption  
7. of the amendment.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Demuzio has moved the adoption of Amendment No. 1  
10. to Senate Bill 1434. Is there any discussion? All those  
11. in favor signify by saying Aye. All those opposed. The Ayes have  
12. it. The amendment is adopted. Further amendments?

13. SECRETARY:

14. No further committee amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any amendments from the Floor?

17. SECRETARY:

18. Amendment No. 2 offered by Senator Demuzio.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Demuzio.

21. SENATOR DEMUZIO:

22. Thank you, Mr. President. It, too, is a...is a technical  
23. amendment. Basically what it does is it changes some of the  
24. words such as "waited" from "factor" to "waited." It makes it  
25. more applicable to the rest of the Statute and also changes the  
26. provisions of the Act to take effect in Fiscal Year 1980  
27. rather than in 1978 and I move for the adoption of the amendment.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Demuzio has moved the adoption of Amendment No.  
30. 2 to Senate Bill 1434. Is there any discussion? All those  
31. in favor signify by saying Aye. All those opposed. The Ayes  
32. have it. The amendment is adopted. Any further amendments?

33. SECRETARY:

No further amendments.

1. PRESIDING OFFICER: (SENATOR ROCK)  
2. 3rd reading. Senator Johns, for what purpose do you  
3. arise?  
4. SENATOR JOHNS:  
5. Mr....Mr. President, Senator Demuzio and I both  
6. have had lots of experience in this particular field.  
7. I've been asked by various letters to support his bill.  
8. I'd like to cosponsor it with him.  
9. PRESIDING OFFICER: (SENATOR ROCK)  
10. Senator Johns has asked leave to be shown as cosponsor  
11. of Senate Bill 1434. Is leave granted? Leave is granted.  
12. So ordered. Senator Berman, 1454. Senator Buzbee, 1456.  
13. Senator Grotberg...do you wish to call that one?  
14. On the Order of Senate Bills, 2nd reading, Senate Bill 1456.  
15. Read the bill, Mr. Secretary.  
16. SECRETARY:  
17. Senate Bill 1456.  
18. (Secretary reads title of bill)  
19. 2nd reading of the bill. No committee amendments.  
20. PRESIDING OFFICER: (SENATOR ROCK)  
21. Any amendments from the Floor?  
22. SECRETARY:  
23. Amendment No. 1 offered by Senator Shapiro.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. Senator...Senator Shapiro.  
26. SENATOR SHAPIRO:  
27. Well, Mr. President and Ladies and Gentlemen of the  
28. Senate. The gist of the amendment that I have reduces the  
29. amount of money allocated for the State Aid Formula, but it  
30. does provide for full funding as advocated with the Governor's  
31. budget. In other words, the bill, as it is before us at the  
32. present time, overappropriates and adds extra money in...in  
33. disregard of the Governor's budget request and I would urge

1. adoption of this amendment because the extra money is not  
2. budgeted.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Thank you, Mr. President. I have just discovered that I have  
7. a very important mission that I'm going to have to go on,  
8. and so as a result, I think we probably ought to take this  
9. bill out of the record.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Take it out of the record. 1470, Senator Grotberg.  
12. Senators Regner and Buzbee and Carroll. Are we ready to go on  
13. some of these appropriation bills, or should we hold them all?  
14. I'm...all right. Senator Grotberg, We have been preempted by the  
15. appropriations chiefs. 1529, Senator Bruce. 1540,  
16. Senator Hickey. 1541, Senator Hickey. 1555, Senator Lane.  
17. 167...1690, Senator Collins. 1691, Senator Leonard.  
18. 1725. 1727, Senator Walsh. 1769, Senator Leonard.  
19. 1772. 1807, Senator Lane. 1817, Senator Leonard. Yes.  
20. On the Order of Senate Bills, 2nd reading, Senate Bill 1817.  
21. ...fiscal note has been requested has not yet been filed.  
22. Secretary informs the Chair that the fiscal note has not yet  
23. been filed. If you wish to file it immediately, we can  
24. move it immediately. All right. Yes, while the fiscal note  
25. is being filed, Senator Buzbee, for what purpose do you arise?

26. SENATOR BUZBEE:

27. On a point of personal privilege, Mr. President.

28. PRESIDING OFFICER: (SENATOR BUZBEE)

29. State your point.

30. SENATOR BUZBEE:

31. In the gallery behind the Chamber, the eastern gallery,  
32. there are students from St. Peter and St. Paul School in  
33. Waterloo, Illinois in my district and I would like for  
34. the Chamber to recognize them.



SB 1850  
2nd Reading  
5-18-78

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Will our guests from Waterloo please stand and be
3. recognized by the Senate. On the Order of Senate Bills,
4. 2nd reading, Senate Bill 1817. Read the bill, Mr. Secretary.
5. SECRETARY:
6. Senaté Bill 1817.
7. (Secretary reads title of bill)
8. This bill had a request for a fiscal note which has been
9. answered. No committee amendments.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Any amendments from the Floor?
12. SECRETARY:
13. Amendment...no...no amendments.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. 3rd reading. 1819, Senator Lane. 1820, Senator
16. Egan. 1827, Senator Graham. 1850, Senator D'Arco.
17. On the Order of Senate Bills, 2nd reading, Senate Bill
18. 1850. Read the bill, Mr. Secretary.
19. SECRETARY:
20. Senate Bill 1850.
21. (Secretary reads title of bill)
22. This bill had a request for a fiscal note which has been
23. answered. No committee amendments.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. Any amendments from the Floor? Senator...
26. SECRETARY:
27. Amendment...
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator D'Arco. Is there an amendment...is this your
30. amendment? Any amendments from the Floor?
31. SECRETARY:
32. Amendment No. 1 offered by Senator D'Arco.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator D'Arco.

2. SENATOR D'ARCO:

3. Mr. President, Amendment No. 1 amends the bill to provide

4. that the outpatient care shall be at the same level as in the

5. plan and effect immediately before January 1, 1978. We had

6. a problem raising the level beyond what it was last year and

7. this lowers it to what it was last year, so it will be at the

8. same level and the fiscal impact will be a lot less and I move

9. for the adoption of Amendment No. 1.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator D'Arco has moved the adoption of Amendment No.

12. 1 to Senate Bill 1850. Is there any discussion? Senator

13. Rhoads.

14. SENATOR RHOADS:

15. A question of Senator D'Arco.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Sponsor indicates he will yield. Senator Rhoads.

18. SENATOR RHOADS:

19. Senator, you say that the fiscal impact is less.

20. Well what did the fiscal note say?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator D'Arco.

23. SENATOR D'ARCO:

24. The fiscal note said six hundred thousand dollars.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Further discussion? All right. Senator D'Arco has moved

27. the adoption of Amendment No. 1 to Senate Bill 1850. All

28. those in favor signify by saying Aye. All those opposed.

29. The Ayes have it. The amendment is adopted. Any further

30. amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR ROCK)

34. 3rd reading. 1857, Senator Glass. On the Order of Senate

1. Bills, 2nd reading, Senate Bill 1857. Read the bill, Mr.  
2. Secretary.  
3. SECRETARY:  
4. Senate Bill 1857.  
5. (Secretary reads title of bill)  
6. 2nd reading of the bill. No committee amendments.  
7. PRESIDING OFFICER: (SENATOR ROCK)  
8. Any amendments from the Floor?  
9. SECRETARY:  
10. Amendment No. 1 offered by Senator Glass.  
11. PRESIDING OFFICER: (SENATOR ROCK)  
12. Senator Glass.  
13. SENATOR GLASS:  
14. Thank you, Mr. President. Amendment No. 1 is a technical  
15. amendment making several corrections in the language to  
16. correctly identify institution, place, building, or agency and  
17. I would move its adoption.  
18. PRESIDING OFFICER: (SENATOR ROCK)  
19. Senator Glass has moved the adoption of Amendment No. 1  
20. to Senate Bill 1857. Is there any discussion? All those  
21. in favor signify by saying Aye. All those opposed. The Ayes  
22. have it. The amendment is adopted. Any further amendments?  
23. SECRETARY:  
24. No further amendments.  
25. PRESIDING OFFICER: (SENATOR ROCK)  
26. 3rd reading. 1873, Senator Lane. 76. On the  
27. Order of Senate Bills, 2nd reading, Senate Bill 1876.  
28. Read the bill, Mr. Secretary.  
29. SECRETARY:  
30. Senate Bill 1876.  
31. (Secretary reads title of bill)  
32. 2nd reading of the bill. No committee amendments.  
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any amendments from the Floor?

2. SECRETARY:

3. Amendment No. 1 offered by Senator Lane.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Lane.

6. SENATOR LANE:

7. Thank you, Mr. President. Amendment No. 1 provides that

8. no litigation is pending regarding demolition of the

9. insured property. This was requested by the City of Chicago

10. and this is legislation that we're trying to make a few

11. corrections in that was passed last year. I move for the

12. adoption of Amendment No. 1.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Lane has moved the adoption of Amendment No. 1

15. to Senate Bill 1876. Is there any discussion? All those

16. in favor signify by saying Aye. All those opposed.

17. The Ayes have it. The amendment is adopted. Any further

18. amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. 3rd reading. All right. With leave of the Body, we will

23. go to the Order of House Bills, 3rd reading. There is a bill of

24. an emergency nature on the Calendar. House Bills, 3rd reading.

25. House Bill 2696. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 2696.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Davidson.

32. SENATOR DAVIDSON:

33. Yes, Mr. President, this is...emergency bill. It's a

1. deficit appropriation to the Department of Revenue so they  
2. can pay the refunds under the circuit breaker proposition  
3. of last year. They ran out of money and cannot make the  
4. payment for claims that are there now. There's nineteen  
5. plus million dollars involved. It's in the budget. Appreciate  
6. a favorable roll call.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Is there any discussion? The question is shall House  
9. Bill 2696 pass. Those in favor will vote Aye. Those opposed  
10. will vote Nay. The voting is open. Have all voted who wish?  
11. Have all voted who wish? Take the record. On that question the  
12. Ayes are 58, the Nays are none, none Voting Present.  
13. House Bill 2696 having received a constitutional majority  
14. is declared passed. Senator Hynes, for what purpose do you arise?

15. SENATOR HYNES:

16. Mr. President, just to announce the schedule for the rest  
17. of the day. I would suggest that we go to the Order of  
18. 3rd reading, go through it. When we've completed that, then  
19. go to Motions and hopefully, we will be able to adjourn at a  
20. reasonable hour this afternoon. The...it is our intention to  
21. restrict the debate on the Motions and I will ask the  
22. consent of the Body at that time to do that. So, if...if we  
23. cooperate and move through this Calendar quickly, I think we  
24. can adjourn at a reasonable hour today.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. With leave of the Body, on the Order...we'll  
27. go to the Order of Senate Bills, 3rd reading.  
28. On the Order of Senate Bills, 3rd reading, 309, Senator  
29. Sangmeister. On the Order of Senate Bills, 3rd reading,  
30. Senate Bill 309. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 309.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Sangmeister.

4. SENATOR SANGMEISTER:

5. Thank you, Mr. President and members of the Senate.

6. Senate Bill 309, as it...amended, merely changes the years  
7. from 1976 in the Act to 1979 which simply means that there will  
8. be some other people that will be able to qualify under the  
9. pension system. The reason I'm handling the bill is I was asked  
10. to do so by the Pensions Law Commission who, you know we all rely  
11. on to...on our pension law changes and they tell me that this  
12. is in good order. Everybody is in favor of it. I was told  
13. that, anyway. No one has told me anything to the contrary  
14. and if we're all in favor, we'd appreciate a favorable roll call.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Is there any discussion? The question is shall Senate Bill  
17. 309 pass. Those in favor will vote Aye. Those opposed will  
18. vote Nay. The voting is open. Have all voted who wish?  
19. Have all voted who wish? Take the record. On that question  
20. the Ayes are 55, the Nays are none, none Voting Present.  
21. Senate Bill 309 having received a constitutional majority is  
22. declared passed. 386, Senator Berman. 388. 460, Senator  
23. Clewis. 554, Senator D'Arco. Senate Bills, 3rd. On the  
24. Order of Senate Bills, 3rd reading, Senate Bill 554.  
25. Read the bill, Mr. Secretary.

26. SECRETARY:

27. Senate Bill 554.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator D'Arco.

32. SENATOR D'ARCO:

33. Senate Bill 554 amends the Chicago Municipal Employees  
Pension Fund by providing that a person who had contractual

1. services with the Corporation Council's Office prior to  
2. 1941 could receive service credits for amount of years not  
3. exceeding four in number. I would move...ask for a favorable  
4. roll call.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Is there any discussion? The question is shall Senate  
7. Bill 554 pass. Those in favor will vote Aye. Those opposed  
8. will vote Nay. The voting is open. Have all voted who wish?  
9. Have all voted who wish? Take the record. On that question  
10. the Ayes are 41, the Nays are 7, 3 Voting Present. Senate  
11. Bill 554 having received a constitutional majority is declared  
12. passed. 571, Senator D'Arco. On the Order of Senate Bills,  
13. 3rd reading, Senate Bill 571. Read the bill, Mr. Secretary.

14. SECRETARY:

15. Senate Bill 571.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator D'Arco.

20. SENATOR D'Arco.

21. Thank you, Mr. President. What this provides is that  
22. a person who is an employee of the Land Clearance Commission,  
23. which was subsequently renamed the City's Department of  
24. Urban Renewal, may receive credit for time served during the  
25. transition from the Land Clearance Commission to the Department of  
26. Urban Renewal. The employee would have to pay both the employees  
27. and employer's contribution. And I would ask for a favorable  
28. roll call.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. There any discussion? The question is shall Senate Bill  
31. 571 pass. Those in favor will vote Aye. Those opposed will vote  
32. Nay. The voting is open. Have all voted who wish? Have all voted  
33. who wish? Take the record. On that question the Ayes are 35,  
the Nays are 14, 5 Voting Present. Senate Bill 571 having received

1. a constitutional majority is declared passed. 1083, Senator  
2. Berning. 1515, Senator Guidice. All right. Senator Leonard,  
3. how about 1416. All right. On the Order of Senate Bills,  
4. 3rd reading, Senate Bill 1416. Read the bill, Mr. Secretary.  
5. SECRETARY:

6. Senate Bill 1416.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Leonard.

11. SENATOR LEONARD:

12. This is a bill that passed this Chamber last year. It is  
13. now in the Governor's budget and it is for repairs  
14. at this particular facility and I don't have a copy of the...  
15. yeah, for...it's...I believe it's a fifty thousand dollar  
16. appropriation and it is...it is in the Governor's budget  
17. and has passed this House.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Leonard.

20. SENATOR LEONARD:

21. Appropriation...the Department of Transportation. It is a  
22. fifty thousand dollar GRF expenditure of the Division of  
23. Water Resources. It has to do with repairs in Waukegan. It has  
24. passed this Chamber before and this time it is in the Governor's  
25. budget and he has indicated that it will be approved and I ask  
26. for a favorable roll call.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Senator Mitchler.

29. SENATOR MITCHLER:

30. Question of Senator Leonard. Is this anything out of the  
31. Coastal Zone Management or is this separate?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Leonard.



1. SENATOR LEONARD: .  
2. Well, this is in the coast, but this isn't Coastal  
3. Zone Management. This has to do with the Waukegan Harbor  
4. and it has to do with damage that was done by the winter  
5. weather. No, it hasn't anything to do with Coastal Zone  
6. Management.  
7. PRESIDING OFFICER: (SENATOR ROCK)  
8. Senator Sommer.  
9. SENATOR SOMMER:  
10. Senator Leonard, did I hear you correctly? Is this in the  
11. Governor's budget?  
12. PRESIDING OFFICER: (SENATOR ROCK)  
13. Senator Leonard.  
14. SENATOR LEONARD:  
15. The Governor has assured me that he has appropriated  
16. four million dollars for the Waukegan Harbor and this is  
17. a very, very small portion of it, fifty thousand dollars  
18. for repair.  
19. PRESIDING OFFICER: (SENATOR ROCK)  
20. Senator Sommer.  
21. SENATOR SOMMER:  
22. I asked you, Senator Leonard, is this in the Governor's  
23. budget?  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. Senator Leonard.  
26. SENATOR LEONARD:  
27. My understanding is that it is.  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. Senator Sommer.  
30. SENATOR SOMMER:  
31. I submit to you, Senator Leonard, this is General Revenue  
32. money and it's not in the Governor's budget.  
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any further discussion? Senator Leonard may close the  
2. debate.

3. SENATOR LEONARD:

4. Well, this is an expenditure this Body has approved before.  
5. It is money that the Governor does expend...expect to spend  
6. for the Waukegan Harbor and I ask a favorable roll call.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Question is shall Senate Bill 1416 pass. Those in  
9. favor will vote Aye. Those opposed will vote Nay. The  
10. voting is open. Have all voted who wish? Have all voted who  
11. wish? Take the record. On that question the Ayes are  
12. 36, the Nays are 19, none Voting Present. Senate Bill  
13. 1416 having received a constitutional majority is declared  
14. passed. 1428. 1442, Senator Leonard. On the Order of  
15. Senate Bills, 3rd reading, Senate Bill 1442. Read the bill,  
16. Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1442.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Leonard.

23. SENATOR LEONARD:

24. This is a...an appropriation that has also gone through  
25. this Chamber and on my conversation with the Governor,  
26. it is money that he does expect to spend in Waukegan. It would  
27. put in about a thousand slips in the Waukegan Harbor. It would  
28. pay back in taxes to the State of Illinois about two million  
29. dollars the first year and would receive in income and sales  
30. taxes about a million dollars every year thereafter. It is something  
31. that I've brought before this Body before. I think everybody  
32. in this Body is familiar with it and I would ask for a favorable  
33. roll call.

1. PRESIDING OFFICER: (SENATOR ROCK)  
2. Is there any discussion? Senator Sommer.  
3. SENATOR SOMMER:  
4. Senator Leonard, is this in the Governor's budget?  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Senator Leonard.  
7. SENATOR LEONARD:  
8. Senator, according to a conversation I had with the  
9. Governor, it is in the Governor's budget.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Sommer.  
12. SENATOR SOMMER:  
13. I agree with you, Senator, it is and will you support  
14. my amendment to take it out of the other bill if this one  
15. passes? Or do you want them twice?  
16. PRESIDING OFFICER: (SENATOR ROCK)  
17. Senator Leonard.  
18. SENATOR LEONARD:  
19. No, I don't want them twice. I simply want them once.  
20. PRESIDING OFFICER: (SENATOR ROCK)  
21. Senator Sommer.  
22. SENATOR SOMMER:  
23. Will you support my amendment to take it out of  
24. Senate Bill 1601?  
25. PRESIDING OFFICER: (SENATOR ROCK)  
26. Senator Leonard.  
27. SENATOR LEONARD:  
28. Well, I am not going to ask for the Governor to give  
29. us two appropriations. I'm not exactly sure what your  
30. appropriation is and I think that is about...about as close  
31. as I can come.  
32. PRESIDING OFFICER: (SENATOR ROCK)  
33. Senator Sommer.

1. SENATOR SOMMER:  
2. Senator Leonard, the same amount of money, the same  
3. project is in the capital bill. Now, will you support  
4. an amendment to take it out of there if you pass this bill?  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Senator Leonard.  
7. SENATOR LEONARD:  
8. Yeah, I'm in agreement with that general principle.  
9. Right. Yeah. I don't know what you're bill...yes, I think...  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Sommer.  
12. SENATOR SOMMER:  
13. Yes or no, Senator Leonard?  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. Senator Leonard.  
16. SENATOR LEONARD:  
17. I think I've...I think I've answered. I'm...I...as  
18. I understand your question, I would be in favor of that.  
19. I'm not exactly sure what you've got, but the Governor  
20. isn't going to leave it in twice. I want the Governor to sign  
21. this bill, okay?  
22. PRESIDING OFFICER: (SENATOR ROCK)  
23. Further discussion? The question is shall Senate Bill  
24. 1442 pass. Those in favor will vote Aye. Those opposed  
25. will vote Nay. The voting is open. Jim, will you vote me,  
26. please. Have all voted who wish? Have all voted who wish?  
27. Take the record. On that question the Ayes are 37, the Nays  
28. are 15, 1 Voting Present. Senate Bill 1442 having received  
29. a constitutional majority is declared passed. Senator  
30. Vadalabene on the Floor? 1483, Senator Hall. On the  
31. Order of Senate Bills, 3rd reading, Senate Bill 1483.  
32. Read the bill, Mr. Secretary.  
33. SECRETARY:

1. Senate Bill 1483.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Hall.

6. SENATOR KENNETH HALL:

7. Thank you, Mr. President, members of the Senate.

8. This bill is the results that the university had received  
9. a capital appropriation for renovation and remodeling of  
10. a facility and they had a hundred and forty-three thousand  
11. dollars remaining unreleased. However, in the opinion of the  
12. Office of the Attorney General of Illinois has indicated that  
13. the expenditure of this money for renovation of a leased  
14. facility is illegal. So, the effect of the opinion, it  
15. stopped the renovation of the building. Now, this merely  
16. gives them the right to purchase a building and the appropriation  
17. contemplated by this legislation would not come from any  
18. new State monies, but would rather utilize the existing  
19. university funds. There were some questions asked by the  
20. leadership on the other side of the aisle and Senator  
21. Grotberg and other...would there be duplication of it by  
22. the State community college and other facilities in that area.  
23. We got written statements from them and were assured that  
24. there would be no duplications continued on so therefore, I think  
25. this has satisfied any objection. I'd ask your most favorable  
26. support of this bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Senator Regner.

29. SENATOR REGNER:

30. Question of the sponsor.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Sponsor indicates he will yield. Senator Regner.

33. SENATOR REGNER:

1. Senator Hall, income funds such as this could be used  
2. to offset General Revenue Funds, isn't that correct?

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Hall.

5. SENATOR KENNETH HALL:

6. Well, I'm not certain of that, Senator. I really  
7. do not know.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Regner.

10. SENATOR REGNER:

11. Well, the fact is that the income funds can be used  
12. to offset General Revenue Funds on other projects and they  
13. could, in fact, then promote the duplicate of programs that  
14. you did speak of and it's just an observation that I would  
15. like to make to the members of the Senate. I don't have  
16. any particular opposition to the bill, but there...there  
17. could be some fudging around about how monies are used  
18. come next year.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? Senator Hall may close the debate.

21. SENATOR KENNETH HALL:

22. Well, that we have assurance from all of them, from the  
23. Board of Higher Education, we got it in writing as requested  
24. by the other side of the aisle. And I think that they have  
25. said that they would avoid any duplications. So, I'd ask  
26. your most favorable support of this bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. The question is shall Senate Bill 1483 pass. Those  
29. in favor will vote Aye. Those opposed will vote Nay. The  
30. voting is open. Have all voted who wish? Have all voted who  
31. wish? Take the record. On that question the Ayes are 54, the  
32. Nays are none, none Voting Present. Senate Bill 1483  
33. having received a constitutional majority is declared passed.  
34. Senator Ziomek, 1522. On the Order of Senate Bills, 3rd reading,

1. Senator...Senate Bill 1522. Read the bill,  
2. Mr. Secretary.  
3. SECRETARY:  
4. Senate Bill 1522.  
5. (Secretary reads title of bill)  
6. 3rd reading of the bill.  
7. PRESIDING OFFICER: (SENATOR ROCK)  
8. Senator Ziomek.  
9. SENATOR ZIOMEK:  
10. Yes, this bill appropriates twenty-five million  
11. four hundred and twenty-nine thousand dollars to the  
12. Board of Higher Education for 1979 and I'm asking for  
13. a favorable roll call.  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. Is there any discussion? Question is shall Senate  
16. Bill 1522 pass. Those in favor will vote Aye. Those  
17. opposed will vote Nay. The voting is open. Have all voted  
18. who wish? Have all voted who wish? Have all voted who wish?  
19. Take the record. On that question the Ayes are 57, the  
20. Nays are none, none Voting Present. Senate Bill  
21. 1522 having received a constitutional majority is declared  
22. passed. On the Order of Senate Bills, 3rd reading, Senate  
23. Bill 1524. Read the bill, Mr. Secretary. Senator Hynes,  
24. for what purpose do you arise?  
25.  
26. End of reel.  
27.  
28.  
29.  
30.  
31.  
32.  
33.

1. SENATOR HYNES:
2. I just wanted to congratulate Senator Ziomek on his first
3. bill and I hope that he doesn't have as much difficulty with
4. his bills in the future.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. On the Order of Senate Bills, 3rd reading, Senate Bill 1524.
7. Read the bill, Mr. Secretary.
8. SECRETARY:
9. Senate Bill 1524.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Weaver.
14. SENATOR WEAVER:
15. Thank you, Mr. President. This is the annual appropriation
16. to the U of I General Revenue Fund in the amount of two hundred
17. and sixty-two million and other funds, thirty-six million. Is
18. any discussion I'll be happy to try and answer any questions.
19. I'd appreciate a favorable roll call.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Any discussion? Senator Regner.
22. SENATOR REGNER:
23. Question?
24. PRESIDING OFFICER: (SENATOR ROCK)
25. The sponsor indicates he will yield. Senator Regner.
26. SENATOR REGNER:
27. Senator Weaver, doesn't this bill, in fact, contain forty-
28. four thousand dollars of an extra pay raise for certain employees
29. of the university that the other employees of various universities
30. do not have?
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Weaver.
33. SENATOR WEAVER:



1. Yes Sir.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Any further discussion? Question is, shall Senate Bill 1524

4. pass. Those in favor will vote Aye. Those opposed will vote

5. Nay. The voting is open. Have all voted who wish? Have all

6. voted who wish? Take the record. On that question, the Ayes

7. are 54, the Nays are None, 2 Voting Present. Senate Bill 1524

8. having received the constitutional majority is declared passed.

9. Senator Buzbee. On the Order of Senate Bills, 3rd reading, Senate

10. Bill 1525. Read the bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 1525.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Thank you, Mr. President. This bill will appropriate one

19. hundred twenty-seven million eight hundred thirty-three thousand

20. dollars as per the Governor's allocation for the ordinary and

21. contingent expenses of Southern Illinois University and I would

22. ask for a favorable roll call.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Is there any discussion? Question is, shall Senate Bill

25. 1525 pass. Those in favor will vote Aye. Those opposed will

26. vote Nay. The voting is open. Have all voted who wish? Have

27. all voted who wish? Take the record. On that question, the

28. Ayes are 56, the Nays are None. None Voting Present. Senate

29. Bill 1525 having received the constitutional majority is declared

30. passed. Senator Carroll. On the Order of Senate Bills, 3rd reading,

31. Senate Bill 1526. Read the bill, Mr. Secretary.

32. SECRETARY:

33. Senate Bill 1526.

1. (Secretary reads title of bill)  
2. 3rd reading of the bill.  
3. PRESIDING OFFICER: (SENATOR ROCK)  
4. Senator Carroll.  
5. SENATOR CARROLL:  
6. Thank you, Mr. President and Ladies and Gentlemen of the  
7. Senate. As in the last bills this is the ordinary and contingent  
8. appropriation at the Governor's level less retirement for the  
9. Board of Governor's system and I would ask for a favorable roll  
10. call.  
11. PRESIDING OFFICER: (SENATOR ROCK)  
12. Is there any discussion? Question is, shall Senate Bill  
13. 1526 pass. Those in favor will vote Aye. Those opposed will  
14. vote Nay. The voting is open. Have all voted who wish? Have  
15. all voted who wish? Take the record. On that question, the  
16. Ayes are 57, the Nays are None. None Voting Present. Senate  
17. Bill 1526 having received the constitutional majority is declared  
18. passed. On the Order of Senate Bills, 3rd reading, Senate Bill  
19. 1527. Read the bill, Mr. Secretary.  
20. SECRETARY:  
21. Senate Bill 1527.  
22. (Secretary reads title of bill)  
23. 3rd reading of the bill.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. Senator Shapiro.  
26. SENATOR SHAPIRO:  
27. Mr. President and Ladies and Gentlemen of the Senate. Senate  
28. Bill 1527 is for the ordinary and contingent expenses of the Board  
29. of...Regents which governs Northern Illinois University, Illinois  
30. State University and Sangamon State University in the total amount  
31. of a hundred and sixteen point five million dollars of which ninety-  
32. five point seven million is General Revenue and twenty point seven  
33. million are for income funds and other funds and I would urge a

1. favorable roll call.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? The question is, shall Senate Bill

4. 1527 pass. Those in favor will vote Aye. Those opposed will vote

5. Nay. The voting is open. Have all voted who wish? Have all voted

6. who wish? Take the record. On that question, the Ayes are 58,

7. the Nays are None. None Voting Present. Senate Bill 1527 having

8. received the constitutional majority is declared passed. On the

9. Order of Senate Bills, 3rd reading, Senate Bill 1532. Read the

10. bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 1532.

13. (Secretary reads title of bill)

14. 3rd...3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Davidson.

17. SENATOR DAVIDSON:

18. Mr. President and members of the Senate. This is the

19. ordinary and contingent expense for the operation of the

20. Treasurer's Office for the coming Fiscal Year. I appreciate

21. a...favorable roll call.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any discussion? The question is, shall Senate Bill 1532 pass.

24. Those in favor will vote Aye. Those opposed will vote Nay. The

25. voting is open. Have all voted who wish? Have all voted who wish?

26. Take the record. On that question, the Ayes are 57, the Nays are

27. None. None Voting Present. Senate Bill 1532 having received the

28. constitutional majority is declared passed. Senator Hall on the

29. Floor? Senator Grotberg, 1570. On the Order of Senate Bills,

30. 3rd reading, Senate Bill 1570. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 1570.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Grotberg. This has got to be a very important bill.

4. Senator Grotberg.

5. SENATOR GROTBERG:

6. Thank you, Mr. President. That's what this is. I move a

7. nice roll call. All green. Three hundred and twenty thousand

8. out of General Revenue and two million three hundred thousand for

9. the claims. I'd appreciate a favorable roll call.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Is there any discussion? The question is, shall Senate Bill

12. 1570 pass. Those in favor will vote Aye. Those opposed will vote

13. Nay. The voting is open. Have all voted who wish? Have all voted

14. who wish? Take the record. On that question, the Ayes are 57,

15. the Nays are 1, None Voting Present. Senate Bill 1570 having

16. received the constitutional majority is declared passed. On the

17. Order of Senate Bills, 3rd reading, Senate Bill 1533. Read the

18. bill, Mr. Secretary.

19. SECRETARY:

20. Senate Bill 1533.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Hall.

25. SENATOR KENNETH HALL:

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

27. Senate. This bill merely gives authority for twenty-five thousand

28. dollars that is a bond forfeiture that has been held in a special

29. fund by the Comptroller and the Attorney General's Office so it's

30. necessary for this legislation to be introduced and passed so the

31. State can get this twenty-five thousand dollars. I'd ask your

32. most favorable support of the bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Is there any discussion? Senator Regner.

2. SENATOR REGNER:

3. Yes, I'm going to support the bill because I...I think it's...  
4. has to be done. However, I would like Senator Hall to explain  
5. the bill and the reason for it a little more than he did so that  
6. all of the members know what the total implication is.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Kenneth Hall.

9. SENATOR KENNETH HALL:

10. Thank you. Senator Regner, I'm sure everybody is aware of  
11. it. This is money that was...it was a misappropriation of some  
12. funds, of Federal Funds and the bond that was at that time, the  
13. State Community College Board who was directing that were really  
14. running the school at that time felt that twenty-five thousand  
15. dollars was all that was to be necessary that no one would ever  
16. have more than twenty-five thousand dollars at one time. Later  
17. they found out by a Federal audit that it had not been...conducted  
18. for over a period of four years. That it was much more than that.  
19. It was...for the tune...the person whom the bond was forfeited had  
20. absconded or misappropriated over two hundred thousand dollars and  
21. the State could only recover twenty-five thousand dollars of bond  
22. forfeit but they are in court right now and trying to recover  
23. the entire loss of all the money which almost amounted to close  
24. to a million dollars. That's why...does that explain to your  
25. satisfaction, Senator Regner?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Regner.

28. SENATOR REGNER:

29. Just...just change on word. Instead of the word "misappropriation"  
30. the word is "embezzlement."

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further discussion? Senator Buzbee.

33. SENATOR BUZBEE:

1. Well, Mr. President, in the Senate Appropriations II Committee  
2. we spent a considerable amount of time talking about this bill.  
3. Of course, all this is is the forfeiture of the bonding money  
4. that the bonding company has paid off. Unfortunately, the bond  
5. was only for twenty-five thousand dollars and this money is being  
6. appropriated to the community college so it can be...be...start  
7. the repayment cycle back to HEW in the great Capitol in the sky  
8. in Washington and there are some of us who...well, first of all,  
9. we gave the president of the college the charge to do everything  
10. in her power to recover that money that was embezzled or stolen  
11. as, in fact it was, from one or two former employees and she is  
12. as Senator Hall pointed out, the...the college is in court right  
13. now trying to recover some or all of that money. In the event  
14. they do not recover all of it I think that this Body ought to  
15. at that time go on record to ask HEW to forgive that community  
16. college that debt because, as Senator Hall said, HEW had not  
17. done an audit of their own funds for over four years and they  
18. lose monies like this all the time and I don't see why the  
19. students in that college ought to be deprived of, and in fact  
20. they will...there will be some deprivation there because of  
21. their having to repay the funds. But this is just the start of...  
22. of the repayment to HEW. The bond money that was forfeited and,  
23. hopefully, we will be able to recover from the embezzlers and if  
24. not from them, hopefully, we'll be able to get HEW to forgive some  
25. of it.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Further discussion? Senator Don Moore.

28. SENATOR DON MOORE:

29. Thank you, Mr. President and members of the Senate. I  
30. believe that we are embarking upon a very dangerous precedent  
31. with Senate Bill 1533. I can see this principle expanded to save  
32. the Department of Public Aid with people who are ineligible who  
33. the Feds advance the money to and so forth. I think we ought to

1. wait and see what restitution does come out of the criminal  
2. actions that are proceeding, if any or maybe they'll recover  
3. it all and this bill won't be needed, but for this General  
4. Assembly to start the precedent of paying HEW monies that some-  
5. one has misappropriated or stolen improperly I am just fearful  
6. that...that we are going to see a continued rash of bills such  
7. as Senate Bill 1533 if we start with this precedent at this time.  
8. I think it's a bad bill. I can appreciate the problem that  
9. Senator Hall has at the...the school but I think we're just  
10. opening up Pandora's Box in the future.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Any further discussion? Senator Berning.

13. SENATOR BERNING:

14. One...one question of the sponsor.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The sponsor indicates he will yield. Senator Berning.

17. SENATOR BERNING:

18. Since you have intimated, if I understood correctly, that  
19. there are at least two hundred thousand and someone implied a  
20. million dollars involved...this being a very small amount, what  
21. in your opinion, is the liklihood of recovery from these  
22. embezzlers? Is that money available some place or is there any  
23. reasonable expectation that there will be some recovery?

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Hall.

26. SENATOR KENNETH HALL:

27. Well, Senator, in answer to your question, those were the  
28. same questions that were posed by Senator Buzbee and other members  
29. of the committee that he chairs. The twenty-five thousand  
30. dollars is the forfeiture of the person right now. She has been  
31. convicted. She has been sentenced. It has in the presence of  
32. appeal that presently the state board and the Attorney General  
33. is presently in court filing to try to recover all these funds,

1. but as you were told that this was over a period of four years  
2. there was no audit conducted. Now they're trying to locate these  
3. funds. I couldn't honestly stand here and tell you that...where  
4. the money is or what. We're hopeful that some of this money will  
5. be recovered.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Further discussion? Senator Hickey.

8. SENATOR HICKEY:

9. I...thank you, Mr. President. I rise in support of this  
10. bill. That's what this money is there for and I think it's  
11. absolutely correct that it be used as designated here. However,  
12. from this point on I agree with Senator Moore. I would strongly  
13. oppose one of the possibilities that was mentioned for further  
14. recovery of the...of the embezzled money through paying back  
15. HEW out of tuition from students who are there now or who are coming  
16. to that school. That seems all wrong to me and I agree with  
17. Senator Buzbee that unless that money is recovered from its  
18. original cache where it was c a c h e I think that that this  
19. group should...this Body should go on record as trying to get  
20. HEW to forgive the...the rest of the loss but I support Senator  
21. Hall and the bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Further discussion? Senator Mitchler.

24. SENATOR MITCHLER:

25. Senator Hickey, you made a statement about the students  
26. paying a tuition at this school. I believe that it's my under-  
27. standing that this is a tuition free school. They do pay tuition?

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Kenneth Hall.

30. SENATOR KENNETH HALL:

31. They do pay tuition, Senator.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Mitchler.



1. SENATOR MITCHLER:  
2.           When did they start paying the tuition there? It was my  
3. understanding that was a tuition free community college and what...  
4. what is there...what is their rate of tuition? The same rate as  
5. set up in the others?  
6. PRESIDING OFFICER: (SENATOR ROCK)  
7.           Senator Hall.  
8. SENATOR MITCHLER:  
9.           ...community colleges?  
10. SENATOR KENNETH HALL:  
11.           No, it's not that high. The only two...tuition free colleges  
12. and my understanding is there's one, I think, in Senator Bruce's  
13. area and one in the City of Chicago but they do pay a tuition.  
14. It's not...it's what it is but it's well over two hundred thousand  
15. dollars a year, Senator.  
16. PRESIDING OFFICER: (SENATOR ROCK)  
17.           Further discussion? Senator Walsh.  
18. SENATOR WALSH:  
19.           Will the Gentleman yield, Senator?  
20. PRESIDING OFFICER: (SENATOR ROCK)  
21.           The sponsor indicates he will yield. Senator Walsh.  
22. SENATOR WALSH:  
23.           Are there any strings on this appropriation? Must this  
24. twenty-five thousand dollars be used to repay the Federal  
25. Government?  
26. PRESIDING OFFICER: (SENATOR ROCK)  
27.           Senator Hall.  
28. SENATOR KENNETH HALL:  
29.           Yes, Senator. HEW terminated all Federal assistance into  
30. the college pending this agreement. Now if we don't start paying  
31. this twenty-five then they could shut off the Basic Education  
32. Opportunity Grants, the Supplementary Education Opportunity Grants,  
33. the Federal Work College Study and the National Direct Student Loans.

1. They have said unless we do that they will shut all those off.  
2. PRESIDING OFFICER: (SENATOR ROCK)  
3. Senator Walsh.  
4. SENATOR WALSH:  
5. So...so this money is...is just being funneled through the  
6. State Community College to the Federal Government.  
7. PRESIDING OFFICER: (SENATOR ROCK)  
8. Senator Hall.  
9. SENATOR KENNETH HALL:  
10. You're correct.  
11. PRESIDING OFFICER: (SENATOR ROCK)  
12. Any further discussion? Senator Hall may close the debate.  
13. SENATOR KENNETH HALL:  
14. I would ask for a favorable support of this legislation.  
15. PRESIDING OFFICER: (SENATOR ROCK)  
16. The question is, shall Senate Bill 1533 pass. Those in  
17. favor will vote Aye. Those opposed will vote Nay. The voting  
18. is open. Have all voted who wish? Have all voted who wish?  
19. Take the record. On that question, the Ayes are 51, the Nays  
20. are 4. None Voting Present. Senate Bill 1533 having received  
21. the constitutional majority is declared passed. Senator Nimrod.  
22. On the Order of Senate Bills, 3rd reading, Senate Bill 1593.  
23. Read the bill, Mr. Secretary.  
24. SECRETARY:  
25. Senate Bill 1593.  
26. (Secretary reads title of bill)  
27. 3rd reading of the bill.  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. Senator Nimrod.  
30. SENATOR NIMROD:  
31. Thank you, Mr. President and Ladies and Gentlemen of the  
32. Senate. This is a Fiscal Year '79 expenses for the Public School  
33. Teachers Pension and the Retirement Fund of Chicago for eight

1. hundred and fifty thousand dollars. I would ask for a favorable  
2. roll call.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any discussion? Question is, shall Senate Bill 1593 pass.  
5. Those in favor will vote Aye. Those opposed will vote Nay. The  
6. voting is open. Have all voted who wish? Have all voted who  
7. wish? Take the record. On that question, the Ayes are 55, the  
8. Nays are None. None Voting Present. Senate Bill 1593 having  
9. received the constitutional majority is declared passed. On the  
10. Order of Senate Bills, 3rd reading, Senate Bill 1594. Read the  
11. bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 1594.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Weaver.

18. SENATOR WEAVER:

19. Thank you, Mr. President. This bill appropriates nine  
20. hundred and ninety-five thousand to the Board of Trustees to the  
21. State Universities Retirement System. This is all payable from  
22. the State Pension Fund and I'd move its...favorable roll call.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any discussion? Question is, shall Senate Bill 1594 pass.  
25. Those in favor will vote Aye. Those opposed will vote Nay. The  
26. voting is open. Have all voted who wish? Have all voted who wish?  
27. Take the record. On that question, the Ayes are 55, the Nays are  
28. None. None Voting Present. Senate Bill 1594 having received the  
29. constitutional majority is declared passed. On the Order of Senate  
30. Bills, 3rd reading, Senate Bill 1595. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 1595.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Weaver.

4. SENATOR WEAVER:

5. Thank you, Mr. President. This bill appropriates four hundred

6. and eighty-six thousand for the expenses of the University Civil

7. Service Merit Board operation. I'd move its adoption.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any discussion? The question is, shall Senate Bill 1595

10. pass. Those in favor will vote Aye. Those opposed will vote

11. Nay. The voting is open. Have all voted who wish? Have all

12. voted who wish? Take the record. On that question, the Ayes are

13. 55, the Nays are None. None Voting Present. Senate Bill 1595

14. having received the constitutional majority is declared passed.

15. 1618, Senator Joyce. 1641, Senator Ozinga. On the Order of

16. Senate Bills, 3rd reading, Senate Bill 1641. Read the bill, Mr.

17. Secretary.

18. SECRETARY:

19. Senate Bill 1641.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Ozinga.

24. SENATOR OZINGA:

25. Mr. President, this bill merely appropriates the ordinary and

26. contingent expenses of the Visitation Commission in the amount of

27. forty thousand dollars which is the same as it was and has been.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Is there any discussion? The question is, shall Senate Bill

30. 1641 pass. Those in favor will vote Aye. Those opposed will

31. vote Nay. The voting is open. Have all voted who wish? Have

32. all voted who wish? Take the record. On that question, the Ayes

33. are 55, the Nays are None. None Voting Present. Senate Bill 1641

1. having received the constitutional majority is declared passed.  
2. On the Order of Senate Bills, 3rd reading, Senate Bill 1705.  
3. Read the bill, Mr. Secretary.  
4. SECRETARY:  
5. Senate Bill 1705.  
6. (Secretary reads title of bill)  
7. 3rd reading of the bill.  
8. PRESIDING OFFICER: (SENATOR ROCK)  
9. Senator Egan.  
10. SENATOR EGAN:  
11. Thank you, Mr. President and members of the Senate. Currently  
12. common carriers who are also purchasers must pay a sales tax on  
13. items that they purchase in Illinois for intended use out of the  
14. State. Such items are normally exempt from the sales tax in  
15. Illinois. In this instance they are not. This bill extends  
16. that exemption to common carriers that are also purchasers. The  
17. Department of Revenue has no objection to the bill. They were in  
18. the meeting at...of Revenue. It passed the committee unanimously  
19. and I commend it to your favorable consideration.  
20. PRESIDING OFFICER: (SENATOR ROCK)  
21. Is there any discussion? Question is, shall Senate Bill 1705  
22. pass. Those in favor will vote Aye. Those opposed will vote Nay.  
23. The voting is open. Have all voted who wish? Have all voted who  
24. wish? Take the record. On that question, the Ayes are 56, the  
25. Nays are None. None Voting Present. Senate Bill 1705 having  
26. received the constitutional majority is declared passed. Senator  
27. Newhouse, 1761. On the Order of Senate Bills, 3rd reading,  
28. Senate Bill 1761. Read the bill, Mr. Secretary.  
29. SECRETARY:  
30. Senate Bill 1761.  
31. (Secretary reads title of bill)  
32. 3rd reading of the bill.  
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Newhouse.

2. SENATOR NEWHOUSE:

3. Thank you, Mr. President and Senators. This is that Cook

4. County Hospital Governing Commission Bill that would admit pay-

5. ment for those prisoners who have been arrested but not convicted

6. and provide for third party payments for which are presently

7. uncoverable. I would ask for a most favorable roll call.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any discussion? Senator Glass.

10. SENATOR GLASS:

11. Would the sponsor yield for a question?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. The sponsor indicates he will yield. Senator Glass.

14. SENATOR GLASS:

15. Senator Newhouse, when this came up yesterday, I...I don't

16. think the question was asked but I would like to ask whether the

17. Department of Public Aid has taken the position that...that this

18. procedure is not permitted under Federal Law.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Newhouse.

21. SENATOR NEWHOUSE:

22. If they've taken that specific position, Senator, I'm

23. unaware of it. I would not have advanced the bill...if that had

24. been advanced to me.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Glass.

27. SENATOR GLASS:

28. Is...is this the Registration Bill? Oh. All right. I beg

29. your pardon. All right.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any further discussion? Senator Don Moore.

32. SENATOR DON MOORE:

33. Just one question of the sponsor, if he will yield?

1. PRESIDING OFFICER: (SENATOR ROCK)  
2. ...Indicates he will yield. Senator Moore.  
3. SENATOR DON MOORE:  
4. Now I understand that the amendment has been placed on the  
5. ...or on the bill that distinguishes those that are incarcerated  
6. and those that are in custody. Is that correct?  
7. PRESIDING OFFICER:(SENATOR ROCK)  
8. Senator Newhouse.  
9. SENATOR NEWHOUSE:  
10. That's correct, Senator.  
11. PRESIDING OFFICER: (SENATOR ROCK)  
12. Senator Moore.  
13. SENATOR DON MOORE:  
14. I'd...I...I believe the bill is in better condition now than  
15. what it was before with this amendment, Mr. President. There  
16. still might be a problem as far as the Saint Mary of Nazareth  
17. Hospital versus the Chicago case but I would not have any objection  
18. and I intend to support the bill.  
19. PRESIDING OFFICER:(SENATOR ROCK)  
20. Further discussion? Senator Walsh.  
21. SENATOR WALSH:  
22. Will the Gentleman yield?  
23. PRESIDING OFFICER: (SENATOR ROCK)  
24. Indicates he will yield. Senator Walsh.  
25. SENATOR WALSH:  
26. Senator, the...the Department of Public Aid opposed this  
27. bill in committee and they indicated to me subsequent to the  
28. committee that the amendment which you suggested and I assume  
29. the one that was adopted was not going to satisfy their objection.  
30. Can you tell me if they are in favor of the bill as amended or...  
31. PRESIDING OFFICER: (SENATOR ROCK)  
32. Senator Newhouse.  
33. SENATOR NEWHOUSE:

1. I...I don't know the answer, Senator, but I...I know  
2. they objected to the other two and they may have some objection  
3. to this. As a...fact of the matter is it will require the  
4. Department of Public Aid to pay for some patients who...for which  
5. they previously did not have to pay. But the result of this was  
6. it left Cook County Hospital Governing Commission in a bind as  
7. to where the funds are going to come from.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Walsh.

10. SENATOR WALSH:

11. Well, I guess...that's...that's the problem, Mr. President  
12. and members of the Senate, the money is going to come from the  
13. State and flow to the...to the County of Cook and as a Cook  
14. County taxpayer I...I guess that should be to my benefit. On  
15. the other hand the department does have objection to this bill  
16. and apparently, even as it's amended because the Federal  
17. Government does not reimburse the...the State for any of these  
18. ...these patients who are in custody of the Cook County Sheriff.  
19. So the department is still opposed. It's going to be the State  
20. money flowing to the County of Cook and I intend to vote No.

21. PRESIDING OFFICER:(SENATOR ROCK)

22. Further discussion? Senator Schaffer.

23. SENATOR SCHAFFER:

24. Well, Senator Newhouse, prisoners in the jails in my  
25. district in the counties downstate run up medical bills and  
26. it's my understanding that by and large when they don't have  
27. the money to pay that the counties have been forced to pick up  
28. the tab regardless of what hospital they were sent to and this  
29. seems to me they'd be establishing a double standard. Would it  
30. not be if...if the concept is sound and I'm also bothered by the  
31. fact that we won't be able to get a Federal match for these  
32. dollars is it not appropriate for the State Department of Public  
33. Aid to pick up some of these hospital bills downstate in addition



1. to Cook County?

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Newhouse.

4. SENATOR NEWHOUSE:

5. Well, Senator, I didn't you to make the distinction between

6. those who are incarcerated and have to be hospitalized. Now

7. those who have to be hospitalized I would assume would be eligible

8. for Public Welfare payments.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Schaffer.

11. SENATOR SCHAFFER:

12. Well, not just...not just those the ones who receive medical

13. treatment. As a matter of fact, I would think most people who

14. run jails probably are very cautious and are very...well I think

15. it's only prudent to see that very good medical attention is given

16. prisoners for reasons I think we all understand, legal ramifications,

17. et cetera and what I'm getting at is though that if the County of

18. Cook is going to get bailed out by the State of Illinois why

19. shouldn't the County of McHenry and the County of Peoria and the

20. rest of the State and it...it just seems to me that if the concept

21. is sound which is a question which I'm not sure I'm willing to

22. concede then it ought to apply statewide and not just for the

23. County of Cook.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Newhouse. Any further discussion? Senator Newhouse

26. may close the debate...I beg your pardon. Senator Berning.

27. SENATOR BERNING:

28. Thank you, Mr. President. Senator, is there any estimate

29. of the dollars involved? How much is this going to cost?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Newhouse.

32. SENATOR NEWHOUSE:

33. I must tell you, Senator, I don't have the answer to that

1. question.

2. PRESIDING OFFICER:(SENATOR ROCK)

3. Senator Berning.

4. SENATOR BERNING:

5. Well, Mr. President, to just carry a step forward the  
6. situation that Senator Schaffer was alluding to, you may or  
7. may not know that for all of the downstate counties in the event  
8. there is an indigent, a transient who needs hospitalization. For  
9. instance, an accident on Highway 55 going through Logan County  
10. or...or any other county that individual is taken to the hospital  
11. and the township must pay. Now if that is equitable throughout  
12. the State and this has been determined as the fact then it seems  
13. to me that kind of burden ought to rightfully belong with the...  
14. with the County of Cook and its subsidiary governmental unit.  
15. This, in...in my opinion, is not being fair to rest of the State.

16. PRESIDING OFFICER:(SENATOR ROCK)

17. Any further discussion? Senator Newhouse may close the  
18. debate.

19. SENATOR NEWHOUSE:

20. Thank you, Mr. President. I...I regret that the consequences  
21. of this bill have...have been limited to one specific area. That  
22. isn't true. What this bill wants to do is to recover monies that  
23. are presently available. Now those monies can be recovered first  
24. from the individual if the individual can pay. Presently, I  
25. understand that cannot be done. Secondly, it will be...it would make  
26. it eligible for third party payment, Blue Cross, Blue Shield which  
27. sometimes these prisoners do have. So I'm not even sure that  
28. there will be that great a fiscal impact on the State. Thirdly,  
29. the language of this bill does apply statewide and if one of  
30. the Senators wants to put in a bill next year I'll certainly  
31. help, but this will help keep the Governing Commission and to...  
32. to put the Governing...Commission in a cash flow position that  
33. will allow them to pay a proper health care for all the citizens

1. of the State including those who have been incarcerated but not  
2. convicted of any crime. I would ask for a favorable roll call  
3. on that bill.

4. PRESIDING OFFICER:(SENATOR ROCK)

5. Question is, shall Senate Bill 1761 pass. Those in favor  
6. will vote Aye. Those opposed will vote Nay. The voting is open.  
7. Have all voted who wish? Have all voted who wish? Take the  
8. record. On that question, the Ayes are 33, the Nays are 23.  
9. None Voting Present. Senate Bill 1761 having received the  
10. constitutional majority is declared passed. 1786, Senator Hynes.  
11. 1792, Senator Guidice. 1800, Senator Lane. 1802, Senator Walsh.  
12. 1816, Senator...1822, Senator Leonard. 1835, Senator Bruce.  
13. 1847, 1852, 1856. All right. On the Order of Senate Bills, 3rd  
14. reading, Senate Bill 1856. Read the bill, Mr. Secretary.

15. SECRETARY:

16. Senate Bill...1856.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER:(SENATOR ROCK)

20. Senator Regner.

21. SENATOR REGNER:

22. Mr. President and members of the Senate. This bill transfers  
23. General Revenue and Road Fund monies into the Special State Funds  
24. which earmark the use of the monies for specific purposes. There's  
25. General Revenue money, five million sixty-four thousand, Road  
26. Fund money of three hundred and seventy-five thousand dollars.  
27. I would urge the passage of this bill as a vehicle in case House  
28. Bill 2714 does not pass. 2714 would abolish the Special State Funds  
29. for police training, fire training and the Court of Claims. Like  
30. I say, if the House bill does not pass then we need this transfer  
31. bill and I would like to pass it and get it over to the House.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Question is, shall Senate Bill 1856 pass. Those in favor will

1. vote Aye. Those opposed will vote Nay. The voting is open.  
2. Have all voted who wish? Have all voted who wish? Take the  
3. record. On that question, the Ayes are 56, the Nays are None.  
4. None Voting Present. Senate Bill 1856 having received the  
5. constitutional majority is declared passed. Senator Hynes.

6. SENATOR HYNES:

7. Mr. President, we have completed the Order of 3rd reading  
8. and as we previously announced we will now go to Motions in  
9. Writing. And I would like to urge the members to very carefully  
10. consider their votes on these matters. We have a committee system  
11. which is critical to the operation of this Legislature and if  
12. this mass of material is discharged and put on to our Calendar  
13. then it will raise a question as to the continuing liability  
14. of that committee system. I recognize full well there are certain  
15. members committed to certain propositions but I would suggest  
16. that the order of the day ought to be that the committee should  
17. be protected and I would urge you to consider that when voting.  
18. Secondly, I would suggest that debate should be limited on these  
19. matters and I therefore, would ask that...unanimous consent  
20. of the Body to limit debate as follows: two minutes for the  
21. sponsor; two minutes for any Senator wishing to address himself  
22. to the question; two minutes for the sponsor to close and no  
23. second speaking on the part of any member so that each member will  
24. be limited to one...one two minute period to comment pro or con  
25. on the bill and I would ask for unanimous consent of the Body  
26. for that purpose.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is leave granted? Leave is granted.  
29.

30. (Continued on following page)  
31.  
32.  
33.

Motion to Discharge  
SB 731  
HB 869 5/8/78

1. PRESIDING OFFICER: (SENATOR ROCK)

2. All right. With leave of the Body we will go to the Order  
3. of Motions in Writing. On the Order of Motions in Writing...  
4. motion on Senate Bill 731. Read the...read the motion, Mr.  
5. Secretary. Senator Lane, for what purpose do you arise?

6. SENATOR LANE:

7. Yes Senators, Mr. President and members of the Senate.  
8. I'd like to ask leave of the Body to consider Senate Bill 731  
9. and House Bill 869 jointly.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. They are...the bills are, I'm told, are identical. The  
12. motions are identical. Is leave granted? Leave is granted.

13. All right. Read the...read both motions, Mr. Secretary, on  
14. Senate Bill 731 and House Bill 869.

15. SECRETARY:

16. I move to discharge the Committee on Labor and Commerce  
17. from further consideration of Senate Bill 731 and that the bill  
18. be placed on the Calendar on the Order of 2nd reading. Signed,  
19. Senator Lane.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. 869 is the other one.

22. SECRETARY:

23. I move to discharge the Committee on Labor and Commerce  
24. from further consideration of House Bill 869 and the bill be  
25. placed on the Calendar on the Order of 2nd reading. Signed,  
26. Senator Lane.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Lane.

29. SENATOR LANE:

30. Thank you, Mr. President and members of the Senate. Illinois  
31. is the last major industrial state without any law governing the  
32. process of collective bargaining between school boards and their  
33. employees. The bill is a collective wisdom of many Legislators  
34. from both the Democratic and Republican parties. Moreover, the

1. bills has received the support of both gubernatorial candidates.  
2. The bills before you have...have been refined by our legislative  
3. process over the last ten years. It needs no further consideration  
4. by any committee of this Chamber. It deserves the consideration  
5. of the full Chamber today. Mr. President and members of the  
6. Senate I ask for your favorable consideration of this motion.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any discussion? I have...the Chair would like to inform the  
9. membership that in case they have not noticed there is a print-out  
10. of all the motions and the bills reflected therein...that has  
11. been placed on everybody's desks so that everybody is aware of  
12. what's...Discussion? Senator Glass.

13. SENATOR GLASS:

14. Thank...thank you, Mr. President. Ladies and Gentlemen  
15. of the Senate, I rise in opposition to this motion. The Body  
16. should be aware that one of the provisions in this bill is the  
17. right to strike. It gives teachers a right to strike. It's true  
18. that that right exists only after a certain impasse procedures  
19. have been exhausted, but the record of other states that have  
20. permitted public employee strikes is just terrible. The  
21. strikes have, in fact, increased in enormous percentages...in  
22. almost every state where they have been legalized. I think this  
23. would be a serious mistake and it is probably the major defect  
24. in the bill. The bill is totally slanted in favor of the...the  
25. union. It is not a fair and reasonable bill and I would disagree  
26. with Senator Lane that it had a fair committee hearing in...in  
27. work over the years. It...it has not...it has not been voted  
28. out of committee. It shouldn't come out of committee at this  
29. time. It's a long and complex bill and I...I would urge that the  
30. Body not entertain it and defeat the motion.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Savickas.

33. SENATOR SAVICKAS:

1. Yes, Mr...Mr. President and members of the Senate. As  
2. Chairman of Labor and Commerce I, too, rise in opposition to  
3. discharging these bills from the committee. These bills were  
4. heard in committee, were sent to a subcommittee where they  
5. presently are for further consideration. They've been digested  
6. thoroughly by all members in the committee. These bills, as  
7. many of the others that are on the Calendar should not...should  
8. not be discharged from committee at this time. So I would rise  
9. in opposition.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion? Senator Lane may close the debate.

12. SENATOR LANE:

13. Mr. President and members of the Senate. I ask for a  
14. favorable roll call.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The question is on the Motion to Discharge the Committee  
17. on Labor and Commerce from further consideration from Senate  
18. Bill 731 and House Bill 869. Those in favor will vote Aye.  
19. Those opposed will vote Nay. The voting is open. Have all  
20. voted who wish? Have all voted who wish? Take the record. On  
21. that question, the Ayes are 29, the Nays are 15. None Voting  
22. Present. The motions fail. Motion in Writing. Senate Bill  
23. 771. Read the motion, Mr. Secretary.

24. SECRETARY:

25. I move to suspend the rule for the...purpose of taking  
26. Senate Bill 784 from the Table and placing on...the bill on  
27. the Order of 2nd reading. Signed, Senator Bowers. I'm sorry  
28. Mr. President, I read the wrong...

29. PRESIDING OFFICER: (SENATOR ROCK)

30. 771.

31. SECRETARY:

32. ...motion. I move to discharge Judiciary II Committee  
33. from further consideration of Senate Bill 771 and have the bill

1. placed on the Calendar on the Order of 2nd reading. Signed,  
2. Senator Netsch.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Netsch.

5. SENATOR NETSCH:

6. Thank you, Mr. President. With the permission of Senator  
7. Demuzio who was the original sponsor of 771 I have...I took the  
8. bill in committee and struck everything that is in your digest  
9. about it and substituted what has come to be known as the...the  
10. Child Porno Bill. This is what the Senate passed last Session.  
11. It's an amendment to the Indecent Liberties part of the Criminal  
12. Code. It makes it clear that those people who photograph,  
13. solicit children for photographing, the ones who bring on the  
14. acts which then later become child pornography are they really  
15. guilty parties in the entire process or the ones that should be  
16. subject to the most stringent penalty. The bill was amendatorily  
17. vetoed by Governor Thompson who I think misunderstood what we  
18. were about. We were trying to avoid all of the problems of  
19. obscenity which his bill did. This was a very direct approach and  
20. it had the one very great additional advantage at the specific  
21. request of Commander Thomas of the Chicago Police Department. It  
22. eliminates the prostitution defense for those who are engaged in  
23. this kind of activity. What it means then is that someone cannot  
24. offer a fourteen or fifteen or thirteen year old child ten dollars,  
25. turn them into a prostitute and then go ahead and either commit  
26. these acts or...or set them up and photograph them. That has been  
27. the defense that the Chicago Police Department has run into. They  
28. begged us to change the law in that respect. We did that. It was  
29. cut out by the amendatory veto. They now have or having problems  
30. with these people with prosecuting them severely enough and it is  
31. our feeling, it is my feeling that it should be restored the way  
32. the Senate originally wanted it. That is the purpose of this bill.

33. PRESIDING OFFICER: (SENATOR ROCK)



1. Any discussion? Senator Rhoads.  
2. SENATOR RHOADS:  
3. Question of Senator Netsch.  
4. PRESIDING OFFICER: (SENATOR ROCK)  
5. Indicates she will yield. Senator Rhoads.  
6. SENATOR RHOADS:  
7. Senator Netsch, the bill that you referred to that passed  
8. last year was amendatorily vetoed, who was the House sponsor  
9. on that bill, to refresh my memory?  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Netsch.  
12. SENATOR NETSCH:  
13. The House sponsor of the...of this bill that is the one I  
14. had in the Senate last time was...was Representative Getty. The  
15. bill that...that created the new Obscenity Statute was Stearney...  
16. Representative Stearney.  
17. PRESIDING OFFICER: (SENATOR ROCK)  
18. Senator Rhoads.  
19. SENATOR RHOADS:  
20. Was this the bill that was the subject of a great number of  
21. newspaper articles that alledged that the Senate was asleep when  
22. it passed it and that the bill actually liberalized...  
23. PRESIDING OFFICER: (SENATOR ROCK)  
24. Senator Netsch.  
25. SENATOR NETSCH:  
26. No. You are thinking of the bill that actually revised the  
27. Obscenity Law. That was House Bill 1915. That had nothing to  
28. do with this. Believe me, Senator Rhoads.  
29. PRESIDING OFFICER: (SENATOR ROCK)  
30. Further discussion? Senator Egan.  
31. SENATOR EGAN:  
32. Yes, Senator Netsch, would you refresh my memory please.  
33. Why did the...did not the committee pass this bill?

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Netsch.

3. SENATOR NETSCH:

4. For, I believe, two reasons. One was that you had made the  
5. argument to members of Judiciary II that no bill involving a  
6. change in the Criminal Code ought to be passed this Session  
7. although, in fact, the Senate has already passed one of the  
8. Skokie bills and I think several others and secondly, there were  
9. not a lot of members of the committee at the committee meeting  
10. at that moment.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Egan.

13. SENATOR EGAN:

14. Yes, I was one of those absent, I believe and the reason  
15. that I asked the members of the committee to respect the wishes  
16. of the Criminal Sentencing Commission insofar as substantive  
17. changes in the Criminal Code, we did, however, concede that there  
18. were some instances that would create a fact situation which would  
19. be...would allow for bills to get out that were somewhat timely  
20. in the bills that had an emergency nature, like the Skokie bill.  
21. I think this is another one. I...I don't have any disagreement  
22. with this bill and I don't remember you calling it in the committee,  
23. although I do remember you complaining about something about this,  
24. but I...I support it.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. Pursuant to the leave that was heretofore granted  
27. the time has expired. Senator Netsch may close the debate.

28. SENATOR NETSCH:

29. Thank you, Mr. President. I had a feeling Senator Egan  
30. might change his view on the stringency of that rule. I would  
31. simply repeat that I think it really is a much better way of  
32. approaching a...a crime that is really a horrible, messy, dirty  
33. crime and...and the people who are engaged in this business ought

1. to be prosecuted. This totally...avoids the problems of  
2. obscenity. I think it is an important way, a very tough, but  
3. a very important way of approaching it and I would solicit your  
4. support for bringing the bill out on the Floor.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Netsch has moved to discharge the Committee on  
7. Judiciary II from further consideration of Senate Bill 771.  
8. Those in favor will vote Aye. Those opposed will vote Nay.  
9. The voting is open. Have all voted who wish? Have all voted  
10. who wish? Take the record. On that question, the Ayes are 32,  
11. the Nays are 2. None Voting Present. The motion prevails.  
12. Senator Johns for what purpose do you arise?

13. SENATOR JOHNS:

14. I was called away to the telephone. Had I'd been here  
15. I'd like the record to show that I would have voted to discharge  
16. this very important bill.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. The record will so indicate. Motions in Writing. Senate Bill...  
19. Motion in Writing, Senate Bill 784. Read the motion, Mr. Secretary.

20. SECRETARY:

21. I move to suspend the rule for the purpose of taking Senate  
22. Bill 784 from the Table and placing the bill on the Order of 2nd  
23. reading. Signed, Senators Bowers and Walsh.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Bowers. Senator Hynes, for what purpose do you arise?

26. SENATOR HYNES:

27. Mr. President, I believe this motion is out of order. This  
28. bill was reported out of the committee with a Do Not Pass recommendation  
29. and under our rules the motion to take the bill from the Table must  
30. be filed in the next legislative day or the bill shall be finally...  
31. considered finally Tabled and stricken and I would, therefore,  
32. suggest, Mr. President, that the motion is out of order and it  
33. should not be considered.

1. PRESIDING OFFICER: (SENATOR ROCK)  
2.           The Chair is prepared to so rule. We will hear first from  
3. Senator Bowers. I said prepared...I didn't say...  
4. SENATOR BOWERS:  
5.           We're going to give him a fair and then hang him, aren't  
6. we, Mr. President? Well, I would only suggest, Mr. President, that  
7. the motion is to suspend the rule and...and if...if there is such  
8. a rule then...then the written motion is to suspend it and I would  
9. ask the Body to consider it on that basis.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11.           Yes...  
12. SENATOR BOWERS:  
13.           I would like to get into the merits if...if it is in order.  
14. PRESIDING OFFICER:(SENATOR ROCK)  
15.           Yes, the Chair will...Senator Hynes.  
16. SENATOR HYNES:  
17.           Well, just in...in brief additional response I certainly  
18. wouldn't want to add something that might dissuade the Chair  
19. from his stated inclination, but the...the fact is that this  
20. Calendar was set for Motions to Discharge Committee and for  
21. motions timely filed and this does not belong in this group and  
22. to say that a motion to suspend is in order is to make, it seems  
23. to me, the rule that we have a total nullity.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25.           Senator Bowers.  
26. SENATOR BOWERS:  
27.           Well, if the motion is out of order at this time, I suspect  
28. that a motion to suspend the rules is in order somewhere on the  
29. Calendar and I would just...I would suggest that we hold it  
30. until it is in order but in any event it's a motion to suspend  
31. the rules and I would ask the Chair to rule on that if we're  
32. going to go ahead.  
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Yes. I...I think the Chair in fairness has to rule on  
2. the motion to suspend the rules is...is, in fact, in order. I  
3. would hope everybody would take that into account in their vote  
4. but it is in order. Senator Bowers.

5. SENATOR BOWERS:

6. Thank you, Mr. President. The purpose of the motion was  
7. to get this bill out as a vehicle. All of you have read the  
8. recent articles in the Chicago Tribune having to do with the  
9. cost of collecting inheritance tax. We have an amendment ready  
10. which would, in fact, I think help meet that particular problem  
11. that was...was set out in the...in the Chicago Tribune and what  
12. we would like to do is to amend it so that the inheritance tax  
13. procedure per se would...would be taken out of the court system  
14. except in appeals. As you know inheritance taxes now have to  
15. be filed with the Circuit Court. It's the only kind of tax that  
16. does and it's a very expensive process. We would like to do that  
17. and we would like to also make the State Treasurer the collecting  
18. agency. Now Senator Glass, Senator Walsh and I have worked on  
19. this amendment. We have it ready and if this bill can get out  
20. that's what we would like to do with it.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any discussion? Senator Bowers has moved to suspend the  
23. rules for the purpose of taking Senate Bill 784 from the Table  
24. and placing the bill on the Order of 2nd reading. Those in  
25. favor will vote Aye. Those opposed will vote Nay. The voting  
26. is open. Senator Hynes, vote me No please. Have all voted who  
27. wish? Have all voted who wish? Take the record. On that  
28. question, the Ayes are 31, the Nays are 13, None Voting Present.  
29. The motion to suspend prevails. Senator Carroll, for what  
30. purpose do you arise?

31. SENATOR CARROLL:

32. Mr. President for verification of the affirmative vote.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Carroll has requested a verification of the affirmative
2. roll call. Will all the members please be in their seats. Mr.
3. Secretary read the affirmative votes.
4. SECRETARY:
5. The following voted in the affirmative: Berning, Bloom,
6. Bowers, Buzbee, Coffey, Collins, Davidson, Glass, Graham, Grotberg,
7. Harber Hall, Hickey, Lane, McMillan, Mitchler, Moore, Netsch,
8. Nimrod, Ozinga, Philip, Regner, Rhoads, Roe, Rupp, Schaffer, Shapiro,
9. Sommer, Soper, Walsh, Washington and Weaver.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Carroll.
12. SENATOR CARROLL:
13. Senator Soper here?
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Soper is on the Floor.
16. SENATOR CARROLL:
17. He just walked in. Senator Grotberg. Senator Grotberg is
18. here. Senator Lane.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Senator Lane on the Floor? Take his name from the roll.
21. SENATOR CARROLL:
22. Senator...Senator Mitchler is on the Floor. Senator Ozinga.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Ozinga on the Floor? He's on the Floor. All right.
25. The roll has been verified. The Ayes are 30, the Nays are 13.
26. None Voting Present. The motion prevails. Senator Bowers.
27. SENATOR BOWERS:
28. Question of parliamentary inquiry?
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Yes, Sir.
31. SENATOR BOWERS:
32. What is the status of the bill now, Mr. President?
33. PRESIDING OFFICER: (SENATOR ROCK)

1. The motion has prevailed. The bill has been taken from the  
2. Table and will be placed on the Order of 2nd reading. Senator  
3. Berman for what purpose do you arise?

4. SENATOR BERMAN:

5. Parliamentary inquiry, Mr. President. Wasn't that merely  
6. the motion to suspend and now we move to act upon the motion?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Well, we...we were acting on the Motion in Writing...Read  
9. the Motion in Writing, Mr. Secretary.

10. SECRETARY:

11. I move to suspend the rules for the purpose of taking Senate  
12. Bill 784 from the Table and placing the bill on the Calendar on  
13. the Order of 2nd reading.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Well, technically, Senator Berman, the motion that prevailed  
16. was the motion to suspend the rules. Is that what you're indicating?  
17. And now we would have to have a motion to place the bill on the  
18. Order of 2nd reading? Senator Glass.

19. SENATOR GLASS:

20. Well, I...I submit, Mr. President, that under the terms of  
21. the motion just read by the Secretary that since it prevailed the  
22. action requested has, in fact, occurred, that is it has been as stated  
23. in the motion rules suspended taken from the Table and placed on  
24. 2nd reading...the motion wasn't made for any other purpose and  
25. it seems to me your ruling is correct.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Bruce.

28. SENATOR BRUCE:

29. I would just speak in favor of the interpretation just given  
30. by Senator Glass that the motion was to suspend the rules. That, in  
31. fact, occurred. The bill was then taken from the Table and placed  
32. on the Order of 2nd reading. We've never required, in fact, the  
33. motion is not printed in our Rule Book which requires that a motion

1. to place on the Order of 2nd reading just doesn't appear in our  
2. ...our book. The motion is to suspend and take from the Table  
3. and place on the Order of 2nd reading. Any other interpretation  
4. leaves us with the bill where...it doesn't leave it anywhere. I  
5. think it's obviously on 2nd reading by terms of the motion.  
6. PRESIDING OFFICER: (SENATOR ROCK)  
7. Senator Carroll.  
8. SENATOR CARROLL:  
9. Thank you, Mr. President. I'm joining in the colloquy seems  
10. to me that the original motion was to suspend that rule that said  
11. that a motion to take from the Table had to be filed in a timely  
12. manner. That having been so moved and voted upon that rule having  
13. been suspended, then we go to the motion to take...to suspend the  
14. rules to take from the Table and place on the Order of 2nd reading.  
15. So that the first motion was to suspend that rule that said that  
16. you could not take from the Table not having filed timely. As  
17. Senator, former Senator...used to say from Peoria, Hudson Sours,  
18. take them in seriatim not in day.  
19. PRESIDING OFFICER: (SENATOR ROCK)  
20. Seriatim, yes. Senator Soper.  
21. SENATOR SOPER:  
22. Thank you, Mr. President. Your ruling is that the...the bill  
23. is on 2nd reading. Is that right?  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. That is the ruling I suggested...  
26. SENATOR SOPER:  
27. Anybody appealed the ruling of the Chair?  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. Not yet.  
30. SENATOR SOPER:  
31. Next case.  
32. PRESIDING OFFICER: (SENATOR ROCK)  
33. Do you intend to?



1. SENATOR SOPER:  
2. No.  
3. PRESIDING OFFICER: (SENATOR ROCK)  
4. You're certainly welcome to. All right. Let's...let's  
5. move ahead here. Senate Bill...Motion in Writing, Senate...  
6. Senate Bill 941. Mr. Secretary...

7.  
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9. (END OF REEL)

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2. Yes, Senator Nimrod.

3. SENATOR NIMROD:

4. Yes, I would like to withdraw that motion.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Motion has been...with leave of the Body, is withdrawn.

7. 1187, Senator Coffey. Read the motion, Mr. Secretary.

8. SECRETARY:

9. I move that Senate Committee on Agriculture, Conservation  
10. and Energy be discharged from further consideration  
11. of Senate Bill 1187 and that the bill be placed on the  
12. Order of 2nd reading. Signed, Senator Coffey.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Coffey.

15. SENATOR COFFEY:

16. Mr. President and members of the Senate. This motion  
17. to discharge Senate Bill 1187 was filed to provide a vehicle  
18. to solve an emergency situation in Senator Bower's district  
19. and I'd like to yield to Senator Bowers, if I could, please.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Bowers.

22. SENATOR BOWERS:

23. Thank you, Mr. President. The purpose of this motion  
24. was to get this bill also as a vehicle. I have passed out  
25. a memorandum to the Senators explaining the problem I have  
26. with the water district in my county and in my particular  
27. district, there is no constitutional method to appoint  
28. the trustees. There is a provision...we changed the provision  
29. to appoint trustees originally, but for the extraappointments,  
30. that is the appointments after the term expires, it's still in  
31. the circuit court. What I would simply like to do is to strike  
32. the circuit court and put in the county board chairman by  
33. amendment if I could get this vote out as a vehicle...or this bill out.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any discussion? Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, I just don't really recall the bill. Was there

5. a vote taken on it in the Agricultural Committee?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Coffey.

8. SENATOR COFFEY:

9. Well, Mr. President and members of the Senate. This

10. bill was acted upon back some time ago, this 1187. The

11. ...the amendment that he was going to include on this bill,

12. I think, takes everything after the enacting clause away

13. and adds to and that's what he's explaining. My bill

14. will no longer be effective as it read when it came before

15. us in the Senate Ag Committee.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? Senator Bowers...Senator

18. Coffey has moved to discharge the Committee...Senate Committee

19. on Agriculture, Conservation and Energy from further

20. consideration of Senate Bill 1187 and asks that the bill

21. be placed on the Order of 2nd reading. Those in favor will

22. vote Aye. Those opposed will vote Nay. The voting is open.

23. Have all voted who wish? Have all voted who wish?

24. Take the record. On that question the Ayes are 37, the Nays

25. are 4, 1 Voting Present. The motion prevails. Motion

26. in Writing, Senate Bill 1382. Read the motion, Mr.

27. Secretary.

28. SECRETARY:

29. I move that the Rules Committee be discharged from further

30. consideration of Senate Bill 1382 and that the bill be placed

31. on the Order...on the Calendar on the Order of 2nd reading.

32. Signed, Senator Grotberg.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Grotberg.

2. SENATOR GROTEBERG:

3. Thank you, Mr. President and members of the Senate.

4. Senate Bill 1382 is the junk phone call ban bill and  
5. it has to do with the electronic originated phone messages  
6. that are now a national dilemma. Congress is dealing heavily  
7. with it because of the interstate nature of it. I've  
8. placed on your desks, if you got your phone bill this week,  
9. the telebrace explained the concern for the whole thing.  
10. The Commerce Commission has asked me to try to pass this  
11. bill. The phone companies and I have had a long dialogue.  
12. They're not opposed. It's subject to amendment.  
13. It's the only vehicle we've got and I would like very much  
14. to deal with this subject matter immediately because of the  
15. national crisis. I think it's almost as important  
16. as a gallon and a quarter milk can to put ice cream in.  
17. Ah. And that's simply what it does. The...it's a good  
18. vehicle. We can quickly backup the Commerce Commission  
19. regulation which already bans them in Illinois. They  
20. need the benefit of law and I would ask for a favorable  
21. vote to discharge.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Is there any discussion? Senator Grotberg has moved to  
24. discharge the Committee on Rules from further consideration of  
25. Senate Bill 1382 and asks that the bill be placed on the  
26. Order of 2nd reading. Those in favor will vote Aye. Those  
27. opposed will vote Nay. The voting is open. Have all voted  
28. who wish? Have all voted who wish? Take the record. On that  
29. question the Ayes are 25, the Nays are 11. The motion fails.  
30. Senate Bill 1392. Read the motion, Mr. Secretary.

31. SECRETARY:

32. I move that Senate...the Senate Committee on Revenue  
33. be discharged from further consideration of Senate Bill 1392

1. and that the bill be placed on the Calendar on the Order of  
2. 2nd reading. Signed, Senator Karl Berning.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Berning.

5. SENATOR BERNING:

6. Thank you, Mr. President, members of the Senate. Yesterday,  
7. we took, as I think many of you recall, a first but  
8. timid step in attempting to provide some relief for our  
9. beleaguered taxpayers back home. Senate Bill 1392 is a  
10. different approach, a little more effective in providing  
11. actual relief for our citizens and homeowners back in our  
12. districts. I urge you to seriously consider allowing  
13. 1392 to come out on the Floor. I am convinced it was not  
14. thoroughly understood in committee and that is probably the  
15. major reason it was held in committee. I would suggest that I  
16. am willing to consider any and all types of amendments which  
17. will make it more productive, more workable, or whatever is the  
18. wish of the Body as a whole. We do need to take some additional  
19. steps in order to provide some tax relief for the folks  
20. back home and this, in my opinion, is one of the most  
21. productive alternatives that we have in front of us and I would  
22. urge the members to vote favorably to put this on the Calendar  
23. so we can then work on it.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Egan.

26. SENATOR EGAN:

27. Thank you, Mr. President and members of  
28. the Senate. Senator Berning, I respectfully disagree that we  
29. did not understand the bill in committee. We deliberated  
30. upon the bill, the concept and with you in person over many,  
31. many, many hours and...and we have come to the same conclusion,  
32. Senator, that albeit a great idea for people who never sell  
33. their homes, it is totally discriminatory against those who do.

1. It is totally discriminatory against people that have to  
2. move their business or are transferred from one employment  
3. to another and must relocate. It is totally unworkable.  
4. I don't see how administratively it can be accomplished and it  
5. is probably unconstitutional and I would urge that the  
6. members do not vote in favor of...of discharging the bill  
7. from committee.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Further discussion? Senator Berning may close the  
10. debate.

11. SENATOR BERNING:

12. It's a very simple bill. All it does is roll back  
13. the assessed valuation to the 1975 level and freeze it there.  
14. There isn't anything more simple, more direct to bring  
15. relief to the taxpayers. And as I said, I would  
16. welcome constructive amendments to it if, in the wisdom  
17. of the Body, it is given the opportunity here  
18. and I suggest that you allow us to work on it.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Berning has moved to discharge the Committee  
21. on Revenue from further consideration of Senate Bill 1392  
22. and asks that it be placed on the Order of 2nd reading.  
23. Those in favor will vote Aye. Those opposed-will vote Nay.  
24. The voting is open. Have all voted who wish? Have all  
25. voted who wish? Take the record. On that question the  
26. Ayes are 22, the Nays are 15, none Voting Present. The  
27. motion fails. Motion in Writing. Senate Bill 1396.  
28. Senator Graham. Yes, Senator Berning, for what purpose do you arise?

29. SENATOR BERNING:

30. Might as well take 1393. I'll probably get the same vote,  
31. but...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Would you be acceptable to having the same roll call?

1. In the Motion in Writing, there was a typographical error,  
2. I am informed. Listed on page 25 is a Motion in Writing  
3. on House Bill 1393. Leave granted to amend that motion on  
4. its face to reflect Senate Bill 1393 and we can take that  
5. one right now? Leave. Read...

6. SENATOR BERNING:

7. Thank you, Mr. President. The...

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Read the motion, Mr. Secretary. House Bill 1393. Yes, now  
10. it will be Senate Bill...it was filed House Bill.

11. SECRETARY:

12. I move that Senate Committee on Revenue be discharged  
13. from further consideration of Senate Bill 1393 and that the  
14. bill be placed on the Order...Calendar on the Order of  
15. 2nd reading. Signed, Senator Berning.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Berning.

18. SENATOR BERNING:

19. Thank you, Mr. President, Ladies and Gentlemen of the  
20. Senate. 1393 is another alternative in an effort to provide  
21. some relief for the taxpayers back home. This is a little  
22. different, simply providing that in any district where...any  
23. county where the assessed valuation is raised, the percentage  
24. of that raise over the preceding year provides a percentage  
25. in reduction of the applicable rates. As the valuation goes  
26. up, the rate goes down. We have a degree of stabilization  
27. of the tax bill. Now, in my opinion, Ladies and Gentlemen,  
28. Mr. President, this cannot be attacked on the basis  
29. of discrimination, cannot be attacked on an constitutionality  
30. basis. We have already provided rollback with our School  
31. Aid Formula bill. We've rolled back tax rates. This, in  
32. my opinion, offers an...a viable alternative, another  
33. option and I would respectfully suggest that you allow this bill

1. to come out on 2nd reading and again, I would urge  
2. constructive amendments.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Egan.

5. SENATOR EGAN:

6. Well, again, Senator, I just would like to tell the  
7. members of the Senate that the Revenue Committee has  
8. seriously studied your proposal and because of the...all the  
9. negative feeling by the local governments and the people  
10. that just can't administer the bill as it presently is,  
11. it had to turn your request down for a Do Pass consideration.  
12. And I would ask that the...the Revenue Committee members  
13. be sustained in their...in their deliberation.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Further discussion? Senator Berning, you wish to close?

16. SENATOR BERNING:

17. Thank you, Mr. President. I don't mean to challenge the  
18. Chairman of the Revenue Committee, but there wasn't a great  
19. deal of deliberation. The termination was almost made  
20. before we ever got there. As far as administration is  
21. concerned, it would be negligible. The county clerk is the  
22. only one who would have any responsibility in determining the  
23. rate of reduction by percentage and that's it.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Berning has moved to discharge the Committee  
26. on Revenue from further consideration of Senate Bill 1393  
27. and requests that the bill be placed on the Order of 2nd  
28. reading. Those in favor will vote Aye. Those opposed will vote  
29. Nay. The voting is open. Have all voted who wish? Have all  
30. voted who wish? Take the record. On that question the  
31. Ayes are 25, the Nays are 11, none Voting Present. The motion  
32. fails. Senator Graham on 1396. Motion in Writing, Senate  
33. Bill...Senator Graham.



1. SENATOR GRAHAM:  
2. I have talked with the leadership on both sides of the  
3. aisle. We have devised, perhaps, a different method to approach  
4. this very important subject. I withdraw the motion.  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Senator Graham asks leave of the Body to withdraw the  
7. Motion in Writing on Senate Bill 1396. Leave is granted.  
8. Motion in Writing. Senate Bill 1397, Senator Harber Hall.  
9. That...none of them. On 1408, Senator Schaffer.  
10. Motion in Writing on Senate Bill 1408, Senator Schaffer.  
11. ...read the motion, Mr. Secretary.  
12. SECRETARY:  
13. I move to discharge the Rules Committee from  
14. further consideration of Senate Bill...this is a combination  
15. of two motions. It's Senate Bill 1563 and Senate Bill 1408  
16. and the...  
17. PRESIDING OFFICER: (SENATOR ROCK)  
18. Is there leave to consider these together? Leave is  
19. granted.  
20. SECRETARY:  
21. And that they be read a first time and advanced to  
22. 2nd reading without reference to committee. Signed, Senator  
23. Schaffer.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. 1408 and what's the other number, Senator Schaffer?  
26. SENATOR SCHAFFER:  
27. 1563.  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. 1563. All right. Senator Schaffer.  
30. SENATOR SCHAFFER:  
31. Mr. President and members of the Senate. Both of these  
32. bills address themselves to the effects of the RTA gas tax  
33. on the border areas. The one bill would provide but not

1. mandate that the RTA Board can, in fact, help out those  
2. dealers...gas station dealers who have been adversely  
3. affected. This might be as simple as just ordering or...or  
4. encouraging mandating the buses to use their facilities  
5. at the far end of the run. We leave that up to the board.  
6. But, clearly there are a number of gas stations that have  
7. been put out of business and a lot more that are on the edge  
8. of being put out of business. The second bill clears up what  
9. I consider an anomaly in the gas tax which simply is that if  
10. you buy gas outside the area and come in and burn it, you're  
11. supposed to pay the gas tax, but if you buy gas inside the  
12. six county area and burn it outside, say in Wisconsin or  
13. in the rest of the State, you would not be able to get a  
14. refund. This has particular impact on the gas stations on  
15. the areas on the borders simply because people are obviously  
16. changing their gas buying habits to buy gas not only out of the  
17. RTA area, but out of the State of Illinois, which, of course,  
18. deprives us not only of the RTA gas tax, but of the State  
19. Motor Fuel Tax. I am told that...by the press that there  
20. has been a ten percent decrease in gasoline sales because of the  
21. RTA gas tax. The second bill, I think, would in part, help  
22. solve that problem. Appreciate a favorable roll call.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Hynes.

25. SENATOR HYNES:

26. Mr. President and members of the Senate. I would rise  
27. in opposition to these bills. We did consider them in the Rules  
28. Committee. I think particularly with respect to the first of the  
29. two bills, it is possible for the RTA Board to do that and  
30. I think that there is some discussion going on about the problems  
31. that...that have been created. And a further problem that I...  
32. an objection that I have is getting into this entire question at  
33. this late point in the Session, in a Session that is supposed

1. to be limited and if...if these pass and others, it certainly  
2. will not be limited and RTA bills generally have a tendency  
3. to attract other amendments. So that anything related to  
4. the RTA, even though it might be rather innocuous in and of  
5. itself, may in the very near future, become something that  
6. would be of more substantial in nature. So, I would  
7. oppose these motions.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Further discussion? Senator Sangmeister.

10. SENATOR SANGMEISTER:

11. Thank you, Mr. President. I would obviously rise in  
12. support of these bills. Senator Hynes indicated that  
13. the RTA Board may be able to do the things that are already  
14. in...proposed by this legislation, but I would say to you, it's  
15. difficult enough to get them to follow the law as it is now.  
16. I think it's common knowledge to everybody that we were  
17. supposedly guaranteed also that this gas tax money would  
18. be used in our particular counties and we all know that the  
19. first thirteen million that came in, they didn't even bother  
20. to account for so it's about time we do put some more law on the  
21. books which presumably they will try to violate again.  
22. But we've got to keep the hammer on. These are good bills,  
23. they are not outlandish in their respect. Of course, obviously,  
24. what Senator Hynes alluded to is true. It's always subject to  
25. some amendment being tacked on, but I think we can stick with the  
26. bills. Their original intent is good and by God, I think  
27. we're deserving of some consideration in this area. It's about  
28. time some RTA legislation gets out on this Floor. What's  
29. everybody afraid of?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Further discussion? Senator Schaffer may close the debate.

32. SENATOR SCHAFFER:

33. In response to Senator Hynes, the one bill that you indicate

1. the board is working on, I have a letter from Milton  
2. Pikarski in which he curtly tells me that the board  
3. is not doing anything because it does not have the authority.  
4. That was the genesis of the bill and that's why it's here.  
5. Neither of these bills is an attack on the funding structure  
6. of the RTA that will take one dime away from the CTA or  
7. jeopardize that body. I think that a year from now when we come  
8. back, the damage will be done. Honest businessmen will have  
9. been driven out of business and the State Motor Fuel Funds  
10. in general, would have been severely injured. I think these  
11. bills deserve the attention of this Body.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Schaffer has moved to discharge the Committee  
14. on Rules from further consideration of Senate Bills  
15. 1408 and 1563 and ask that they be read a first time  
16. and advanced to the Order of 2nd without reference.  
17. Those in favor will vote Aye. Those opposed will vote Nay.  
18. The voting is open. Have all voted who wish? Have all  
19. voted who wish? Take the record. On that question the Ayes  
20. are 31, the Nays are 7, none Voting Present. The motion  
21. prevails. Senator Carroll.

22. SENATOR CARROLL:

23. Mr. President, I'd ask for a verification of the  
24. affirmative vote.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Carroll has requested a verification. Will all  
27. the Senators please be in their seats. Mr. Secretary, read the  
28. affirmative roll call.

29. SECRETARY:

30. The...the following voted in the affirmative: Berning,  
31. Bloom, Bowers, Bruce, Coffey, Davidson, Glass, Graham, Grotberg,  
32. Harber Hall, Hickey, Johns, Leonard, McMillan, Mitchler,  
33. Moore, Ozinga, Philip, Regner, Rhoads, Roe, Rupp, Sangmeister,  
34. Schaffer, Shapiro, Sommer, Soper, Walsh, Washington, Weaver,

1. Wooten.  
2. PRESIDING OFFICER: (SENATOR ROCK)  
3. Senator Carroll.  
4. SENATOR CARROLL:  
5. Senator Soper here?  
6. PRESIDING OFFICER: (SENATOR ROCK)  
7. Senator Soper on the Floor? Strike Senator Soper from the  
8. roll call.  
9. SENATOR CARROLL:  
10. Is Senator Hall here? Harber Hall.  
11. PRESIDING OFFICER: (SENATOR ROCK)  
12. Senator Harber Hall is in his seat.  
13. SENATOR CARROLL:  
14. Senator...Senator Roe is here. Senator Sommer?  
15. PRESIDING OFFICER: (SENATOR ROCK)  
16. Senator Sommer is in his seat.  
17. SENATOR CARROLL:  
18. Fine.  
19. PRESIDING OFFICER: (SENATOR ROCK)  
20. The roll has been verified. The Ayes are 30, the  
21. Nays are 7, none Voting Present. The motion prevails.  
22. Motion in Writing, Senate Bill 1409. Read the bill, Mr...  
23. read the motion.  
24. SECRETARY:  
25. I move to discharge the Rules Committee from further  
26. consideration of Senate Bill 1409, that it be read a first  
27. time and advanced to 2nd reading without reference to committee.  
28. Signed, Senator Bowers.  
29. PRESIDING OFFICER: (SENATOR ROCK)  
30. Senator Bowers.  
31. SENATOR BOWERS:  
32. Thank you, Mr. President. This particular bill seeks to  
33. roll back the gasoline tax in the Cook County suburban area and

1. also in the collar counties from five percent back to  
2. two and a half percent. Let me say to you on the other  
3. side of the aisle, that as far as the suburbs are concerned,  
4. I don't think you really realize that there are some moderate  
5. voices out there that do not want to do away with the RTA,  
6. but you've got to give us some relief or those moderate  
7. voices are soon going to be stilled and I think this is a  
8. particular area where you could vote for a bill that would not  
9. hurt the City of Chicago. The money is supposed to be spent  
10. in the suburban areas. All we're asking you to do is to  
11. cut down our own taxes and cut down our own revenue so that  
12. under those circumstances, I don't see that it will hurt you  
13. at all and I think it would give us some relief, and might  
14. give some of the moderates in the suburban areas something  
15. to talk about and I urge a favorable roll call.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any discussion? Senator Netsch.

18. SENATOR NETSCH:

19. Thank you, Mr. President. I would rise in opposition to the  
20. motion on this bill. I think the...the basic point that you  
21. have made, Senator Bowers, is certainly accurate. There has  
22. to be some way to meet the concerns of the moderates who don't  
23. want to abolish RTA entirely and it is conceivable that  
24. at some point, a differential might be an approach to it.  
25. But I think there are a lot of problems to be faced up to before  
26. then and I think given the fact that the tax is now in place  
27. in the middle of a legislative Session when no one  
28. has really kind of thought the whole thing through, to bring  
29. this out and attempt to make this the way of solving  
30. the problem, really does not make an awful lot of...of sense.  
31. There are...there is a proposal which I have seen somewhere  
32. that would attempt to audit and trace the...the revenues that  
33. are coming in from the gas...actually, all the revenues  
34. that are going to RTA. It seems to me that that ought to be one of the

1. things to be done and maybe when we get all of that information  
2. before us and get a package approach conceivably the differential  
3. may be one of the ways of solving the problem. But I think to  
4. do it right now here without making it part of a broader  
5. look at how we try to arrange the whole RTA thing would be  
6. a very, very grave error. It is an unhappy tax, but it's there  
7. right now and let's not tinker with it at this moment.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Berning.

10. SENATOR BERNING:

11. Thank you, Mr. President. Just to rise in support of this  
12. bill and I point out to the membership that the tax collected in  
13. each county must be spent there. At this point, the five  
14. percent tax on gasoline in the surrounding counties brings  
15. in more money than the RTA can spend in those counties. That is  
16. the major justification, if you need any, for this bill and I  
17. urge a favorable vote.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Bowers may close the debate.

20. SENATOR BOWERS:

21. Just in response to the lady's comments, I would say  
22. that we've been patient for a long time and that's the story  
23. we always get. Wait awhile, wait awhile. The fact remains,  
24. as Senator Berning has just pointed out, that the money is not  
25. needed. If you wait long enough, they'll figure out a way  
26. to spend it. Once you've figured that out, then there will  
27. become vested interest in this tax. Then, of course, it's going  
28. to be much more difficult to roll it back. And I should also  
29. like to point out in closing that the RTA Advisory Committee  
30. did vote to support this and that's the legislative committee  
31. and I would suggest that a favorable roll call would be in  
32. order and if there are any particular problems, we can work them  
33. out on 2nd reading. I would urge a favorable roll call.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Bowers has moved to discharge the Committee  
3. on Rules from further consideration of Senate Bill 1409 and  
4. request that it be advanced to the Order of 2nd reading  
5. without reference. Those in favor will vote Aye. Those  
6. opposed will vote Nay. The voting is open. Tom, vote  
7. me No, will you, please. Have all voted who wish?  
8. Have all voted who wish? Take the record. On that question  
9. the Ayes are 28, the Nays are 9, none Voting Present.  
10. The motion fails. Motions in Writing. Senate Bill 1423,  
11. read the motion, Mr. Secretary.

12. SECRETARY:

13. I move to discharge the Rules Committee from further  
14. consideration of Senate Bill 1423 and that it be read  
15. a first time and advanced to 2nd reading without reference  
16. to committee. Signed, Senator Mitchler.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Mr. President and members of the Senate. The RTA  
21. back in April, ...with the county of some thirteen  
22. million dollars that they collected in the RTA gas tax.  
23. The law provides that the money collected be spent in the  
24. counties in which the RTA gas tax was collected. It was  
25. the RTA Board member, Richard Newlin of Waukegan that  
26. made a charge when the accounting of the gas tax was  
27. proposed in a board meeting, that they did not know where  
28. this thirteen million dollars was spent. They could not  
29. account for it. They could not account for any of the  
30. areas of the RTA district that the money was spent. Their  
31. bookkeeping is a complete shambles. What this bill would  
32. do would amend the Illinois State Auditing Act and the  
33. Regional Transportation Authority Act and authorize the Auditor



1. General to audit the collection and disposition of the taxes  
2. imposed on the selling and use of motor fuel by the Regional  
3. Transportation Authority. I don't think that any of us  
4. should object to that. It would give a good accounting  
5. that everyone would have the gas tax collected, spent as  
6. provided by law and I'd ask for a favorable roll call.  
7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator...any discussion? Senator Hynes.

9. SENATOR HYNES:

10. Mr. President, I would rise in opposition to this  
11. bill on the...on the ground that I mentioned earlier, that  
12. it is simply going to become a vehicle for the discussion of  
13. other issues related to the RTA and I do not think at this  
14. point in this Session that we can get into that.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, I...I think the Auditor General as such, was  
19. conceived as a...an adjunct of the Legislature here to  
20. render audits on our behalf and I think this involves  
21. them in something entirely different other than State  
22. business. Senator Hall asked me yesterday to amend the  
23. provision in, I think it's House Bill 397, out of that bill.  
24. It required the Auditor General or place duties on him in  
25. this capacity. I think this is a similar situation.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Mitchler, you wish to close the debate?

28. SENATOR MITCHLER:

29. Very briefly, Mr. President, members of the Senate.  
30. I'd assure President Hynes that this bill would not be used  
31. as a vehicle for discussion of other matters. It would  
32. be limited to the intent of the bill to give the Auditor General  
33. the authority to audit and I'd point out that there is a

1. great need for that. Because the Regional Transportation  
2. Authority has disclosed that it plans to buy up as much  
3. as twenty million dollars of CTA property and if the gas  
4. tax was diverted to buy this CTA property, that again would  
5. be a violation. I think that the books should be audited  
6. knowing that they're going to be audited. I think  
7. that this is the type of cap that we can put on the RTA  
8. Board to see that they operate within the law as the law  
9. provides and I'd ask for a favorable roll call.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Mitchler has moved to discharge the Committee  
12. on Rules from further consideration of Senate Bill  
13. 1423, and ask that it be read a first time and advanced to the  
14. Order of 2nd reading without reference. Those in favor will  
15. vote Aye. Those opposed will vote Nay. The voting is open.  
16. Have all voted who wish? Have all voted who wish? Take  
17. the record. On that question the Ayes are 34, the Nays are  
18. 8, none Voting Present. The motion carries. Motions  
19. in Writing. Senate Bill 1519. Senator Lemke. Read the  
20. motion, Mr. Secretary.

21. SECRETARY:

22. I move to discharge the Senate...Senate Bill 1519 from  
23. the Committee on Labor and Commerce. Signed, Senator Lemke.

24. PRESIDING OFFICER: (SENATOR KENNETH HALL)

25. Senator Lemke.

26. SENATOR LEMKE:

27. This is a...this is a bill that is needed by Illinois  
28. industry and Illinois labor to...so that with the increased  
29. production that's going on in certain areas such as Rockford  
30. with the Chrysler plant and...they are limited by the law  
31. that if the employee wants to work seven days, he can't because  
32. the...a burden is put on the employer, if he allows him to  
33. work, he'll get fined. So, we have designed this bill to take out

1. the word "allow" and the Department of Labor has an amendment  
2. which they're going to put on so that the business and labor  
3. can apply to the State Department of Labor and get a permit  
4. to work when they have to on a seven day basis. I think  
5. it's necessary because of the increase of production that's  
6. coming into the State. If we don't pass this bill,  
7. certain plants like Chrysler in Rockford will have to have  
8. some of their cars made out of State and will lose this  
9. production and lose the money that's going to be  
10. made from that and this bill is backed by the Illinois  
11. Manufacturer's Association as well as the various labor  
12. organizations.

13. PRESIDING OFFICER: (SENATOR KENNETH HALL)

14. Any discussion? Senator Schaffer.

15. SENATOR SCHAFFER:

16. Mr. President, I rise in support of this bill. I think  
17. this is just good common sense and I think this is a...an  
18. indication that when labor and industry do work together  
19. that everyone benefits.

20. PRESIDING OFFICER: (SENATOR KENNETH HALL)

21. Any further discussion? Senator Nimrod.

22. SENATOR NIMROD:

23. Yes, Mr. President and fellow Senators. I might say that  
24. I might join Senator Schaffer in the comment...not only that  
25. but this is also a bill which...I'm sure enjoys the support  
26. of both labor and business.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion? Senator Lemke may close the debate. Senator...

29. SENATOR LEMKE:

30. I ask for a favorable...

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Lemke has moved to discharge Senate Bill 1519  
33. from the Committee on Labor and Commerce. I wonder if Senator...

1. can we have leave of the Body to amend a motion on its  
2. face to reflect that it be...that the committee be discharged  
3. and the bill be placed on the Order of 2nd reading?  
4. Leave is granted. Senator Lemke has moved to discharge the  
5. Committee on Labor and Commerce from further consideration of  
6. Senate Bill 1519 and asks that the bill be placed on the  
7. Order of 2nd reading. Those in favor will vote Aye.  
8. Those opposed will vote Nay. The voting is open. Have all  
9. voted who wish? Have all voted who wish? Take the record.  
10. On that question the Ayes are 47, the Nays are none, none  
11. Voting Present. The motion carries. The committee is  
12. discharged...Senate Bill 1519 is discharged and ordered placed  
13. on the Order of 2nd reading. Motions in Writing. Senate  
14. Bill 1550. Read the bill, Mr...or read the motion, Mr.  
15. Secretary.

16. SECRETARY:

17. I move that Senate Bill 1550 be discharged from the  
18. Senate Committee on Agriculture, Conservation and Energy and  
19. it be placed on the Order of 2nd reading. Signed, Senator  
20. Philip.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Philip.

23. SENATOR PHILIP:

24. Thank you, Mr. President and Ladies and Gentlemen of the  
25. Senate. This is a very, very simple bill. It simply  
26. increases the deer permit from five dollars to fifteen dollars.  
27. We had a very fair hearing in the Conservation Committee.  
28. Unfortunately, it was the first bill and we had a tie vote.  
29. And this is the first time we've attempted to increase this  
30. fee since the conception of the five dollar fee. The Illinois  
31. Wildlife Federation is in support of it; the Illinois  
32. Deerhunters Association is in support of it and the Department  
33. of Conservation. I'll be happy to ask any...answer any questions.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any discussion? Senator Philip has moved that the  
3. Committee on Agriculture, Conservation and Energy be discharged  
4. from further consideration of Senate Bill 1550 and that  
5. the bill be placed on the Order of 2nd reading. Those in  
6. favor will vote Aye. Those opposed will vote Nay.  
7. The voting is open. Have all voted who wish? Have all  
8. voted who wish? Take the record. On that question the  
9. Ayes are 33, the Nays are 5, none Voting Present. The motion  
10. carries. On the Order of Motions in Writing, a motion on  
11. Senate Bill 1560. Read the motion, Mr. Secretary.

12. SECRETARY:

13. I move to discharge the Rules Committee from further  
14. consideration of Senate Bill 1560 and that it be read a  
15. first time and advanced to 2nd without reference to committee.  
16. Signed, Senator Glass.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President, Ladies and Gentlemen of the  
21. Senate. This bill would eliminate an eight year limitation  
22. on a two cent special education tax and allow that tax to be  
23. used for broader purposes. Currently, it is permitted to be  
24. used for building purposes only and it would broaden the  
25. purpose and allow it to be used for special education purposes,  
26. generally. This is a bill which is virtually identical to one  
27. that this Body passed last year that did not pass the House.  
28. I think the need for it is especially critical and underlined  
29. because of the requirements of 94142 and the burden that this  
30. places on local districts. The relief provided by the bill  
31. would be to simply leave in tact an existing two cent  
32. levy, broaden the purposes and thereby enable our schools  
33. to have more resources to meet those requirements. Appreciate

1. a favorable roll call.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Berman.

4. SENATOR BERMAN:

5. Mr. President, I have an inquiry. Would it be permissible

6. if this bill is discharged from Rules to allow it to be committed

7. so that we can have a hearing on it in the Education Committee?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Well,...

10. SENATOR BERMAN:

11. And would that be...would that be...would the sponsor

12. be willing to do that?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Well, all right. Inquiry of the sponsor. The motion

15. is to advance it to the Order of 2nd. Senator Glass.

16. SENATOR GLASS:

17. In answer to Senator Berman, yes, the motion is to advance

18. it to 2nd but if we could suspend the rules, I would have no

19. objection to a hearing, time permitting next week, so it can

20. voted on, Senator, before the deadline.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Berman.

23. SENATOR BERMAN:

24. Well, with the commitment that the bill will be referred

25. back to the committee so that we can have a hearing, I'll

26. support the motion to discharge the Rules Committee.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Glass.

29. SENATOR GLASS:

30. I would just make this suggestion. Either I'd like to be

31. able to leave the bill on 2nd and hold the committee hearing

32. and get a recommendation from the committee, or if it goes

33. to committee, that's agreeable. The only thing I would like to

1. have understood is that it will be voted out and have a chance  
2. to be returned to 2nd reading and voted on next week before the  
3. deadline.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Berman.

6. SENATOR BERMAN:

7. I'm trying to give the Senator what I think is the  
8. proper approach. If there is merit to the bill, I think  
9. it should be heard in committee. This is a motion to discharge  
10. Rules. Mr. President, I would ask that the...that the motion  
11. be divided. I will support the first part of the motion and I'll  
12. oppose the second part. Let's get it sent to the...to the  
13. committee and have a hearing. I don't want to...I cannot commit  
14. the committee as to how it will vote. If you want a hearing on  
15. it, I'm willing to give it to you, but if you don't want it to  
16. go to committee, I am going to oppose the motion.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Glass.

19. SENATOR GLASS:

20. Senator, what I have said is that I would not oppose  
21. it being heard in committee. The only thing I would like to  
22. have from you is a commitment that it will be heard and  
23. voted on timely so that it...if...if favorably acted on by  
24. the committee, it will have an opportunity to return the Floor...  
25. to the Floor and be voted on next week.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Hynes.

28. SENATOR HYNES:

29. Well, we have a double problem, I think, Mr. President,  
30. because any bill not out of committee is...is not subject to  
31. being heard by this...this Body. I would suggest that you take  
32. this out of the record for a moment and discuss with the chairman  
33. what is involved in this bill and...and come back to it at a later

1. point. But I do not think that we can go sending bills back  
2. to committee and having committee hearings on Senate...on...  
3. on Senate Bills. Otherwise, there's going to be no end to the  
4. process.

5. PRESIDING OFFICER; (SENATOR ROCK)

6. All right. Take 1560 out of the record for the moment.  
7. With leave of the Body, we'll come back to that Order of  
8. Business. On the Order of Motions in Writing, Senate Bill 1643,  
9. Senator Hickey. Read the motion, Mr. Secretary.

10. SECRETARY:

11. I move to discharge the Committee on Rules from  
12. further consideration of Senate Bill 1643 and have it read  
13. a first time, placed on the Order of 2nd reading.

14. Signed, Senator Hickey.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Hickey.

17. SENATOR HICKEY:

18. Thank you, Mr. Chairman. As most all of us know,  
19. objective views of the administration of Workmen's Compensation  
20. say that Illinois probably is the worst in the whole  
21. United States. This bill addresses that problem. It was  
22. put together after hearings by a subcommittee of the Labor Laws  
23. Commission which were held throughout the State a year  
24. ago last summer and a report was written on the conclusions  
25. reached in that. It is double-barreled in its benefits,  
26. both for injured workers and for business and jobs.  
27. And I ask a favorable vote. Thank you.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Any discussion? Senator Savickas.

30. SENATOR SAVICKAS:

31. Yes, Mr. President, members of the Senate. I rise in  
32. opposition to the discharge motion, not because the bill does  
33. not have any benefits. It seems to be a good bill in many respects.



1. But because of its importance dealing with Workmen's Comp,  
2. dealing with the elimination, I think, of attorneys and  
3. their cases, that it should be heard before the Labor Committee.  
4. It's not a bill that's of emergency nature and I think it should  
5. be held over and held...and heard in committee. So, I would  
6. object to its discharge at this point.  
7. PRESIDING OFFICER: (SENATOR BRUCE)  
8. Senator Knuppel.  
9. SENATOR KNUPPEL:  
10. Well, I'd like to ask the sponsor a question. Is this the bill  
11. that cuts fees on...in Workmen's Compensation cases?  
12. PRESIDING OFFICER: (SENATOR BRUCE)  
13. Senator Hickey, to answer both questions.  
14. SENATOR HICKEY:  
15. ...in for a Workmen's Compensation attorneys, Senator  
16. Knuppel?  
17. PRESIDING OFFICER: (SENATOR BRUCE)  
18. Senator Knuppel.  
19. SENATOR KNUPPEL:  
20. I never heard her. I wish she would speak up.  
21. Let's hear it, Vivian, let's hear it.  
22. PRESIDING OFFICER: (SENATOR BRUCE)  
23. Senator...Senator Hickey.  
24. SENATOR HICKEY:  
25. Do you mean for fees for Workmen's Compensation attorneys?  
26. Is that the fees to which you are...right. It...it does limit  
27. those to twenty percent of the difference of the offer made  
28. and the final settlement. It does not cut attorneys out.  
29. The effective...of the...all right. Okay.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Senator Knuppel.  
32. SENATOR KNUPPEL:  
33. Thing...does it do anything about those rich lawyers

1. who handle probate and property and rob the people just as  
2. bad or worse than any Workmen's Compensation lawyer? The  
3. probate lawyers are the biggest grafters of all those  
4. that handle property, those lawyers like your husband?  
5. PRESIDING OFFICER: (SENATOR BRUCE)  
6. Have order. Senator Hickey may close.  
7. SENATOR HICKEY:  
8. No, Senator Knuppel, it doesn't do anything about  
9. probate lawyers. I wish my husband had more probate work  
10. than he does. But, it does not address that question.  
11. I think I'll...  
12. PRESIDING OFFICER: (SENATOR BRUCE)  
13. For what purpose does Senator Shapiro...  
14. SENATOR HICKEY:  
15. ...just ask for a roll call.  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17. For what purpose does Senator Shapiro arise?  
18. SENATOR SHAPIRO:  
19. Well, I sought recognition to speak to the bill.  
20. PRESIDING OFFICER: (SENATOR BRUCE)  
21. Well, Senator Hickey has closed, but in this brief  
22. time, why don't...Senator Shapiro.  
23. SENATOR SHAPIRO:  
24. Well, Mr. President and Ladies and Gentlemen of the Senate.  
25. I do want to point out to you that the bill does have many  
26. fine features but it also has some detrimental ones, also, and  
27. some of the features in the bill would actually increase  
28. cost to employers. This bill is a very comprehensive  
29. bill. I say it's akin to the Mental Health Code revisions  
30. and I think that the committee should study it, should remain in  
31. Rules and get on with the...other business before the Senate.  
32. I just think that to discharge Rules Committee and move this bill to  
33. 2nd reading without a committee hearing would be out of order at this

1. time.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Hickey moves to discharge the Committee on Rules  
4. from further consideration of Senate Bill 1643. Those in  
5. favor vote Aye. Those opposed vote Nay. The voting is  
6. open. Have all voted who wish? Have all voted who wish?  
7. Take the record. On that question the Ayes are 16, the  
8. Nays are 29, 1 Voting Present. The motion to discharge  
9. committee is lost. Senator Davidson on 1699. Senator  
10. Davidson...asks leave to withdraw the motion on Senate  
11. Bill 1699. Is there leave? Leave is granted. Senate Bill  
12. 1724, Senator Bloom. Read the motion, Mr. Secretary.

13. SECRETARY:

14. I move that Senate Committee on Revenue be discharged from  
15. further consideration of Senate Bill 1724 and that the bill be  
16. advanced to the Order of 2nd reading without reference to  
17. committee. Signed, Senator Bloom.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Rock, for what purpose do you arise?

20. SENATOR ROCK:

21. Inquiry of the Chair, Mr. President. I would ask for a  
22. ruling that that motion is, in fact, out of order. That  
23. bill no longer reposes in the Senate Revenue Committee.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. It is my understanding that the bill has been reported  
26. and is on the Secretary's Table and the motion, therefore, to  
27. discharge Committee from further consideration would be out of  
28. order. Senator Bloom.

29. SENATOR BLOOM:

30. All right. Your inclination, Mr. Chairman, has already  
31. been stated. Then, I would ask leave to suspend the rules  
32. in the same manner as Senator Bowers. That, I should think, would  
33. be in order for the reason so stated. I assume that your ruling

1. is it's on the Secretary's...it's been reported out, therefore,  
2. the motion...

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The committee's jurisdiction...

5. SENATOR BLOOM:

6. ...was not properly drawn. Yes, I'm...I'm aware of that.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. No longer has jurisdiction. Is your motion...

9. SENATOR BLOOM:

10. All right. Then I'd ask for leave to suspend the rules.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion...Senator asks leave to suspend...Senator  
13. Hynes.

14. SENATOR HYNES:

15. There...there is objection to his request for leave to  
16. suspend the rules and beyond that, Senator Bower's motion  
17. did, in fact, contain a motion to suspend the rules.  
18. His written motion did. We are on the Order of Written Motions  
19. and there is no written motion to suspend the rules or to do  
20. anything else with respect to this bill other than the motion  
21. to take it from committee which is out of order and I would  
22. therefore, suggest, Mr. President, that it is out of order  
23. and that we ought to get on to the next item.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The Gentleman sought leave. Is there leave to suspend  
26. the rules? Leave is not granted. Senator Bloom, for what  
27. purpose do you arise?

28. SENATOR BLOOM:

29. Well, then I'll appeal the...I'd like a roll call on that.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. You now make a motion to suspend the rules, Senator?

32. SENATOR BLOOM:

33. I certainly do.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Bloom now moves to suspend the rules, Those  
3. in favor...for the purpose of taking the bill from the Table  
4. and having it placed on the Order of 2nd reading. Senator  
5. Hynes.

6. SENATOR HYNES:

7. Mr. President, I think he is out of order. We had  
8. already...you had already ruled. We're on to the next bill.  
9. I don't think his...that his motion is in order at all.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Bloom, the Chair would...would rule that your  
12. motion at the present time is out of order and that we are on  
13. the Motions in Writing and that later on in the day, your  
14. motion to suspend would be in order. Senator Bloom.

15. SENATOR BLOOM:

16. Appeal that.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. There's been a motion to appeal the ruling of the Chair.  
19. You wish a roll call on the...appeal of the ruling of the Chair?

20. SENATOR BLOOM:

21. I think it would be...

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. All right. The question is shall the ruling of the Chair  
24. be sustained. Those in favor vote Aye. Those opposed  
25. vote Nay. The voting is open. The Chair has ruled that we are on  
26. the Order of Motions in Writing. The motion will require  
27. thirty-six votes to override the ruling of the Chair. Have all  
28. voted who wish? Take the record. On that question, the Ayes  
29. are 30, the Nays are 21, none Voting Present. The ruling of the  
30. Chair is sustained. Channel 20 would like to...leave to film  
31. the proceedings. Is there leave? Leave is granted. Senator  
32. Nimrod on 1744. Read the motion, Mr. Secretary.

33. SECRETARY:

I move that the Senate Committee on Labor and Commerce

1. be discharged from further consideration of Senate Bill  
2. 1744 and that the bill be placed on the Calendar on the  
3. Order of 2nd reading. Signed, Senator Nimrod.  
4. PRESIDING OFFICER: (SENATOR BRUCE)  
5. Senator Nimrod is recognized.  
6. SENATOR NIMROD:  
7. Yes, Mr. President and Ladies and Gentlemen of the Senate.  
8. This bill comes as a result of passage of Senate Bill 6,  
9. if you recall, in our 2nd Special Session last fall, which  
10. extended the unemployment insurance coverage to all public  
11. employees and you recall that that's for the first time  
12. beginning January 1st of this year, all school districts and  
13. local governments were required to cover all their workers.  
14. This bill specifically would exclude from the definition of  
15. employment, employees of local government school districts  
16. who have made an agreement through employment would not  
17. exceed six months. In other words, temporary and seasonal  
18. and part-time employees would be excluded from the bill.  
19. This has not had a chance to be heard. It's come about  
20. as a result of a bill that we had and I do state that I do not  
21. intend to use this bill as a vehicle for any additional  
22. amendments. I want to accomplish this purpose with this  
23. particular bill. I would be happy to answer any questions  
24. pertaining to it.  
25. PRESIDING OFFICER: (SENATOR BRUCE)  
26. Is there discussion? The question is shall Senate Bill 1744  
27. pass. Those in favor vote Aye. Those opposed...the motion is  
28. to discharge the Committee on Labor from further consideration  
29. of Senate Bill 1744. Those in favor vote Aye. Those opposed  
30. vote Nay. The voting is open. Have all voted who wish?  
31. Have all voted who wish? Take the record. On that question,  
32. the Ayes are 34, the Nays are 2, none Voting Present.  
33. The Committee...the motion carries and the Committee on Labor

1. and Commerce is discharged from further consideration  
2. of Senate Bill 1744 and the bill is placed on the Order of  
3. 2nd reading. Senate Bill 1751, Senator Walsh. Read the  
4. motion, Mr. Secretary.

5. SECRETARY:

6. I move that Senate Bill 1751 be discharged from the Senate  
7. Committee on Judiciary I and be placed on the Calendar on the  
8. Order of 2nd reading. Signed, Senator Walsh.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Walsh.

11. SENATOR WALSH:

12. Mr. President, members of the Senate. Senate Bill 1751  
13. is one of the series of Mirage bills. It was heard in the  
14. Senate Judiciary I Committee and was voted upon 5 to 5,  
15. a tie vote. The main objection that committee, as a matter  
16. of fact, it would appear to me, the only significant  
17. objection was one that the bill should not provide for a  
18. mandatory sentence upon a violation and conviction. I have  
19. indicated to Chairman Daley that I will delete that provision  
20. from the bill in the event this motion is successful.  
21. I believe the bill is a good bill in that it provides that anyone  
22. who signs or causes to be signs...and that's important,  
23. anyone who signs or causes to be signed a fraudulently  
24. turn would be guilty of violation of the Act and it also increases  
25. the penalty from a misdemeanor to a Class 4 felony. As I've  
26. indicated, the objection that the bill provides for a mandatory  
27. sentencing upon conviction will be deleted on 2nd reading.  
28. I urge a favorable roll call.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? Senator Daley.

31. SENATOR DALEY:

32. Mr. President and fellow Senators. This bill was heard in the  
33. Judiciary Committee and as Senator Walsh stated, he did

1. agree to take out the mandatory sentencing. But what  
2. the bill does, and I like...inform every Senator here,  
3. presently, there are eight or nine taxes which will be  
4. affected. He is raising all the penalties to a Class  
5. 4 felony. I believe that's one to three years.  
6. Also he's saying if you violate any rule or regulation  
7. issued from the Department of Revenue and if you would go  
8. through the Department of Revenue, just a cigarette  
9. tax alone, have twenty-three rules as well as fifteen  
10. hearing rules which amount to about ten thousand words and  
11. about fifteen pages. The cigarette use tax, twelve  
12. rules, fifteen, that's about twenty-five. It amounts to about  
13. twenty-eight hundred words. The motor fuel tax is the  
14. same way, twenty-two rules. The retail occupation  
15. tax, nineteen rules, fifty-four rules and about forty-  
16. five other rules pertaining to the occupation tax. The  
17. use tax, thirteen rules. The service occupation tax,  
18. forty-five rules. The service use tax, twelve rules,  
19. income tax, twelve rules. Liquor Control Act, forty-eight  
20. rules. And this states that any merchant in Illinois...or  
21. one who owns a store, violates a rule or regulation issued  
22. by the Department. It's very, very difficult for the  
23. merchants or anyone to obtain many copies of these rules and  
24. regulations. And what it says, if you violate just one rule  
25. alone, you have a Class 4 felony. Presently, under all the  
26. ...the liquor, the cigarette, the income tax, the service  
27. tax, presently there are penalties instituted. Class B  
28. misdemeanors, Class 4 felony and there's enough penalties  
29. issued. The only thing this bill does is increase the  
30. penalty. It doesn't look at the real problem. It doesn't say  
31. to the Department of Revenue, let's put more money in there  
32. for investigators, let's do something to help the people to  
33. follow the rules and regulations that are changed day in and day out.



1. I would ask for a no vote.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Walsh may close.

4. SENATOR WALSH:

5. Well, Mr. President and members of the Senate. The  
6. objections the Senator now raises is one that's already in the  
7. law. The provision for willfully violating any rule or  
8. regulation is now in the law. And there apparently wasn't  
9. any problem with it when it was originally enacted. It's  
10. important that this bill be passed to increase the  
11. penalty for one who signs or causes to be signed a  
12. fraudulent return. And as far as the violation of a rule is  
13. concerned, the present law provides that one must willfully  
14. violate any rule or regulation. I suggest, Mr. President, that  
15. this bill be placed on the Order of 2nd reading and if the  
16. Gentleman would like to attempt to amend it at that time,  
17. so be it. But we must demonstrate to the people of the  
18. City of Chicago and the State of Illinois that we're willing  
19. to address ourselves to this very important situation.  
20. The...the Mirage situation in Chicago is not a mirage. It's  
21. well documented and we must address ourselves to  
22. it. I urge a favorable vote.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Walsh moves to discharge the Committee on Judiciary  
25. from further consideration of Senate Bill 1751.

26. Those in favor vote Aye. Those opposed vote Nay. The voting  
27. is open. Have all voted who wish? Have all voted who wish?

28. Take the record. On that question the Ayes are 26, the Nays  
29. are 15, 2 Voting Present. The Motion to Discharge is lost.

30. Senator Walsh on 1752. Read...read the motion, Mr. Secretary.

31. SECRETARY:

32. I move that Senate Bill 1752 be discharged from the  
33. Senate Committee on Judiciary I and that it be placed on the  
Calendar on the Order of 2nd reading. Signed, Senator Walsh.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Walsh is recognized.

3. SENATOR WALSH:

4. Mr. President, Senate Bill 1752 received the same treatment  
5. in the Judiciary Committee. It amends the Liquor Tax Act and  
6. as I've indicated, I would amend this bill as well to take out  
7. the mandatory sentencing provision. I would hope it would get  
8. a better fate than 1751. I urge a favorable vote.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Daley.

11. SENATOR DALEY:

12. Mr. President and fellow Senators. I stand opposing 1752  
13. on the grounds that presently if you violate any of the rules  
14. or regulations of the Liquor Act, you receive a Class B  
15. misdemeanor offense. Any other subsequent violation and  
16. conviction of a Class B misdemeanor, they revoke their license  
17. for the violation. We have presently enough penalties,  
18. if they would just enforce it through the Department of  
19. Revenue or the Liquor Commission, they can eventually get after  
20. the people who are violating the laws. I think this is un-  
21. necessary and what you're doing is making the person  
22. a felon.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Walsh may close.

25. SENATOR WALSH:

26. Well, Mr. President, I would say you're making the person  
27. a felon who deserves to be a felon. One who willfully violates  
28. this Act should be a felon and should be imprisoned. I  
29. urge a favorable vote.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Walsh moves to discharge the Committee on Judiciary  
32. from further consideration of Senate Bill 1752. Those in  
33. favor vote Aye. Those opposed vote Nay. The voting is open.

1. Have all voted who wish? Have all voted who wish? Take  
2. the record. On that question the Ayes are 26, the  
3. Nays are 14, 4 Voting Present. The Motion to Discharge  
4. is...fails. Senate Bill 1754, Senator Bowers. Read the  
5. motion, Mr. Secretary, please.

6. SECRETARY:

7. I move that Senate Bill 1754 be discharged  
8. from the Senate Committee on Judiciary II and be placed  
9. on the Calendar on the Order of 2nd reading. Signed,  
10. Senator Bowers.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Bowers.

13. SENATOR BOWERS:

14. Thank you, Mr. President. This also is one of the  
15. Mirage package. It seeks to create the crime of fraud upon  
16. the public. As it was originally introduced, there were two  
17. aspects to the bill, one involving unlawful gratuities  
18. which was taken from the New York Statute, the second  
19. involving fraud upon the public which is...which is patterned  
20. after the mail fraud Statute and the intent, of course, is to  
21. get at those areas where there is no State prosecution  
22. and the prosecution has in the past been done under the  
23. Federal Mail Fraud Statute and I think we would all agree that  
24. there's been a lot of stretching to get some crimes within  
25. the Mail Fraud Statute. I did strike in committee the unlawful  
26. gratuities section because there was a lot of concerns  
27. about that and frankly, I had some myself. So, as it stands now  
28. and the bill only has the one aspect to it. One of the objections  
29. raised in committee was the fact that we don't have enough time  
30. to work on the language on it. I just suggest to you that  
31. we've got a full Session here and I think it's unseemly to say we  
32. don't have enough time to do it. I've offered to hold it on  
33. 2nd reading, to work out the language so that we can get a bill

1. that would be acceptable to a majority of this  
2. Senate and I would like to get out on 2nd reading for that  
3. purpose and therefore, ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Senator Netsch.

6. SENATOR NETSCH:

7. Thank you, Mr. President. I think I will speak in  
8. opposition to this, although I concede that Senator Bowers  
9. took out the language that would have made a felon of  
10. my husband because he tends to give the mail man five or  
11. ten dollars at Christmastime. I know he shouldn't but he  
12. does it anyway. He was raised that way and I...I appreciate  
13. the fact that you...you made a honest man out of my husband,  
14. Senator Bowers. But, the...the fact remains...all right.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Did you lose your train of thought, Senator?

17. SENATOR NETSCH:

18. I lost my train of thought. But I really meant it when  
19. I...I asked Mr. Starkman in committee, please tell me what  
20. this language is designed to cover. The...the crime of  
21. fraud upon the public would be a person who devises  
22. any scheme or artifice to defraud the public of the honest  
23. and faithful performance of the duties of a public  
24. officer or public employee by means of false or fraudulent  
25. pretenses, representations, or promises, commits fraud  
26. upon the public. Now, whether or not that is comparable  
27. to or similar to the Mail Fraud Statute, I literally, honestly  
28. do not know how to read it or what to do with it. I told you  
29. that I would be happy to have not the hard working subcommittee  
30. that doesn't do anything work on this bill, but a subcommittee  
31. consisting of you and I and one other person who would really  
32. like to come to grips with this. But I cannot support anything  
33. like this as it is and I think it needs a good deal of very  
serious attention.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Bowers may close.

3. SENATOR BOWERS:

4. Just briefly, Mr. President. I have indicated and I'll  
5. indicate again that I'm perfectly willing to work with anyone  
6. as far as the language is concerned. I would suggest to the  
7. Senator, you've got plenty of votes over there to defeat it,  
8. if as and when we cannot work out that language, but I am  
9. confident we can. The problem is, we had one committee hearing  
10. and one committee meeting in this whole Session and so there  
11. was no time to...to work on a bill and get it out in this  
12. Session and to say to the public that there isn't time to address  
13. ourselves to this serious situation, I think is unseemly and  
14. that's why I'd like to get it out and let's do it this  
15. Session. I urge a favorable roll call.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Bowers moves to discharge the Committee on Judiciary  
18. II from further consideration of Senate Bill 1754. Those  
19. in favor vote Aye. Those opposed vote Nay. The voting  
20. is open. Have all voted who wish? Have all voted who wish?  
21. Take the record. On that question the Ayes are 26, the  
22. Nays are 21, none Voting Present. The Motion to Discharge  
23. from further...the committee is lost.

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End of reel

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2.  
3. 1756, Senator Shapiro. 57, 1757 Senator Shapiro.  
4. Senate Bill 1781, Senator Knuppel. Read the motion, Mr.  
5. Secretary, please.

6. SECRETARY:

7. Move to discharge Committee on Rules from further  
8. consideration of Senate Bill 1781. That the bill be  
9. read a first time, advanced to the Order of 2nd reading  
10. without reference to committee. Signed, Senator Knuppel.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. This is a very simple bill and for those people that  
15. are concerned about doing something to help the Industrial  
16. Commission and their work and getting something for the  
17. working man. Today it takes almost a year from the time  
18. you hear a matter in front of the commission until the  
19. transcript is typed up. This bill provides for licensed  
20. court reporters who would receive a salary of twenty  
21. thousand dollars per year. Last year we passed legislation  
22. providing that court reporters would receive compensation  
23. commensurate with what court reporters receive, but we  
24. set up a standard that was stricken down by the Governor.  
25. He vetoed the bill on the basis that the guidelines by  
26. which we were going to set salaries was unconstitutional  
27. because they were to be set according to the standard  
28. set in court. This is good legislation. It is legislation  
29. that is needed. It will give some kind of a commitment  
30. to these court reporters who are laboring under almost  
31. overburdening circumstances to get these transcripts  
32. out. And I can assure you that we are way behind in  
33. the Industrial Commission. This is probably the single  
largest fault with getting results out of the Industrial

1. Commission today. You get an award, the insurance company  
2. can appeal it. It...you will not have your transcript  
3. for at least a year. I submit this is good legislation.  
4. I'd like to see it discharged and placed on the Order of  
5. 2nd reading.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there discussion? Senator Soper.

8. SENATOR SOPER:

9. Senator Knuppel, would this help Senator Hickey's  
10. husband too?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. I...I don't believe he's in a competing business in this  
15. case.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The motion is to discharge the Committee on Rules from  
18. further consideration of Senate Bill 1781. Those in favor  
19. vote Aye. Those opposed vote Nay. The voting is open.  
20. Have all voted who wish? Have all voted who wish? Take  
21. the record. On that question the Ayes are 21, the Nays  
22. are 12, 1 Voting Present. The Motion to Discharge is lost.  
23. Senate Bill 1851, Senator Regner. Read the motion, Mr.  
24. Secretary.

25. SECRETARY:

26. I move to discharge the Rules Committee from further  
27. consideration of Senate Bill 1851 and that it be read a  
28. first time, advance to 2nd reading without reference to  
29. committee. Signed, Senator Regner.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Regner is recognized.

32. SENATOR REGNER:

33. Mr. President and members of the Senate. This bill simply

1. prohibits from practicing or representing clients before  
2. State Agencies where a relative of the attorney who is head  
3. of that agency. I think this is a good government bill  
4. and I'd ask for a favorable roll call.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? Senator Hynes.

7. SENATOR HYNES:

8. I don't think much discussion is called for. I would  
9. oppose this bill. It had a fair and complete hearing in  
10. the Rules Committee.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. ...Senator Regner, do you wish to close?

13. SENATOR REGNER:

14. Just would like to state a few other instances and  
15. things that really pertain to this bill. It was revealed  
16. not very long ago that a brother of a very prominent  
17. State official represented a client who was having  
18. trouble with that particular agency governing the  
19. entity of the problem that was before it. Now, maybe  
20. it was only coincidental, but as soon as that particular  
21. hired that director's brother as their representative  
22. and had them represent him before the...that agency,  
23. the trouble was cleared up very rapidly. And I think,  
24. as I said, it's a good government bill and certainly  
25. it should be supported.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Regner moves to discharge the Rules Committee  
28. from further consideration of Senate Bill 1851. Those  
29. in favor vote Aye. Those opposed vote Nay. The voting  
30. is open. Have all voted who wish? Have all voted who  
31. wish? Take the record. On that question the Ayes are  
32. 23, the Nays are 17, 2 Voting Present. The Motion to  
33. Discharge is lost. Senator Bloom on 1860. Read the



1. motion, Mr. Secretary.

2. SECRETARY:

3. I move that the Senate Committee on Labor and Commerce  
4. be discharged from further consideration of Senate Bill 1860  
5. and that the bill be placed on the Calendar on the Order of  
6. 2nd reading. Signed, Senator Bloom.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Bloom.

9. SENATOR BLOOM:

10. Briefly, this bill was worked out in conjunction with  
11. the Department of Vocation and Rehabilitation, this refers  
12. to second injuries and it addresses a very small area of  
13. the problem and it's to make a...the...handicapped person  
14. more attractive in the job market by spreading the risk  
15. around. I've represented to the committee chairman that  
16. this is all it would do, this and no more. I'd urge your  
17. support.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Savickas.

20. SENATOR SAVICKAS:

21. Mr. President and members of the Senate. I rise in  
22. opposition to the...Discharge Motion although the intent  
23. of the bill is laudable, it does not just address itself  
24. to what Senator Bloom hopes it would accomplish. There  
25. are very many serious implications in this and it should  
26. be heard in a full committee. We talk about free existing  
27. physical or mental conditions. There is no standards to  
28. set these conditions. We talk about taking money from  
29. the second injury fund to compensate for these disabilities,  
30. yet it's questionable if we can do that. It places additional  
31. burdens of proof on the employer and I would suggest that  
32. this bill, although laudable in its intent, should be held  
33. over and held for a full committee hearing and fully debated.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Bloom may close.

3. SENATOR BLOOM:

4. Well, thank you. This bill was patterned after  
5. existing law in other states. It was drawn up by Mr.  
6. Jeffer's office and I would urge your support. I naturally  
7. hold it on 2nd reading for whatever amendments the chair-  
8. man of the committee wished to address and tighten it  
9. up. Appreciate a favorable roll call. Thank you very  
10. much.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Bloom moves to discharge Committee on Labor  
13. and Commerce from further consideration of Senate Bill 1860.  
14. Those in favor vote Aye. Those opposed vote Nay. The  
15. voting is open. Have all voted who wish? Have all voted  
16. who wish? Take the record. On that question the Ayes  
17. are 12, the Nays are 5, none Voting Present. The Motion  
18. to Discharge is lost. Senate Joint Resolution 48. Senator  
19. Harber Hall. Read the motion, Mr. Secretary.

20. SECRETARY:

21. I move to waive the rule to discharge the Senate  
22. Committee on Executive from further consideration of  
23. Senate Joint Resolution 48, advance the resolution to  
24. 2nd reading. Signed, Senator Harber Hall.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Harber Hall.

27. SENATOR HARBER HALL:

28. Mr. President and fellow Senators. Senate Joint  
29. Resolution 48 implores the Congress of the United States  
30. to submit a constitutional change to the Federal Constitution  
31. that would provide for a balanced budget in every year  
32. except in times of national emergency. This is a national  
33. program going throughout the United States that would

1. force into the Constitution, into the basic law the  
2. principle of fiscal responsibility. I don't think  
3. I have to tell anyone, within range of my voice, that  
4. spending in government is beyond control of those who are  
5. elected to provide the government for all the people.  
6. It has been shown quite evidently that the pressures  
7. for more spending cannot be resisted and that a  
8. constitutional change, such as we have in our Illinois  
9. State Constitution, that insure that the people's  
10. interest in solvency and fiscal responsibility are  
11. guaranteed by that Constitution. I would like you to  
12. know that as of this date, twenty-four states have  
13. passed joint resolutions in their bodies and sent them  
14. to the Congress. At such time that thirty-four states  
15. do this, then the Congress will act and submit a constitu-  
16. tional resolution and pass a constitutional...change  
17. resolution to all the states for ratification so that  
18. this will get into the Constitution. Now there are those  
19. who would argue and may argue that we do not want a  
20. constitutional convention. With that I would agree.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator...don't forget our two year.. our two minute  
23. limit.

24. SENATOR HARBER HALL:

25. Yes...excuse me, Mr. President. I will conclude by  
26. saying, you know the importance of this and I know the  
27. importance of this and our constituents certainly do  
28. and it's important and I would suggest to you that the  
29. Congressmen want this passed. With that I will conclude.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Well, now Gentlemen, we have given two minutes to the  
32. proponents, two minutes to the opponents and one minute  
33. for Senator Hall to close. Now, if you wish to divide up

1. his time. What purpose does Senator Rhoads rise?  
2. SENATOR RHOADS:  
3. I'll be real brief.  
4. PRESIDING OFFICER: (SENATOR BRUCE)  
5. Well, under our rule you're going to have to be  
6. within fifteen seconds, Senator.  
7. SENATOR RHOADS:  
8. Just want to point out to the colleagues on the  
9. opposite side of the aisle that Congressman Simon is  
10. the cosponsor of this resolution in the Congress. It  
11. does have broad bipartisan support.  
12. PRESIDING OFFICER: (SENATOR BRUCE)  
13. In opposition. Senator Wooten.  
14. SENATOR WOOTEN:  
15. Well, yes, Mr. President, I rise in opposition to  
16. this proposition for the simple reason that it does  
17. issue a call for a constitutional convention. I realize  
18. that Senator Hall says it's an alternative, but the fact  
19. that it's in there seems to me is binding on Congress  
20. and I don't know if we would have the wisdom of...of  
21. our founding fathers if we were to call a constitutional  
22. convention. I believe such a movement could get easily  
23. out of hand. And on that basis alone, I would urge the  
24. defeat of this resolution.  
25. PRESIDING OFFICER: (SENATOR BRUCE)  
26. Senator Hall to close.  
27. SENATOR HARBER HALL:  
28. I think just in response to Senator Wooten, I would  
29. say this. This resolution could be changed to amend  
30. the resolution I've prepared to state that, should the  
31. Congress pass their resolution submitting this proposition  
32. back to the states for ratification, that in that case this  
33. resolution and all others, and on the topic other states

1. are tending to put this amendment in, would be automatically  
2. a null and void. And in that case there could not be a...  
3. this resolution could not be used as one by which the thirty-  
4. four states would be needed to call a constitutional convention.  
5. We believe and the Congress believes that these resolutions  
6. coming in will be the persuasive argument for them to  
7. submit the amendment to the states for ratification. In...  
8. but we could amend this on 2nd reading to insure that a  
9. constitutional convention would not be called.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The Motion is to Discharge the Senate Committee on  
12. Executive from further consideration of Senate Joint  
13. Resolution 48. Those in favor vote Aye. Those opposed  
14. vote Nay. The voting is open. Have all voted who wish?  
15. Have all voted who wish? Take the record. On that  
16. question the Ayes are 25, the Nays are 13, none Voting  
17. Present. The Motion to Discharge is lost. On House Bill  
18. 881, Senator Bloom. You wish to call it, Senator Bloom?  
19. Read the motion, Mr. Secretary.

20. SECRETARY:

21. ...to discharge the Revenue Committee from further  
22. consideration of House Bill 881 and that it be read  
23. a first time and advanced to 2nd reading without reference  
24. to committee.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Bloom.

27. SENATOR BLOOM:

28. This is the tax indexing bill. What it does is keep  
29. your standard deduction of a thousand dollars up with  
30. inflation. It was held in committee. It's...it's a good  
31. bill and it won't cost that much and I would urge your  
32. support of it because you got to make at some point, you...  
33. you've got to start giving your income taxpayers a break.

1. I'd ask for a roll call.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? Senator Rhoads.

4. SENATOR RHOADS:

5. I think it's important to point out that in the

6. testimony before the Senate Revenue Committee, the

7. representative of the Bureau of the Budget was...emphasized

8. the fact that the Bureau was not opposed to the concept

9. of this bill, but had reservations based on the fiscal

10. impact. It is an important concept because inflation

11. alone does the dirty work of sandbagging the taxpayer

12. and without this kind of indexing legislation the tax-

13. payers...unprotected. I urge a favorable vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? The Motion is to Discharge

16. the Committee on Revenue from further consideration of

17. House Bill 881. Those in favor vote Aye. Those opposed

18. vote Nay. The voting is open. Have all voted who wish?

19. Have all voted who wish? Take the record. On the

20. question the Ayes are 25, the Nays are 5, none Voting

21. Present. The Motion to Discharge is lost. House Bill

22. 921, Senator Guidice, read the motion Mr. Secretary,

23. please. For what purpose...

24. SECRETARY:

25. I move...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Excuse me, Mr. Secretary. For what purpose does

28. Senator Harber Hall arise?

29. SENATOR HARBER HALL:

30. Mr. President, we're not going off the Order of

31. Motions, are we? There were...there were motions that

32. were in sequence to be called that haven't been called,

33. I wonder if we're going back and call those?

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. It wasn't the Chair's intention to return.  
3. SENATOR HARBER HALL:  
4. I wonder if the Chair would go back, in view of the  
5. fact that there were some...that were not called and  
6. were not withdrawn, go back and call one...one item  
7. that I have in mind.  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9. I think that after we have gone all the way through,  
10. if any member wishes to call one of the motions, I think  
11. we can go back and pick it up. Read the motion on House  
12. Bill 921, Mr. Secretary, please.  
13. SECRETARY:  
14. I move to...discharge Committee on Insurance from  
15. further consideration of House Bill 921.  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17. ...Senator Guidice.  
18. SENATOR GUIDICE:  
19. Thank you, Mr. President. Mr. President, I'd like  
20. to ask leave of the Body to amend that motion on its  
21. face to include the words, "to the order of 2nd reading."  
22. PRESIDING OFFICER: (SENATOR BRUCE)  
23. The motion presently reads to discharge the committee  
24. and the sponsor wishes to add on its face that it be  
25. discharged and be placed on the Order of 2nd reading.  
26. Is there leave to amend the motion on its face? Leave  
27. is granted. Senator Guidice.  
28. SENATOR GUIDICE:  
29. Thank you, Mr. President and members of the Senate.  
30. This bill was before this Body last year and it came  
31. out of the Insurance Committee. It was on the Floor,  
32. there was various amendments, there was quite a bit of  
33. controversy regarding this bill and because of that I

1. had referred it back to the Committee on Insurance. This  
2. year, before we had an opportunity to act upon it, due to  
3. a...a mistake on my part, believing that the House Bill  
4. could be acted...House Bill could be acted on when they  
5. come over from the...from the House, we found that we  
6. weren't able to...to do anything further with this bill.  
7. But, what I had done and what I planned to do is to  
8. amend this bill on 2nd reading to include three amendments,  
9. which I think will take away most of the controversy  
10. regarding the bill. This is the Clinical Social Worker  
11. Bill. One of the amendments would provide that the  
12. party would be referred to a doctor, make sure there  
13. was nothing that was either congenital or a physical  
14. defect that was involved with that particular patient  
15. before the social worker could continue his therapy.  
16. The second amendment would provide that the...standards  
17. of...of that particular individual would be raised  
18. and be a five year background that he would have to  
19. have in this particular area under supervision, with  
20. clinical supervision. And the third amendment is  
21. the...is to remove from the section that it was originally  
22. amending which was C which had a clinical psychologist  
23. and would be in a D Section. The clinical psychologist  
24. wouldn't be involved in it at all. So I believe under  
25. those circumstances that this bill is in proper form  
26. and we won't have any problem on the Floor with it.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator I...Senator Soper did you...I sought leave  
29. on his motion, did you have objection? I may not have  
30. seen you on your objection to his motion. He did seek  
31. leave. Senator Soper.

32. SENATOR SOPER:

33. ...I thought that all motions were supposed to be  
34. in proper order and at that...that at a certain time



1. if they weren't in proper order, that was the end of the  
2. motions. Now, this motion wasn't in proper order and  
3. you can only vote on that motion as the motion existed and  
4. as it was requested. You can't amend a motion after  
5. the last day to file motions.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Well, the...the gentleman sought leave. Do you...do  
8. you object to leave being granted and amending it on its  
9. face?

10. SENATOR SOPER:

11. I do because we...

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. All right.

14. SENATOR SOPER:

15. ...going to go through this whole thing again. Well...

16. Senator Guidice.

17. SENATOR GUIDICE:

18. I thought I put...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. I had ruled, that is correct. Senator...the motion  
21. is properly filed as to discharging the committee. The  
22. Chair will rule that, that the motion is in order for  
23. consideration. The question is whether the Body will  
24. allow the Senator leave. In two other instances, I  
25. believe we have done that, Senator Bowers, I think we  
26. allowed and...no, we did not. Well, the Motion is to  
27. Discharge and we did it on Senator Bloom's motion.  
28. If...if leave is not granted, the Motion is in order  
29. to Discharge, we can...Senator Guidice, it's a...you  
30. may make your motion to be placed on the Order of 2nd  
31. reading. I'm sure if you have the votes to discharge,  
32. you'll have the votes to...to place it on the Order  
33. of 2nd reading. Is there discussion? The Motion is

1. to Discharge the Committee on Insurance from further  
2. consideration of House Bill 921. Those in favor vote  
3. Aye. Those opposed vote Nay. The voting is open. For  
4. what purpose does Senator Philip arise? We are on  
5. roll call, Senator.

6. SENATOR PHILIP:

7. Mr. President, exactly what are we voting on?  
8. I think some of us are confused to be honest.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The Motion is to Discharge the Committee on Insurance  
11. from further consideration of House Bill 921. Senator.

12. SENATOR PHILIP:

13. Well, I had seeked recognition to stand up and  
14. speak against the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Well, I asked if there was discussion. Have all  
17. voted who wish? Have all voted who wish? Take the  
18. record. On that question the Ayes are 26, the Nays  
19. are 19, none Voting Present. House...Motion to Discharge  
20. is lost. House Bill 1059, Senator Guidice, do you  
21. wish to call that? Read the motion, Mr. Secretary.

22. SECRETARY:

23. I move to discharge the Senate Committee on Elementary  
24. and Secondary Education from further consideration of  
25. House Bill 1059 and that the bill be placed on the Calendar  
26. on the Order of 2nd reading. Signed, Senator Guidice.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Guidice.

29. SENATOR GUIDICE:

30. Thank you, Mr. President. Mr. President, I'd ask  
31. leave of the Body to also have considered at this  
32. time, House Bill 2377, which is on the Calendar, it's  
33. a companion bill with this matter.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Guidice has asked leave to have House Bill  
3. 2377 considered jointly with House Bill 921. Is leave  
4. granted? Leave is granted. Senator Guidice.

5. SENATOR GUIDICE:

6. Mr. President, I get four minutes to talk now because  
7. there's two motions.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. You have two minutes, Senator Guidice.

10. SENATOR GUIDICE:

11. Oh, I...I just wanted to clarify that. All right, House  
12. Bill 1059 and House Bill 2377. 2377 is the funding  
13. processes by which House Bill 1059 would be funded.  
14. It's a...calls for a thousand dollars. House Bill  
15. 1059 would provide parents of children in non-public  
16. schools...fulfilling the public purposes of the Compulsary  
17. Education Law, the identical flat grant that we give  
18. every child in the State of Illinois. That is a sixty  
19. dollars for an elementary and seventy-five dollars in  
20. the secondary schools. The...the bill also, understanding  
21. that this is a case of first instance, there has been  
22. no ruling in the courts one way or the other regarding  
23. this type of...of a bill. I think it deserves the attention  
24. of the Body, it should be debated on the Floor? I believe  
25. that this is just what every taxpayer who has been paying  
26. into the coffers and has a right to expect that he would  
27. be able to have his child educated in the school of his  
28. choice, especially since the fact that we...we allow  
29. those schools in existence in the first instance. This  
30. is a good bill, it should have the attention of the Floor  
31. and I would ask that you favorably move it.

32. PRESIDENT:

33. Senator Berman.

1. SENATOR BERMAN:

2. Thank you, Mr. President. I rise in opposition to  
3. the motion. This bill was heard in the committee, ...the  
4. committee saw fit not to vote it out Do Pass. Those...among  
5. those who registered in opposition to the bill were the  
6. Illinois Association of School Boards, the Illinois Education  
7. Association, the Illinois PTA, the Peoria Public School  
8. District 150, the Illinois...Association of School  
9. Administrators, Illinois Federation of Teachers, the Chicago  
10. Teachers Union and EDRED. I think that this bill is untimely.  
11. If we have problems with our public school system, you haven't  
12. seen anything yet as to what would happen to those public  
13. schools if this bill passes. We've tried to address, and  
14. I think in a very responsible manner, the needs of the  
15. non-public schools. We constantly increase the funding  
16. of the Text Book Program, which is constitutional and  
17. we try to address the needs of those non-public schools  
18. in that manner. I think this bill is A, unconstitutional,  
19. and B, if it was found to be constitutional by some court  
20. that it would be the death...of the Public School System.  
21. I stand in opposition to the motion.

22. PRESIDENT:

23. Senator Buzbee.

24. SENATOR BUZBEE:

25. Thank you, Mr. President. I would like to point out  
26. two things that Senator Berman said the bill is patently  
27. unconstitutional. But other than that, it's twenty-  
28. one million dollars is the fiscal impact on the Illinois  
29. Education Budget. And as Senator Berman has said, we  
30. simply could not afford that, to add in another twenty-  
31. one million dollars to come out of the Education Budget  
32. and I rise in opposition.

33. PRESIDENT:

1. Is there any further discussion? Senator...Guidice  
2. may close the debate.

3. SENATOR GUIDICE:

4. Thank you, Mr. President. Mr. President and members  
5. of the Senate, all the people that Senator Berman referred  
6. to have a self interest in this particular area. Certainly  
7. it perpetuates their own existence. The fact of the matter  
8. is we're talking about a thousand dollars, Senator Buzbee,  
9. we're not talking about twenty-one million. Because we're  
10. going to find out whether or not it's constitutional. When  
11. you indicate that it's patently unconstitutional, that's  
12. your opinion. No court has ever decided this particular  
13. matter. And I think that the taxpayer has a right to get  
14. back some of his money, especially since he's alleviating  
15. the State of that burden. And yet he pays this money and  
16. gets no benefit at all.

17. PRESIDENT:

18. Senator Guidice has moved to discharge the Committee  
19. on...Elementary and Secondary Education from further  
20. consideration of House Bill 1059 and the Committee on  
21. Appropriations II from further consideration of House  
22. Bill 2377. All those in favor of the motion to...to  
23. discharge will vote Aye. Those opposed will vote Nay.  
24. The voting is open. Have all voted who wish? Have all  
25. voted who wish? Take the record. On that question the  
26. Ayes are 19, the Nays are 26, none Voting Present. The  
27. motion fails. Bill 1871, Senator Wooten. Read the motion,  
28. Mr. Secretary.

29. SECRETARY:

30. I move that the Committee on Executive be discharged  
31. from further consideration of House Bill 1871. Signed,  
32. Senator Wooten.

33. PRESIDENT:

1. Senator Wooten.

2. SENATOR WOOTEN:

3. Thank you, Mr. President. This was in keeping with  
4. the commitment I made some eleven months ago to try to  
5. bring a reasonable and comprehensive bill on lobbyist  
6. registration to the Floor. Apparently the only way I  
7. can do it is through this motion and that's why I bring  
8. it to your attention. I have the sinking feeling as  
9. we've had discussions on this that no one is reading  
10. the bill. The bill narrowly applies itself to those  
11. full time professional lobbyists and it requires disclosure  
12. of income and maintenance costs. It does not, I hope  
13. this is finally heard, it does not cover the individual  
14. who comes down to lobby his Legislator, or whether it's  
15. at a meeting of the Chamber of Commerce, a group of  
16. teachers or anything else. The individual who comes  
17. down and spends up to four hundred dollars on a trip  
18. down here to talk to his legislator. Those people  
19. are not included, nor are local elected officials,  
20. employees of units of local government. We are strictly  
21. talking about the full-time professional lobbyist. And  
22. in a careful perusal of all such legislation across this  
23. country, the only bills that really get to this are those  
24. that require that information. And that's the basis on  
25. which you should make your decision. If you believe  
26. those costs should be revealed, vote for the motion,  
27. if you don't, vote against it. Because that's really  
28. what this legislation comes down to. If you believe  
29. in disclosure for lobbyists, you believe in disclosure  
30. of income and supportive costs.

31. PRESIDENT:

32. Senator Daley.

33. SENATOR DALEY:

1. Mr. President and fellow Senators, a point of personal  
2. privilege. I would like to introduce a group of students  
3. from a fine school, Saint Gabriel School, which is in  
4. the Eleventh Ward in the neighborhood know as Canaryville  
5. and Sister Mary Sylvester and Mrs. Dowel are down with  
6. the group of students from Canaryville from the Eleventh  
7. Ward.

8. PRESIDENT:

9. Will our guests please rise. Senator Rock.

10. SENATOR ROCK:

11. Thank you, Mr. President, Ladies and Gentlemen of  
12. the Senate. I rise in opposition to Senator Wooten's  
13. motion to discharge his own committee from further  
14. consideration of this bill. This was twice beaten in  
15. the committee he chairs, it is comprehensive perhaps,  
16. it is in my judgment totally unreasonable. And I think  
17. and as I pointed out in the committee, it is a direct  
18. infringement on ones First Amendment right to petition  
19. his government. I would hope that this would get  
20. the fate it deserves, which is a red vote. We have  
21. currently pending on the Calendar, Senate Bill 1605,  
22. which addresses the current Lobbyist Registration Act.  
23. I have spoken with Senator Wooten, there's a substantial  
24. amendment to be offered and Senator Netsch before you  
25. speak, you ought to read the amendment. I think we  
26. can and should make some reasonable changes in this  
27. act.. This bill is not the way to do it and I would  
28. urge a No vote.

29. PRESIDENT:

30. Senator Soper.

31. SENATOR SOPER:

32. Thank you, Mr. President. Senator Wooten, isn't this  
33. the bill that...that you gutted everything after the enacting

1. clause and put a new gem in there, wasn't that it?  
2. PRESIDENT:  
3. Senator Wooten, perhaps you better answer that.  
4. SENATOR WOOTEN:  
5. About a month and a half ago, yes.  
6. PRESIDENT:  
7. Senator Soper.  
8. SENATOR SOPER:  
9. Well, I remember that, but since a month and a half  
10. ago, I haven't been able to find the amendment. I don't  
11. know what I'd be voting on. But we added an amendment  
12. to the original bill that was tubed and now you...you  
13. struck everything after the enacting clause and brought  
14. a new...new bill out and you left one little amendment  
15. that we put on that prior bill of yours, correct?  
16. PRESIDENT:  
17. Senator Wooten.  
18. SENATOR WOOTEN:  
19. Four lines were added to the bill in the last  
20. amendment.  
21. PRESIDENT:  
22. Senator Soper.  
23. SENATOR SOPER:  
24. That's like saying this doesn't do anything, we just  
25. make it from, may, to, shall, or shall to may. Thank you.  
26. PRESIDENT:  
27. Senator Netsch.  
28. SENATOR NETSCH:  
29. Thank you, Mr. President. One thing about Senator  
30. Rock, he puts it right on the line. He's opposed to  
31. this and he doesn't mince any words about it, which is  
32. refreshing around here at times. I...I would briefly  
33. like to address the First Amendment problem. I think



1. it is not one, Senator Rock and I...I hope that you realize  
2. that a reasonable amount of disclosure on the part of  
3. those who have to do with public affairs be it we, as Legis-  
4. lators, or those who attempt to influence us, does not  
5. involve first amendment problems. It is true that you  
6. can design a lobbying disclosure bill that is so cumbersome  
7. that it raises very serious questions. This one hardly  
8. fits that bill. It is a...it is an extremely modest disclosure  
9. bill, and I think on that basis has no constitutional  
10. infirmity at all.

11. PRESIDENT:

12. Senator Wooten may close the debate.

13. SENATOR WOOTEN:

14. Thank you. I thank Senator Rock for his frankness  
15. and also the grace notes about my committee. I would  
16. simply point out to you that the problem I'm having,  
17. Senator Rock, mentions the constitutional problem. Senator  
18. Soper, these are points that have been brought up and  
19. explained in great detail, but as I say, I have the fear  
20. no one really listens or wants to hear. It does come  
21. down to whether or not you believe lobbyists ought to  
22. disclose. I happen to think this bill makes...takes away  
23. any aspersions one would care to cast of the profession  
24. of lobbying. It makes it as open and as direct as our  
25. involvement in government. And I ask your favorable  
26. vote on this motion.

27. PRESIDENT:

28. Senator Wooten moves to discharge the Committee on  
29. Executive from further consideration of House Bill 1871.  
30. Those in favor of the Motion to Discharge will vote Aye.  
31. Those opposed will vote Nay. The voting is open. Have  
32. all voted who wish? Have all voted who wish? Take  
33. the record. On that question the Ayes are 21, the Nays

1. are 10, none Voting Present. The motion fails. ...2205,  
2. Senator Bruce. House Bill 2231, Senator Berning. Read  
3. the motion, Mr. Secretary.

4. SECRETARY:

5. I move that the Senate Committee on Executive be  
6. discharged from further consideration of House Bill 2231  
7. and that the bill be placed on the Calendar on the Order  
8. of 2nd reading. Signed, Senator Berning.

9. PRESIDENT:

10. Senator Berning.

11. SENATOR BERNING:

12. Thank you, Mr. President and members of the Senate.  
13. This is the sunset bill. I think most of us will agree  
14. that we are pretty well over regulated and several of  
15. our sister states have already been plowing this path  
16. and I think it's time that Illinois follow suit. The  
17. bill, very simply, terminates certain regulatory acts.  
18. And I, from the information I have, there are about  
19. a hundred and seven such regulated...regulatory acts  
20. which would be grouped together and every two years  
21. a portion of them would be reviewed for a total reconsider-  
22. ation once in every ten year period. And within that  
23. cycle, a select joint committee on regulatory agency  
24. reform reviews those acts and recommends termination,  
25. continuation or modification. Now, why do we need  
26. this bill? Simply because, as I said at the outset,  
27. we really are over regulated. Regulation by government  
28. has grown without review for over fifty years and regulation  
29. by government places an excessive burden on the people  
30. of Illinois. Sunset can help simplify the regulatory  
31. functions of state government and sunset will eliminate  
32. unnecessary and obsolete regulatory functions, thereby  
33. making regulation more cost effective. The most salient

1. purpose of sunset...legislation is to enable a Legislature  
2. to closely examine the operation of agencies and programs  
3. it has created. Such examinations should more easily  
4. aid the Legislature in making some of the inefficient  
5. programs more effective while phasing out those that  
6. have become obsolete. Mr. President and members of the  
7. Senate. It appears to me that this is nothing but an  
8. exercise in good government, an effort to police ourselves  
9. and certainly would give us the opportunity to bring  
10. under consideration agencies which we could conceivably  
11. do without and perhaps save some money. I...urgently  
12. request a favorable roll call and I might say this is  
13. the last matter to come under consideration, I think.  
14. So a favorable vote would be much appreciated.

15. PRESIDENT:

16. Is there any discussion? Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President. I rise in opposition to  
19. the Motion to Discharge. This bill was voted into a  
20. subcommittee and rightfully, I think, by the Senate  
21. Executive Committee. It reposes in that subcommittee  
22. along with House Bill 185 which is sponsored by Senator  
23. Johns. House Bill 540, which is sponsored by Senators  
24. Carroll and Buzbee and House Bill 1702, which is sponsored  
25. by Senator Bloom. I don't think anybody quarrels with  
26. the fact that we are over regulating everybody and everything,  
27. but this is a sweeping piece of legislation and I would hope  
28. that the subcommittee would meet. Senator Wooten has assured  
29. us that it can meet and perhaps we can deal with this in  
30. the next General Assembly. It's just too massive a project  
31. to deal with in one week. And I would urge opposition to  
32. this motion.

33. PRESIDENT:

1. Is there any further discussion? Senator Berning may  
2. close the debate.

3. SENATOR BERNING:

4. Well, thank you, Mr. President. But I have the utmost  
5. admiration for the intellectual aptitude of our distinguished  
6. leader on the other side, Senator Rock. And I know that a  
7. simple little measure like this could present no confounding  
8. road blocks to his...indomitable aptitude. It is a very  
9. simple bill. It authorizes the review of existing regulatory  
10. agencies, Mr. President, and I might say on a serious note,  
11. that this particular bill was some...for some strange reason  
12. caught in some unfortunate political switches to which  
13. it had no direct attachment. I would like to disengage it  
14. from any political consideration and urge the Honorable  
15. Senator on the other side to review his stance and vote  
16. for it. This is something that will give us a chance to  
17. get started and I urge every member to vote Aye on this  
18. discharged motion.

19. PRESIDENT:

20. Senator Berning has moved to discharge House Bill  
21. 2231 from the Senate Committee on Executive. Those in  
22. favor of the motion will vote Aye. Those opposed will  
23. vote Nay. The voting is open. Have all voted who wish?  
24. Have all voted who wish? Take the record. On that  
25. question the Ayes are 27, the Nays are 8, none Voting  
26. Present. The motion fails. All right, leave was granted  
27. to Senator Glass to return to Senate Bill 1560 on the Order  
28. of Motions in Writing. Read the motion, Mr. Secretary.

29. SECRETARY:

30. I move to discharge the Rules Committee from further  
31. consideration of Senate Bill 1560 and that it be read a  
32. first time and advanced to second reading without reference  
33. to committee. Signed, Senator Glass.

1. PRESIDENT:

2. Senator Glass.

3. SENATOR GLASS:

4. Well, thank you Mr. President, Ladies and Gentlemen.  
5. As I explained earlier, I...this bill would extend a  
6. two cent tax levy for...for special education building  
7. purposes and allow it to be used for general...special  
8. ed purposes. It would eliminate the eight year phase  
9. out period on the Tax. It's not a major piece of  
10. legislation, but it would do a great deal to help our  
11. public schools meet the financial burden imposed on  
12. them by the Federal Government under 94-142. It  
13. affects the legislation that all of us will be voting  
14. on next week on this subject because it would provide  
15. additional local funding and I would certainly urge  
16. the Body to prove this motion. It's a piece of legislation  
17. virtually identical with a bill passed in this Senate  
18. last year.

19. PRESIDENT:

20. Senator Berman.

21. SENATOR BERMAN:

22. I don't disagree with anything, Mr. President, that  
23. Senator Glass has said. In fact, this bill in a different  
24. version, passed out of the Senate last year. But I think  
25. it...we should point out in all reality, it's an act of  
26. futility. For some reason or other the House has seen fit  
27. to kill an identical bill as recently as May 3rd. It  
28. killed this one and...an accompanying bill in 1977. If  
29. we want to, what appears to be, waste our time, that's  
30. up to Senator Glass, but I just want you all to know  
31. that that appears to be the problem. The House Committee  
32. on May 3rd sent to interim study Calendar the same bill  
33. and I think it's just an act of futility. I have no objections

1. to any of the merits of the bill. . But I think that for some  
2. reason or other, Senator Glass is just putting us through  
3. some useless paces.

4. PRESIDENT:

5. Senator Wooten.

6. SENATOR WOOTEN:

7. Mr. President, I rise in opposition to the bill. This  
8. is a tax which is supposed to vanish and to extend it is  
9. to have the effect of imposing a new tax on our citizens.  
10. That's the basis of my opposition the last time and nothing  
11. has changed.

12. PRESIDENT:

13. Is there any further discussion? Senator Glass may  
14. close the debate.

15. SENATOR GLASS:

16. Well, thank you, Mr. President. As I emphasized  
17. earlier, there is a great need for the continuation of this  
18. tax and the expansion of it to provide special ed services.  
19. On the merits, I'd urge you to vote for this bill and in  
20. answer to Senator Berman, I don't think we should cower  
21. to the House. The time I've been down there in the  
22. Legislature, it's not up to us to take what the House  
23. gives us or...or accept their judgment. If this is a  
24. good bill, let's vote it out and give the proponents  
25. an opportunity to get it through the House. I'd urge  
26. a favorable roll call.

27. PRESIDENT:

28. Senator Glass has moved to discharge the Senate  
29. Committee on Rules from further consideration of Senate  
30. Bill 1560. Those in favor of the motion will vote Aye,  
31. those opposed will vote Nay. The voting is open. Have  
32. all voted who wish? Have all voted who wish? Take the  
33. record. On that question the Ayes are 22, the Nays are 6,

1. 3 Voting Present. The motion fails. Mr. Secretary, are  
2. there any other motions that the members have requested  
3. be called? There are no further motions, that completes  
4. the actions on Motions in Writing. Those...those motions  
5. remaining on the Calendar will be stricken, will not be  
6. continued on the Calendar. Senate Bills, 1st reading.  
7. For what purpose does Senator Shapiro arise?  
8. SENATOR SHAPIRO:  
9. Well, Mr. President, why would those bills that  
10. remain on the Calendar be stricken? On the motions, I  
11. mean.  
12. PRESIDENT:  
13. The motions will simply not appear on the Calendar.  
14. Today was the day set for calling those motions.  
15. SENATOR SHAPIRO:  
16. But there's nothing in the rules that say that they  
17. don't stay, is there?  
18. PRESIDENT:  
19. The...the...the procedure that has been followed is if  
20. it's set for a day certain and it is not called on the  
21. day certain, it is simply removed. For what purpose does  
22. Senator Walsh arise?  
23. SENATOR WALSH:  
24. Well, it was my understanding that there was an agreed  
25. order of business today and that the...the motions were  
26. made timely and they're...they're on the Secretary's Desk,  
27. that until the last day for hearing Senate Bills in the  
28. Senate those motions should remain on the Calendar. It's  
29. just an agreed order of business.  
30. PRESIDENT:  
31. Our...our...  
32. SENATOR WALSH:  
33. They weren't made for any day certain.

1. PRESIDENT:  
2.       ...well the announcement that was made was that on the  
3. date mentioned the motions had to be filed and they would  
4. all be heard on one day and that was the only time we  
5. were going to that order of business.

6. SENATOR WALSH:  
7.       But...it was in...in the nature of an agreed order of  
8. business. The...the motion...

9. PRESIDENT:  
10.       That's correct and...and it was agreed that any motions  
11. that were not, there would be one opportunity to call these  
12. motions, so that there would be some certainty about the  
13. Session. That's what...

14. SENATOR WALSH:  
15.       That...well that was not my...that was not my under-  
16. standing, I thought that we were going to hear all those  
17. today that we could and that any that wasn't heard today  
18. remain on the Calendar. It may not be called, but it  
19. might be called.

20. PRESIDENT:  
21.       No, we have...whenever a motion has been set and...and  
22. has not been called on the day that it is set, the motion  
23. simply disappears, it is gone. Senate Bills, 1st reading.

24. SECRETARY:  
25.       We discharged Senate Bill 1408. That bill had had  
26. a first reading on 11-9 and 77 prior to our rules that  
27. bills not have a first reading before they go to rules.

28.       Senate Bill 1423.  
29.                (Secretary reads title of bill)  
30. 1st reading of the bill.

31.       Senate Bill 1563.  
32.                (Secretary reads title of bill)  
33. 1st reading of the bill.



1. PRESIDENT:  
2. Resolutions.  
3. SECRETARY:  
4. Senate Joint Resolution 89.  
5. (Secretary reads title of SJR 89)  
6. Senator Rock is offering this resolution.  
7. PRESIDENT:  
8. Senator Rock.  
9. SENATOR ROCK:  
10. Thank you, Mr. President, Ladies and Gentlemen of  
11. the Senate. Senate Joint Resolution 89 is the Adjournment  
12. Resolution which calls for us to return after the close  
13. of business today, to return on Monday, May 22nd at the  
14. hour of 1:00 o'clock. I would move for the suspension of  
15. the rules and the immediate consideration and adoption  
16. of this joint resolution.  
17. PRESIDENT:  
18. Is there any discussion? All those in favor of the  
19. motion signify by saying Aye. Opposed. The Ayes have it.  
20. The motion is adopted. The rules are suspended. Senator  
21. Rock now moves the adoption of the resolution. All those  
22. in favor signify by saying Aye. Opposed? The Ayes have  
23. it, the resolution is adopted. Is there any further business  
24. to come before the Senate? For what purpose does Senator  
25. Philip arise?  
26. SENATOR PHILIP:  
27. I thank you, Mr. President. I have an announcement.  
28. That we have baseball practice again next week so I would  
29. hope the softball players would bring their gear down on  
30. the 23rd at 6:00 o'clock at Lincoln Park, Diamond 4. I'd  
31. like to also make an announcement. We played the Senate  
32. Staff last night and we whipped them and that's the first  
33. time we've done that in a few years so things are looking

1. up for the softball game. So bring your gear for next week.  
2. We also have scheduled a practice for May 25th. So hopefully  
3. we'll have two practices next week, if our schedule here will  
4. allow it. Thank you.

5. PRESIDENT:

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, Mr. President, and I had to leave on some urgent  
9. for awhile this morning and I want the record to show had I  
10. been here, I would have voted for 731 and...and...and 829 to  
11. discharge bills on collective bargaining, 869?

12. PRESIDENT:

13. The record will so show, Senator. If there's no further  
14. business to come before the Senate, Senator Rock moves that  
15. the Senate stand adjourned until Monday at the hour of 1:00  
16. p. m. All those in favor signify by saying Aye. Opposed.  
17. The Ayes have it. Senate stands adjourned.

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