

JULY 1, 1977

1. PRESIDING OFFICER: (SENATOR ROCK)

2. All right. As everyone is aware, I am sure, it is a
3. new day. The President has asked that we stand at ease
4. for a few moments while he confers with Senator Shapiro
5. and Speaker Redmond and we will have an announcement shortly.
6. The Senate will please come to order. If I could have the
7. attention of the membership. There is a good deal of...of
8. paper work still floating between the two Houses and we have
9. leadership in this House and...and discussed the matter
10. with the leadership in the House. It is our intention
11. with respect to the Senate that we would keep the Senate
12. at ease at the call of the Chair. The Chair will remain
13. open so that we can move the flow of paper work. But we
14. will not conduct any substantive business for the rest of
15. this evening and the gavel will fall to reopen the
16. Session at ten a.m. tomorrow morning. So that when we
17. arrive at ten a.m. we should have all of the Conference
18. Committee Reports in...in form and ready to roll and I
19. would suggest to any...any members, any chairman of
20. Conference Committee Reports that they attempt to get
21. those into shape so that they can be filed with the
22. Secretary and that action can be taken on them promptly
23. tomorrow. For what purpose does Senator Walsh arise?

24. SENATOR WALSH:

25. Parliamentary inquiry, Mr. President. These Conference
26. Committee Reports, which have been adopted...their...
27. Conference Committees which have met and the...and the...
28. and have...been signed and submitted have no effective date.
29. What would be the ruling of the Chair...

30. PRESIDING OFFICER: (SENATOR ROCK)

31. We...the Chair will make that ruling at ten a.m.
32. tomorrow morning with...with your permission. If there's
33. no further business the Senate will stand at ease. (Machine

1. cut-out)Carroll moves that the Senate stand in recess till
2. eight a.m. All...all those in favor signify by saying Aye.
3. Opposed. The Ayes have it. The Senate stands in recess
4. till eight a.m. We'll be in...in Session at eight a.m.
5. for the purpose of receiving messages and...and moving
6. the paper back and forth. And at ten o'clock we will
7. start business on substantive matters. The Senate will
8. stand at ease subject to the call of the Chair.

9. (Recess)

10. (After Recess)

11. PRESIDING OFFICER: (SENATOR ROCK)

12. The Senate will please come to order. We've received
13. some messages from the House. Mr. Secretary, would you
14. read the messages.

15. SECRETARY:

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

17. Mr. President - I am directed to inform the Senate
18. that the House of Representatives refused to concur with the
19. Senate in the adoption of their amendment to a bill with the
20. following title, to-wit: House Bill 1 with Senate Amendment
21. No. 2.

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

23. Mr. President - I am directed to inform the Senate
24. that the House of Representatives refused to recede from their
25. amendments No. 2, 4, 18, 22, 23, 24, 25, 30, 31, 36, 38, 45,
26. and 46 to a bill with the following title: Senate Bill 752.

27. Further directed to inform the Senate that the House of
28. Representatives has receded from House Amendment No. 43 to
29. Senate Bill 752. They request a Conference Committee and the
30. Speaker has appointed those members to the conference in the
31. House.

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

33. Mr. President - I am directed to inform the Senate

1. the House of Representatives refused to adopt the First
2. Conference Committee Report on House Bill 526 and request
3. a Second Committee of Conference to consider the difference
4. between the two Houses in regards to Amendment No. 1. And
5. the Speaker of the House has appointed the committee on the
6. part of the House.

7. A like message on Senate Bill 1301 and the...and the
8. Speaker has appointed the committee on the part of the House.

9. A like message on...on House Bill 1508 and the Speaker
10. has appointed the committee on the part of the House.

11. A like message on Senate Bill 596 and the Speaker has
12. appointed the committee on the part of the House.

13. And a like message on Senate Bill 881 and the Speaker
14. has appointed the committee on the part of the House.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Ring the bell, Mr. Sergeant-at-Arms. The Senate will
17. come to order. On the Calendar on the Order of Conference
18. Committee Reports, Senate Bills. Conference Committee Report
19. on Senate Bill 335. All right. If I can have the attention
20. of the membership. We...both staffs are in the process
21. right now, as you well know, we are in a new legislative
22. day and some of the Conference Committee Reports were filed
23. and they do not contain an immediate effective date. So we
24. are compiling that list and that we will shortly, I assume,
25. ask leave of the Body to substitute corrected Conference
26. Committee Reports including an immediate effective date.
27. In the meantime they are Conference Committee Reports,
28. especially, with respect to appropriation bills. That do,
29. in fact, have an immediate effective date. They will re-
30. quire a three-fifths vote of the members and if the member-
31. ship will cooperate, we'll attempt to run those out of here.
32. On the Order of Conference Committee Reports, Senate Bills,
33. is Senate Bill 335, Senator Regner.

1. SENATOR REGNER:

2. Mr. President and members of the Senate. Conference
3. Committee Report on Senate Bill 335, which is the Department
4. of Law Enforcement. Recommendations are that the House
5. recede from Amendments 4 and 5. Amendment No. 4 had the
6. money in for the Division of Internal Investigation and it
7. was of a high amount close to the full amount they wanted
8. for the whole year and House Amendment No. 5 contained
9. substantive language, which we wanted to take out of an
10. appropriation bill. Then it adds Section 6, which is the
11. appropriation for the Division of Internal Investigation
12. so there's a total amount of two hundred and eighteen
13. thousand six hundred dollars and the line item distribution
14. was prepared by the Department of Law Enforcement. And I
15. would move that we adopt Conference Committee Report No. 1
16. on Senate Bill 335.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Regner has moved the adoption of the Conference
19. Committee Report on Senate Bill 335. Is there any discussion?
20. The question is, shall the Senate adopt the Conference
21. Committee Report on Senate Bill 335. 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? Take the
24. record. On that question, the Ayes are 56, the Nays are
25. None. None Voting Present. The Senate does adopt Conference
26. Committee Report on Senate Bill 335 and the bill having re-
27. ceived the required constitutional majority is declared
28. passed. And the bill having received the affirmative vote
29. of three-fifths of the members elected is effective immediately
30. upon its becoming a law. Senator Grotberg. The Department
31. of Local Government Affairs. On the Order of Conference
32. Committee Reports, Senate Bills, Senate Bill 327. Senator
33. Grotberg.

1. SENATOR GROTBORG:

2. Thank you, Mr. President. Without even getting my
3. folder out I think you'd all be glad to know that I would
4. move to...that the Senate do accept Conference Report No.
5. 1 on this fabulous Local Government Affairs budget.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. ...Senator Grotberg has moved the adoption of the
8. Conference Committee Report on Senate Bill 327. Is there
9. any discussion? Question is, shall the Senate adopt the
10. Conference Committee Report on Senate Bill 327. Those in
11. favor will vote Aye. Those opposed will vote Nay. The
12. voting is open. Have all voted who wish? Have all voted
13. who wish? Take the record. On that question, the Ayes
14. are 54, the Nays are None. None Voting Present. The
15. Senate does adopt the Conference Committee Report on
16. Senate Bill 327 and the bill having received the required
17. constitutional majority is declared passed. And the bill
18. having received the affirmative vote of three-fifths of
19. the members elected is effective immediately upon its
20. becoming law. Senator Regner. How about 880? All right.
21. On the Order of Conference Committee Reports, Senate Bills,
22. Senate Bill 880. Senator Regner.

23. SENATOR REGNER:

24. Mr. President and members of the Senate. The Conference
25. Committee Report recommends that the House recede from House
26. Amendment No. 1. Now that amendment was taking some operation
27. monies and the idea was to line item it and put it in out of
28. Federal funds. However, the House prepared the...amendment
29. erroneously and it actually took the money out of General
30. Revenue Funds and the Conference Committee recommendation
31. is to do what they had in mind in the first place and...
32. and have the operations money in the correct area of Federal
33. funds. It's the same dollar amount as passed out of the

1. Senate originally. I move the adoption of Conference Committee
2. Report No. 1 on Senate Bill 880.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Regner has moved the adoption of the Conference
5. Committee Report on Senate Bill 880. Is there any discussion?
6. Question is, shall the Senate adopt the Conference Committee
7. Report on Senate Bill 880. Those in favor will vote Aye.
8. Those opposed will vote Nay. The voting is open. Have all
9. voted who wish? Take the record. On that question, the
10. Ayes are 52, the Nays are None. None Voting Present. The
11. Senate does adopt the Conference Committee Report on Senate
12. Bill 880 and the bill having received the required constitutional
13. majority is declared passed and the bill having received the
14. affirmative vote of three-fifths of the members elected is
15. effective immediately upon its becoming a law. Senator Egan.
16. Senate Bill 1023. On the Order of Conference Committee Reports,
17. Senate Bills, Senate Bill 1023. Senator Egan.

18. SENATOR EGAN:

19. Thank you, Mr. President and members of the Senate.
20. My motion, Mr. President, is to adopt the Conference Committee
21. Report.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Egan has moved the adoption of the Conference
24. Committee Report. Is there any discussion? Senator Walsh.

25. SENATOR WALSH:

26. Will the Gentleman explain the report?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Indicates he will yield. Senator Egan.

29. SENATOR EGAN:

30. No...no...no...That isn't it.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Bloom, for what purpose do you arise?

33. SENATOR BLOOM:

I'm sorry. I thought it didn't have an effective date.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. No, we've checked that.

3. SENATOR BLOOM:

4. Okay. Thank you.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Egan.

7. SENATOR EGAN:

8. Thank you, Mr. President and members of the Senate
9. and Senator Walsh. The House shall recede from Amendment
10. No. 3, which provided that each legislative leader shall
11. appoint to the Electronics Fund Transfer Study Commission
12. from the public at large...or from the public, at least,
13. one individual from the field of banking and financial
14. institutions. Two, Senate Bill 1023, as amended...be amended
15. so that the respective legislative leaders appoint the
16. following types of individuals. The President of the
17. Senate will appoint one member from the banking industry
18. and one member from the public. The Senate Minority Leader
19. will appoint one member from the credit union industry and
20. one...member from the retailing industry. The Speaker of
21. the House will appoint one member from the savings and
22. loan industry and one member of the public. And the House
23. Minority Leader will appoint one banker and one member from
24. the consumer finance industry. The Conference Committee
25. recommendation also specifies that old commission members
26. will be removed and four, it is further recommended that
27. language creating the following commissions are added and
28. that is the Township Government Laws Commission, the
29. Commission to Revise...to...and Rewrite the Public Aid
30. Code and the Kankakee River Commission.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Is there any discussion? Senator Bloom.

33. SENATOR BLOOM:

1. No.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Oh. Senator Graham.

4. SENATOR GRAHAM:

5. Mr. President, I presume you were listening attentively

6. when those other commissions were announced.

7. PRESIDING OFFICER:(SENATOR ROCK)

8. Yes.

9. SENATOR GRAHAM:

10. They were hung on this.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Is there any further discussion? Question is, shall

13. the Senate adopt the Conference Committee Report on Senate

14. Bill 1023. Those in favor will vote Aye. Those opposed

15. will vote Nay. The voting is open. Have all voted who

16. wish? Have all voted who wish? Take the record. On that

17. question, the Ayes are 45, the Nays are 3. 10 Voting Present.

18. The Senate does adopt the Conference Committee Report on

19. Senate Bill 1023 and the bill having received the required

20. constitutional majority is declared passed and the bill

21. having received the affirmative vote of three-fifths of the

22. members elected is effective immediately upon its becoming

23. a law. Senator Buzbee, for what purpose do you arise?

24. SENATOR BUZBEE:

25. Mr. President, having voted on the prevailing side I now

26. move to reconsider the vote by which that motion...lost.

27. l carried.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Passed. Senator Buzbee moves to reconsider.Senator

30. Wooten moves to Table. All those in favor. So ordered.

31. Senator Harber Hall, how about 322?

32. SENATOR HARBER HALL:

33. No.

SB 1208
7/1/77

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Okay. Senator Glass. We are informed that 1208 does,
3. in fact, have an effective date. On the Order of Conference
4. Committee Reports, Senate Bills, Senate Bill 1208. Senator
5. Glass.

6. SENATOR GLASS:

7. Thank you, Mr. President and members of the Senate.
8. I move that the Senate adopt the Conference Report on
9. Senate Bill 1208. It takes off the proposed Senate Amend-
10. ment, which would have extended a tax an additional four
11. years for special ed purposes and leaves the bill in its
12. original form when it passed the Senate. This...this didn't
13. have...this was unrelated to the Grotberg, so-called Grotberg
14. Amendment. As amended, this is the bill that simply allows
15. a school district to accept a...a student needing summer
16. school training if he's indigent or in need of the extra
17. schooling if...without State impact and at the boards
18. decision.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Glass. Is the effective date an
21. immediate one?

22. SENATOR GLASS:

23. Yeah, that's right and...and I was, I'm sorry, Mr.
24. President and members of the Senate. I had the wrong bill
25. in mind. This is the bill that where there is a school district
26. reorganization the Superintendent of Public Instruction is
27. ...is required to make specific findings, written findings,
28. and they may be appealed and if they are appealed to the
29. court that will hold up any referendum on...on district
30. organization.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Glass has moved the adoption of the Conference
33. Committee Report on Senate Bill 1208. Is there any discussion?

1. Question is, shall the Senate adopt the Conference Committee
2. Report on Senate Bill 1208. Those in favor will vote Aye.
3. Those opposed will vote Nay. The voting is open. Have all
4. voted who wish? Have all voted who wish? Take the record.
5. On that question, the Ayes are 51, the Nays are None. None
6. Voting Present. The Senate does adopt the Conference Committee
7. Report on Senate Bill 1208 and the bill having received the
8. required constitutional majority is declared passed and the
9. bill having received the affirmative vote of three-fifths
10. of the members elected is effective immediately upon its
11. becoming a law. Senator Grotberg, 1209. On the Order of
12. Conference Committee Reports, Senate Bills, Senate Bill...
13. the Conference Committee Report on Senate Bill 1209. I
14. will take it out of the record. Senator Shapiro, how about
15. 1373? On the Order of Conference Committee Reports, Senate
16. Bills, Conference Committee Report on Senate Bill 1373.
17. Senator Shapiro.

18. SENATOR SHAPIRO:

19. Mr. President and Ladies and Gentlemen of the Senate.
20. I do move that the Senate concur in House Amendments No. 1
21. and 2 to Senate Bill 1373. This bill relates to the certifi-
22. cation of tax assessors, members of the board of...of review
23. and supervisors of assessment by mandating that they take
24. continuing courses in order to qualify for a three hundred
25. dollar a year subsidy that the State gives them. In addition,
26. when the bill was heard in the Senate Committee, members of
27. the committee as well as myself objected to a direct reference
28. to the Illinois Property Assessment Institute. We removed
29. that language when the bill went to the House, the House
30. restored part of the language. They recommended that the
31. department approve the course, but that it still be conducted
32. by the institute. It was the considered opinion of the members
33. of the committee that we do concur in the House Amendments 1

1. and 2. At least it's about a three-fourths victory so
2. I again move that we do concur in House Amendments 1 and
3. 2 to Senate Bill 1373.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Shapiro has moved the adoption of the Conference
6. Committee Report on Senate Bill 1373. Is there any discussion?
7. Senator Maragos.

8. SENATOR MARAGOS:

9. One question of the sponsor. Senator Shapiro, does it
10. mean, you say it still refers to this particular institute,
11. however, or they're not precluded from going to other
12. institutes. Is that correct, as the amendment now reads?

13. PRESIDING OFFICER:(SENATOR ROCK)

14. Senator Shapiro.

15. SENATOR SHAPIRO:

16. That's a good question, Senator Maragos. I think the
17. way the amendment is read that they could.

18. PRESIDING OFFICER:(SENATOR ROCK)

19. Any further discussion? Question is, shall the Senate
20. adopt the Conference Committee Report on Senate Bill 1373.
21. Those in favor will vote Aye. Those opposed will vote Nay.
22. The voting is open. (Machine cut-off) voted who wish? Have
23. all voted who wish? Take the record. On that question, the
24. Ayes are 52, the Nays are None. 1 Voting Present. The
25. Senate does adopt the Conference Committee Report on
26. Senate Bill 1373 and the bill having received the required
27. constitutional majority is declared passed. And the bill
28. having received the affirmative vote of three-fifths of the
29. members elected is effective immediately upon its becoming a
30. law. (Machine cut-off) Order of Conference Committee Reports,
31. Senate Bills, Senate Bill 1301. 1301, Mr. Secretary.
32. Senator Bruce.
33. SENATOR BRUCE:

1. Thank you, Mr. President. This...the Conference Committee
2. Report does not have an effective date. The House sponsor
3. moved last night to really not adopt so that we could get into
4. the Second Conference Committee and I would so move that the
5. Second Conference Committee be appointed and we've already
6. got the report done with an immediate effective date.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Question is, shall the Senate adopt the Conference
9. Committee Report on Senate Bill 1301. Those in favor
10. vote Aye. Those opposed vote Nay. The voting is open.
11. Yes, we do not adopt. Just vote No, Senator Bruce, indicating
12. ...Have all voted who wish? Have all voted who wish? Take
13. the record. On that question, the Ayes are 2, the Nays are
14. 12. The Conference Committee Report is not adopted and the
15. Secretary shall so inform the House. (Machine cutoff)
16. Clewis, do you wish to, I suppose, we...yes. Senator Bruce
17. has requested a Second Conference Committee and there is a
18. message that has already been read in from the House, Senator
19. Bruce, that the House has requested a Second Conference
20. Committee Senate...the question is, shall the Senate accede
21. to the request of the House that a Conference Committee...
22. Second Conference Committee be appointed. All in favor
23. signify by saying Aye. All opposed. The Ayes have it. The
24. motion carries and the Senate accedes to the request to the
25. House to appoint a Second Conference Committee. Senator
26. Schaffer, I understand that there is a request already read
27. in from the House for a Second Conference Committee Report
28. on Senate Bill 881. Probably for the same reason the House
29. last night...Okay. Do you want to go through this same
30. routine? All right. On the...on the...on the Order of
31. Conference Committee Reports, Senate Bills, Senate Bill
32. 881. Senator Schaffer will move to adopt the Conference
33. Committee Report. The question is, shall the Senate adopt

1. to...the Conference Committee Report on Senate Bill 881.
2. Those in favor vote Aye. Those opposed vote Nay. The voting
3. is open. Have all voted who wish? Have all voted who wish?
4. Take the record. On that question, the Ayes are 14, the Nays
5. are 14. The Conference Committee Report is not adopted and
6. the Secretary shall so inform the House. And Senator
7. Schaffer asks leave to request a Second Conference Committee.
8. Leave is granted. Senator Schaffer...Senator Schaffer now
9. moves to accede to the request of...that the Senate accede
10. to the request of the House that a Second Conference Committee
11. ...be appointed with respect to Senate Bill 881. Yes, Senator
12. Schaffer moves that the Senate accede to the request of the
13. House for the Second Conference Committee to be appointed
14. with respect to Senate Bill 881. All in favor signify by
15. saying Aye. All opposed. The motion carries and the Senate
16. accedes to the request of the House to appoint a Second
17. Conference Committee. (Machine cut-off)...are you ready
18. on 1209? Okay. Senator Harber Hall, 322. On the Order
19. of Conference Committee Reports, Senate Bills, Senate Bill
20. 3...the Conference Committee Report on Senate Bill 322.
21. Senator Harber Hall.
22. SENATOR HARBER HALL:
23. Mr. President, fellow Senators. This is the Industrial
24. Commission, the Conference Committee in...with nine members
25. signing, recommend the nine months funding of the increased
26. salaries for the arbitrators on the commission. That in-
27. creased the...the total amount a little bit under two
28. hundred thousand dollars as a total change to the previous
29. bill that this...that the Senate sent out. Since nine
30. members signed I will move that the Senate adopt the
31. Conference Committee Report on Senate Bill 322.
32. PRESIDING OFFICER:(SENATOR ROCK)
33. Senator Harber Hall has moved the adoption of the

1. Conference Committee Report on Senate Bill 322. Is there
2. any discussion? Senator Rhoads.
3. SENATOR RHOADS:
4. Will the sponsor yield?
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Indicates he will yield. Senator Rhoads.
7. SENATOR RHOADS:
8. Senator Hall has...Senator Hall, as I understand it, this
9. now...reflects the increases that were in Senator Knuppel's
10. bill?
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Harber Hall.
13. SENATOR HARBER HALL:
14. Yes, nine months of it since they won't take affect
15. until October.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Any further discussion? The question is, shall the
18. Senate adopt the Conference Committee Report on Senate
19. Bill 322. Those in favor will vote Aye. Those opposed will
20. vote Nay. The voting is open. Have all voted
21. who wish? Have all voted who wish? Take the record. On
22. that question, the Ayes are 55, the Nays are None. 1 Voting
23. Present. The Senate does adopt the Conference Committee
24. Report on Senate Bill 322 and the bill having received the
25. required constitutional majority is declared passed. And
26. the bill having received the affirmative vote of three-fifths
27. of the members elected is effective immediately upon its
28. becoming a law. All right, Gentlemen, if I can have your
29. attention. If you'll turn to page 4 of the Calendars that
30. have been provided, we have three Conference Committees...
31. Conference Committee Reports that have immediate effective
32. dates. Senator Berman. I think that should be...Senator
33. Smith on the Floor? Senator Berning. 1064. On the Order

1. of Conference Committee Reports, House Bills, is House Bill
2. 1064. Senator Berning.

3. SENATOR BERNING:

4. You'll have to take it from the record. I can't find
5. my...

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Take it from the record. Senator McMillan, how about
8. 1071? All right. On the Order of Conference Committee
9. Reports, House Bills, House Bill...the Conference Committee
10. Report on House Bill 1071. Senator McMillan.

11. SENATOR McMILLAN:

12. The Conference Committee Report on House Bill 1071 ,
13. which is the appropriation for the Institute of Environ-
14. mental Quality reflects the agreement that the one position
15. that had earlier been a...dropped will be put back in and
16. part of the project funding would be restored. I move its
17. adoption.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator McMillan has moved the adoption of the Conference
20. Committee Report on House Bill 1071. Is there any discussion?
21. Senator Buzbee.

22. SENATOR BUZBEE:

23. I'm told that Senator Carroll agrees with this. He's
24. off the Floor at the moment.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Question is, shall the Senate adopt the Conference Committee
27. Report on House Bill 1071. Those in favor will vote Aye. Those
28. opposed will vote Nay. The voting is open. (Machine cut-
29. off) voted who wish? Have all voted who wish? Take the
30. record. On that question, the Ayes are 54, the Nays are
31. None. None Voting Present. The Senate does adopt the Con-
32. ference Committee Report on House Bill 1071 and the bill having
33. received the required constitutionals...constitutional majority

1. is declared passed. And the bill having received the affirma-
2. tive vote of three-fifths of the members elected is effective
3. immediately upon its becoming a law. Senator Smith. Yes,
4. Sir. On the Order of Conference Committee Reports on House
5. Bills, page 4 on the Calendar. Conference Committee Report
6. on House Bill 973. Senator Smith.

7. SENATOR SMITH:

8. Mr. Chairman and members of the Senate. The committee
9. recommends the adoption of the Conference Report. This is
10. the annual appropriation for the FEPC. The committee here
11. recommends and this is a unanimous...recommendation, the
12. restoration of the original amount added to this bill in
13. the House, stricken by the Senate and now by unanimous
14. recommendation and action on the part of each and every
15. member of the committee. Recommend the restoration of
16. the original amount added in the House. The Senate had
17. refused to accept the amount pending the arrival of the
18. ...at least an utterance on the part of the director of
19. FEPC. That his recommendation was finally gotten. The
20. monies have been restored. I earnestly request the adop-
21. tion of the Committee Report.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Smith has moved the adoption of the Conference
24. Committee Report on House Bill 973. Is there any discussion?
25. Senator Regner.

26. SENATOR REGNER:

27. Yes, Mr. President and members of the Senate. I think
28. the way this particular appropriation bill stands right now,
29. it's about a quarter of a million dollars over the original
30. budgeted amount. All the cuts that the Appropriations
31. Committees in the House and the Senate both have been restored
32. and about a quarter million dollars has been added to it for
33. a program. I personally would rather see it at the budgeted

1. level and I think that what's the Conference Committee should
2. have done and I would urge a No vote on the adoption of this
3. Conference Committee Report.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Rhoads.

6. SENATOR RHOADS:

7. Senator Smith, if you have the report there and I don't
8. seem to have a copy. Is my signature on it, do you know?

9. SENATOR SMITH:

10. It is...if the Chair and the Secretary informs me it is.

11. SENATOR RHOADS:

12. Thank you.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion? Senator Kenneth Hall.

15. SENATOR KENNETH HALL:

16. Thank you, Mr. President and Ladies and Gentlemen of the
17. Senate. I rise in support of this. This was put on and it
18. was...it's vitally needed in...in this bill. So I'd ask
19. your most favorable support of this.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Is there any further discussion? Senator Smith, you
22. wish to close?

23. SENATOR SMITH:

24. Mr. President, a committee has reconsidered the cut that
25. was made here in the Senate. The committee now reports that
26. it is its opinion and it's mine. It's not only my opinion
27. it's a definite fact that the entire amount is needed. The
28. report made by the commission shows to what extent its work
29. has practically doubled. They need additional help and it's
30. not an idle request on the part of the organization or of the
31. department when it makes a request. This is an essential,
32. necessary amount and I hope that you will see fit to endorse.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Question is, shall the Senate adopt the Conference
2. Committee Report on House Bill 973. Those in favor will
3. vote Aye. Those opposed will vote Nay. The voting is
4. open. (Machine cut-off)...voted who wish? Take the record.
5. On that question, the Ayes are 45, the Nays are 8. 3 Voting
6. Present. The Senate does adopt the Conference Committee
7. Report on House Bill 973 and the bill having received the
8. required constitutional majority is declared passed and the
9. bill having received the affirmative vote of three-fifths
10. of the members elected is effective immediately upon its
11. becoming a law. Senator Rhoads. How about 1109? Okay.
12. Page...top of page 5 on the Calendar. On the Order of
13. Conference Committee Reports, House Bills, the Conference
14. Committee Report on House Bill 1109. Senator Rhoads.
15. SENATOR RHOADS:

16. Thank you, Mr. President and members of the Senate.
17. House Bill 1109, essentially, recedes from Senate Amendment
18. No. 1, which is my amendment, puts it back in the original
19. shape that it was in the House, which is a hundred and fifty
20. dollar ceiling for transfers of funds between committees.
21. That is the same ceiling that applies to contributions
22. for individuals. It also includes another House Bill, which
23. passed the House handily, but did not clear the Senate here.
24. It is a bill which authorizes the State Board of Elections
25. or its successor to publish a series of five booklets of
26. information concerning how to become a candidate and how
27. to file for office and so-forth. I think Senator Kosinski
28. is in agreement with this report.

29. PRESIDING OFFICER:(SENATOR ROCK)

30. All right. Senator Rhoads has moved the adoption of
31. ...the Conference Committee Report with respect to House
32. Bill 1109. Is there any discussion? Senator Buzbee.
33. SENATOR BUZBEE:

1. Well, yes. I have a lot of discussion. I see no reason
2. in the world why we ought to spend State dollars telling
3. political candidates exactly everything they've got to do to
4. go out and run for office. Now, if they're smart enough to
5. run for office, they're smart enough to read the laws of this
6. State like you did, Senator Rhoads, and like I did and like
7. everybody in this Chamber did. The State Board of Elections
8. has been boon-doggling money every since they've been in
9. existence for needless and unnecessary computer runs and
10. all kinds of advice to...to candidates and so-forth and this
11. is another boon-doggle. I don't see any reason in the world
12. for us to spend State dollars to perpetuate or perpetrate
13. ...perpetuate a political candidate. Now, that's what the
14. political parties are for. That's not what the State Board
15. of Elections is for. This is a bad...it was a bad bill
16. when it came over and it's gotten worse in this Conference
17. Committee Report.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Any further discussion? Senator Bloom.

20. SENATOR BLOOM:

21. For once Senator Buzbee is right.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Further discussion? Senator Mitchler.

24. SENATOR MITCHLER:

25. Well, just so I have it perfectly clear. Senator Rhoads,
26. would this be the State Board of Elections that would publish
27. this? Would this be the State Board of Elections that would
28. publish this?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Rhoads.

31. SENATOR MITCHLER:

32. You indicate the affirmative.

33.

1. Well, you know all of us get these notices of the reports
2. that we have to file and with every time we get a...a notice
3. and I don't know how many we've filled out, five, six or so
4. you get all of the booklets and it comes in a great big
5. brown envelope. You know, I've got a rural mailbox and I've
6. got a big one, too, but when I get one, my wife and the children
7. can hardly carry it up to the...to the house. And all of these
8. booklets, and I just wonder, exactly what the cost is to the
9. State Board of Elections, really, the taxpayer, to keep giving
10. you these same information booklets every time you have to
11. file. Now they say they're complying with the law and once
12. you tell them to put this stuff out, doctor whatever his name
13. over there and company, why they'll go wild. Now these reports,
14. you know, if you stacked them up, I remember Senator Horsley
15. stacked up reports here one time and it was higher than his
16. head on the Senate Floor. Now if this is what's authorizing
17. them to do all this publication, let's vote No and kill it.
18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. Any further discussion? Senator Graham.
20. SENATOR GRAHAM:

21. You know, it's kind of strange for us to sit here and
22. listen to the Senator from Oswego complain about extra-
23. ordinary amount of paper being circulated around.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. The point is well taken. Any further discussion?
26. Senator Rhoads may close the debate.

27. SENATOR RHOADS:

28. Well, I've been...Senator Buzbee, I've been...Senator
29. Buzbee. I've been so persuaded by your arguments and Senator
30. Bloom's arguments that I agree with you and I think we all ought to
31. vote No.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Question is, shall the Senate adopt the Conference Committee

1. Report on House Bill 1109. Those in favor will vote Aye,
2. those opposed will vote Nay. The voting is open. Have
3. all voted who wish? Take the record. On that question,
4. the Ayes are 7, the Nays are 38. None Voting Present.
5. Conference Committee Report is not adopted and the Secretary
6. shall so inform the House. Senator Rhoads, you wish a request
7. for a Second Conference Committee? The Secretary shall so
8. inform the House. Senator Berning, how about 1064?
9. Senator...are you ready on 1064? All right. On the Order
10. of Conference...we're back to page 4. On the Order of
11. Conference Committee Reports, House Bills, Conference
12. Committee Report on House Bill 1064. Senator Berning.

13. SENATOR BERNING:

14. Thank you, Mr. President. I apologize to the Body.
15. I...I do now have the information on the...on House Bill
16. 1064, the Teachers' Retirement System. The Conference
17. Committee agreed with the House and Senate Appropriations
18. Committee that the operations budget shall be line itemed
19. and, in addition, while an original appropriation reduction
20. of some fifty-three thousand had been made, the Conference
21. Committee agreed to put back in twenty-six thousand and
22. so the final bottom line figure now is one million seven
23. hundred fifty-nine thousand four hundred and I would move
24. for concurrence with the Conference Committee Report.

25. PRESIDING OFFICER:(SENATOR ROCK)

26. Senator Berning has moved the adoption of the Conference
27. Committee Report on House Bill 1064. Is there any discussion?
28. Senator Buzbee.

29. SENATOR BUZBEE:

30. I agree. Roll call.

31. PRESIDING OFFICER:(SENATOR ROCK)

32. The question is, shall the Senate adopt the Conference
33. Committee Report on House Bill 1064. Those in favor

1. will vote Aye. Those opposed will vote Nay. The voting is
2. open. Have all voted who wish? Have all voted who wish?
3. Take the record. On that question, the Ayes are 51, the
4. Nays are None. None Voting Present. The Senate does adopt
5. the Conference Committee Report on House Bill 1064 and the
6. bill having received the required constitutional majority
7. is declared passed. And the bill having received the
8. affirmative vote of three-fifths of the members elected is
9. effective immediately upon its becoming a law. Senator Daley,
10. 1399? Back to page 5 on the Calendar. On the Order of
11. Conference Committee Reports, House Bills, House Bill 1399.
12. Senator Daley.

13. SENATOR DALEY:

14. Mr. President, fellow Senators. I'd like to make a
15. motion to adopt...Conference Committee Report No. 1. What
16. the Conference Committee Report did is, number one, it
17. deleted the application of the Act to national banks and
18. only applies to State banks, which is required under a
19. recent Supreme Court decision and, secondly, it requires
20. a written notice to customers upon receipt of a...subpoena
21. by a bank. That's all it does.

22. PRESIDING OFFICER:(SENATOR ROCK)

23. Senator Daley has moved the adoption of the Conference
24. Committee Report on House Bill 1399. Is there any discussion?
25. Question is, shall the Senate adopt the Conference Committee
26. Report on House Bill 1399. Those in favor will vote Aye.
27. Those opposed will vote Nay. The voting is open. Have all
28. voted who wish? Have all voted who wish? Take the record.
29. On that question, the Ayes are 49, the Nays are None. 2
30. Voting Present. The Senate does adopt the Conference
31. Committee Report on House Bill 1399 and the bill having re-
32. ceived the required constitutional majority is declared
33. passed. And the bill having received the affirmative vote

1. of three-fifths of the members elected is effective immediately
2. upon its becoming a law. Mr. O'Keefe. 1508, Senator Berman
3. on the Floor? He's in the Conference Committee. 1762,
4. Senator Lemke. All right. On the Order of Conference Committee
5. Reports, House Bills, Conference Committee Report on House
6. Bill 1762, Senator Lemke.

7. SENATOR LEMKE:

8. I move to adopt the Conference Committee Report on
9. 1762. The Conference Committee found that the...appointed
10. to consider the differences between the two Houses in relation
11. to Senate Bill...Senate Amendment No. 1 to House Bill 1762
12. finding the following: that the Senate refuses to exceed in the
13. adoption of Senate Amendment No. 1, that the House refuses
14. to concur in the adoption of Senate Amendment No. 1, that
15. the two Houses are currently...adhering to their disagree-
16. ment in...in their further study of this subject is necessary
17. and that House Bill 1762 and Senate Amendment No. 1 there...
18. thereto be recommitted to the interim study Calendar of the
19. House Insurance Committee.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Lemke has moved the adoption of the Conference
22. Committee Report on House Bill 1762. Is there any discussion?
23. Question is, shall the Senate adopt the Conference Committee
24. Report on House Bill 1762. Those in favor will vote Aye.
25. Those opposed will vote Nay. The voting is open. (Machine
26. cut-off)...the record. On that question, the Ayes are 53,
27. the Nays are None. None Voting Present. The Senate does
28. adopt the Conference Committee Report on House Bill 1762
29. and the bill having received the required constitutional
30. majority is declared passed. And the bill having received
31. the affirmative vote of three-fifths of the members elected
32. is effective immediately upon its becoming a law. Senator
33. Moore, I'm sorry I skipped over you. Are you ready to go

1. on that one? On the Order of Conference Committee...

2. Senator Lemke.

3. SENATOR LEMKE:

4. 1762 become law. We just put it in that Interim Study
5. Committee in the House.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Well. All right. Well, your action became a law.
8. On the Order of Conference Committee Reports, House Bills,
9. House Bill 1594. Senator Don Moore.

10. SENATOR DON MOORE:

11. Thank you, Mr. President and members of the Senate.
12. The First Conference Committee Report on House Bill 1954,
13. which is the Department of Business and Economic Develop-
14. ment, we recommend that the Senate recede from...Senate
15. Amendments 1, 3, 6, and 7 that the House concur with
16. Amendments 4, 5, and 8 and that the House Bill further be
17. amended as follows various line items. It restores fifteen
18. thousand five hundred dollars. The overall impact is that
19. there is a reduction in the Conference Committee Report in
20. the amount of fifty-one thousand one hundred dollars as it
21. was when we received it and I would move that we do concur.
22. Yes...that we do concur in the Conference Committee Report
23. on House Bill 1594.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Moore has moved the adoption of the Conference
26. Committee Report on House Bill 1594. Is there any discussion?
27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Well, again...Senator Carroll is in a another Conference
30. Committee. It's my understanding that he has approved this.
31. He did, in fact, sign the Conference Committee Report and so
32. I assume it's all right on this side.

33. PRESIDING OFFICER: (SENATOR ROCK)

HB 1806
CCR adopted
7-1-'77

1. Question is, shall the Senate adopt the Conference
2. Committee Report on House Bill 1594. Those in favor will
3. vote Aye. Those opposed will vote Nay. The voting is
4. open. (Machine cut-off)...who wish? Have all voted who
5. wish? Take the record. On that question, the Ayes are 49,
6. the Nays are 4. None Voting Present. The Senate does
7. adopt the Conference Committee Report on House Bill 1594
8. and the bill having received the required constitutional
9. majority is declared passed. And the bill having received
10. the affirmative vote of three-fifths of the members elected
11. is effective immediately upon its becoming a law. Senator
12. Glass, on 1769? Our research indicated it did, if you wish
13. ...All right. Well, why don't you check it out and make sure
14. you know, I'm...1806, Senator Kosinski. On the Order of
15. Conference Committee Reports, House Bills, House Bill...
16. the Conference Committee Report on House Bill 1806. Senator
17. Kosinski.

18. SENATOR KOSINSKI:

19. I wish to adopt the Conference Committee Report on
20. the...on House Bill 1806. What we have done is to raise
21. the fees regarding challenging the State-wide candidates
22. on election from five thousand to ten thousand minimum.
23. Maximum would be from twenty-five thousand to seventy-
24. five thousand. So, Mr. President, I move for its conference
25. adoption.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Kosinski has moved the adoption of the Conference
28. Committee Report on House Bill 1806. Is there any discussion?
29. Senator Rhoads.

30. SENATOR RHOADS:

31. I just want to support him in his motion.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Demuzio.

1. SENATOR DEMUZIO:

2. Senator Kosinski...didn't the bill start out at seventy-
3. five thousand originally in committee?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Kosinski.

6. SENATOR KOSINSKI:

7. No. It was twenty-five thousand minimum and maximum
8. was no amount.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Demuzio.

11. SENATOR DEMUZIO:

12. And now it's what figures now? Ten thousand minimum.
13. Seventy-five thousand maximum?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Kosinski.

16. SENATOR KOSINSKI:

17. Let me explain. In committee we...we amended it to
18. five thousand minimum. Maximum twenty-five thousand. When
19. we went to the Conference Committee it was changed from ten
20. ...from five thousand to ten thousand and they felt it was
21. not enough money to...to take over...to file for a certain
22. amount of precincts. Then they figured that seventy-five
23. thousand would be the maximum that should be charged for
24. this type of a contest.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Demuzio.

27. SENATOR DEMUZIO:

28. Well, I just think it's too much.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Netsch.

31. SENATOR NETSCH:

32. Senator Kosinski, as I understand it though...let...if I
33. may be clear about this, it is still a reduction from the

1. pre-existing law even though it is not as much of a reduction
2. as originally came out of the Conference Committee or out of
3. the...the Senate action. Is that correct?

4. SENATOR KOSINSKI:

5. That is correct, Senator Netsch.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Netsch.

8. SENATOR NETSCH:

9. Well, I have the same thing. I think your...your
10. earlier figures were much better, but this is an improve-
11. ment and I think it would be foolish to reject at least
12. this much of a reduction.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any further discussion? Question is, shall the Senate
15. adopt the Conference Committee Report on House Bill 1806.
16. Those in favor will vote Aye. Those opposed will vote
17. Nay. The voting is open. (Machine cut-off)...who wish?
18. Take the record. On that question, the Ayes are 55, the
19. Nays are None. None Voting Present. The Senate does
20. adopt the Conference Committee Report on House Bill 1806
21. and the bill having received the required constitutional
22. majority is declared passed. And the bill having received
23. the affirmative vote of three-fifths of the members elected
24. is effective immediately upon its becoming a law. Senator
25. Glass. On the Order of Conference Committee Reports, House
26. Bills, Conference Committee Report on House Bill 1769.
27. Senator Glass.

28. SENATOR GLASS:

29. ...Thank you, Mr. President. Ladies and Gentlemen of
30. the Senate. House Bill 1769...the Conference Committee
31. Report the Senate received from Senate Amendment No. 3.
32. Now that was the amendment that would have given school
33. districts referendum authority to levy a tax for unemployment

1. compensation costs and benefits. It was felt by the Conference
2. Committee that this was premature. We could not come to
3. agreement on whether there would be referendum or not and
4. since the House Bill 236 is not going ahead now it was
5. felt that should be deleted and so there is concurrence in
6. ...in Senate No...Amendment No. 1 putting the bill in the
7. shape that it left the Senate with regard to leasing by
8. school districts of buildings. And I would move for its
9. adoption.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Glass has moved the adoption of the Conference
12. Committee Report on House Bill 1769. Is there any discussion?
13. Question is, shall the Senate adopt the Conference Committee
14. Report on House Bill 1769. Those in favor will vote Aye.
15. Those opposed will vote Nay. The voting is open. Have all
16. voted who wish? Have all voted who wish? Take the record.
17. On that question, the Ayes are 53, the Nays are None. None
18. Voting Present. The Senate does adopt the Conference Committee
19. Report on House Bill 1769 and the bill having received the
20. required constitutional majority is declared passed. And the
21. bill having received the affirmative vote of three-fifths of
22. the members elected is effective immediately upon its becoming
23. a law. If I can have the attention of the membership, we...
24. when we began we earlier announced that the reason we're skip-
25. ping around some of the Conference Committee Reports as filed,
26. do not contain an immediate effective date. So for those
27. members who have reports on file without an immediate effec-
28. tive date the Chair might suggest that either you go to a
29. Second Conference Committee for that purpose or file a correct-
30. ed Conference...First Conference Committee Report containing
31. an...an immediate effective date. 2069, Senator Lemke. Senator
32. Lemke. 2069. The corrected report has been filed. On the
33. Order of Conference Committee Reports, House Bills, House Bill

1. 2069, Senator Lemke.

2. SENATOR LEMKE:

3. I ask for the adoption of the Conference Committee Report.
4. This adds the words "similar" to the...Senate Amendment. Ask
5. for its adoption.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Lemke has moved the adoption of the Conference
8. Committee Report on House Bill 2069. Is there any discussion?
9. If not, the question is, shall the Senate adopt the Conference
10. Committee Report on House Bill 2069. Those in favor will vote
11. Aye. Those opposed will vote Nay. The voting is open.
12. (Machine cut-off)...voted who wish? Have all voted who wish?
13. Take the record. On that question, the Ayes are 53, the Nays
14. are None. None Voting Present. Senate does adopt the
15. Conference Committee Report on House Bill 2069 and the bill
16. having received the required constitutional majority is
17. declared passed. And the bill having received the affirmative
18. vote of three-fifths of the members elected is effective
19. immediately upon its becoming a law. On the Order of Conference
20. Committee Report, House Bills, House Bill 2030. 2030.
21. Senator Ozinga.

22. SENATOR OZINGA:

23. Mr. President and members of the Senate. This...this
24. Committee Report is signed by six members of the committee
25. and all that is says is that the Senate should recede from
26. Amendment No. 1 and Amendment No. 1 was requested by all of
27. us here and...and agreed to by the Commerce Commission so we
28. can do one of two things. Either adopt it and send it back
29. that way or I would just move that we do not recede from
30. Amendment No. 1.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Well, we'll...we'll put the question...shall the Senate
33. adopt the Conference Committee Report and, hopefully, that...

1. that will fail and then we'll send it...send the message
2. back to the House. Question is, shall this...Senator
3. Davidson.

4. SENATOR DAVIDSON:

5. I...I want to rise to make sure it fails on the
6. adoption because this amendment they want us to recede
7. from is what we worked out so there could be no railroad
8. crossing without a hearing and what they want us to recede
9. to is to...to advocate what we have done.

10. PRESIDING OFFICER:(SENATOR ROCK)

11. That is Senator Ozinga's desire. Question is, shall
12. the Senate adopt the Conference Committee Report on House
13. Bill 2030. Those in favor will vote Aye. Those opposed
14. will vote Nay. The voting is open. Have all voted who
15. wish? Take the record. On that question, the Ayes are 3,
16. the Nays are 19. The Conference Committee Report is not
17. adopted and the Secretary shall so inform the House.
18. Senator Rhoads.

19. SENATOR RHOADS:

20. On a point of personal privilege.

21.

22.

23.

24.

25.

(End of Reel)

26.

27.

28.

29.

30.

31.

32.

33.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. State your point, Sir.
3. SENATOR RHOADS:
4. Mr. President, just a few minutes ago, we adopted the
5. Conference Committee Report on House Bill 2069, Senator Lemke
6. and Senator Antonovych and he is standing in the aisle,
7. Representative Antonovych and I understand this is the very
8. first bill of his that's passed both Houses and I think
9. we ought to congratulate him.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Hall, for what purpose do you arise?
12. SENATOR HARBER HALL:
13. Mr. President, I have a problem that I would like
14. to place before the Body.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Well, can we get to...
17. SENATOR HARBER HALL:
18. Yeah.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Is this your motion? We'll get to that. I want to see
21. if anybody has got anything on the Calendar they want to get
22. rid of. All right. If I can have the attention of the
23. membership, again, the reason a number of these bill...House
24. Bill Conference Committee Reports were not called is because
25. they do not contain an immediate effective date. Now, I
26. would assume that the House is making the appropriate changes
27. with respect to Conference Committee Reports on House Bills,
28. but I might suggest that you check with the House sponsor
29. and make sure it's being done, that is House Bill 52, House
30. Bill 168, House Bill 364, House Bill 526, House Bill 611,
31. 741, 822, 840, 908, 1105, 1216, 1217, 1406, 2179, and those
32. Senate Bills which do not have an immediate effective date
33. are Senate Bill 29, Senate Bill 345, Senator Buzbee, Senate

1. Bill 1039, Senator Chew, Senate Bill 1142, Senator Nimrod,
2. Senate Bill 1203, Senator Vadalabene. Those are the bills
3. that do not have an immediate effective date and hence
4. a corrected Conference Committee Report is suggested.
5. Senator Joyce, for what purpose do you arise?
6. SENATOR JOYCE:

7. Yes, Mr. President, thank you, and...on House Bill
8. 741, we've talked to the House sponsor and he does not
9. care about the effective date so we would wish to concur.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. All right.

12. SENATOR JOYCE:

13. There is a problem with it. On the face, Amendment
14. No. 1 was Tabled and it should be Amendment No. 2. 741
15. is the bill number. The Secretary knows of the problem
16. and I will defer to Senator Berning to explain the
17. amendments.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. Do you wish to go to that Order of Business,
20. Senator? Okay. On the Order of Conference Committee
21. Reports, House Bills, Conference Committee Report on House
22. Bill 741, Senator Joyce yields to Senator Berning. Senator
23. Berning.

24. SENATOR BERNING:

25. Thank you, Mr. President and members of the Senate.
26. Conference Committee Report No. 1 on House Bill 741
27. does the following: the House does concur with Senate
28. Floor Amendment No. 1 which removes the mandate shall and makes
29. the section permissive. In other words, downstate firemen's
30. deposits may be deposited in a Federally insured bank and
31. savings and loan. Secondly, then, the Conference Committee
32. Report incorporates the provisions for the downstate police
33. to grant service credit for policemen on leave of absence

1. with a police organization, an officer of a police
2. organization. Requires the payment of both the employee
3. and employer contributions which is in conformity with our
4. long standing practice. Thirdly, then, authorizes a
5. transfer of funds for past service credit and brings...
6. excuse me, and brings again, this into conformity with
7. standing pension practice and Pension Laws Commission
8. policy actually effectuates the provisions of Public
9. Act 78-1296. And I should emphasize that there is no
10. cost to the systems with these provisions. Then, fourthly
11. establishes a...the procedure for granting service credit
12. for a Short Lived...Land Clearance Commission which was
13. in Chicago. This is for the municipal employees. The
14. commission was abolished and replaced by the Department
15. of Urban Renewal, the employees are eligible and are
16. under the municipal employees system, but there needs to
17. be this authorization to include the former Land Clearance
18. Commission which was a period of about two years and requires
19. the usual contributions. So, that there is for all intents
20. and purposes, no additional cost for that. Then under
21. the Reciprocal Act, it...there is an elimination of
22. restrictive language...excuse me, Mr. President.

23. Mr. President, I've been advised that the House sponsor
24. was not thoroughly informed.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. Let's take it out of the record.

27. SENATOR BERNING:

28. And we would like to have it...

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Take it out of the record, Mr. Secretary.

31. Senator Egan, for what purpose do you arise?

32. SENATOR EGAN:

33. Yes, Mr. President. On the Calendar I see on page two,

1. the Secretary's Desk Resolutions. There are three
2. enumerated resolutions. I have a resolution filed with the
3. Secretary and I don't think...it's not one of these. It's
4. a Senate Joint Resolution and I don't have a number on it.
5. PRESIDING OFFICER: (SENATOR ROCK)

6. I'm sorry, Senator Egan. What...is the problem?

7. SENATOR EGAN:

8. My resolution is not on the Calendar. I'm wondering
9. why.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Well; we will ask the Secretary...we haven't gotten
12. to that order of business, we are going to read the resolutions
13. and when the second supplemental or third supplemental
14. or fifteenth supplemental, at some point in time, it will show
15. up. Okay. We just haven't gotten there yet mechanically.
16. It will be on Sunday's Calendar. You'll love it.
17. Senator Demuzio, for what...

18. SENATOR DEMUZIO:

19. Well, on the Calendar, House Bill 2179, the sponsor...
20. House sponsor has indicated that he wishes to proceed,
21. that the effective date, it does not appear to be a
22. problem so if you would like to proceed with 2179.
23. PRESIDING OFFICER: (SENATOR ROCK)

24. Yes. The Chair did not wish to indicate that any
25. member could not call a Conference Committee Report just
26. because it does not have an immediate effective date.
27. If...if, in fact, you do not wish it immediately effective,
28. if can, in fact, still pass. It will become effective July
29. 1, 1978, assuming it's signed. And if that's...all right. On the
30. Order of House...Conference Committee Reports, House Bills,
31. the Conference Committee Report on House Bill 2179.
32. Senator Demuzio.
33. SENATOR DEMUZIO:

1. Well, House Bill 29...2179 dealt with the procedures
2. used by a Sheriff's Merit System Commission to discharge the
3. deputy sheriff or a jailer. House...Senate...House Amendment
4. No. 1 to 2179 provided...put in the word shall and made
5. it mandatory. The Conference Committee is...has taken that
6. shall out and made it may as it was when it left the Senate
7. and therefore, I would move for the adoption of the
8. Committee Report...Conference Committee Report.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Demuzio has moved the adoption of the Conference
11. Committee Report on House Bill 2179. Is there any discussion?

12. Senator Glass.

13. SENATOR GLASS:

14. Thank you, Mr. President. Will the sponsor yield?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Indicates he will yield. Senator Glass.

17. SENATOR GLASS:

18. Senator Demuzio, I understood you to say that the
19. language inserted the word may rather than shall and I'm just
20. looking at the report and it says that such merit principles
21. shall not interfere with any negotiated collective
22. bargaining agreement between the county board and such
23. employees. Were you referring to some other part of the
24. report, or...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Demuzio.

27. SENATOR DEMUZIO:

28. Yes, that is correct, Senator Glass. The section that
29. you're referring to in the Conference Committee Report only
30. deals with the collective bargaining agreements so that it would not be
31. any conflict. The...the shall to may...I was referring to, was
32. on page 1 of the bill on page 11, which would have made every
33. county subjective to the merit system, so we took the word

1. shall out, made it may, made it only applicable to those counties
2. that currently have the commissions.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Glass, have you concluded? No, Senator
5. Glass.

6. SENATOR GLASS:

7. Well, Mr. President, I...I still am bothered by this
8. language that I read, Senator Demuzio, that these principles...
9. merit principles will not interfere with negotiated
10. collective bargaining agreements between the county board
11. and the employees. And it seems to me if you're going to have
12. a merit system, you ought to have one. But I don't know.
13. Maybe that...was that language that was added in the conference
14. or was it part of the bill when it went out of here?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Demuzio.

17. SENATOR DEMUZIO:

18. That...I've got the question from behind me, I didn't
19. hear you but what I think what you said is that that
20. amendment that you're...that was put on over here,
21. in the Senate, was put on at Senator Daley's request and that
22. pertained to the problem that they thought they might
23. have with collective bargaining agreements that had already
24. been entered into. So, that language is the same as it was
25. when it left here. The only thing that we have done in the
26. Conference Committee Report, is that we have taken out the
27. ...the word shall and changed it to may and I'm trying to
28. find that in the bill right now.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator, might I suggest we take this out of the
31. record momentarily. It's the intent of the Chair that we have
32. some paperwork to process. The Calendar is pretty well clear
33. at this point, that the Senate will stand at ease for the
34. purpose of reception of House messages and that the substantive

1. business will again proceed at the hour of 2:00 o'clock, with
2. leave of the Body. All right, that's the understanding.
3. Mr. Secretary, what have we got on the desk there, that we...
4. we will reconvene for substantive business on...at the hour
5. of 2:00 o'clock.

6. PRESIDENT:

7. The Senate will stand at ease until...until 2:45.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. All right. Mr. Sergeant-at-Arms, will you ring
10. the bell, please. If I might have the attention of the
11. membership. The Office of the Secretary has prepared the
12. ...a supplemental Calendar which I would ask that it be
13. distributed to all the members. There were earlier read
14. in four Messages from the House requesting Committees
15. of Conference with respect to four bills. With leave of the
16. Body, I will again refer to the bills and then defer to Senator
17. Hynes for the purpose of making the motion that the Senate
18. accede to these requests. There is a message with respect
19. to Senate Bill 752 requesting a First Committee of Conference.
20. There is a message with respect to Senate Bill 596 requesting
21. a Second Committee of Conference. A message with respect
22. to House Bill 526 requesting a Second Committee of Conference
23. and a message with respect to House Bill 1508 requesting
24. a Second Committee of Conference. Senator Hynes.

25. SENATOR HYNES:

26. Mr. President, I would move that we accede with leave
27. of the Body, that I would put the motion on behalf of the
28. sponsors of those bills that we accede to the request of the
29. House for Conference Committees and the...and that the House
30. be so informed.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. The question is shall the Senate accede to the request
33. of the House that a Conference Committee, either first or

1. second be appointed? All in favor signify by saying Aye.
2. All opposed. The Ayes have it. The motion carries and the
3. Senate accedes to the request to appoint a Conference
4. Committee with respect to Senate Bill 752, Senate Bill 596,
5. House Bill 526 and House Bill 1508. Senator Hynes.
6. SENATOR HYNES:

7. Mr...Mr. President and members of the Senate.
8. Those of you that are present on the Senate Floor and others
9. that may be in Conference Committees, we have had a lengthy
10. discussion about the workload in front of us and we've
11. had discussion with the leadership in the House and it
12. is our determination that the most expeditious manner
13. of handling this workload would be to give the three or
14. four very important Conference Committees that are meeting
15. now on the budget, an opportunity to complete their work
16. and that there are...a number of other Conference Committees
17. with regard to substantive bills that we give them some time
18. also and that we stand at ease subject to the call of the
19. Chair for purpose of any messages, but, in fact, the gavel
20. will fall at 4:30 to begin considering the Conference
21. Committees Reports. We have a number of them on the Secretary's
22. Desk ready for action, but I would suggest to you that any
23. matters that you have pending that you get them resolved and
24. get the Conference Committee Reports in. Because once we
25. start moving at 4:30, it is our intention to keep moving
26. until we clean everything off the Secretary's Desk, so
27. the program will then be that we will stand at ease subject
28. to the call of the Chair until the hour of 4:30 at which
29. time we will come into Session and act on all of the matters
30. that are before this Body, hopefully to be able to adjourn
31. within a couple of hours thereafter. And I would so move,
32. Mr. President.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. All right. I would just remind the membership again
2. with respect to all the Conference Committees, just be
3. careful about the effective date, please. Senator
4. Vadalabene.

5. SENATOR VADALABENE:

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

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Seated in the gallery to my rear, is my cousin
9. from Detroit, Michigan, Connie Vadalabene and another
10. one, Judy Vadalabene from Detroit, Michigan and another
11. cousin, Joe Dardena and their son, Timmy from Wood River and
12. another cousin, Sara and Sam Sangori from Wood River.

13. Would you please stand and be recognized.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All right. The Senate will then stand at ease until the
16. hour of 4:30.

17. PRESIDENT:

18. The hour of 4:30 having arrived, the Senate will please
19. come to order. Messages from the House.

20. SECRETARY:

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

22. Mr. President - I am directed to inform the
23. Senate that the House of Representatives has refused to
24. recede from their Amendment No. 1 to a bill with the
25. following title:

26. Senate Bill 152.

27. Request a Conference Committee and the Speaker of the
28. House has appointed the committee representing the...the House.

29. A like message on Senate Bill 868 and they request
30. a Conference Committee and the speaker has appointed the
31. committee to represent the House.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. Thank you, Mr. President. Both of these messages
3. concern themselves with a request from the House that a
4. Conference Committee be appointed. I believe one bill is
5. Senator Carroll's and the other is Harber Hall's. I would
6. move you, Mr. President, that the Senate do accede to the
7. House...the request of the House and that a Conference
8. Committee be appointed.

9. PRESIDENT:

10. The question is shall the Senate accede to the
11. request of the House that a Conference Committee be
12. appointed as to Senate Bill 152 and...and Senate Bill
13. 868. All those in favor signify by saying Aye.
14. Opposed Nay. The motion carries and the Senate accedes to
15. the request to appoint a Conference Committee. For what
16. purpose does Senator Rhoads arise?

17. SENATOR RHOADS:

18. Mr. President, earlier today, we had a vote on the
19. First Conference Committee Report on House Bill 1109.
20. There has been a Second Conference Committee Report, but
21. apparently the records of neither the House nor the Senate
22. show that anyone ever requested a Second Conference Committee.
23. So, could I make that request now?

24. PRESIDENT:

25. I'm sure that will occur in due course, Senator Rhoads.
26. Senator Rock, would you take the podium for a moment.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. The supplemental Calendar has, in fact, been
29. passed out. Senator Grotberg...926. All you need is me, right?
30. Okay. On the Order of Conference Committee Reports,
31. Senate Bills, Senate Bill 926, Senator Grotberg.

32. SENATOR GROTBORG:

33. Thank you, Mr. President. I move that the Senate do adopt

1. the Conference Report on 926 which was sent to Conference
2. Committee only because in the process of concurring, we non-
3. concurred and Senator Rock was the objector. We have now
4. worked out the language and we agree on the Child Care
5. Act regarding the temporary custody of the Department of
6. Children and Family Services and I move the adoption.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right. Senator Grotberg has moved the adoption
9. of the Conference Committee Report on Senate Bill 926.
10. Is there any discussion? He did explain it. Yeah. He's
11. been up. The question is shall the Senate adopt the
12. Conference Committee Report on Senate Bill 926. Those in
13. favor will vote Aye. Those opposed will vote Nay. The
14. voting is open. Have all voted who wish? Have all voted who
15. wish? Take the record. On that question the Ayes are 45,
16. the Nays are 1, none Voting Present. The Senate does adopt
17. the Conference Committee Report on Senate Bill 926
18. and the bill having received the required constitutional
19. majority is declared passed and the bill having received
20. the affirmative vote of three-fifths of the members elected
21. is effective immediately upon its becoming a law.
22. On the Order of Conference Committee Reports, Senate Bills,
23. Senate Bill 502. Senator Rupp.

24. SENATOR RUPP:

25. Thank you, Mr. President. I do recommend that the
26. Conference Committee Report on Senate Bill 502 be adopted.
27. The last item that was resolved was the amount of time
28. that was going to be given to the Department of Labor to
29. find the substitute spaces for the 910 South Michigan lease
30. that they have. We had started out at four months. That
31. figure has been changed and they now have nine months to
32. find other location. I ask that the Conference Committee
33. Report be adopted.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Rupp has moved the adoption of the Conference
3. Committee Report on Senate Bill 502. Any discussion? Senator
4. Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President. Senator Rupp is absolutely
7. correct. There was an agreement reached as to how much time
8. was needed to vacate those premises. Nine months was
9. unanimously agreed upon by all concerned and everything
10. else was okay. I would also move that we do adopt the
11. Conference Committee Report No. 1 to Senate Bill 502.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? The question is shall the
14. Senate adopt the Conference Committee Report on Senate
15. Bill 502. Those in favor will vote Aye. Those opposed
16. will vote Nay. The voting is open. Have all voted who
17. wish? Have all voted who wish? Take the record. On that
18. question the Ayes are 52, the Nays are none, none Voting
19. Present. The Senate does adopt the Conference Committee
20. Report on Senate Bill 502 and the bill having received
21. the required constitutional majority is declared passed.
22. And the bill having received the affirmative vote of
23. three-fifths of the members elected is effective immediately
24. upon its becoming a law. 881, Senator Schaffer.

25. On the Order of supplemental Calendar, Conference Committee
26. Reports, Senate Bills, Senate Bill 881. Senator Schaffer.
27. SENATOR SCHAFFER:

28. Mr. President, the Conference Committee Report deleted
29. some language putting a hundred dollar a year amount on
30. the amount of funds that a, I guess, the title is trainee,
31. could receive under this type of a program, contractual
32. program. And I believe this removes the controversy on
33. the bill and I would vote...move that we approve the

1. Conference Committee on Senate Bill 881.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Schaffer has moved the adoption of the
4. Conference Committee Report on Senate Bill 881.

5. Is there any discussion? Senator Wooten.

6. SENATOR WOOTEN:

7. What is the significance of, let's see, are you deleting
8. ...no, you insert immediately nothing in this section shall be
9. construed to authorize competitive bidding practices for
10. significant contract procurement activity by such schools.

11. What is the impact of that?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Schaffer.

14. SENATOR SCHAFFER:

15. Well, that's part of the language that was put in
16. in a House Amendment to the bill and we are leaving that
17. part in but putting...removing the dollar limitation.
18. There was concern in the House sponsors that these
19. training programs...the Institute for the Blind, et
20. cetera, could, because they're subsidized by the Government,
21. clearly could unfairly compete with free enterprise
22. and there was a move to narrow the scope of these type of
23. programs. In my opinion, the amendment in toto narrowed the
24. scope to the point of putting them totally out of business
25. but what we've done is compromised and taken the, what I thought
26. was unreasonable dollar amount, out, but indicated that
27. we're not...in the language here, we're not giving the
28. Department of Mental Health the authority to get into a
29. full blown production operation with these type of
30. trainees.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Wooten. Senator Netsch.

33. SENATOR NETSCH:

1. Well, that language, Senator Wooten, was not part of
2. the matter of dispute in the Conference Committee Report.
3. It was in the original amendment as Senator Schaffer
4. indicated and it's a rather awkward way of saying that because
5. these are not typical contractual arrangements, that is they
6. are training programs where only those who want to
7. participate and are willing to...to engage in this
8. kind of training program for these handicapped people,
9. are willing to set up one, that there's no point in
10. having competitive bidding on them because they, in fact,
11. are, in a sense, doing a service for us. So, that's
12. a rather awkward way of saying that you don't have to have
13. competitive bidding on this particular kind of
14. training service arrangement.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Senator Ozinga.

17. SENATOR OZINGA:

18. Well, this is about as screwy a language as I've
19. seen. It reads and I'll read verbatim just exactly what
20. it says. Nothing in this section shall be construed to
21. authorize competitive bidding practices for significant
22. contract procurement activity by such schools. In other
23. words, they're just positively saying we're not going to
24. have bids and we're just going to do arbitrary as sent...
25. as we please, regardless of what happens. I think that's
26. bad language.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Any further discussion? Senator Hynes.

29. SENATOR HYNES:

30. I...I'd like to know what they are allowed to do,
31. after all of these amendments and now the Conference Committee
32. Report. Specifically, what are they allowed to do?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. They are allowed to contract with individual firms
4. for vocational training of students. And since the
5. ...these students or trainees, is the word I was trying
6. to find a little earlier, are not perhaps, at least
7. initially, competitive with a nonhandicapped individual.
8. The requirements of the competition in bidding, competitive
9. bidding, probably would blow the program out of the water.
10. And the language that we removed from the House Amendment
11. was a one hundred dollar a year ceiling per trainee
12. which we felt and I think the Department felt, would
13. negate their ability to effectively achieve these type
14. of programs.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Further discussion? Senator Bowers.

17. SENATOR BOWERS:

18. Well, I don't want to prolong this too long, Mr. President,
19. but if the sponsor would yield to a question. Why wouldn't
20. it say the same thing if you say nothing in this section shall
21. be construed to require competitive bidding? I think that
22. word authorize is what's bothering everyone.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. I, frankly, have been dealing with Representative
27. Catania and Poland on this issue and am reasonably happy
28. to arrived at this point with my hide.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Any further discussion? Senator Schaffer may close the
31. debate.

32. SENATOR SCHAFFER:

33. Mr. President, this is the Second Conference Committee

1. because the first bill did not have an effective date.
2. I think it does put the bill in pretty good shape. I
3. would concur with Senator Bowers that I would per chance
4. perhaps prefer a better wording in that particular section,
5. but the basic act, I believe, will allow the Department of
6. Children and Family Services to go forward with a good
7. program.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. The question is shall the Senate adopt the Conference
10. Committee Report on Senate Bill 881. Those in favor will
11. vote Aye. Those opposed will vote Nay. The voting is
12. open. Have all voted who wish? Have all voted who wish?
13. Take the record. On that question the Ayes are
14. 24, the Nays are 19, 3 Voting Present. The Conference
15. Committee Report is not adopted and the Secretary shall
16. so inform the House. Senator Bruce, 1301. On the Order of
17. Conference Committee Reports, Senate Bills, Senate...Conference
18. Committee Report on Senate Bill 1301. Senator Bruce.

19. SENATOR BRUCE:

20. Thank you, Mr. President. This relates to the motorized
21. pedicycles within the State of Illinois. There has been a
22. great deal of discussion and particularly in the House and
23. back in the Senate committee. The bill, as it comes
24. back to us, has the four requirements that everyone seems
25. to agree on. One, it has to have a title which in case of
26. theft, it can be tracked, two, it must be licensed in the
27. event that anyone who is operating it violates the Motor
28. Vehicle Code, the law enforcement officials of the State
29. will know, three, the person who operates it must have an
30. operator's license. They must be licensed in other states
31. they are not...this would require that any operator of a
32. moped be licensed and four, the request about the nineteen
33. inch wheels which was raised in the House, the...the small
34. minibikes would not be legalized. They must have a nineteen

1. inch tire on them. We have...the question of speed limits
2. has been resolved. The bill now has the approval of the
3. Secretary of State and his office, it also has the
4. approval of the Department of Transportation and the Governor.
5. I would solicit a favorable vote.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Bruce has moved the adoption of the Conference
8. Committee Report on Senate Bill 1301. Is there any discussion?
9. The question is shall the Senate adopt the Conference
10. Committee Report on Senate Bill 1301. Those in favor will vote
11. Aye. Those opposed will vote Nay. The voting is open.
12. Have all voted who wish? Have all voted who wish? Take the
13. record. On that question the Ayes are 43, the Nays are
14. 9, 1 Voting Present. The Senate does adopt the Conference
15. Committee Report on Senate Bill 1301 and the bill having
16. received the required constitutional majority is declared
17. passed and the bill having received the affirmative vote of
18. three-fifths of the members elected is effective
19. immediately upon its becoming a law. House Bill 245, Senator
20. Roe. On the Order of Conference Committee Reports, on the
21. supplemental Calendar, Conference Committee Report on House
22. Bill 245. Senator Roe.

23. SENATOR ROE:

24. Mr. President and members of the Senate. I would move
25. that we adopt the Conference Committee Report on House
26. Bill 245. What the report provides is that after a second
27. conviction of possession of more than thirty grams of
28. heroin, morphine or like substance, possession, sale or
29. manufacture, the penalty would be a mandatory ten year
30. sentence.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Roe has moved the adoption of the Conference
33. Committee Report on House Bill 245. Is there any discussion?

1. The question is shall the Senate adopt the Conference Committee
2. Report on House Bill 245. Those in favor will vote Aye.
3. Those opposed will vote Nay. The voting is open. Have all
4. voted who wish? Have all voted who wish? Take the
5. record. On that question the Ayes are 52, the Nays are none,
6. 4 Voting Present. The Senate does adopt the Conference Committee
7. Report on House Bill 245 and the bill having received the
8. required constitutional majority is declared passed and the
9. bill having received the affirmative vote of three-fifths
10. of the members elected, is effective immediately upon
11. its becoming a law. Senator Lemke. Senator Guidice, 2355,
12. Court of Claims. On the Order of Conference Committee
13. Reports, House Bills, on the supplemental Calendar, is the
14. Conference Committee Report on House Bill 2355, Senator
15. Guidice.

16. SENATOR GUIDICE:

17. Thank you, Mr. President, members of the Senate.
18. I would move to adopt the Conference Committee Report on
19. House Bill 2355. Well, we're waiting for the good Chairman
20. of Appropriations I to go through his notes and find out what
21. two amendments we caused to be placed on there.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Guidice yields to Senator Carroll. Senator
24. Carroll.

25. SENATOR CARROLL:

26. Why, thank you, Mr. President. The...it has been
27. amended to add...this is the Court of Claims, I might add,
28. and this is their annual run through of all their awards.
29. We added the award most recently awarded by the court to
30. pay a fifteen thousand dollar award, and we corrected some
31. sections of the bills as to which fund pays at the request
32. of the Comptroller. This, again, is the Court of Claims
33. normal award. No, it does not include Medley moving.

34. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Carroll has moved the...Senator Guidice
2. has moved the adoption of the Conference Committee Report on
3. House Bill 2355. Is there any discussion? Senator Schaffer.

4. SENATOR SCHAFFER:

5. Senator Carroll, every year I vote for this and
6. every year I get home and I discover there's something in here
7. that the papers didn't like and I'm a bad guy for voting
8. for. What's in this year that I probably shouldn't
9. vote for that I'm probably going to anyway?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Carroll.

12. SENATOR CARROLL:

13. Oh, I don't know of anything in here you shouldn't
14. vote for since all of this has been passed by the Court of
15. Claims. There is nothing in here that wasn't voted on by
16. the court. If you want me to read through the awards
17. and pick which one you don't like, I'd be more than

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Schaffer.

20. SENATOR SCHAFFER:

21. Is there a legislative pay raise in there?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any further discussion? The question is shall the
24. Senate adopt the Conference Committee Report on House Bill
25. 2355. Those in favor will vote Aye. Those opposed will vote
26. 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 54, the Nays are 1, 2 Voting Present. The Senate
29. does adopt the Conference Committee Report on House Bill
30. 2355 and the bill having received the required constitutional
31. majority is declared passed and the bill having received
32. the affirmative vote of three-fifths of the members elected is
33. effective immediately upon its becoming a law. Dada, will

1. you answer. Senator Bruce.

2. SENATOR BRUCE:

3. Thank you, Mr. President. In the...in the President's
4. Gallery is my daughter Ellen, who is applauding the fact
5. that we passed the moped bill but we are...they are...
6. they are joined by friends of ours from Des Moines,
7. Iowa, Chuck and Mary Shoff, and Amy and Shelly and
8. Jenny, their three daughters who were to join the
9. Bruce's in Olney this weekend, but I don't think we're
10. making it so they came from Des Moines to Springfield.
11. I would ask them to stand and be recognized.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. We will tonight. Will our guests please stand and
14. be recognized. All right. Gentlemen, if we can revert back
15. to the earlier Calendar, Senate Bill 29, Senator Berning.
16. I might add to the membership that it was the intent of the
17. President and the Minority Leader that we're going to go
18. through these once and hopefully adjourn. On the Order
19. of Conference Committee Reports, Senate Bills, Senate
20. Bill 29. Senator Berning.

21. SENATOR BERNING:

22. Thank you, Mr. President. I move the Senate do concur
23. in the Conference Committee Report on Senate Bill 29.
24. The Conference Committee, in reviewing the amendments
25. placed by the House, came to the conclusion that our
26. Conference Committee Report is exactly what the House
27. Amendment No. 5 was and we are in agreement that the
28. changes in the voter registration termination dates
29. are all that can be accomplished without creating undue
30. hardship in Cook County, and so I move for the adoption.

31. PRESIDING OFFICER (SENATOR ROCK)

32. What...what, might I ask...is there an effective
33. date?

1. SENATOR BERNING:

2. Yes, that has been added...it becomes effective
3. immediately, yes.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Yeah. All right. The question is...Senator Berning
6. has moved the adoption of the Conference Committee Report
7. on Senate Bill 29. Is there any discussion? The
8. question is shall the Senate adopt the Conference Committee
9. Report on Senate Bill 29. Those in favor will vote
10. Aye. Those opposed will vote Nay. The voting is open.
11. Have all voted who wish? Have all voted who wish? Take
12. the record. Gentlemen, we must again put the question.
13. Our machine malfunctioned. The question is shall the Senate
14. adopt the Conference Committee Report on Senate Bill
15. 29. Those in favor will vote Aye. Those opposed will
16. vote Nay. The voting is open. Have all voted who wish?
17. Take the record. On that question the Ayes are 50, the Nays
18. are 5, none Voting Present. The Senate does adopt the
19. Conference Committee Report on Senate Bill 29 and the bill
20. having received the required constitutional majority is
21. declared passed and the bill having received the affirmative
22. vote of three-fifths of the members elected is effective
23. immediately upon its becoming a law. On the Order of
24. Conference Committee Reports, Senate Bills, is Senate Bill
25. 345, Senator Buzbee. Senate Bill 1039, Senator Chew.
26. Senator Don Moore, for what purpose do you arise?

27. SENATOR MOORE:

28. Thank you, Mr. President. Senator Chew requested
29. that I handle this bill for him inasmuch as he was called home
30. ill or something.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. You've heard the request. Is leave granted? Senator
33. Don Moore.

1. SENATOR MOORE:

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

3. I move that the House do concur in the Conference Committee
4. Report on Senate Bill 1039. We had a discussion on this at
5. length a few days ago. What this does, it defines an electric
6. motorized tricycle which has three wheels and an overall
7. inflated diameter of twenty-four inches or more, fully
8. operated pedals for propulsion by human power, equipped
9. with an electric power drive system that functions directly
10. or automatically only and not requiring clutching or
11. shifting. The maximum speed is not more than ten miles an
12. hour. No fee shall be signed...no fee shall be required
13. for the plate if a...be operated by a licensed handicapped
14. person or a licensed person sixty-five years of age or
15. older. There must be a sixty inch flexible shaft on the
16. rear with a blaze orange banner². The electric motorized
17. tricycle cannot be operated on the roadway, only at nighttime,
18. it has to be only during the daytime. This is similar to
19. Senator Bruce's bill only this deals with electric power
20. where his was a small gasoline engine. The Illinois
21. Department of Transportation and the Secretary of State
22. have withdrawn their objection to this bill and I would
23. ask for a favorable roll call.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Moore has moved the adoption of the Conference
26. Committee Report on Senate Bill 1039. Is there any discussion?
27. Senator Bowers.

28. SENATOR BOWERS:

29. Will the sponsor yield to a question?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Sponsor indicates he will yield. Senator Bowers.

32. SENATOR BOWERS:

33. I would like to get this clear in my mind. Now, we're

1. authorizing three wheeled...we'll call them tricycles in
2. effect, motorized vehicles, to be operated on the highway,
3. right?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Don Moore.

6. SENATOR MOORE:

7. On some highways. Highways where bicycles are...or
8. motorcycles are prohibited from now. Highways where there is
9. a minimum speed, these vehicles would not be allowed upon.
10. This bill principally is for the senior citizens and the
11. handicapped...getting to the store or to the post office,
12. things of that nature.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Bowers.

15. SENATOR BOWERS:

16. Do the...does the driver, however, can be any licensed
17. driver, is that correct? In other words, the sixteen year
18. old with a license could own one?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Don Moore.

21. SENATOR MOORE:

22. You have to be a licensed operator in order to
23. operate it, yes.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Mitchler.

26. SENATOR MITCHLER:

27. Just ask the sponsor a question. What type of
28. license will be required to operate one of these
29. motorized electric tricycles?

30. SENATOR MOORE:

31. Senator Mitchler, I believe that the same type of
32. license that is required for a motorcycle. It's the
33. eighteen dollar fee, it's based on horsepower.

1. And it is in that particular section, it would be twelve
2. dollars for a full year, six dollars for a half year.
3. And that fee would be waived for the handicapped and the
4. senior citizens.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Mitchler.

7. SENATOR MITCHLER:

8. I was more interested in what type of an operator's
9. license they needed for it.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Don Moore.

12. SENATOR MOORE:

13. Any type of operator's license that you would have
14. to drive a car, et cetera.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. Now, I...I'm in full support of the licensing and
19. the authorization of this type of vehicle as I am with the
20. moped that we just passed for Senator Bruce in Senate Bill
21. 1301. But the thing that I noticed in the Senate Bill
22. 1301, the previous one, that the...only an Illinois
23. driver's license, regardless of classification, would be
24. needed for those mopeds and we're going to be back here,
25. believe you me, every one of us and you're going to have
26. to license these as a motorcycle operator's license and
27. give them a test. But we'll get to that later on and
28. I...I do believe that I would be better off with this one if
29. it had the motorcycle operator's license in it, but I'm
30. going to give support to it.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further discussion? Senator Ozinga.

33. SENATOR OZINGA:

1. Senator, would there be a possibility of a
2. special license to operate this vehicle? The reason I ask
3. is that most senior citizens are on your back to get them
4. a license when they cannot qualify. Now, is there a
5. possibility of accommodating these older ladies and men
6. by a special license?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator...Senator Moore.

9. SENATOR MOORE:

10. I would have no objection to that, Senator. I'd
11. be happy to investigate it with the Secretary of State and
12. introduce the bill in the fall after this one passes.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion? The question is shall the Senate
15. adopt the Conference Committee Report on Senate Bill 1039.
16. Those in favor will vote Aye. Those opposed will vote Nay.
17. The voting is open. Have all voted who wish? Have all voted
18. who wish? Take the record. On that question the Ayes are
19. 26, the Nays are 19, none Voting Present. The Conference
20. Committee Report is not adopted and the Secretary shall so
21. inform the House. 1142, Senator Nimrod. 1203, Senator
22. Vadalabene. Conference Committee Report on 1203.
23. The report has been...the corrected report has been filed,
24. Senator. The report has been filed. It's with the Secretary.
25. Are you ready? Oh, all right. On the Order of Conference
26. Committee Reports, Senate Bills. Senate Bill 1203, Senator
27. Vadalabene.

28. SENATOR VADALABENE:

29. Yes, thank you, Mr. President and members of the Senate.
30. We...we concur with the report of the Conference Committee
31. and move for its adoption.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Vadalabene has moved the adoption of the Conference
34. Committee Report on Senate Bill 1203. Is there any discussion?

1. Senator Walsh.

2. SENATOR WALSH:

3. I wonder if the Gentleman might discuss what the

4. Conference Committee provides.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. It...the Conference Committee failed to put the

9. effective date and also put the bill into the same shape

10. that...as it was when it left the Senate.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Walsh.

13. SENATOR WALSH:

14. And, Senator Vadalabene, then what does the...what does the

15. bill with the Senate Amendment...I see there is what...

16. one Senate Amendment. Can you just briefly describe the

17. bill with the Senate Amendment?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Yes, if I understand it correctly, it was a House

22. Amendment and they receded from the House Amendment and the

23. bill is...was in the original shape that we sent it over to

24. the Senate.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Walsh.

27. SENATOR WALSH:

28. Then, I'm just briefly scanning a...if you could just

29. tell us what the Senate Bill does. I'm looking at the Digest

30. here and I...

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Vadalabene.

33. SENATOR VADALABENE:

1. I think your seatmate, if I recall, discussed this with
2. us. The Senate Bill, and you'll have to take it slowly
3. because I don't have my file here, but Senate Bill 1203
4. makes it a very narrow exception to allow fire protection
5. districts to adopt national fire protection codes by
6. reference. . That's what the Senate Bill did when we sent it
7. over to the House that we passed out of here.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Walsh.

10. SENATOR WALSH:

11. And what you're saying, Senator Sam, is that the
12. bill is in the same form now as it was when it was last
13. acted upon by the Senate.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Vadalabene.

16. SENATOR VADALABENE:

17. That's correct, except now for the effective date.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Any further discussion? The question is shall the
20. Senate adopt the Conference Committee Report on Senate
21. Bill 1203. Those in favor will vote Aye. Those opposed
22. will vote Nay. The voting is open. Have all voted who wish?
23. Have all voted who wish? Take the record. On that question
24. the Ayes are 51, the Nays are none, 5 Voting Present.
25. The Senate does adopt the Conference Committee on Senate
26. Bill 1203 and the bill having received the required
27. constitutional majority is declared passed and the bill
28. having received the affirmative vote of three-fifths of
29. the members elected is effective immediately upon its
30. becoming a law. All right. At page 4 of the Calendar,
31. Conference Committee Reports, House Bills. House Bill
32. 52, Senator Glass. On the Order of Conference Committee
33. Reports, House Bills, House Bill 52, Senator Glass.

1. SENATOR GLASS:

2. Mr. President, and members. The House sponsor
3. indicates he does not want to have us concur in that
4. so I will move to not concur with the...if that's a
5. proper motion in the Conference Committee Report.
6. All right. I have to move to concur? Move to adopt...

7. PRESIDING OFFICER: (SENATOR ROCK)

8. The question will be put to adopt. It's your
9. intent not to adopt?

10. SENATOR GLASS:

11. The sponsor has indicated he would prefer not to
12. adopt this report.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right. The question is shall the Senate adopt
15. the Conference Committee Report on House Bill 52. Those
16. in favor will vote Aye. Those opposed will vote Nay.
17. The voting is open. Have all voted who wish? Take the
18. record. On that question the Ayes are 5, the Nays are
19. 15. The Conference Committee Report is not adopted and
20. the Secretary shall so inform the House. On the
21. Order of Conference Committee Reports, House Bills, House
22. Bill 168, Senator Savickas. House Bill 341, Senator
23. Savickas. On the Order of Conference...page
24. 4 of your Calendar, which was distributed earlier today,
25. Conference Committee Reports, House Bills, House Bill 341,
26. Senator Savickas.

27. SENATOR SAVICKAS:

28. Yes, Mr. President and members of the Senate. I move
29. that we concur with Conference Committee Report, I think
30. it's number one, the final draft, I would read it, it says
31. that employees may require applicants who have been
32. convicted of rape, murder, kidnapping or related offenses,
33. arson, treason and sexual offenses involving a minor

1. to disclose this information on employment application
2. form. Also, on page 2, adding and inserting there,
3. where a financial institution insured by an agency of the
4. Federal Government or with a licensee licensed under the
5. Consumer Financial Act, or a Consumer Installment Loan Act
6. including all State and national banks and law enforcement
7. agencies. This is on the disclosure of records where there
8. was no conviction or no more trouble after seven years.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Savickas has moved the adoption...the
11. adoption of the Conference Committee Report on House Bill
12. 341. Is there any discussion? Senator Rhoads.

13. SENATOR RHOADS:

14. Will the sponsor yield?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Indicates he will yield. Senator Rhoads.

17. SENATOR RHOADS:

18. Senator Savickas, what kinds of convictions are now
19. left prohibited under the bill?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Savickas. Senator Rhoads.

22. SENATOR RHOADS:

23. I meant to say exempt. Which...what is now exempted
24. from disclosure on the employment application?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Savickas.

27. SENATOR SAVICKAS:

28. Everything that I haven't listed.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Rhoads. Is there any discussion? Further
31. discussion? Senator Glass.

32. SENATOR GLASS:

33. Well, thank you, Mr. President. I do have one

1. more question of Senator Savickas, if he will yield.
2. Senator Savickas, as I understand it, from your explanation
3. of the report, except for those employers that you mentioned,
4. and the kinds of crime that you mentioned, what this bill would
5. do, would...would make it an unfair labor practice for
6. an employer to require a job applicant to disclose the
7. conviction of a crime after seven years, is that...is that
8. correct? In other words, except for the exceptions,
9. it's an unfair labor practice to do that?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Savickas.

12. SENATOR SAVICKAS:

13. If it's after seven years, after which the end of the
14. sentence or of which is more than seven years prior to the
15. job application.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Glass.

18. SENATOR GLASS:

19. Well, speaking to the bill, I note that this bill did
20. pass by a relatively close vote and I guess I'm looking
21. at the House. I...I still don't think it's a good bill.
22. I think that the employer ought to have the opportunity to get
23. that information so I continue to oppose the bill.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any further discussion? Senator Savickas may close the
26. debate.

27. SENATOR SAVICKAS:

28. Well, I would like to remind everybody that Conference
29. Committee Report was signed unanimously by all members of the
30. report including John Nimrod, Harber Hall, as an example.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. The question is shall the Senate adopt the Conference
33. Committee Report on House Bill 341. Those in favor will
34. vote Aye. Those opposed will vote Nay. The voting is open.

1. Have all voted who wish? Have all voted who wish?
2. Take the record. On that question the Ayes are
3. 31, the Nays are 19, none Voting Present. The Conference
4. Committee Report is not adopted and the Secretary shall so
5. inform the House. 364, Senator Regner. 526, Senator Bruce.
6. 611, Senator Collins. 741, Senator Joyce. 822, Senator
7. Moore. 840, Senator Glass. On the Order of Conference
8. Committee Reports, House Bills, House Bill 840. Read the
9. bill...Senator Glass.

10. SENATOR GLASS:

11. Thank you, Mr. President and Ladies and
12. Gentlemen. This was a Law Revision Bill which, in
13. its original form when it passed the Senate, deleted
14. two sections believed by the Department or rather repealed
15. two sections believed by the Department to be obsolete,
16. the Conference Committee Report, however, retains Section
17. 3 which relates to the custodian of the Lincoln Monument,
18. continuing to require that he be a son or grandson of a
19. ...or descendent of a union army and I would move for its
20. adoption.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Glass has moved the adoption of the Conference
23. Committee Report on House Bill 840. Is there any discussion?
24. The question is shall the Senate adopt the Conference Committee
25. Report on House Bill 840. Those in favor will vote Aye. Those
26. opposed will vote Nay. The voting is open. Have all
27. voted who wish? Have all voted who wish? Take the record.
28. On that question the Ayes are 52, the Nays are none, none
29. Voting Present. House Bill 840...the...the Senate does adopt
30. the Conference Committee Report on House Bill 840 and the bill
31. having received the required constitutional majority is declared
32. passed.

33.

End of reel

1.

2. Yes, Senator Joyce, for what purpose do you arise?

3. SENATOR JOYCE:

4. Yes, Mr. President, I would like to have my name relieved
5. from House Bill 741 as the Senate sponsor and Senator D'Arco
6. will take over as the House...Senate sponsor on House Bill
7. 741.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. You've heard the request of Senator Joyce. Is leave
10. granted? So ordered. The record will reflect that Senator
11. D'Arco is the Senate sponsor of House Bill 741. Do you
12. wish to go to that order? On the Order of Conference
13. Committee Reports House Bills, conference committee report
14. on House Bill 741, Senator D'Arco.

15. SENATOR D'ARCO:

16. Thank you, Mr. President. We would move that the Senate
17. concur in the First Conference Committee Report on House Bill
18. 741. What it does, it places 741 in a permissive posture by
19. changing shall to may so they can send the annuities to a Federal
20. savings and loan upon request by the annuitant if, in fact,
21. the annuitant does, in fact, make that request. There are
22. other provisions in this bill and I would defer to someone
23. more competent than myself concerning this and that is
24. Senator Berning if you have any questions.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Berning.

27. SENATOR BERNING:

28. Thank you, Mr. President. I appreciate the compliment.
29. I think perhaps it's just a lateral pass that I got. However,
30. Mr. President and members of the Senate, 741 with the House...
31. or with the Conference Committee Report does as Senator D'Arco
32. said in the first instance which was essentially 741 there
33. were these additional provisions added to 741 and I want to

1. emphasize that we went through most of them earlier before
2. we realized that it was necessary to change the effective
3. date.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Bloom.

6. SENATOR BLOOM:

7. Yes, could we have some order 'cause this particular
8. Conference Committee Report has some rather important pro-
9. visions in it. I'd like you to listen closely.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. That request is in order. Will those not entitled to
12. the Floor, please vacate. Will the members be in their
13. seats. Can we take the conference committees off the Floor.
14. Senator Berning.

15. SENATOR BERNING:

16. Thank you, Mr. President. The second provision in 741
17. through the Conference Committee Report authorizes for
18. downstate police, as we have always done for teachers, that
19. a police officer on leave with a police organization may
20. continue to add to this pensions credits by making both the
21. employee and the employer contributions. This, of course,
22. eliminates any addition to the unfunded liability. There
23. is no more expense or liability to the fund than if the
24. police officer were retaining his official day-to-day status.
25. He is on leave with a police organization as an officer.
26. The next provision authorizes a transfer of funds for past
27. credit. The Pension Laws Commission and the actuary have
28. concurred in this as being in conformity with the policy of
29. a pension system, in effect, carries out the provisions
30. of Public Act 78-1296. Here, again, there is no cost to
31. the system. Item number four is the one over which there has
32. been some question. It establishes the prerogative...no, I
33. beg your pardon, that's goes back to number three. Where

1. it establishes the prerogative of the transfer of credit for
2. other systems and within other systems the same provision
3. that we have in IMRF and if anyone is interested in the terminology
4. I can read for you what is the existing terminology in the
5. IMRF section. The General Assembly Statute already provides
6. for the transfer of credits and this authorization within those
7. other systems is merely a reaffirmation of the IMRF provisions.
8. In fact, there is some complaint that, perhaps, it is too
9. restrictive since it says - shall only be for someone who
10. has been an elected county officer. That may be too restrictive.
11. The other...the other one or two provisions are minor. There
12. was a situation in Chicago under one governmental unit that
13. went out of existence in two years. The employees were not
14. under the IMR...the Municipal system and this authorizes them
15. to go back and pick up those two years. I assure you that we
16. have carefully evaluated these numerous requests. Some of
17. the incorporate proposals that were in bills that ran into
18. trouble essentially because of a lack of understanding. There
19. is no adverse impact on the Pension Laws system. Most of
20. them are what you would call clarifying amendments, so I
21. move...I concur with Senator D'Arco in the move to adopt
22. the Conference Committee Report.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any discussion? Senator Kenneth Hall.

25. SENATOR KENNETH HALL:

26. Would the sponsor yield to a question?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. He indicates he will yield. Senator Hall.

29. SENATOR KENNETH HALL:

30. Senator...Senator, does this allow them to come into
31. the General Assembly Pension Fund?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right. Senator D'Arco.

1. SENATOR D'ARCO:

2. All this would do, they can always...they can already
3. transfer their credit that they have in other pension systems.
4. All this would do would allow them to transfer the em-
5. ployer's contribution that they accumulated in the other
6. system into the General Assembly system.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any further discussion? Senator Wooten.

9. SENATOR WOOTEN:

10. Well, this, of course, is the one the press is going
11. to blast us on 'tomorrow, so I think everyone better take
12. a close look at it. Now, this includes Amendment 3 that
13. we defeated, 22-72 I believe it was. My first question is
14. does it also include Amendment 2, because I see all the
15. goodies in Amendment 3 and there's some additional language
16. here and I'm not sure what else we're including. Senator
17. D'Arco, is Amendment 2 to 2272 we rejected? The Hartigan-
18. Howlett Amendment. Is that in here, too?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator D'Arco.

21. SENATOR D'ARCO:

22. No, I...that is not in here, Senator Wooten.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Wooten.

25. SENATOR WOOTEN:

26. Well, then Amendment 3 is and I see some additional
27. language. I quite frankly have some difficulty reading this
28. but I see we are taking someone entirely new into the
29. General Assembly system, an officer of the General Assembly,
30. not an elected member who has served as a county official.
31. You know, the whole pension system is, I think, one of the
32. single most serious problems in this State. If we adequately
33. funded all pension systems we'd be broke tomorrow and stay

1. broke for awhile. I don't know how you feel but I...I
2. object to this. You haven't included the nineteen years
3. I served as a TV producer and announcer and I think that's
4. unfair since almost everything else is in here. I just
5. don't think it's a proper approach. It's...we continue
6. to inflate and dilute our own system and as I say the
7. press is going to give us a beating on this and we insist
8. on adding to that by giving ourselves a beating. It...it
9. just doesn't make good sense. I think we should vote
10. against this. We should not adopt this Conference Committee
11. Report.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator D'Arco may close the
14. debate.

15. SENATOR D'ARCO:

16. I want to make this perfectly...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. All right. Senator D'Arco.

19. SENATOR D'ARCO:

20. ...this amendment that Senator Wooten is referring to
21. does not amend the General Assembly Retirement System. We
22. are not adding an officer of the General Assembly into our
23. retirement system. That applies to the IMRF system. You're...
24. we are amend...you think we are amending the General Assembly
25. system but if you look you will see that the amendment pertains
26. to five or six municipal employees systems other than the
27. General Assembly system. So, don't confuse the issue. This
28. does not amend the General Assembly Retirement System.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Wooten.

31. SENATOR WOOTEN:

32. While I get the exact language I'm referring to, can
33. you tell me all the other systems then where credit is being

1. transferred into the General Assembly system. Can you list
2. them by name?

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator D'Arco. Senator Berning.

5. SENATOR BERNING:

6. Yes, this will...let...let me reiterate.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. We got everybody up at once now, let's...let...

9. SENATOR BERNING:

10. I was going to first...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator...Senator Berning.

13. SENATOR BERNING:

14. ...I was going to first give you the section which has...
15. which already establishes this right. In...in Section 2-110
16. of the Pension Code it already says - service as a participating
17. employee under Articles 7, 8, 9, 10, 11, 12 or 13 of the
18. Illinois Pension Code, credit for such service subjects...
19. subject to the following conditions - and it proceeds to enumer-
20. ate them and part of the enumeration...part...part of the...
21. part of the provision is for the transfer of the credits.
22. We are now making it mandatory that the contribution also
23. follows the transfer of credit. This has been effectuated
24. under the IMRF and these are the systems whose own pension
25. law sections we are amending to conform to the IMRF section.
26. Chicago Municipal employees, Cook County Employees and Officers
27. Benefit Fund, Forest Preserve District, Chicago Laborers and
28. Sanitary District employees. All of those already provided
29. by number in the General Assembly system are now...we are
30. now amending their sections to make the provisions under which
31. they can transfer into the General Assembly system and it re-
32. quires a transfer of the contribution dollars.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Bloom. Senator Wooten, have you...yeah, you...
2. your up the second time anyway. Senator Bloom.

3. SENATOR BLOOM:

4. Yeah, well, very briefly, basically what we have here
5. is an entirely new bill and I stand in opposition to it be-
6. cause none of the members are obviously familiar including the...
7. those explaining what the conference committee report does
8. with these things. For example, I...is a real question in
9. my mind about a land clearance commission that apparently
10. can be tacked on...into the General Assembly Retirement
11. Fund. I think this is wrong to be doing it at this late
12. hour, to be bringing an entirely new bill before this Body
13. and I stand in opposition and urge others to stand with me.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Bruce.

16. SENATOR BRUCE:

17. Well, Mr. President, I may be misinformed and I've talked
18. to Senator Merlo and a House staff member, but it seems to
19. me that we are discussing language that on two other occasions
20. we have defeated which would appear on page 2 of the conference
21. committee report relating to active members of the State
22. Employee Retirement System who was an officer of the General
23. Assembly, may apply for a similar transfer from this fund,
24. and I think that means the General Assembly Retirement Fund
25. and it has been known, I think, as the Selcke Amendment from
26. time to time. And I think that on two other occasions this
27. was defeated. If I am in error I apologize. The...the
28. amendment runs many, many pages in length. No one has told
29. me why on the 1st day of July we are obligated to change
30. some, I think, nine systems at one time. I'm reminded by
31. one member who told me that this Body can no longer confer
32. the titles of Baron or Princess but we certainly can confer
33. pensions and I think that's about what we are going to do,

1. and we ought an investiture procedure down here where we put
2. the robes on the people and confer pensions instead of titles.
3. I would object to the passage of this bill.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any further discussion? Senator D'Arco may...Senator
6. Merlo.

7. SENATOR MERLO:

8. Mr. President and members of the Senate, I perhaps should
9. take some of the blame. There was an attempt to put this
10. amendment on in the Pension Laws...or in the Pension Committee
11. and here, again, of course, I question the...the number of
12. pages involved in the amendment to be presented and asked that
13. we look into it further before it be considered, and this was
14. the last meeting of the Pensions Committee, so I can take
15. fault for that. And one other comment I want to make relative
16. to Senator Bloom, where he made a direct statement relative
17. to the...the Land Clearance Commission. This only reflects,
18. Senator Bloom, on Chicago. This was an existing commission
19. and then, of course, it was terminated and taken over by the
20. Department of Urban Renewal, and in all fairness they were
21. employees of the city then and they still are and they are
22. today, so all you're doing, then, is the possibility of
23. crediting the time that they had had they worked in the
24. commission and I think this is no more than fair.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Mitchler.

27. SENATOR MITCHLER:

28. Mr. President and members of the Senate, it's been said
29. that this is a rather lengthy amendment...or a conference
30. committee report and...and does some various things. Now,
31. at times, you know, you have to rely on some colleagues and
32. I don't think there's a Senator in this Chamber that has been
33. more watchful and critical and voted No on more pension bills

1. then Senator Berning. And when Senator Berning analyzed it
2. and reported to you fact by fact of what's in there and he
3. says it's all right. By golly, I'm willing to bet on...just
4. on his word that it's all right. Now, that's...that's the
5. faith I put in there and on...on that alone if you haven't
6. read the bill and all that, take Senator Berning's word
7. for it, because if there's any critic and watchful eye on
8. the pension system my seatmate here is that guy. Vote Aye.
9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator D'Arco. Senator Rhoads.

11. SENATOR RHOADS:

12. Well, is...who is the principal sponsor? Berning or
13. D'Arco?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator D'Arco.

16. SENATOR RHOADS:

17. Senator D'Arco, what...what...how come all this new
18. language is in the Conference Committee Report that was not
19. in the original bill?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator D'Arco.

22. SENATOR D'ARCO:

23. I can...if you'll allow me to close I think I can
24. answer that.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Further discussion? Senator D'Arco may close the
27. debate.

28. SENATOR D'ARCO:

29. The reason why the language is so extensive in the
30. amendment is because we are amending some nine other pension
31. systems with identical language that is used in the IMRF
32. article. The IMRF has this reciprocal arrangement with
33. the General Assembly Retirement System. All we're doing is

1. extending it to the other pension systems that are specified
2. in this amendment. Using identical language as the IMRF
3. language and that's why the language is so extensive. I
4. would simply say that this would be according the other
5. pension systems the same rights that the IMRF Pension System
6. has with the General Assembly Retirement System. The
7. Pension Laws Commission approved this bill. They are in
8. favor of the bill. The problem was that there was some mis-
9. understanding at the time we had a hearing on the Pension
10. Commission...Committee about what, in fact, the bill did
11. do, and that, you know, no one is trying to put over some-
12. thing on anybody. It's a good bill. We need your support
13. on it. There's been a lot of work done on it and I would
14. ask that we do, in fact, move to concur in the Conference
15. Committee Report No. 1 to House Bill 741.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Question is, shall the Senate adopt the Conference
18. Committee Report on House Bill 741. Those in favor will
19. vote Aye. Those opposed will vote Nay. The voting is open.
20. Have all voted who wish? Have all voted who wish? Have
21. all voted who wish? Take the record. On that question the
22. Ayes are 25, the Nays are 21, 3 Voting Present. The Conference
23. Committee Report is not adopted, and the Secretary shall so
24. inform the House. Senator Hickey, for what purpose do you
25. arise?

26. SENATOR HICKEY:

27. Thank you, Mr. President, I move to ask for a suspension
28. of the rules for the consideration of a resolution at this
29. time about someone who is here in the...in the room with us
30. who's about to leave us.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. You've heard the request. Is leave granted? On the
33. Order of Resolutions, Mr. Secretary.

1. SECRETARY:

2. Senate Resolution 214, offered by Senator Hickey.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Hickey.

5. SENATOR HICKEY:

6. Did...did Senator Knuppel want...

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Knuppel, for what purpose do you arise?

9. SENATOR KNUPPEL:

10. Why...why are we interrupting our business for something
11. like this at a time like this. I...I...you know how I feel
12. about all this malarkey here, resolutions and stuff. Right
13. in the middle of everything. I can't count on something
14. like this and I...I move that this be referred to the Committee
15. on Executive.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Wooten, for what purpose do you arise?

18. SENATOR WOOTEN:

19. Mr. Chairman, I've had an opportunity to look at the
20. content of this resolution. It fits right in with our
21. actions on the Panama Canal and the Artic... laying of the
22. Artic Gas Line. This refers to another kind of a gas line
23. as a matter-of-fact and I'm not sure that it falls under
24. the purview of Executive Committee. We put in in a sub-
25. committee perhaps where it may die a lingering death, I
26. might be interested in that, but if we don't want to dispose
27. of it now I certainly wouldn't want it in committee.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right. The Chair will rule that Senator Knuppel
30. is out of order. Senator Hickey.

31. SENATOR HICKEY:

32. Thank you, Mr. President. I'd like to read this.

33. (Senator Hickey reads SR 214)

1. And I...and I want to add my own personal word of very
2. deep gratitude for fair, accurate and very perceptive
3. coverage.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Hickey moves to suspend the rules for the
6. consideration...immediate consideration and adoption of
7. Senate Resolution 214. Is there any discussion? Senator
8. Schaffer.

9. SENATOR SCHAFFER:

10. How many votes does it take, Mr. President?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Thirty...thirty affirmative votes to suspend the rules.
13. All those in favor signify by saying Aye. All those opposed.
14. The Ayes have it. The rules are suspended. Senator Hickey
15. now moves the adoption of Senate Resolution 214. Is there
16. any discussion? All those in favor signify by saying Aye.
17. All those opposed. The Ayes have it. The resolution is
18. adopted. Mr. Hedges, congratulations. Senator Harber Hall,
19. for what purpose do you arise?

20. SENATOR HARBER HALL:

21. Mr. President, some weeks ago House Joint Resolution
22. came here from the House and was not picked up by this
23. sponsor as...because I wasn't informed that I should, but
24. it was assigned to Executive Committee. It's a personal
25. resolution involving Congressman Les C. Arends. It's now
26. in Executive Committee. I've spoken both leaderships and
27. to the Executive Chairman and the...

28. PRESIDING OFFICER: (SENATOR ROCK)

29. What is the...

30. SENATOR HARBER HALL:

31. ...Minority spokesman.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. ...what's the number?

1. SENATOR HARBER HALL:

2. This is House Joint Resolution 29, Mr. President, and
3. I would move that the House...that the Committee on Executive
4. be...be discharged from consideration of House Resolution
5. 29, so that we can act on that today.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. All right. Senator Harber Hall has moved to discharge
8. the Committee on Executive from further consideration of
9. House Joint Resolution 29. All those in favor signify by
10. saying Aye. All those opposed. The committee is discharged.
11. Under consideration now is House Joint Resolution 29, Senator
12. Harber Hall. Would the...

13. SENATOR HARBER HALL:

14. I would like to read the resolution.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Please...Senator Hall.

17. SENATOR HARBER HALL:

18. (Senator Hall reads HJR 29)

19. Ladies and Gentlemen of the Senate, Homer W. Hall, my
20. grandfather, was Congressman in the 17th Congressional Dis-
21. trict back in the twenties and the early thirties and I
22. recall as a young boy I campaigned for him. I was still in
23. early grade schools, would hang up posters on...in those
24. days telephone posts. We can't do that anymore. And so
25. I got interested in politics back there and as you recall,
26. you on both sides of the aisle, in 1932 there was a change
27. in political philosophy in the country, and my grandfather
28. being a conservative Republican was defeated by a very
29. capable Democrat Congressman in the 17th, but he only lasted
30. one term and Les C. Arends, a young man who was active in
31. the American Legion, started campaigning to...for the office
32. against the Democrat Congressman, but there were so many other
33. Republicans who wanted that seat that...there were five

1. candidates in McLean County alone, the largest county in
2. that district in terms of voters, and so as you might respect
3. and expect the large population center split up their vote
4. and it was a classic in this respect. This young man from
5. Melvin was elected Congressman in 1934. I don't have to
6. tell anyone in this Body that he did make an outstanding
7. contribution in our National Congress. He was a man that
8. was highly respected all over the State and the Nation. He
9. was an advisor to many Presidents. He was extremely important,
10. as this resolution indicates, in the Armed Services Committee
11. in the interest of the Military Service and the defense of
12. this country, and he retired after forty years in the Congress
13. and he still...he's still active and he's still interested
14. and he's still in Washington quite a bit, but he's a great
15. guy for those of you who have met him. You know he's an
16. excellent speaker. When he was running for the Congress he
17. hardly could give a speech at all, but after a few years he
18. was quite...quite affective on the rostrum and at his speaking
19. engagements. I would appreciate your favorable consideration
20. of this resolution.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Hall has moved to suspend the rules for the
23. immediate consideration and adoption of House Joint Resolution
24. 29. All those in favor signify by saying Aye. All those
25. opposed. The Ayes have it. The rules are suspended. Senator
26. Hall now moves the adoption of House Joint Resolution 29.
27. All those in favor signify by saying Aye. All those opposed.
28. The Ayes have it. The resolution is adopted. Senator Savickas,
29. for what purpose do you arise?

30. SENATOR SAVICKAS:

31. Mr. President and members of the Senate, I rise for the
32. purpose of calling a second conference committee to hear
33. House Bill 341.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Savickas requests a second committee on
3. conference on House Bill 341. All those in favor signify
4. by saying Aye. All those opposed. The Ayes have it. The
5. Secretary will so inform the House. 822, Senator Moore.
6. 908, Senator Regner. On the Order of House...Conference
7. Committee Reports House Bills, House Bill 908, Senator
8. Regner.

9. SENATOR REGNER:

10. Yes, Mr. President and members of the Senate, this
11. was a bill originally designed in...in its form to allow
12. individuals to obtain records from the Department of
13. Law Enforcement if they do or do not have any records in
14. there. There was an amendment put on in the House...in
15. the Senate which greatly expanded this particular bill and
16. the Conference Committee Reports that the Senate recede
17. from Senate Amendment No. 2, and I'd ask for a favorable
18. roll call.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Regner has moved the adoption of the Conference
21. Committee Report on House Bill 908. Is there any discussion?
22. Senator Netsch.

23. SENATOR NETSCH:

24. Thank you. The Conference Committee Report is in very
25. good shape. The Senate Amendment was not a good idea and
26. we are quite right in receding from it which this does. I
27. would strongly support the motion.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Further discussion? The question is, shall the Senate
30. adopt the Conference Committee Report on House Bill 908.
31. Those in favor will vote Aye. Those opposed will vote Nay.
32. The voting is open. Have all voted who wish? Have all voted
33. who wish? Take the record. On that question the Ayes are 52,

1. the Nays are none, none Voting Present. The Senate does
2. adopt the Conference Committee Report on House Bill 908
3. and the bill having received the...required constitutional
4. majority is declared passed, and the bill having received
5. the affirmative vote of three-fifths of the members elected
6. is effective immediately upon its becoming a law. 1105,
7. Senator Collins. _ On the Order of Conference Committee
8. Reports, House Bills, House Bill 1105. Senator Collins.
9. SENATOR COLLINS:

10. Mr. President, I move not to...to adopt the Conference
11. Committee Report and ask that a second committee be set
12. up.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right. The question will be put in the affirmative.
15. The sponsor wishes not to adopt, I think there's some problem
16. with the effective date, the question is, shall the Senate
17. adopt the Conference Committee Report on House Bill 1105.
18. Those in favor will vote Aye. Those opposed will vote Nay.
19. The voting is open. Have all voted who wish? Take the
20. record. On that question the Ayes are 2, the Nays are 19,
21. none Voting Present. The Conference Committee Report is
22. not adopted and the Secretary shall so inform the House.
23. Senator Collins ask leave to request the second Committee
24. on Conference. Is leave granted? So ordered. 1216 and 17,
25. Senator Walsh. On the Order of Conference Committee Reports
26. House Bills, page 5 of the Calendar that...was distributed
27. earlier, House Bill...the Conference Committee Report on
28. House Bill 1216, Senator Walsh.

29. SENATOR WALSH:

30. Mr. President and members of the Senate, the Senate
31. adopted an amendment to House Bill 1216 relating...amending
32. the Campaign Financing Act and we provided that any news
33. story, editorial, et cetera would not be a campaign contribution

1. or expenditure. The use of real or personal property,
2. for example, at a coffee providing that it does not exceed
3. a hundred and fifty dollars would...would not be a campaign
4. expenditure or contribution. And that the sale of any food
5. or beverage by a vendor less than retail but at least at
6. a wholesale price would not be an expenditure or a contri-
7. bution. The...the House did not fully understand the amend-
8. ment when it was first presented, but at the conference
9. committee provided that they would concur in the Senate
10. Amendment, so I move that the...the House...or that the
11. Senate adopt the Conference Committee Report to House Bill
12. 1216 which is the bill relating to an expenditure.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Walsh has moved the adoption of the Conference
15. Committee Report on House Bill 1216. Is there any discussion?
16. Senator Glass.

17. SENATOR GLASS:

18. Thank you, Mr. President, a question of the sponsor if
19. he will yield.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Indicates he will yield. Senator Glass.

22. SENATOR GLASS:

23. Senator Walsh, the Calendar also indicates that you
24. have excluded an expenditure as an expenditure of transfer
25. of funds from one political committee to another. Is that
26. accurate and...and does that mean from the political committee
27. of one candidate to another candidate or...

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Walsh.

30. SENATOR WALSH:

31. Senator Glass, I don't have a Calendar in front of me,
32. but it must be inaccurate to the extent that it refers to a
33. transfer. House Bills 1216 and 1217 do not relate to transfers

1. between political committees.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Any further discussion? Senator Walsh, do the bills
4. have an immediate effective date? They do not, okay. The
5. question is, shall the Senate adopt the Conference Committee
6. report on House Bill 1216. Those in favor will vote Aye.
7. Those opposed will vote Nay. The voting is open. Have all
8. voted who wish? Have all voted who wish? Take the record.
9. On that question the Ayes are 53, the Nays are none, none
10. Voting Present. The Senate does adopt the Conference Com-
11. mittee report on House Bill 1216 and the bill having received
12. the required constitutional majority is declared passed.
13. On the Order of Conference Committee Reports House Bills,
14. the report on House Bill 1217, Senator Walsh.

15. SENATOR WALSH:

16. Mr. President and members of the Senate, the...I ex-
17. plained the provisions of the Conference Committee Report
18. on House Bill 1217 when I explained House Bill 1216. It's
19. exactly the same. It just refers to the contribution aspect
20. of this transaction and the House did concur in the Senate
21. Amendment. I would move that the Senate adopt the Conference
22. Committee Report on House Bill 1217.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Walsh has moved the adoption of the Conference
25. Committee Report on House Bill 1217. Is there any discussion?
26. Senator Kenneth Hall. The sponsor indicates he will yield.
27. Senator Kenneth Hall. Your microphone is not working.

28. SENATOR KENNETH HALL:

29. Senator Walsh, one question. The...exclude certain
30. items. Was that just for that particular transfer you said
31. or what is the...certain items that you're referring to here?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Walsh.

1. SENATOR WALSH:

2. Once again, Senator Hall, we're referring to the news-
3. paper editorial that might...is...it has been alleged benefits
4. a candidate or a newspaper article that might benefit or
5. conceivably benefit a candidate. The use of...of real or
6. personal property, for example, a coffee in the course of a
7. campaign or the sale of food to a candidate at less than the
8. retail price, but providing that it's at least as much as
9. the wholesale price. Those are things which are not to be
10. construed as contributions or expenditures.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? The question is, shall the Senate
13. adopt the Conference Committee Report on House Bill 1217.
14. Those in favor will vote Aye. Those opposed will vote Nay.
15. The voting is open. Have all voted who wish? Have all voted
16. who wish? Take the record. On that question the Ayes are
17. 53, the Nays are none, none Voting Present. The Senate does
18. adopt the Conference Committee Report on House Bill 1217,
19. and the bill having received the required constitutional
20. majority is declared passed. 1222 with leave of the Body
21. will be handled by Senator Hynes on my behalf. We'll get
22. back to that momentarily. 1406, Senator Lemke. On the
23. Order of Conference Committee Reports House Bills,
24. the report on House Bill 1406, Senator Lemke.

25. SENATOR LEMKE:

26. I move to adopt the Conference Committee Report on
27. 1406.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Lemke has moved to adopt the Conference Committee
30. Report on House Bill 1406. Is there any discussion? Senator
31. Walsh.

32. SENATOR WALSH:

33. Just to ask the Gentleman to explain it.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Lemke.

3. SENATOR LEMKE:

4. What this does, it puts the amendment that the restaurant
5. owners want it on here to phase it in over a three period
6. of time on a minimum wage.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any further discussion? Senator Glass.

9. SENATOR GLASS:

10. Well, thank you, Mr. President and Ladies and Gentle-
11. men. This does improve the bill, but I...I still oppose
12. it. It...it does mean that there's a phasing in period for
13. restaurant employees and, I guess, theatre employees to be paid
14. overtime after...it's now after forty-six hours and it will
15. be forty-four and then down to forty-two and down ultimately
16. to forty as I understand it. So, it...although, it's a
17. better bill I still urge opposition.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Any further discussion? The question is, shall the Senate
20. adopt the conference Committee Report on House Bill 1406.
21. Those in favor will vote Aye. Those opposed will vote Nay.
22. The voting is open. Have all voted who wish? Have all voted
23. who wish? Take the record. On that question the Ayes are 24,
24. the Nays are 23, 3 Voting Present. The Conference Committee
25. Report is not adopted and the Secretary shall so inform the
26. House. Senator Lemke requests the House be informed of his
27. request for a second conference committee. Senator Hynes on
28. 1222. On the Order of Conference Committee Reports House Bills,
29. House Bill 1222, Senator Hynes.

30. SENATOR HYNES:

31. With leave of the Body, Mr. President, I would present
32. this Conference Committee Report. This would provide for the
33. election of nine additional judges in Cook County. Three to

1. be elected from the City of Chicago, three to be elected
2. from the area of Cook County outside the City of Chicago
3. and three to be elected on a county-wide basis in the
4. election in 1978. These additional judges are necessary
5. in order to handle the continuing growing backlog, particularly,
6. in the criminal area in Cook County and I would urge the
7. adoption of the Conference Committee Report.

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(The following typed previously)

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1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Hynes has moved the adoption of the
3. Conference Committee Report on House Bill 1222. Is
4. there any discussion? Question is, shall the Senate
5. adopt the Conference Committee Report on House Bill
6. 1222. Those in favor will vote Aye. Those opposed
7. will vote Nay. The voting is open. Have all voted
8. who wish? Have all voted who wish? Take the record.
9. On that question, the Ayes are 50, the Nays are 3.
10. None Voting Present. Senate does adopt the Conference
11. Committee Report on House Bill 1222 and the bill having
12. received the required constitutional majority is declared
13. passed. Senator Berman. Senator Demuzio. Senator Roe
14. on 2402. On the Order of Conference Committee Reports,
15. House Bills. House Bill 2402, Senator Roe.

16. SENATOR ROE:

17. Mr. President, may I inquire as to whether the report
18. is technically correct. There was some question.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Yes, the Secretary has in his possession a Conference
21. Committee Report on House Bill 2402, which is...which says
22. corrected copy. Yes, with original signatures. Senator
23. Roe.

24. SENATOR ROE:

25. Thank you, Mr. President. This Committee Report
26. was approved by eight of the ten conferees and I would
27. move its adoption. What it does is delete the sum of
28. twenty-two thousand eight hundred dollars from the
29. appropriation for the State Board of Elections from the
30. sum that was appropriated by the House. I think
31. Senator Carroll could probably explain the two line items.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President. I take pleasure in joining
3. Senator Roe in the motion to adopt the Conference Committee
4. Report, which restores what we had cut except for a ten
5. thousand in contractual in the Administration Division
6. and twelve thousand in Planning and Program Development
7. in Personal Services in 804 in retirement contributions.
8. So, to correct Senator Roe, it's twenty-two thousand
9. eight hundred and four dollars below the way it left the
10. House and I would move that we do adopt Conference Committee
11. Report No. 1 to House Bill 2402.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any discussion? Senator Bloom.

14. SENATOR BLOOM:

15. Thank you, Mr. President. I...I rise in opposition
16. to adopting it and the...the main thrust of my opposition
17. is that we're setting a terrible precedent here. We are
18. restoring seventeen thousand dollars for the Marion
19. Regional Office. One of the conferees was the sponsor of
20. that amendment and apparently many thousands of square
21. miles and two cents a head will be taken care of. They'll
22. have bigger, better and wilder elections down there.
23. I think its a terrible precedent. We do this, next year
24. it'll be the Rochelle Regional Office or the Chillicothe
25. Regional Office or the Charleston Regional Office and I'd
26. urge a No vote. Thank you very much.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion? Senator Johns.

29. SENATOR JOHNS:

30. President Bloom. I mean Mr. President. I just want
31. to tell you that I...I do not have any reservation to say
32. that I'm a very conservative Democrat and I do not see a need
33. for wasting of any kind of money. You vote your conscience.

1. here, you'll never bother Senator Johns with what you're
2. trying to do here today.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. All right. The question is, shall the Senate adopt
5. the Conference Committee on House Bill 2402. Those in
6. favor will vote Aye. Those opposed will vote Nay. The
7. voting is open. Have all voted who wish? Have all voted
8. who wish? Take the record. On that question, the Ayes are
9. 42, the Nays are 9, 1 Voting Present. The Senate does
10. adopt the Conference Committee Report on House Bill 2402
11. and the bill having received the required constitutional
12. majority is declared passed and the bill having received
13. the affirmative vote of three fifths of the members elected,
14. is effective immediately upon its becoming a law. Page
15. 4 on the Calendar. Conference Committee Reports. House
16. Bills. House Bill 364, Senator Regner.

17. SENATOR REGNER:

18. Yes, Mr. President, the Senate...the Conference Committee
19. Report recommends that the Senate recede from Senate Amendment
20. No. 1 and insert the following, and it's to clear up the
21. language. It does the same basic things that the Senate
22. Amendment did, however, there was some question about it.
23. It permits use of three rather five election judges except
24. in elections which are held to elect or nominate members of
25. the General Assembly and be in elections where the use of
26. less than five judges is prohibited by regulations of the
27. State Board of Elections. And No. 2 allows the use of three
28. judges in special congressional elections in Chicago. I'd
29. ask for a favorable roll call in the adoption of this Con-
30. ference Committee Report.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Regner has moved the adoption of the Conference
33. Committee Report on House Bill 364. Is there any discussion?

1. The question is, shall the Senate adopt the Conference
2. Committee Report on House Bill 364. Those in favor will
3. vote Aye. Those opposed will vote Nay. The voting is
4. open. Have all voted who wish? Have all voted who wish?
5. Take the record. On that question, the Ayes are 52, the
6. Nays are none, none Voting Present. The Senate adopt
7. the Conference Committee Report on House Bill 364, and
8. the bill having received the required constitutional majority
9. is declared passed, and the bill having received the affirma-
10. tive vote of three-fifths of the members elected is effective
11. immediately upon its becoming a law. Senator Demuzio on
12. 2179. On the Order of Conference Committee Reports. House
13. Bills. Bottom of page 5, House Bill 2179, Senator Demuzio.
14. SENATOR DEMUZIO:

15. Thank you, Mr. President. We were talking about this
16. earlier. The Conference Committee Report...what we are
17. doing here is that we are asking that the Senate recede from
18. the Senate Amendment No. 1, which changed the word from "shall"
19. ...from "may" to "shall." We are asking that be deleted,
20. that it be made on a voluntary basis. The bill will still
21. provide that the merit principals do not interfere with the
22. negotiated collective bargaining agreements between the
23. county board and such employees, and I ask for the adoption
24. of the committee report.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Demuzio has moved the adoption of the Conference
27. Committee Report on House Bill 2179. Is there any discussion?
28. Senator Philip.

29. SENATOR PHILIP:

30. I'm going to rise to oppose this, Mr. President. I've
31. had a call from my sheriff and one of the other sheriffs
32. from downstate and they are opposed to this bill on the
33. basis that a sheriff, under this bill, could not suspend a

1. deputy. And I happen to think that's bad. They happen to
2. think it's bad and I think we ought to turn this down.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any further discussion? Senator Demuzio may...Senator
5. Bowers.

6. SENATOR BOWERS:

7. Well, do I understand this to mean that if there's
8. a merit system and a man has passed his examination and
9. belongs to...to...and is a merit officer, then under these
10. circumstances if there's a collective bargaining agreement,
11. the collective bargaining agreement prevails and he's no
12. longer under the merit system or he's not ruled by the
13. merit system?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Demuzio.

16. SENATOR DEMUZIO:

17.. That's a very good question. I don't have the answer
18. to that. Why don't you take it out of the record...

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Take it out of the record. All right, on the first
21. supplemental Calendar, House Bill 845, Senator Lemke.
22. On the...on the first supplemental Calendar, Conference Com-
23. mittee Reports, House Bills, House Bill 845, Senator Lemke.

24. SENATOR LEMKE:

25. I move for adoption of the Conference Committee Report
26. on 845.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Lemke has moved the adoption of the Conference
29. Committee Report on House Bill 845. Is there any discussion?

30. Senator Walsh.

31. SENATOR WALSH:

32. Just the same request, Mr. President, if the Gentleman
33. will explain it.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Lemke.
3. SENATOR LEMKE:
4. What...what this does is correct the Supreme Court
5. rules on a...on an appeal to the Supreme Court on a Work-
6. men's Compensation case. It has an amendment for asbestosis
7. which has been corrected, and has a clause there for con-
8. tinuity of agreement. I ask for the adoption of the amend-
9. ment.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Any discussion? Senator Walsh.
12. SENATOR WALSH:
13. The...did the conference committee concur in the Senate
14. Amendment in effect or has the Senate Amendment been changed
15. by the conference committee?
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Lemke.
18. SENATOR LEMKE:
19. The Senate Amendment was changed just technically. There
20. was a typographical error when it was adopted here and we're...
21. we just correct that error. We took it from the bill that
22. we...that Representative Griesheimer had, and the bill was
23. incorrectly drafted and, therefore, it was typographically
24. and when we put the amendment on this bill we corrected...
25. it was put in the same form as the Griesheimer Bill. When
26. it went to the House they caught the typographical error and
27. it was...they didn't concur with our amendment and it came
28. to conference committee and we corrected this technical amend-
29. ment.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Is there any further discussion? Senator Hickey.
32. SENATOR HICKEY:
33. I'd like to ask the sponsor if this has anything to do

1. with successorship and collective...and bargaining.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Lemke.

4. SENATOR LEMKE:

5. This has continuity agreement from collective bargain-
6. ing agreements.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Hickey.

9. SENATOR HICKEY:

10. I'm sorry, I couldn't understand what you said, Senator
11. Lemke.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Will those not entitled to the Floor please take them-
14. selves off the Floor. Senator Lemke. Yes, Senator Glass,
15. for what purpose do you arise?

16. SENATOR GLASS:

17. I rise for a point of order. I...I have been instructed
18. that this particular report was not...not adopted by the
19. House and I...I'm wondering if that's the case, whether we
20. ought to be acting on it. It seems to me there will have
21. to be a second report if that's correct and...and we might
22. as well wait and see what happens.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Lemke.

25. SENATOR LEMKE:

26. To my knowledge it hasn't been even called in the House
27. yet.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Well...all right, we have...we have, in fact, received
30. a message from the House that the Conference Committee Re-
31. port on House Bill 8...has refused to adopt...the House has
32. refused to adopt the First Conference Committee Report on
33. House Bill 845 and a request for a second conference committee

1. just...just got here. Do you want...take it out of the
2. record. Do you want...do you want to kill this one right
3. here and ask for a second one just to speed it up? That'll
4. be fine. The question is, shall the Senate adopt the Con-
5. ference Committee Report on House Bill 845. Those in favor
6. vote Aye. Those opposed vote Nay. The voting is open.
7. Have all voted who wish? Take the record. On that question,
8. the Ayes are 5, the Nays are 17. The Senate...the Conferecne
9. Committee Report is not adopted and the Secretary shall so
10. inform the House and also inform the House of the sponsor's
11. request for a Second Conference Committee. All right, back
12. to the Calendar on page 3. Conference Committee Reports, Senate
13. Bills, Senator Nimrod. On the Order of Conference Committee Reports,
14. Senate Bills, report on Senate Bill 1142, Senator Nimrod.
15. SENATOR NIMROD:

16. Yes, Mr. President and Ladies and Gentlemen of the Senate,
17. Senate Bill 1142, in its Conference Committee Report, has stricken,
18. I think, most of the objections that existed between the various
19. agencies, and any problems that might have existed within the bill
20. and it removes most of the mandatory languages that were involved
21. and made it permissive and for studies. What this bill basically
22. does, was originally this bill was designed to provide the
23. necessary structure to take the Division of Energy, which was
24. created by a gubernatorial action, and make it...turn it into
25. some legislative action within the Statutes. And...and in the
26. House...and the Senate the reorganization committees had some very
27. complicated reorganization programs are involved here. However,
28. this...this particular proposal is a very simple one and I think
29. it provides for agreement, generally, among all the areas that
30. are concerned. What this does is take the Division of Energy
31. function, put it into statutory form, not add any additional
32. powers to it, however, it does outline and describe its
33. powers, and move it within the Division of

1. Mines. The other provisions within here are that the
2. lines and authority and the powers of the Energy Resource
3. Commission are defined, and I think that all and all that
4. this is a kind of a bill that has been responded by the
5. Governor's representatives. It is the kind of a bill that
6. the Governor ought to have available to him for consideration,
7. and I know that the...the departments, themselves, of course,
8. don't...don't like to lose power from one department to
9. another, but I think this is in the best interest and
10. certainly provides us for a chance to provide for this
11. Division of Energy in a statutory manner. I certainly urge
12. the consideration. This did receive favorable consideration
13. on the Conference Committee Report of all signatures on both
14. sides.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Is there any discussion? Senator Nimrod has moved the
17. adoption of the Conference Committee Report on Senate Bill
18. 1142. Any discussion? Senator Donnewald.

19. SENATOR DONNEWALD:

20. Yes, Mr. President. I realize that the commission has
21. worked hard. I know that the bill has been over in the
22. House. I know that they've worked many long hours and many
23. months and even a year or so on it, but we've just...we're
24. just receiving this in the form of amendment. It's a fifty
25. some odd page amendment which actually creates a new bill,
26. a new department. And I feel that even though I know it
27. has merit, there's no question about that, but there are
28. things in the bill that...that need scrutiny by this Body
29. and I...I...at this time I think the bill should be held,
30. but I'll leave that to the judgment of the Body.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Any further discussion? Senator Bruce.

33. SENATOR BRUCE:

1. Well, I...I would...I just want to join with Senator
2. Donnewald, in the fact, that we are creating by this conference
3. committee an entire new agency of State Government. One
4. of the things if...of many that I would certainly want to
5. read more about is the whole question of the siting of
6. power plants within the State of Illinois. That has been a
7. controversial matter before this Body. The...the roll of
8. State Government and indicating private enterprise
9. where they can power plants, and in this is a requirement
10. that the Illinois Commerce Commission consult with the
11. Energy people on...on...on developing of rules and regulations.
12. It just seems to me that on...on this particular day...I...
13. I haven't even seen the question on petroleum recycling which
14. is very critical to my district. We've had individual bills
15. that I personally have put in on tertiary recovery of petroleum
16. products which are complicated...in it of themselves by...
17. by themselves, to place it in with power plant sitings,
18. tertiary recovery of petroleum, other matters, it seems to me
19. that best let this one lay by the by until we have a chance
20. to come back in October.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Further discussion? Senator Knuppel.

23. SENATOR KNUPPEL:

24. Well, Mr. President, the Illinois Energy Resources Com-
25. mission and its members have spent more than two years work-
26. ing on an attempt to consolidate and reorganize State Govern-
27. ment in relation to energy. To wait another two years with
28. respect to this matter is just longer than it should be and
29. we've tried desperately through the staff, both the staff of
30. the House and the staff here, to...to reconcile all of the
31. opposition's questions with reference to it. The Illinois
32. Municipal League and others. Now, there are many, many
33. things. This bill was up here the other day and we discussed

1. it. There were two amendments that were unacceptable. One
2. that seemed to be acceptable. We held the conference com-
3. mittee yesterday evening and all of those people who had
4. objected to it, we attempted to cater to their wishes. We
5. feel that this bill is, now, in good condition. That there
6. should be some reorganization. That energy is one of the
7. crying needs of the next decade and that to wait two more
8. years is longer after...after we have worked this long. The
9. first proposal came forth was discussed in public meetings
10. of the Illinois Energy Commission as early as October a year
11. ago. Now, everybody has had an opportunity to know what
12. was going on. This bill was introduced and it just passed
13. out of the House by, on the concurrence, by a vote of 144
14. to 1. I...I feel that...that we have worked diligently to
15. reconcile the differences. I think that to postpone this
16. is...is to walk away from something that needs very badly to
17. be done in the State of Illinois. All it really does, is
18. to put the Division of Energy, which is now in BED, in with
19. Mines and Mining Regulation where it belongs. We have the
20. coal bond issue for the Illinois Energy Research and I just
21. think that this is a good bill. It's a bill that a lot of
22. the young members of our staff have put a lot of time in on.
23. They've talked to all of the different facets of the in-
24. dustry and I would appreciate a favorable roll call from the
25. members on this side of the aisle.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Further discussion? Senator Maragos.

28. SENATOR MARAGOS:

29. Mr. President and members of the Senate, I, too, have
30. some doubts about our actions here today in supporting a
31. new department. I have been aware, to some extent, the
32. work that has been put into it. However, I feel that...I'm
33. not by the way, Senator Knuppel, I would like to state for

1. the record, I know I've put in in many ways with the...in
2. Energy with the...the plants of the...the sitings...siting
3. laws and commissions that we've tried to set up and they
4. lost again by a vote in the Senate after four years of
5. effort but my concern is, I have some unanswered questions
6. and, therefore, I'm going to have to vote Present, although,
7. I know that it's...it's a step in the right direction. I'm
8. going to have to vote Present at this time.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Any further discussion? Senator Nimrod may close the
11. debate.

12. SENATOR NIMROD:

13. Thank you, Mr. President and Ladies and Gentlemen of
14. the Senate, I would hope that you would just give my...your
15. attention for just one minute. This is not a new department.
16. This is doing nothing but moving it from BED, where it rests
17. now, with no statutory authority, moving it into the Division
18. of Mines with statutory authority with no additional powers,
19. no siting provisions and any of these things we're concerned
20. with. It's makes statutory what we already are doing and
21. it certainly means that the Legislature has mandated things
22. for this division to do, Division of Energy, to do and we
23. really have no control or authority over that particular
24. division, and I ask that you might consider this so that we
25. can have the Governor look at this option so that we can make
26. a decision and resolve this problem. The gentlemen that you
27. have been listening to and heard that within this area certainly
28. are men who have been reported here. Do not introduce anything
29. new and I...I assure you that what we're doing is delineating
30. the lines of authority. I ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. The question is, shall the Senate adopt the conference
33. committee report on Senate Bill 1142. 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
3. the record. On that question the Ayes are 28, the Nays
4. are 4, 2 Voting Present. The Conference Committee Report
5. is not adopted and the Secretary shall so inform the House.
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- 1.
2. Senator Nimrod requests that the House be informed of his
3. request for a Second Conference Committee. Is leave granted?
4. So ordered. Senator Demuzio, for what purpose do you rise?
5. SENATOR DEMUZIO:
6. Well, could we go back to 2179, House Bill 2179? I think
7. I have the answer to Senator Bower's question.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. All right. On the Order of Conference Committee Report,
10. House Bills, bottom of page 5, Conference Committee Report on
11. House Bill 2179. Senator Demuzio.
12. SENATOR DEMUZIO:
13. On House Bill 2179 Senator Bower just asked about the
14. collective bargaining agreements, if it interferes with the
15. merit principles, merit system. I have been told that it would.
16. That the merit system, in fact, would supercede this system
17. existing in the future.
18. PRESIDING OFFICER: (SENATOR ROCK)
19. It's a House bill. All right. Senator Demuzio.
20. SENATOR DEMUZIO:
21. I...I...I answered the question, I said I think the...
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Oh, I beg your pardon, Senator...Senator Bowers.
24. SENATOR BOWERS:
25. Well, I'm sorry, I'm not sure I understood the answer but
26. the answer was, at least it seems to me, that it says that the
27. collective bargaining agreement shall prevail if it differs from
28. the merit system so that if...if for instance somebody is
29. entitled to move up as a sergeant under the merit system
30. under the rules that are set up by that if the collective
31. bargaining agreement says something differently then the collective.
32. bargaining agreement prevails.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Demuzio.

2. SENATOR DEMUZIO:

3. I...I'm being told that it only pertains to the dismissal
4. of..of individuals that this bill only pertains to that.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Any further discussion? Senator Philip.

7. SENATOR PHILIP:

8. Thank you, Mr. President. I just might remind the Senate
9. that under this bill if a sheriff caught one of his deputies
10. drunk on the job that he could not suspend them. He'd have
11. to go to the merit board to get permission. It would seem
12. to me we ought to give the sheriff some authority. If he catches
13. somebody taking money or drinking or drunk, he ought to be able
14. to suspend them for thirty days on the spot and I think we ought
15. to defeat this bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? The question is shall the Senate
18. adopt the Conference Committee Report on House Bill 2179. Those
19. in favor will vote Aye. Those opposed will vote Nay. The
20. voting is open. Have all voted who wish? Have all voted who
21. wish? Take the record. On that question the Ayes are 13, the
22. Nays are 23, 1 Voting Present. The Conference Committee Report
23. is not adopted and the Secretary shall so inform the House.
24. Senator Demuzio requests...Senator Demuzio.

25. SENATOR DEMUZIO:

26. Conference Committee.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Demuzio requests the appointment of a Second Conference
29. Committee. All those in favor signify by saying Aye. All those
30. opposed. The Ayes have it and the Secretary shall so inform the
31. House. All right. Gentlemen, we are now moving to the Second
32. Supplemental Calendar which has been distributed. On the Order
33. of the Second Supplemental Calendar, Conference Committee Report

1. Senate Bills, Senate Bill 1342, Senator Mitchler.

2. SENATOR MITCHLER:

3. Mr. President and members of the Senate. I move for adoption
4. of Conference Committee Report on Senate Bill 1342. It does no
5. substantive change, it merely creates another section, Section
6. 13.20A separating the original language in the bill for the
7. importation of fish and fish eggs and separating them from
8. the putting of these live fish and viable fish eggs or viable
9. sperm any species into streams. It also has a change in the
10. effective date to make it effective upon becoming law. The House
11. has already taken action on this. Ask for adoption of Conference
12. Committee Report to Senate Bill 1342.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Mitchler has moved the adoption of Conference
15. Committee Report on Senate Bill 1342. Is there any discussion?
16. Question is shall the Senate adopt the Conference Committee
17. Report on Senate Bill 1342. Those in favor will vote Aye.
18. Those opposed will vote Nay. The voting is open. Senator Egan,
19. will you vote me Aye, please. Have all voted who wish? Have
20. all voted who wish? Take the record. On that question the Ayes
21. are 49, the Nays are none, none Voting Present. The Senate
22. does adopt the Conference Committee Report on Senate Bill 1342
23. and the bill having received the required constitutional majority
24. is declared passed and the bill having received the affirmative
25. vote of three-fifths of the members elected is effective immediately
26. upon its becoming a law. 689, Senator Berman is off the Floor.
27. 840, Senator Glass. All right. Yeah, with leave of the Body
28. that will be stricken. That was already done. House Bill 1109,
29. Senator Rhoads. On the Order of Conference Committee Reports,
30. Second Supplemental Calendar, Conference Committee Reports,
31. House Bills, House Bill 1109, Senator Rhoads.

32. SENATOR RHOADS:

33. Thank you, Mr. President, members of the Senate. I lost

1. all my battles on this bill so it's now back in the shape it
2. was originally in the House. What it does, is excludes
3. amounts less than one hundred and fifty dollars transfers
4. of funds between a political committees from the disclosure
5. statements. That will put those political committees on the
6. same basis as private contributions from individuals. And it
7. should save some paper work.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any discussion? Senator Kosinski.

10. SENATOR KOSINSKI:

11. Well, after a short debate with Senator Rhoads, I convinced
12. him that he should get off that fifty dollar jag and go up to
13. a hundred and fifty so I favor the bill.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Question is shall the Senate adopt the Conference Committee
16. Report on House Bill 1109. Those in favor will vote Aye. Those
17. opposed will vote Nay. The voting is open. Have all voted who
18. wish? Have all voted who wish? Take the record. On that question
19. the Ayes are 49, the Nays 1, none Voting Present. House Bill
20. 1109...the Senate does adopt the Conference Committee Report
21. on House Bill 1109 and the bill having received the declared
22. constitutional majority is declared passed and the bill having
23. received the affirmative vote of three-fifths of the members
24. elected is effective immediately upon its becoming a law.
25. 1508, Senator Berman still in Conference Committee. 2032, Sen-
26. ator Knuppel. On the Order of Conference Committee Reports,
27. House Bills, on the Second Supplemental Calendar, House Bill
28. 2032, Senator Knuppel.

29. SENATOR KNUPPEL:

30. House Bill 2032 was the bill with respect to summoning
31. jurors by means of ordinary mail. There were two amendments
32. put on in the Senate. One of which was technical in nature
33. to correct some of the inadequacies of the legislation. The

1. other was the amendment to have or to hold the person harmless
2. against contempt. There were technical difficulties. There
3. were three of these bills. There were technical difficulties
4. with where the donkey's tail was pinned onto this bill and
5. so, the Conference Committee Report this time would be to recede
6. from Senate Amendment No. 1 which was the one that held the
7. person free of contempt and to amend the Section 1 of the bill
8. in order to provide that the person summoned to be a juror...juror
9. does not return acknowledgement of the summons in the time period
10. requested. Such juror shall not be deemed guilty of contempt
11. of court. Now this is one of those jackass bills where you
12. don't need it in there but there's some members of this Body
13. that think you do and so this is the Conference Committee Report.
14. It does what they want it to do. Fills up the Statute Book and
15. I'd recommend a favorable roll call.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Knuppel has moved the adoption of the Conference
18. Committee Report on House Bill 2032. Is there any discussion?
19. The question is shall the Senate adopt the Conference Committee
20. Report on House Bill 2032. Those in favor will vote Aye. Those
21. oppose will vote Nay. The voting is open. Senator Donnewald
22. vote me Aye please. Have all voted who wish? Have all voted
23. who wish? Take the record. On that question the Ayes are 47,
24. the Nays are 5, none Voting Present. The Senate does adopt
25. the House...the Conference Committee Report on House Bill 2032
26. and the bill having received the required constitutional majority
27. is declared passed and the bill having received the affirmative
28. vote of three-fifths of the members elected is effective immediately
29. upon its becoming a law. All right. We have a Third Supplemental
30. Calendar that is being typed and duplicated for distribution.
31. It will be out here in just a very few minutes. We'll
32. just stand at ease for a few minutes while the Calendar is being
33. distributed. Messages from the House.

1. SECRETARY:

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

3. Mr. President - I am directed to inform the Senate
4. that the House of Representatives has refused to adopt the
5. First Conference Committee on House Bill 1829 and request a
6. Second Committee of Conference to consider the difference,
7. between the two Houses in regards to Amendment No. 1. The
8. Speaker has appointed the committee on the part of the House.
9. A like message on House Bill 52 and the Speaker has appointed
10. the committee on the part of the House.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Shapiro.

13. SENATOR SHAPIRO:

14. Mr. President. I move for the adoption of a Conference
15. Committee on...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Shapiro has moved that the Senate accede to the
18. request of the House that a Conference Committee be appointed.
19. All in favor signify by saying Aye. All opposed. The Ayes
20. have it. The motion carries and the Senate does accede to
21. the request of the House to appoint a Conference Committee.
22. Do you want to make the same motion on behalf of Senator Glass,
23. Senator Shapiro?

24. SENATOR SHAPIRO:

25. Oh, yes.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Yes, thank you. The question is shall the Senate accede
28. to the request of the House that a Conference Committee be
29. appointed with respect to House Bill 52. All in favor signify
30. by saying Aye. All opposed. The Ayes have it. The motion
31. carries and the Senate accedes to the request to appoint a
32. Conference Committee. All right. The...the Third Supplemental
33. Calendar is being duplicated for distribution. We will stand
34. at ease for just a very few minutes.

*SB 1143
Spec. Recomm.
for change
7-1-77*

1. PRESIDENT:

2. If I may have the attention of the membership. The
3. Conference Committee on Education is still meeting and has not
4. yet come to a resolution of the question and it is our
5. judgment that we should not proceed with the matters that
6. are ready to go until that matter is also resolved and therefore
7. we are going to recess until approximately 9:30 and if you
8. wish to get dinner, please leave your location with either
9. Senator Shapiro's secretary or with the President's secretary.
10. Please leave a note as to where you can be found. The hour
11. of 9:30 having arrived, the Senate will please come to order.
12. For what purpose does Senator D'Arco arise?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there leave to go to the Order of Motions in Writing?
15. Leave is granted. Senator Nimrod is recognized.

16. SENATOR NIMROD:

17. Yes, Mr. President and Ladies and Gentlemen of the Senate.
18. I would like...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Excuse me, Senator Nimrod, the Secretary will read the
21. motion.

22. SECRETARY:

23. Having...having voted on the prevailing side, I move
24. that Senate reconsider the vote by which the Senate accept the
25. Governor's specific recommendation for change to Senate Bill 1143.
26. Signed by Senator Nimrod.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Yes, Mr. President and Ladies and Gentlemen of the Senate.
31. The reason I placed this motion is that it's necessary to have
32. an effective date on this in order for the House to pass and it
33. ...what we've done is on this motion we have just rewritten it

1. and added the effective date so at this time I would move
2. to reconsider the vote by which the Senate accepted the
3. Governor's specific recommendations for change on Senate
4. Bill 1143.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. You've heard the motion. Is there discussion? All
7. in favor...the motion is that we reconsider the vote by
8. which the Senate accepted the specific recommendations
9. of the Governor as related to Senate Bill 1143. On those...
10. those in favor vote Aye. Those opposed vote Nay. The
11. voting is open. The motion will require thirty affirmative
12. votes. Have all voted who wish? Have all voted who wish?
13. Take the record. On that question the Ayes are 49, the Nays
14. are none, none Voting Present. The motion to reconsider
15. the vote by which the Senate accepted the specific recommendation
16. of the Governor is carried. Senator Nimrod.

17. SENATOR NIMROD:

18. Now, Mr. President and Ladies and Gentlemen of the Senate.
19. I do move to accept the specific recommendations of the Governor
20. as to Senate Bills 1143 and the manner in form as follows. What
21. this does is provide for the exactly the same motion as
22. yesterday which provided for the impartial examination and
23. includes the new words of a defective date upon becoming a law.
24. It's the only change that's different from yesterday's motion.
25. I would move for the...accept...to accept this particular
26. motion.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Netsch.

29. SENATOR NETSCH:

30. I think no discussion. You've said it once but I think
31. the record ought to be absolutely clear. The only change
32. whatsoever is the effective date because the House did not
33. take action on it before June 30th. Is that correct?

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Nimrod for the record.
3. SENATOR NIMROD:
4. Yes, that's correct and it is Senate Bill 1143.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Is there further discussion? For what purpose does Senator
7. Davidson arise?
8. SENATOR DAVIDSON:
9. Well, someone said 1146 and you've got bill 1143 on the...
10. which bill are we working on?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senate Bill 1143 is the bill under consideration.
13. SENATOR DAVIDSON:
14. Thank you, but someone in their microphone said 1146.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. All right. For the record the bill under consideration is
17. Senate Bill 1143. Is there further discussion? The question
18. is shall the Senate accept the specific recommendations of
19. the Governor as to Senate Bill 1143 and the manner in form
20. as stated by Senator Nimrod. Those in favor vote Aye. Those
21. opposed vote Nay. The voting is open. Have all voted who
22. wish? Have all voted who wish? Take the record. On that
23. question the Ayes are 20...52, the Nays are none, none Voting
24. Present. The specific recommendations of the Governor as
25. to Senate Bill 1143 having received the required majority of
26. the Senators elected is declared accepted and the bill having
27. received the affirmative vote of three fifths of the members
28. elected is effective immediately upon its becoming a law.
29. Senator Johns on the Floor? May I have the attention of the
30. membership. On your desk are the Third and Fourth Supplemental
31. Calendars for Friday, July the 1st. Are there members on the
32. Senate Floor who wish to call any of the Conference Committee
33. Reports as stated on the Third and Fourth Supplemental Calendars

1. or...we have one bill remaining on the Second Supplemental,
2. Senator Berman. Senator Berman on the Floor on 1508? All
3. right, let's...let's clear up the Second Supplemental Calendar
4. on that order of business is Conference Committee Reports
5. on House Bill 1508. Senator Berman is recognized.

6. SENATOR BERMAN:

7. Thank you, Mr. President. I move to concur in the
8. Second Conference Committee Report on House Bill 1508.
9. 1508 is a bill that has been up and back in several versions
10. but as it stands now it is a very tight bill. It will allow
11. the junior college charge back for one year for those high
12. school districts that have petitioned to go into a junior
13. college district. There has been an amendment also that eliminates
14. the...any State reimbursement impact. There is no...this is
15. not counted for...for operating tax rate purposes. It just
16. extends to those districts that are going to go in...those
17. districts that have already petitioned, nothing else is on
18. this bill as it stands now. Be glad to respond to any questions.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Grotberg.

21. SENATOR GROTBORG:

22. Yes, I rise in support of this bill. The sponsor was
23. gracious enough to let some of us try some amendments that
24. would extend this bill to those districts who are not under
25. negotiation to join college...community college districts.
26. I would ask everybody on this side of the aisle, it's not
27. a partisan issue incidently but anybody that can to support
28. this bill. We gave it everything we had and I would hope that
29. the sponsor and I'm sure he will be with us on other occasions
30. for other efforts in a future date and I support the bill.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Bloom.

33. SENATOR BLOOM:

1. Thank you. On page 2 if this is the correct Conference
2. Committee Report either Senator Grotberg or Senator Berman,
3. could you explain the additional language also if in any district
4. or nondistrict territory is filed, et cetera? Now was that
5. the first one or the second one?
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Berman.
8. SENATOR BERMAN:
9. The second one at the top of the Report should say second.
10. You've got the wrong one.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Is there further discussion? Senator Demuzio.
13. SENATOR DEMUZIO:
14. Will the sponsor yield for a question? Senator Berman...
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Indicates he will yield. Senator Demuzio.
17. SENATOR DEMUZIO:
18. ...is...is...am I to take from the comments of Senator
19. Grotberg that the charge back extension for another year is...
20. was not successful and is not in this report, is that correct?
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. No. Senator Berman.
23. SENATOR BERMAN:
24. The charge back...there is a charge back in this bill,
25. Senator Demuzio. But it is limited for one year to...to high
26. schools that have already petitioned to...that have already
27. petitioned to go into a junior college district during the
28. pendency of that petition this extends the charge back for
29. that period of time.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Further discussion? Senator Walsh.
32. SENATOR WALSH:
33. Will the Gentleman yield?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Indicates that he will yield, Senator Walsh. Senator Walsh,
3. I think the electronic marvel has failed us again. Perhaps,
4. you could use Senator Bowers, no Senator Ozinga's microphone,
5. perhaps.

6. SENATOR WALSH:

7. Senator Berman, I have the First Conference Committee Report,
8. apparently that's the one that...maybe that's the only one that
9. any of us have. Can you tell me what changes were made from
10. in Two from One.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Berman.

13. SENATOR BERMAN:

14. Yes, Sir. The Second Conference Committee Report reads as
15. follows: that the Senate will recede from Senate Amendment No.
16. 1 and the House will concur in Senate Amendment No. 2. Now
17. Senate Amendment No. 1 was Senator...was Senator Grotberg's
18. amendment regarding the unlimited extension of the charge back
19. to all districts, so that amendment is now off of this bill.
20. Senate Amendment No. 2 is Senator Davidson's amendment that
21. says that the charge back shall not be counted for State
22. reimbursement purposes as is the operating tax rate. Do you
23. follow me?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Walsh.

26. SENATOR WALSH:

27. Yes, I do and I'm just asking once again. The portion on
28. page 5 is...is that in or out. On page 5 of the...the original
29. Conference Committee Report. I don't know where that came from.
30. The...apparently giving the...yes...that's out. All right.
31. And in the...they're to have what period of time in which
32. to annex or form a new district.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Berman.

2. SENATOR BERMAN:

3. That's not in but let me...that's a different section but
4. what has to be done is that a district will have had to have
5. filed their petition last year and renew their petition this
6. Fall in order to qualify for the charge back extension which is
7. only for one year.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Berman...Senator Berning.

10. SENATOR BERNING:

11. Thank you, Mr. President. I'd like to ask Senator Berman
12. for a point of clarification. In the event that a district
13. which has petitioned to annex, actually does annex, then
14. and I would assume...I'm...I'm saying would annex within this
15. Fiscal Year, then would the junior college be eligible to
16. adopt a supplemental budget predicated upon the increased
17. valuation which has become a part of its district?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Berman.

20. SENATOR BERMAN:

21. I don't know.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Berning.

24. SENATOR BERNING:

25. I would think, Mr. President, that it would and we have
26. specifically granted that prerogative to others that come to
27. mind. I would suspect that it is also then the prerogative here
28. and in that event any district which has petitioned and is
29. obviously going to become a part of a district, is going to
30. find that its citizens are really taxed doubly, once for the
31. charge back and then once for the new tax for the support of the
32. college that the district for which they...of which they are
33. now a part.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Was that a question,¹ Senator Berning?

3. SENATOR BERNING:

4. Well, I asked that question initially and Senator Berman
5. says he does not know and I am saying that without knowing
6. definitely I would presume and have to proceed on the premise
7. that this would become a double tax and for that reason I feel
8. I cannot support the Conference Committee Report.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Berman.

11. SENATOR BERMAN:

12. I have made some inquiry and that is not the case. There
13. would not be any opportunity for a levy because this would be
14. taking place, you know, once they have filed their levy in
15. September, they are bound by that and they cannot come in for
16. a supplemental and try to charge twice. There would be no
17. double taxation under this bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Berning and your time has expired but we'll...

20. SENATOR BERNING:

21. I appreciate that, Mr. President, but I repeat, we have
22. consistently provided for supplemental budgets for a taxing
23. body where their assessed...level of assessment has been
24. increased. I can't tell you now the specifics, but we had
25. that within the last two weeks here and it seems to me that
26. by adding a sizeable new assessed valuation to a junior college
27. district, they either would be or they will be right back here
28. in October to be granted the authority to establish a supplemental
29. budget to take advantage of the new valuation which is now a
30. part of their district.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Glass.

33. SENATOR GLASS:

1. Well, thank you, Mr. President, Ladies and Gentlemen of
2. the Senate. I rise in support of this bill and I would comment
3. on Senator Berning's point. I believe we have given elementary
4. and secondary schools authority for supplemental budgets. I
5. don't...I think Senator Berman is right that the community colleges
6. do not have that authority. Furthermore, the purpose of this
7. charge back tax is to pay the tuition that the...that the high
8. school districts must pay for their students to attend other
9. community colleges and only for that purpose. Once they do
10. join, if those petitions, in fact, go through and there's no
11. backdoor referendum which would take them out once they get in
12. those districts, then the next, it seems to me, the next
13. opportunity for a levy would be September of '78 so I would
14. urge the Body to support this legislation which would give
15. the high school districts that already have petitioned to
16. join community college districts the...the right to pay...levy
17. the tax to pay their tuition until those...those petitions
18. have been resolved.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? Senator Davidson.

21. SENATOR DAVIDSON:

22. Yes, Mr. President, members of the Senate. I rise in
23. support of this Conference Committee. The point which Senator
24. Berning raised cannot happen as he speaks of because the point that
25. we gave when the legislation went out of here, if the Governor
26. signs, had to do with assessed valuation being changed due to the
27. multiplier being changed. It had nothing to do with the
28. assessed valuation of the district being in...increased due to
29. annexation. It had to do with the multiplier that is given down
30. by the local government and or the assessed valuation from
31. within that district from the assessor being late. It had nothing
32. to do with any increase due to annexation and we did put in this
33. bill which is a safeguard to help all the rest of the school

1. fund that this money could not be used in the OTR Fund to
2. get additional State aids. I urge a Yes vote on this Con-
3. ference Committee Report No. 2.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Berman may close.

6. SENATOR BERMAN:

7. Thank you, in closing, Mr. President, Ladies and Gentlemen
8. of the Senate. This is a very important bill because we have
9. tried to present to you a bill that is very tight that allows
10. the districts that are moving forward to be...that have
11. petitioned to go into the junior college system to have
12. just one more year while their petitions are pending to have
13. the charge back tax. It's a very important bill to Senator
14. Glass and myself that represent the different parts of the
15. City of Evanston. This in...Evanston will have an impact
16. of a half a million dollars on the Evanston Township High
17. School. I urge your Aye vote on this tight but very
18. important bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The question is shall the Senate adopt the Conference
21. Committee Report on House Bill 1508. Those in favor vote Aye.
22. Those opposed vote Nay. The voting is open. Senator Hynes,
23. would you vote me Aye please. Have all voted who wish?
24. Have all voted who wish? Take the record. On that question
25. the Ayes are 46, the Nays are 3, none Voting Present. The
26. Senate does adopt the Second Conference Committee Report
27. on House Bill 1508 and the bill having received the constitutional
28. majority is declared passed. The bill also having received
29. the affirmative votes of three-fifths of the members elected
30. is effective immediately upon its becoming a law.

31.
32. (The following typed previously.)
33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. May I have the attention of the membership? On your...
3. we have completed the...there remains one bill on the
4. Second Supplemental Calendar but on the Third Supplemental
5. Calendar, may I have your attention? Under Conference
6. Committee Report, Senate Bills, appears Senate Bill 341.
7. The membership would mark through that. That is House Bill
8. 341. The Calendar is in error. And that is House Bill
9. 341 which amends the FEPC Act. It is not the appropriation
10. to the Department of Agriculture. So, that should appear
11. under Conference Committee Reports, House Bills. It's
12. House Bill 341. On the Third Supplemental Calendar are the
13. following bills: Senate Bill 152, and Conference Committee,
14. Senator Carroll. Are you ready to proceed? Senate
15. Bill 596, Senator Rock. Senator Rock is recognized on Senate
16. Bill 596 and the Conference Committee Report thereon.
17. Senator Rock.
18. SENATOR ROCK:

19. Thank you, Mr. President and Ladies and Gentlemen
20. of the Senate. Senate Bill 596 was presented last evening
21. with leave of the Body by Senator Walsh. It passed out of here
22. 54 to nothing. The House saw fit not to adopt the Conference...
23. Conference Committee Report No. 1 so we attempted this morning
24. and I think, in fact, succeeded to work out a compromise.
25. The report provides that the Cook County Board of Appeals
26. must endorse this business record which is called a
27. certificate of error which is issued and initiated by the
28. county assessor, when a certificate involves an assessment
29. which was the subject of a complaint filed with the Board of
30. Appeals. This Conference Committee Report was adopted
31. overwhelmingly in the House just a few hours ago.
32. I know of no remaining objection and I would move
33. the adoption of the Second Conference Committee

1. Report on Senate Bill 596.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further discussion? The question is shall
4. the Senate adopt the Second Conference Committee Report
5. to Senate Bill 596. Those in favor vote Aye. Those
6. opposed vote Nay. The voting is open. Have
7. all voted who wish? Have all voted who wish? Take
8. the record. On that question the Ayes are 53, the Nays
9. are none. The Senate does adopt the Second Conference Committee
10. Report on Senate Bill 596 and the bill having received
11. the required constitutional majority is declared passed
12. and having received the affirmative votes of three-
13. fifths of the members elected, is effective
14. immediately upon its becoming a law. Senate Bill
15. 997, Senator Egan. First Conference Committee Report
16. on Senate Bill 997, Senator Egan.

17. SENATOR EGAN:

18. Yes, my motion, Mr. President, is to adopt
19. the Conference Committee Report on Senate Bill 997.
20. It provides that the trustees of the Public
21. Pension Laws...the...Commission, not Commissions, but
22. the Pension Laws Boards, be indemnified by that
23. fund if they are found liable for any liability while
24. in office. It also provides that the Attorney General
25. shall defend State employees and elected officials
26. who are sued in civil suits for violation of constitutional
27. rights. Many of these Acts, lawsuits are...are pending
28. and some of which they anticipate occurred while they were acting
29. in their official capacities. It also amends
30. the...the Pension Code to allow similar defense
31. and indemnification. The combination is a request
32. from the Governor's Office and the Pension Laws
33. Commission and I commend it to your favorable consideration.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? Senator Berning.

3. SENATOR BERNING:

4. Thank you, Mr. President. Senate Bill 997 as introduced,
5. yes, did have the...the support of the Pension Laws Commission
6. and Pension Committee and I submit... was an amendment to
7. Chapter 108, which is pensions and I'm curious as to the
8. germaneness of a personnel code amendment incorporated into
9. this. I don't know what the amendment does, I was not
10. privy to the Conference Committee. I have not seen, just
11. now was able to retrieve a copy of the Conference Committee
12. Report, so I don't know what it does but the suspicion arises
13. that this is not a proper amendment to a pension bill and I
14. would ask for an...a ruling, Mr. President.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. For what purpose does Senator Egan arise?

17. SENATOR EGAN:

18. I...I'm inquiring as to what the word germaneness means.
19. Is that next to Italy?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. That's what Senator Rock told me, it's right next to Italy.
22. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
25. As a member of the Conference Committee on Senate Bill 997,
26. in my judgment, the amendment was germane. The original bill
27. called for the indemnification of those employees and trustees
28. of the various pension systems, the boards and their employees.
29. This amendment does the same thing for employees of the State.
30. It is a...you will recall we considered this during the course
31. of the Session. It is something that has to be done in the
32. judgment of many of us. In my judgment, the amendment is germane.
33. The concept is a good one and I would urge the adoption of this

1. Conference Committee Report.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? It will be the ruling of the Chair
4. that the original bill, Senate Bill 997 amended the Illinois
5. Pension Code, Chapter 108, Illinois Revised Statute. The new
6. language added in the Conference Committee Reports on page
7. 5 and 6 add a new section to that same Chapter 108½ and adds
8. a new paragraph 1-106 and the ruling of the Chair is the
9. material contained in the Conference Committee Report is
10. germane to the bill as introduced. Senator Egan, for what
11. purpose do you arise?

12. SENATOR EGAN:

13. I appreciate that, Mr. President, you certainly are more
14. liberal than the Speaker.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Oh, I'm sorry, Senator Netsch.

17. SENATOR NETSCH:

18. I'm a little bit confused now. As I read the Conference
19. Committee Report which is the only thing I have before me.
20. In addition to including the language that provides for indem-
21. nification of those who work for pension funds, we have also
22. inserted an entire new act that provides for indemnification
23. of State employees generally. Is that correct?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Egan.

26. SENATOR EGAN:

27. No, it is not generally. It is in particular suits, namely
28. civil actions that are in..are pending and that will be filed
29. and the Attorney General has ruled that...that this...this
30. law is necessary. He...he feels that...that the indemnification
31. is a justifiable one and if anyone acting in their official
32. capacity as the bill is restricted, is sued, that the State
33. should indemnify them if they are found guilty of any impropriety

1. in that civil action and any damages are awarded. The same...
2. same as the trustees in the pension systems.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Netsch.

5. SENATOR NETSCH:

6. Well, my question was though that we have also...is all
7. of the language that begins on page 1 and continues through
8. page 2 and a few others, is that a new act which provides
9. for the indemnification of State employees?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Egan.

12. SENATOR EGAN:

13. It is a new act and it is new language and the answer is
14. yes.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Netsch.

17. SENATOR NETSCH:

18. Would this also mean, for example, that if a State police-
19. man should in the course of picking someone up for a traffic
20. violation or whatever, beat that person that...and be sued for
21. a violation of that person's constitutional rights that he
22. would then be indemnified?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Egan.

25. SENATOR EGAN:

26. Generally, yes.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Netsch.

29. SENATOR NETSCH:

30. Well, my impression is that that goes quite a bit beyond
31. the usual indemnification then. The language is...doesn't
32. say, at least, unless there's someplace else in the...in this
33. provision that it excludes willful, wanton, or whatever conduct.

1. I do see that in the pension section where it specifically
2. says that unless the court or the jury finds that the
3. conduct which gave rise to the claim was intentional, willful,
4. or wanton misconduct, the indemnification can take place.
5. I don't, right off hand, see that in the general indemnification
6. section.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Egan. For what purpose does Senator Glass arise?

9. SENATOR GLASS:

10. Well, Mr. President, I think the language to which Senator
11. Netsch is making reference can be found on page 2 under sub-
12. paragraph B where it states that in the event the Attorney
13. General determines either that the action involves a potential
14. conflict of interest or that the act or omission which gave
15. rise to the claim was not within the scope of the employee's
16. State employment or was intentional, willful, or wanton mis-
17. conduct, the Attorney General shall decline in writing to
18. appear and defend and et cetera. I...I would like to add,
19. Mr. President, Ladies and Gentlemen, I have had a chance to
20. study this and it seems to me it is properly limited to the
21. scope of the employment and also that it encompasses no
22. criminal proceedings but only civil proceedings where there
23. is alleged that the deprivation of a constitutional or a civil
24. right has occurred and in the past the Attorney General, so
25. I am advised, has not been willing to defend these cases and
26. under this language he would have the authority to do so and
27. would also be able to make a determination before defending
28. the employee that, in fact, the act was in the scope of the
29. employment and was not intentional, willful, or wanton. So I...
30. I would urge favorable action on this Conference Committee
31. Report.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? Senator Grotberg.

1. SENATOR GROTBORG:

2. A question of the sponsor. In my district, Senator Egan,

3. are all the prisons of Illinois, as you know so well, the

4. wardens are now buying their own, as I understand, indemnification,

5. one at a time, and very expensively because they are loaded

6. mostly with civil suits. Would this relieve that situation?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Egan.

9. SENATOR EGAN:

10. Yes.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Grotborg.

13. SENATOR GROTBORG:

14. It would also relieve the other sixty-five thousand other

15. employees of the State of Illinois, is that correct?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Egan.

18. SENATOR EGAN:

19. That is the purpose of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Grotborg. Further questions? Senator Walsh.

22. SENATOR WALSH:

23. Will the Gentleman yield for a question?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Indicates that he will yield. Senator Walsh.

26. SENATOR WALSH:

27. Number one, the...I note the Conference Committee Report

28. is signed by six of the ten members appointed. Can you indicate

29. to me why we lack the other four signatures?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Egan.

32. SENATOR EGAN:

33. I did not personally take it but I am informed that he

1. who did, could not find them.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Walsh.

4. SENATOR WALSH:

5. All right. Number two, then the...on page 2 as

6. Senator Netsch indicated, apparently we have about four...four,

7. well, we've got six pages of new language, a new act in a sense.

8. It indicates that the...the Attorney General shall appear

9. on behalf of any such employee, et cetera, on page 2 Section

10. 2-A. What new obligations are we imposing upon the Attorney

11. General and what kind of cases do we have pending that all

12. of a sudden we have to worry about this at a Conference Committee

13. on July 1st.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Egan.

16. SENATOR EGAN:

17. Is Senator Moore on the Floor? Senator Moore, you did

18. ...you were not available to sign the report. I'd like to

19. know if you will sign it.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Gentlemen, the question is to the sponsor. For purpose

22. does Senator Moore arise?

23. SENATOR MOORE:

24. To respond to Senator Egan's statement. I would be more

25. than happy to sign this report, Senator. I think that this

26. legislation is needed in the State of Illinois for our

27. employees. I know from my own personal experience with the

28. Legislative Advisory on Public Aid, the Welfare Queen case,

29. for example. If that jury would have come back with an NG,

30. I would probably be running in here for help. I...

31. I think that...that this is an essential bill. I'm sorry

32. my signature is not on the Conference Committee Report and I

33. would...I'd more than be happy to support you and urge a Yes

1. vote in adopting this Conference Report.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Walsh.

4. SENATOR WALSH:

5. Senator, this new...new act, does it just apply for the
6. Attorney General or is there any indemnification provided
7. in there in the event the Attorney General does not act?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Egan.

10. SENATOR EGAN:

11. It provides that the Attorney General shall make that
12. determination.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Walsh.

15. SENATOR WALSH:

16. My question is, I recognize the Attorney General as the
17. attorney for all State officials and if...in the event the
18. defense of a case is tendered to the Attorney General, is it
19. possible that the defendant could get private counsel and
20. private counsel would be compensated or is he going to be
21. indemnified in the event he doesn't tender the defense to
22. the Attorney General? What obligations are placed upon the
23. individual sued to go to the Attorney General and not go
24. to private counsel or just default? And also I note, well,
25. if you'll answer that first.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Egan.

28. SENATOR EGAN:

29. In the case of elected officials, they may seek their
30. own attorney and then be indemnified. In the case of elected
31. officials only. The...the bill is silent with the rest and
32. presumably it is restricted to the decision of the Attorney
33. General.

PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Walsh.

2. SENATOR WALSH:

3. Well, it just..it concerns me. Again I look on Section 2
4. on page 2 and it says the Attorney General shall upon timely
5. and appropriate notice to him by the employee, appear, et cetera.
6. Which frankly doesn't bother me in the normal course of events
7. where a State employee is...is sued or something arising in
8. the course of his employment but then if we get into it further
9. and quite frankly I haven't studied it. If we get into a
10. situtaion where the employee does not tender the defense
11. to the Attorney General, is he...does he have an option to
12. go in and fight it by himself and become indemnified for
13. attorney's fees and for any adverse judgment that may be...
14. that may be rendered against him?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Egan.

17. SENATOR EGAN:

18. Well, primarily he must have the Attorney General representing
19. him unless there's a conflict of interst. If there's a
20. conflict of interest then I think that which you anticipate
21. would come to bear. In the alternative, without the Attorney
22. General, he's on his own and I don't think he could be
23. indemnified by the administration of this Act.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Walsh.

26. SENATOR WALSH:

27. Well, let me just say this, Mr. President, members of the...
28. of the Senate. I haven't had time to assimilate this and I
29. think it's one of the problems we had being here as late as
30. we are one day after we should have adjourned and I'm frnakly
31. not prepared to support it and it may be...it may be good on
32. it's merits so I'm not prepared to oppose it either. It
33. just seems to me that...that we're confronted with new ideas

1. some of which were not even considered when we convened our Session back
2. in January and they're thrust upon us with apparently intended
3. to resolve some problems or cure some ills and if it were
4. restricted to amending the Act that was to be amended with
5. the introduction of Senate Bill 997, fine. I have not been
6. advised of the problem that the Senator is addressing himself to
7. now, so I would just hope that maybe we could, you know,
8. hold on this and maybe address ourselves to it at a later
9. date. I just hate to enter into it hastily because it is
10. a very sensitive area.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Wooten.

13. SENATOR WOOTEN:

14. Question of the sponsor.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates that he will yield. Senator Wooten...Senator
17. Egan. Senator Wooten.

18. SENATOR WOOTEN:

19. Senator, I hope I'm not reading what I see in front of me.
20. The Pension Fund shall indemnify the employee for any damages
21. awarded and court costs and attorney fees assessed as part
22. of any final and unreversed judgment and any attorney's fees,
23. court costs, litigation expenses incurred by the employee
24. in defending the claim. You mean that we are going to pay
25. judgments out of the Pension Fund assets?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Egan.

28. SENATOR EGAN:

29. If that is an employee...this is a separate part from the
30. other State employees but if you are a trustee or an employee
31. of the board of trustees of the pension system and you are
32. sued this allows for the indemnification of that civil suit
33. from the Pension Fund, yes.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Wooten.

3. SENATOR WOOTEN:

4. Well, then I would say that as laudable as the attempt is, I don't
5. think the Pension Fund can stand any more...any more losses
6. of any kind.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Egan.

9. SENATOR EGAN:

10. Well, if we could get the money from...from heaven it would
11. be better, I agree but where should the money come from?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further...Senator Wooten, had you concluded?

14. SENATOR WOOTEN:

15. No, if you're asking me, I don't know that we have to
16. do this at this hour and maybe we can, you know, importune
17. heaven to give us, you know, shine a ray of light somewhere, but I...
18. but I'm not prepared to do it now.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? Senator Glass. Senator
21. Donnewald. Senator Rock, for what purpose do you arise?

22. SENATOR ROCK:

23. To move the previous question.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Well, there are several Gentlemen who...who have sought
26. recognition on this matter, Senator Rock. Would you withhold
27. your motion? Senator Rock.

28. SENATOR ROCK:

29. No, I think not. We have always been courteous in the
30. past, I think it's pretty obvious that the...there is a lot
31. of disagreement with this Conference Committee Report. This
32. is the first of such reports and I would suggest that we move
33. the previous question.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. For what purpose does Senator Hynes arise?

3. SENATOR HYNES:

4. Just to echo Senator Rock's comments. It is 10:30
5. and I think we have to get moving and if any member does
6. not agree with the contents of the report, I think there
7. an opportunity to express that viewpoint.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Rock has moved the previous question. Those
10. in favor say Aye. Opposed Nay. The Ayes have it. The previous
11. question...the question is shall the Senate adopt the Conference
12. Committee Report on Senate Bill 997. Those in favor vote Aye.
13. Those opposed vote Nay. The voting is open. Have all voted
14. who wish? Have all voted who wish? Take the record. On that
15. question the Ayes are 31, the Nays are 15, 6 Voting Present.
16. And the Conference Committee Report is not adopted...the Confer-
17. ence Committee has an immediate effective date. It would
18. require thirty-six votes to become effective immediately and
19. having failed to receive the affirmative vote of three-fifths
20. of the members of this Body is lost. Senator Egan, for what
21. purpose do you arise?

22. SENATOR EGAN:

23. If I were to allow the Conference Committee vote to deter-
24. mine the fate of the bill, would I wait a year before it
25. becomes effective?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Egan, had the Conference Committee Report
28. not contained an immediate effective date, the bill would
29. have become effective July 1st of next year. Since it
30. had an immediate effective date, it required the affirmative
31. votes of three-fifths of the members elected and having failed
32. to receive the three-fifths vote, is lost. Senator Egan.

33. SENATOR EGAN:

1. Yes, I don't want to be arbitrary, I'm easy. I just
2. want to know the answer now, that forces me into a Second
3. Conference Committee which I am totally acceptable to and I...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. I did not want to appear to be arbitrary, I just hoped
6. to answer your question. For what purpose does Senator
7. Buzbee arise?

8. SENATOR BUZBEE:

9. On a point of personal privilege, Mr. President.
10. In the President's Gallery coming to us directly from Wahington,
11. D. C., by private carrier no doubt, he's concerned about the
12. DOT budget, Mr. Langhorn Bond, the Secretary of the FAA.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Will our guest please stand and be recognized and I think
15. we should point out to the Secretary that...should point out
16. to the Secretary that the incumbent has had some sixty or seventy
17. amendments added to his bill so he introduces them just
18. as poorly as you did, Mr. Secretary. For what purpose
19. does Senator D'Arco arise?

20. SENATOR D'ARCO:

21. Point of order, Mr. President.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. State your point.

24. SENATOR D'ARCO:

25. I was under the impression that if the bill did not have
26. an immediate effective date and it got thirty-six votes that it
27. would not be effective immediately. It would only be effective
28. immediately if it had an immediate effective date and it got
29. thirty-six votes but if it didn't have an immediate effective
30. date and it got less than thirty-six but more than thirty,
31. it would be effective July 1 of '78. Now that was my impression.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator D'Arco, you are partially correct, had the bill not

1. had an immediate effective date, having received thirty-one votes
2. it would have been declared passed by the Chair and it would ;
3. have been effective under the Uniform Effective Date of Statutes
4. July 1st of next year since we are in the next Fiscal Year. It
5. would have been effective next July but the bill did have
6. an immediate effective date thereby requiring a three-fifths
7. vote. Senator Bloom.

8. SENATOR BLOOM:

9. In his rush to introduce Langhorn, Senator Buzbee
10. neglected to introduce the better half of his family, his
11. lovely wife, Kata. Kata, would you please stand.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Would she please stand and be recognized.
14. Senator Egan requests that a Second Conference Committee be
15. appointed. Is there leave? Leave is granted. Senator Egan,
16. do you wish to run 7...Senate Bill 1025? First Conference
17. Committee Report on Senate Bill 1025. Senator Egan is
18. recognized.

19. SENATOR EGAN:

20. Thank you, is that on the Second or Third?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. That is on the Third Supplemental Calendar, Senator Egan.
23. It relates to the inspection of medical records, excluding
24. psychiatric information from disclosure. Senator Egan.

25.

26. (end of reel)

27.

28.

29.

30.

31.

32.

33.

1. SENATOR EGAN:

2. Thank you, Mr. President and members of the Senate. The
3. motion is to adopt the Conference Committee Report which does
4. the following. The original bill would restrict the use of
5. medical records of a psychiatric nature from the M. D.
6. psychiatric offices unless the court were to order them in
7. malpractice suits. It now with this amendment would allow
8. the same for clinical psychologists so that those records are
9. confidential within the treatment of a patient. This bill was
10. introduced at the request of the...Illinois Medical Association
11. and at the committee hearing I was able to get the Trial
12. Lawyer's Association to explain the bill to the committee so
13. that it has their approval. The amendment has their approval.
14. I know of no controversy and I know of no objection and I
15. commend it to your favorable consideration.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? Further discussion? The
18. question is shall the Senate adopt the First Conference Committee
19. Report on Senate Bill 1025. Those in favor vote Aye. Those
20. opposed vote Nay. The voting is open. Have all voted who wish?
21. Have all voted who wish? Would someone vote Senator Bruce, Aye.
22. Have all voted who wish? Take the record. On that question the
23. Ayes are 54, the Nays are none, none Voting Present. The Senate
24. does adopt the First Conference Committee Report on Senate Bill
25. 1025 and the bill having received the required constitutional
26. majority is declared passed and the bill having received the
27. affirmative vote of three-fifths of the members elected is
28. effective immediately upon its becoming a law. For what
29. purpose does Senator Egan arise?

30. SENATOR EGAN:

31. Yes, and I would request that if we may, I have a resolution
32. which I...I would like...

33. PRESIDING OFFICER: (SENATOR BRUCE)

34. Senator Egan, I think there may be objection. Senator Egan.

1. SENATOR EGAN:

2. It's a noncontroversial resolution. It's extremely important.
3. I've been asked that I pass it...I ask that we pass the
4. resolution before we leave. It has a serious effect on the
5. pension systems, the public employee pension systems in Illinois
6. and I don't think that there's a man on the Floor or a woman
7. that would object to it. I would ask to suspend the rules so
8. that I could hear it immediately. I'll explain it briefly.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Egan has asked leave to go to the Order of
11. Resolutions for the purpose of considering a resolution concerning
12. pensions. Is there leave? Leave is granted. Senator Egan
13. now asks...read the resolution; Mr. Secretary.

14. SECRETARY:

15. Senate Joint Resolution 51 offered by Senators Egan, Berman,
16. Merlo and others.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Egan, very briefly.

19. SENATOR EGAN:

20. Thank you, Mr. President, members of the Senate. Yes,
21. very briefly.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Egan asks for the suspension of the rules for the
24. immediate consideration and adoption of Senate Joint Resolution
25. 51. Is there discussion? All in favor say Aye. Opposed Nay.
26. The Ayes have it and the resolution is adopted. Anything else,
27. Senator Egan. On the Order of Conference Committee Reports is
28. House Bill 933 on your...Third Supplemental Calendar. Senator
29. Berning.

30. SENATOR BERNING:

31. Mr. President. I thought since we are on the Order of
32. Resolutions, I would like to offer mine which merely requests...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Well, Senator Berning, quickly on your resolution. What
2. is the content and ask leave.

3. SENATOR BERNING:

4. I ask leave to consider Senate Resolution 211 which
5. asks the President of the Senate and the Minority Leader each
6. to appoint five Senators to a Senate Investigating Committee
7. for the purpose of investigating the alleged irregularities
8. at the Illinois International Women's Year Conference held
9. at the State university last June.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. All right, Senator... Senator Berning. Gentlemen, Senator Berning,
12. I think you should take up that particular resolution with
13. the leadership and put it on the agreed list. Gentlemen, the
14. resolution... for what purpose does Senator Buzbee arise?

15. SENATOR BUZBEE:

16. Well, I arise, Mr. President, very calmly and suggest that
17. you submit this resolution to its proper resting place in the
18. Senate Executive Committee.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Well, it is not before the Body at this time and it will
21. stay on the Calendar until such time as we get to that order
22. of business. We are on the order of business of Conference
23. Committee Reports on House Bill 391, Senator D'Arco, did you
24. wish to call a Conference Committee Report on the duties and
25. powers of the Department of Mental Health?

26. SENATOR D'ARCO:

27. No, I never got it back. Representative Taylor was changing it
28. around and I don't know what he did with it. Senator Mitchler,
29. House Bill 933. Gentlemen, if we can have your attention.
30. Senator Mitchler is recognized. Senator Mitchler.

31. SENATOR MITCHLER:

32. Mr. President, members of the Senate. I'm going to present
33. the Conference Committee Report on House Bill 933 but before I

1. do that, I would ask leave of the Senate to say a few remarks.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Mitchler. Senator Mitchler. Now wait a minute,
4. Gentlemen. Let's...it's twenty minutes till eleven. Senator
5. Mitchler, I would...the Chair would ask that you not make your
6. comments on anything other than the...than the Conference
7. Committee before the Senate. I'm afraid that you may have
8. objection to your comments. Senator Mitchler.

9. SENATOR MITCHLER:

10. Well, do you know what my comments are?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Well, the...Senator Mitchler.

13. SENATOR MITCHLER:

14. Just a brief time, I want to express appreciation to the
15. members of the Body on behalf of the veterans for the excellent
16. cooperation they have given and to the favorable votes that
17. they have given to the veterans' legislation and it's usually
18. a courtesy that they ask me to do this on the part of the
19. different organizations and also to extend to you an
20. invitation on behalf of the Department Commander of
21. the American Legion, Eugene Karm to attend the Department
22. of Illinois American Legion Convention to be held at the Palmer
23. House and you're all invited to the Distinguished Guest Suite
24. on Friday. Try to be there about 10:00, 10:30 and we'd like
25. to have the privilege of escorting you to the podium to be
26. recognized by the delegations from...throughout the State to
27. the convention and we extend that invitation to you. Many of
28. you have responded in the past and Representative Larry DiPrima
29. will be there, I'll be there. I know many of the other members
30. of the House and Senate will be there and we certainly would
31. like to invite you to be there. Thank you. Now, the First
32. Conference Committee Report on House Bill 933. I've just received
33. a message from Representative DiPrima. This passed the House
34. 117 to 1. This is the one that deals with granting a tax

1. exemption to the paraplegics, those that are confined to wheel-
2. chairs, the disabled veterans and I believe I will be glad
3. to answer any questions that you may have, it not, I'd like
4. a favorable roll call.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further discussion? Senator Rock.

7. SENATOR ROCK:

8. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
9. We debated this in the Senate Revenue Committee. I have been
10. shown the error of my ways. I would ask everyone please to
11. adopt the Conference Committee Report on House Bill 933.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator DiPrima is on the Floor.
14. The question is shall the Senate adopt the Conference Committee
15. Report on...Senator Walsh.

16. SENATOR WALSH:

17. I wonder if the sponsor would yield for a question.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Mitchler. Indicates he will yield. Senator Walsh.
20. Can we have some order, Gentlemen.

21. SENATOR WALSH:

22. Senator Mitchler, there was an amendment adopted in the...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Does anyone wish to clear the Floor of lobbyists?

25. Senator Walsh.

26. SENATOR WALSH:

27. The amendment that was adopted in the Senate Revenue
28. Committee which I'm sure was concurred in by Chairman Egan,
29. who signed the Conference Committee Report and...and Majority
30. Spokesman Rock, who just apparently changed his view. Can you
31. explain to us what the...what the amendment that was adopted
32. in the Revenue Committee was?

33. PRESIDING OFFICER: (Senator Bruce)

1. Senator Mitchler.

2. SENATOR MITHCLER:

3. There was a discussion in the Revenue Committee, Senator
4. Walsh and members of the Senate, about the amount of the assessed
5. valuation that the increase should be. The amendment extended
6. the estate tax exemption from fifteen thousand of assessed valu-
7. ation to thirty thousand.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Walsh.

10. SENATOR WALSH:

11. Well, that's what the bill does. What did the...what did
12. the Senate amendment do?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Mitchler.

15. SENATOR MITHCLER:

16. Well, the Committee...several members of the Committee thought
17. that it should remain at the fifteen thousand. But the majority,
18. as of now, think it should be at the thirty thousand. That's
19. what we're going to take the vote on. And I might say that...

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Walsh.

22. SENATOR WALSH:

23. Well, just, Mr. President, members of the Committee and
24. Senators Egan and Rock, who I think expressed themselves on this
25. subject matter in the Senate Committee on Revenue. It was made
26. clear that a...that an exemption of assessed valuation in the
27. amount of thirty thousand dollars would be an exemption for a...
28. for a residence that would have a market value of approximately
29. one hundred thousand dollars and my recollection is that the
30. ...the Committee on Revenue and I'm sure I'm correct is that
31. everybody recognized that was excessive and the only way the bill
32. could have been passed was to just reduce it down to the place
33. where it was and leave Senator...Senator Mitchler with a

1. ...with a bill number but without any contents. Apparently
2. there's been some change in position by the Gentlemen the
3. other side of the aisle. I'm disappointed that Senator Mitchler
4. is going to proceed but we're...we're at the final passage stage,
5. Gentlemen, and a lot of people take light as to what
6. we do here, especially this stage of the proceedings but this
7. is one bill that never would have gotten out of the Senate
8. Committee on Revenue without the understanding we had and
9. certainly shouldn't go to the Governor giving an exemption
10. for people that reside in homes having a market value of one
11. hundred thousand dollars. I believe that we should oppose
12. the Gentleman's motion.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there further discussion? Senator Egan.

15. SENATOR EGAN:

16. Yes, Senator Walsh, I'm...I apologize for not having
17. consulted with you in advance of my action as I always do
18. being my favorite minority spokesman. Let me explain. If
19. in 1940 or 1939, a person bought a home, let's say in Oak Park,
20. and paid about fifteen thousand dollars for that home and then
21. went into the war and as a result of wounds came back a
22. disabled veteran and would be covered by this bill, that home
23. today could be worth a hundred thousand dollars and you and I
24. both know that they're are no great castles, comfortable and...
25. and modest even though they are valued on the market for
26. a hundred thousand dollars, the people that this bill will
27. help are disabled to the point that their income is very modest,
28. indeed. Even though they own such a nice home, it is their
29. palace and their castle. It certainly doesn't compare with
30. the Holen Stoferins up in Senator Glass' district. Let me add
31. further that this bill helps low income disabled veterans even
32. though they have a hundred thousand dollar home it exempts them
33. from paying a tax which they can't afford. That's why I changed

1. my mind.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further discussion? Senator Mitchler may close

4. briefly.

5. SENATOR MITCHLER:

6. Yes, briefly, I think the eloquent explanation on the

7. part of Senator Egan is only excelled by the presence in these

8. Chambers of Representative Larry DiPrima. I ask for a

9. favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Question is shall the Senate adopt the Conference Committee

12. Report on House Bill 933. Those in favor vote Aye. Those

13. opposed vote Nay. The voting is open. Have all voted who

14. wish? Have all voted who wish? Have all voted who wish?

15. Take the record. On that question the Ayes are 32, the Nays

16. are 11. The Senate does not adopt the Conference Committee

17. Report on House Bill 933. Senator Merlo, for what purpose...

18. for what purpose does Senator Merlo arise?

19. SENATOR MERLO:

20. Mr. President. A parliamentary inquiry. You know, I'm

21. still confused about the number of votes necessary. I would

22. like to know, what is the advantage of putting an immediate

23. effective date? If I did not have the effective date on this

24. particular piece of legislation it would go into effect January

25. ...July of 1978, is that correct?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. That is absolutely correct, Senator.

28. SENATOR MERLO:

29. All right and if I did not have an effective date and I got

30. thirty-six votes then it would become effective immediately

31. on the signature of the Governor.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. No, that is incorrect, Senator.

1. SENATOR MERLO:

2. ' Would you explain it again' then, I don't understand.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. ...Having no effective date whatsoever, the bill would
5. become effective next July 1st had you received thirty votes.
6. Thirty-six votes or forty votes or forty-five has nothing
7. to do with when the bill will become effective unless the
8. bill has an immediate effective date and, and we act on it
9. after the 1st day of July. For what purpose does Senator
10. Harber Hall arise?

11. SENATOR HARBER HALL:

12. Having voted on the prevailing side, I move that the
13. vote by which 933 failed to pass, be reconsidered.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Hall having voted in the negative on the passage
16. of the Conference Committee Report on 933 now moves to reconsider
17. the vote by which that bill and Conference Committee was lost.
18. ...will require thirty votes. Those in favor vote Aye. Those
19. opposed vote Nay. The voting is open. For what purpose does
20. Senator Walsh arise?

21. SENATOR WALSH:

22. Well, my understanding is that to move to reconsider
23. requires the same number of votes it would have taken to
24. pass. It takes thirty-six votes to pass, it takes thirty-six
25. votes to reconsider.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. No, it will only take thirty votes to reconsider, Senator
28. Walsh. The question is on the motion to reconsider the vote
29. by which the Conference Committee to House Bill 933...for
30. what purpose does Senator Walsh arise?

31. SENATOR WALSH:

32. Is that motion in writing, Mr. President?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. No, the motion is not in writing. It was made from the
2. Floor by Senator Harber Hall. For what purpose does Senator
3. Walsh arise?

4. SENATOR WALSH:

5. I have a right to request that the Gentleman...if I
6. continue talking for a while and his penmanship is as...you
7. will have that motion in writing. I withdraw my request.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. All right. The motion is before the Senate on the motion
10. to reconsider. Is there discussion? Senator Buzbee.

11. SENATOR BUZBEE:

12. Well, yes, Mr. President. As...as Senator Knuppel so
13. aptly pointed out we're now getting into the silly hour. I
14. don't believe that I have ever seen a sponsor of a bill be
15. denied the privilege of asking for a Second Conference Committee
16. before if he so desires and you know, I'm just wondering what
17. we're doing here if we are destroying the courtesy that is
18. normally extended to a member of this Body to ask for a Second
19. Conference Committee by going to this extent. I am only asking
20. this because I think it's something we ought to consider as
21. a precedent and wonder what...what's going on.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Mitchler did not seek a Second Conference Committee.
24. Senator Mitchler, do you now request such...such Conference
25. Committee. The motion is to reconsider. Is there further
26. discussion? On that question the Aye...those in favor vote Aye.
27. Those opposed vote Nay. The voting is open. Thirty votes will
28. be required. Vote me No, Senator Donnewald. Motion is to
29. reconsider. Have all voted who wish? Take the record. On that
30. question the Ayes are 38, the Nays are 13. The motion to
31. reconsider prevails. Conference Committee Report is now
32. before the Body. Senator Mitchler, briefly.

33. SENATOR MITCHLER:

1. I move adoption of the Committee Report to House Bill
2. 933.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? Senator...is there further discussion?
5. The question is, shall the Senate adopt the First Conference Committee
6. Report on House Bill 933? Those in favor vote Aye. Those opposed
7. vote Nay. The voting is open. Have all voted who
8. wish? Have all voted who wish? Have all voted who wish? Take
9. the record. On that question the Ayes are 37, the Nays are
10. 12, 1 Voting Present. The bill having received the required
11. constitutional majority is declared passed and having received
12. the affirmative votes of three-fifths of the members elected
13. is effective immediately upon its becoming a law. Senator
14. Walsh.

15. SENATOR WALSH:

16. Mr. President, this is such a bad vote, I think we should
17. have it verified.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. There's been a request for a verification. Will the members
20. please be in their seats. Will the Secretary...Sergeant-at-
21. Arms please clear the aisles. Don't clear the board this time
22. so we're...the Secretary will call those who voted in the
23. affirmative.

24. SECRETARY:

25. The following voted in the affirmative: Berman, Berning,
26. Buzbee, Carroll, Chew, Clewis, Coffey, D'Arco, Daley,
27. Davidson, Demuzio, Donnewald, Egan, Glass, Guidice, Harber Hall,
28. Kenneth Hall, Johns, Joyce, Knuppel, Kosinski, Lane, Lemke,
29. Merlo, Mitchler, Moore, Nimrod, Ozinga, Philip, Regner, Rock,
30. Rupp, Savickas, Shapiro, Soper, Vadalabene, and Mr. President.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Walsh.

33. SENATOR WALSH:

1. Mr. President, I don't have a chart and I'd like to
2. question the presence of the Gentleman who sits next to Senator
3. Merlo.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Be Senator Newhouse. Senator Newhouse did not vote on
6. the question, however.

7. SENATOR WALSH:

8. Senator Chew.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Chew on the Floor? Strike his name from the record,
11. Mr. Secretary.

12. SENATOR WALSH:

13. Senator Lemke.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Lemke on the Floor? Yes, he is.

16. SENATOR WALSH:

17. Senator Regner.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is Senator Regner on the Floor? Strike his name, Mr.
20. Secretary.

21. SENATOR WALSH:

22. What's the score, Mr. President.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. I think you have stricken two and the roll call in the
25. beginning was thirty-seven. I will let you make your count.
26. Do you question the presence of any other member, Senator
27. Walsh?

28. SENATOR WALSH:

29. If we're down to below thirty-six, I'm not going to
30. question any more.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. All right. On that question the Ayes are 35, the Nays
33. are 12, 1 Voting Present. The Conference Committee Report...

1. Senator Soper, you were not stricken. The Conference Committee
2. Report having failed to receive a three-fifths vote is declared
3. lost. Senator Mitchler moves that a Second Conference Committee
4. be appointed. So ordered. Senator Buzbee, for what purpose
5. do you arise?

6. SENATOR BUZBEE:

7. Well, I want to apologize to Senator Harber Hall because
8. I misunderstood the action he was taking. I was on his
9. side and I thought he was taking a parliamentary procedure
10. to preclude a Second Conference Committee and I apologize to
11. him for misunderstanding what he was trying to do.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Your apology is graciously accepted. Senator Savickas.
14. Senator Savickas, on House Bill 341. The Calendar is in error.
15. That is shown as Senate Bill 341 under the sponsorship of
16. Senator Coffey. That is actually House Bill 341 under your
17. sponsorship and amends the FEPC Act. If you don't mind,
18. Senator Savickas, we can either handle it now or come back after
19. one more bill. Are you...Senator Savickas is recognized.

20. SENATOR SAVICKAS:

21. Yes, Ladies and Gentlemen. This bill amends the Fair
22. Employment Practices Act. This is where we prohibit the
23. inquiry into arrest records after seven years after the
24. sentence is served. Second Conference Committee was adopted
25. by all its members and I would appreciate a favorable roll call.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there further discussion? The question is shall the
28. Senate adopt the Second Conference Committee Report on House
29. Bill 341. Those in favor vote Aye. Those opposed vote Nay.
30. The voting is open. Have all voted who wish? Have all voted
31. who wish? Have all voted who wish? Take the record. On that
32. question the Ayes are 38, the Nays are 7, 1 Voting Present.
33. The Senate does adopt the Second Conference Committee Report

1. on House Bill 341 and the bill having received the required
2. constitutional majority is declared passed and having received
3. the affirmative votes of three-fifths of the members elected
4. is effective immediately upon its becoming a law. Senator
5. Buzbee. The Secretary informs me that that is on the regular
6. Calendar. Senator Buzbee.

7. SENATOR BUZBEE:

8. Mr. President. I am not really quite sure as you can tell
9. the filing system on my desk...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. I'm sorry, Senator Buzbee, perhaps, I can help you. It's
12. on page 3 of the first Calendar issued today is Senate Bill 345,
13. amends the pension code on teacher requirement. Senator Buzbee.

14. SENATOR BUZBEE:

15. Thank you, Mr. President. This is a bill that started out
16. to be very simple, and in fact, it's still very simple. It
17. amended...it amended the Teachers Retirement System in that
18. it allowed, rather it removed the deadline for buying in out-of-
19. state teaching time into the Teachers Retirement System. Now,
20. this particular part of the bill has already passed the legislature
21. in at least two other bills and this will be the third bill
22. that it's in. I put it in quite frankly because of a gentleman
23. who teaches in my district who had taught in Michigan several
24. years ago, is getting ready to buy in for that Michigan teaching
25. time into the Illinois system and then found that the deadline
26. had already passed where he could not, in fact, buy that Michigan
27. time in. We have been extending these deadline times by a year
28. or two years quite often and I was doing it once again only
29. it has become the Pension Laws Commission policy to completely
30. remove these deadlines altogether so that's what I did in one
31. simple little bill. Now when the bill got into the House, it
32. was amended with House Amendment No. 2 and this amendment adds
33. a new paragraph to Section 22-501.1 which strengthens the enforce-
34. ment power of the Director of Insurance in regard to the pension,

1. annuity and benefit laws as well as other related governmental
2. units officers or officials so as you can see they have used
3. my little innocuous bill as a vehicle to give the Director of
4. the Department of Insurance more enforcement powers as they...
5. as it pertains to pensions, annuities and benefit laws and I
6. concur with that. I have no problem with it and I would
7. ask for the adoption of this Conference Committee Report.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there further discussion? Senator Buzbee.

10. SENATOR BUZBEE:

11. I'm sorry, I was not quite finished. This was done with
12. my concurrence because they were looking for a vehicle and
13. they put this in here because the Director needs that power
14. and they had...didn't...couldn't find any other vehicle at
15. the time and so they went ahead and stuck it on my bill and I
16. said fine.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? The question is shall the Senate
19. adopt the Conference Committee Report on Senate Bill 345. Those
20. in favor vote Aye. Those opposed vote Nay. The voting is open.
21. ...voted who wish? Have all voted who wish? Take the record.
22. On that question the Ayes are 49, the Nays are none, none Voting
23. Present. The Senate does adopt the First Conference Committee
24. Report on Senate Bill 345 and the bill having received the
25. constitutional majority is declared passed and having received
26. the affirmative votes of three-fifths of the members is effective
27. immediately upon its becoming a law. On the Fourth Supplemental
28. Calendar for today, under Conference Committee Report House Bills, is
29. House Bill 829, Senator Shapiro.

30. SENATOR SHAPIRO:

31. Mr. President and Ladies and Gentlemen of the Senate. This
32. is the Second Conference Committee on House Bill 1829. As you
33. recall, we adopted this Conference Committee Report yesterday

1. but unfortunately the House sponsor of this Report was unable
2. to call it before the June 30th deadline passed. As a result,
3. we had to put the bill into a Second Conference Committee
4. Report. It has been adopted by the House and I will refresh
5. your memory as to what the Conference Committee contains.
6. It permits ambulatory exchanges to write money orders under
7. a blanket bond for all of its locations with a maximum require-
8. ment of two hundred and fifty thousand and it provides insurance
9. requirements for ambulatory exchanges for burglary, robbery,
10. et cetera, up to one million...one and a half million dollars.
11. It passed the Senate yesterday by overwhelming vote. There
12. is no controversy. It is agreed to by the two factions in this
13. business and I would urge a favorable roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? Is there further discussion?
16. The question is shall the Senate adopt the Second Conference
17. Committee Report on House Bill 1829. Those in favor vote Aye.
18. Those opposed voted Nay. The voting is open. Have all voted
19. who wish? Have all voted who wish? Take the record. On that
20. question the Ayes are 49, the Nays are none, none Voting Present.
21. The Senate does adopt the Second Conference Committee Report
22. on House Bill 189 and the bill having received the required
23. constitutional majority is declared passed and having received the
24. affirmative vote of three-fifths of the members elected is
25. effective immediately upon its becoming a law. On the Third
26. Supplemental Calendar is a Conference Committee Report on
27. House Bill 391. Senator D'Arco is recognized.

28. SENATOR D'ARCO:

29. Thank you, Mr. President. What the Conference Committee
30. Report does, it says that the Senate should recede from Senate
31. Amendment No. 1 and it deletes lines 16 through 32 on page 1,
32. 2 and 3 and on page 2 and in inserting in lieu thereof "reason
33. of insanity who are contained in county Department of Corrections,

1. which are located in counties having more than one million
2. inhabitants. We put the one million inhabitants provision
3. back in this bill in the Conference Committee Report. There
4. was some objection to taking it out so we put it back in and
5. I would move to adopt Conference Committee Report No. 1 to House
6. Bill 391.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there discussion? Senator Schaffer.

9. SENATOR SCHAFFER:

10. Representative Taylor was over and I...I did sign this
11. Conference Committee Report. We thought the department was
12. inclined to support it. It's my impression that the department
13. is not happy with this Conference Committee Report. The
14. Conference Committee Report does delete the provision which
15. would allow the director to object to and reject placing
16. a patient in a State institution who would be a physical
17. danger to the other inmates in that institution and I...I think
18. that's a reasonable objection. I'm not sure how we solve
19. Representative Taylor's problem but I... having...since the time
20. I've signed the Conference Committee Report, I've been told the
21. department has very serious reservations about the...the deletion
22. of the safeguard language in the report.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Rhoads.

25. SENATOR RHOADS:

26. Point of parliamentary inquiry, Mr. President.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. State your point.

29. SENATOR RHOADS:

30. The...the Conference Committee filed with the Chair. Does
31. it have an immediate effective date or not?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Mr. Secretary. I'm informed by the Secretary that the

1. Conference Committee does not have an immediate effective
2. date. Senator...Senator Rhoads.

3. SENATOR RHOADS:

4. Then...then what posture are we in here...thirty votes,
5. thirty-six? Does it effective next year? What's the status of
6. ...of our action here?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Well, Senator, it's like any other legislation that we act
9. on after July 1st. It would require thirty votes and it would
10. be effective upon passage July 1st, 1978. For what purpose
11. does Senator D'Arco arise?

12. SENATOR D'ARCO:

13. Now, I am told that in Section 2 of the bill it says "this
14. amendatory act shall take effect upon its becoming a law." Would
15. that mean it's an immediate effective date?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. All right. The Conference Committee before us does not
18. have an immediate effective date but I am informed by Senator
19. D'Arco that the bill itself had an immediate effective date
20. which would then require a three-fifths vote and it would be
21. effective immediately upon its becoming a law. As long as
22. it's contained in the Statute, Senator Rhoads, that would
23. make it effective immediately. Senator Rhoads.

24. SENATOR RHOADS:

25. I'm sorry, Mr. President. I'm trying to understand your
26. ruling. You say that because it was in the original bill, now
27. where...this is final action on a Conference Committee Report
28. and...and ...and the immediate effective date is not in the
29. Conference Committee Report. Should it not be in there?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. No, we are considering the Conference Committee Report on
32. House Bill 391 and that House bill has within it an immediate
33. effective date and that is what we are acting upon, the bill and

1. the Conference Committee Report thereon. Senator Rhoads.

2. SENATOR RHOADS:

3. Well, has that been the case with other actions that
4. we've taken today, if...if...let me ask you this. Have
5. we passed any other Conference Committee Reports out of
6. here today in which there was no immediate effective date
7. but we refer back to the original bill. Have we been that
8. posture before today, that's what I'm asking?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Before today, yes, but that was before July 1st. I'm
11. informed by the Secretary that yes, we have done that.
12. Senator Rhoads.

13. SENATOR RHOADS:

14. Just be clear, since midnight of last night, we have done
15. ...taken actions in...in...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Yes, Senator Rhoads, every appropriation bill because
18. the people would like to have their checks by the fifteenth
19. of this month have an effective date within them which is
20. July the 1st and under the Uniform Effective Date Statute
21. if it has a July 1st or earlier date when the bill is signed
22. into law, it is effective immediately. Senator Rhoads.

23. SENATOR RHOADS:

24. Okay, then finally this will take thirty-six vote to
25. be effective immediately.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. That is correct.

28. SENATOR RHOADS:

29. Thank you.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. That is correct. Is there further debate? Senator D'Arco.

32. SENATOR D'ARCO:

33. I think I've answered the objection that was raised about

1. the inhabitants not being in there and now that they're in there
2. I would ask for a favorable Conference Committee Report and I
3. move to adopt Conference Committee Report No. 1 to House Bill
4. 391.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further debate? The question is shall the Senate
7. adopt the First Conference Committee Report on House Bill 391.
8. Those in favor vote Aye. Those opposed vote Nay. The voting
9. is open. Have all voted who wish? Have all voted who wish?
10. Have all voted who wish? Have all voted who wish? Take the
11. record. On that question the Ayes are 27, the Nays are 7,
12. 1 Voting Present. The Conference Committee Report having
13. failed to receive a three-fifths vote of those elected is
14. declared lost. Senator D'Arco requests the appointment of
15. a Second Conference Committee Report. So ordered. Senator
16. Berman on the Floor? Is there leave to go to the Order of
17. Messages from the House? Messages from the House, Mr. Secretary.
18. Gentlemen, this may require your attention.

19. SECRETARY:

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

21. Mr. President - I am directed to inform the Senate
22. that the House of Representatives refused to adopt the First
23. Conference Committee Report on House Bills 689 and request
24. a Second Committee of Conference to consider the difference
25. between the two Houses in regards to Amendment No. 1.
26. The Speaker has appointed the members on the part of the House.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there leave for...Senator Berman is off the Floor.
29. Is there leave for Senator Hynes to handle the motion? Senator
30. Hynes. Leave is granted.

31. SENATOR HYNES:

32. Mr. President, I would move that the Senate accede to the
33. request of the House that a Second Conference Committee be

1. appointed.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Well, Senator, we'll have to move to adopt and fail to
4. adopt the...the Conference Committee Report which...all right.
5. The question is shall the Senate accede to the request of the
6. House that a Second Conference Committee be appointed. All
7. in favor say Aye. Opposed Nay. The Ayes have it. The
8. Senate accedes to the request of the House that a Second
9. Conference Committee Report be appointed. So ordered.

10. Gentlemen, on the Senate Calendar which came out, the First
11. Senate Calendar are the following bills: House Bill 168,
12. Senator Savickas on the Floor. That is the Smoking Act,
13. Senator Savickas. Did you...House Bill 611, Senator Sangmeister.
14. Is Senator Egan handling that? Senator Maragos, on House Bill
15. 611. I'm told that you're handling that for Senator Sangmeister...
16. over...shall we come back to it or are you ready to proceed,
17. Senator Collins. On page 4 of the First Calendar appears
18. House Bill 611. Senator Collins is recognized.

19. SENATOR COLLINS;

20. I move that we do not concur with the Conference...Confer-
21. ence Report...Committee Report No. 1. Because the House failed
22. to act on the bill prior to midnight last night, the bill had
23. to have an acting date and therefore we request a Second
24. Conference Committee in order to put the bill in its proper form.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Question is shall the Senate adopt the Conference Committee
27. Report on House Bill 611. Those in favor vote Aye. Those
28. opposed vote Nay. The voting is open. Have all voted who wish?
29. Take the record. On that question the Ayes are 3, the Nays are
30. 7. The Senate does not adopt the First Conference Committee
31. Report and Senator Collins requests that a Second Conference
32. Committee be appointed. So ordered. House Bill 822, Senator
33. Moore. Houe Bill...1038, Senator Berning. State Employees

1. retirement System, on the Third Supplemental Calendar...Carroll.
2. Senate Bill 152, okay. For what purpose does Senator Berning
3. arise?

4. SENATOR BERNING:

5. Thank you, Mr. President. On House Bill 1038, the
6. Conference Committee having met and agreed with the separating
7. out of the operating portion of the budget in the State
8. Employees Retirement System also agreed to add back in a
9. little over three thousand dollars. Too much had been cut
10. out so that was put back in and that being the final recommendation
11. I do move that the Senate accept the...and adopt the Conference
12. Committee Report to House Bill 1038.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there further discussion? Senator Carroll, did you
15. or Senator Buzbee handle...wish to comment on this bill?
16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President. I...I move that we do...I join
19. Senator Berning in the motion that we do adopt Conference
20. Committee Report No. 1. The House concurs in our amendments
21. which requires their line itemization as we have done with
22. the other systems and I would recommend a concurrence and your
23. adopt of the Conference Committee Report on the State Employees
24. System.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The question is shall the Senate adopt the Conference Com-
27. mittee Report on House Bill 1038. Those in favor vote Aye.
28. Those opposed vote Nay. The voting is open. Have all voted who
29. wish? Have all voted who wish? Take the record. On that
30. question the Ayes are 52, the Nays are none, none Voting Present.
31. The Senate does adopt the Conference Committee Report on House
32. Bill 1038 and the bill having received the required constitutional
33. majority is declared passed and having received the affirmative

1. votes of three-fifths of the members elected is effective
2. immediately upon its becoming a law. On the Third Supple-
3. mental Calendar, on Conference Committee Reports is Senate
4. Bill 152, Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President. This is the Conference Committee
7. Report on the amendments. This originally dealt with unemploy-
8. ment insurance and there were some House amendments dealing
9. therewith. The basis of the report is basically the way the
10. bill had come over from the House with some slight changes.
11. There was one...one was basically a typo, the other takes off
12. the cap. One is to greatly improve the situation of small
13. businesses by allowing the fifty thousand eligibility section,
14. one is to have an eight week waiting period for a terminated
15. employee. One is to compromise the figure as to where the
16. bill had been on qualifying wages from ten thousand...from
17. one thousand to eleven hundred which was half way between
18. what both sides were talking about and finally that the as to
19. the woman's section that would be one fourth of the support
20. of children. There are some other basic changes in there
21. that were in the original amendment as it came over and I might
22. add that we also solved the problem that General Electric
23. had mentioned with the double holiday pay situation. I think
24. everyone is aware of the corrective measures that are in this
25. legislation to make it more suitable to the smaller employers
26. of this State and help relieve some of the burden that the
27. unemployment compensation problem had placed upon them. It solves
28. the situation of the married person with two dependents receiving
29. less than the single person and I would ask for a favorable roll
30. call.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion on the motion to adopt?
33. Senator Glass.

1. SENATOR GLASS:

2. Well, thank you, Mr. President, Ladies and Gentlemen,
3. Senator Carroll indicated this was a half way measure or
4. the sides met half way. I think that that is not the case
5. and if passed there would be an estimated increased cost to
6. the unemployment Comp Trust Fund of approximately twenty-
7. three million dollars and that fund is already seven hundred
8. and fifty million in the red. I'm not on that Conference
9. Committttee Report but Senator Carroll, I am advised that this
10. particular report received only 91 votes in the House and was
11. placed on Postponed Consideration. I guess that does not
12. preclude us from acting but I just would point that out to the
13. Body.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Harber Hall.

16. SENATOR HARBER HALL:

17. Well, fellow Senators, this bill is a last minute, last
18. ditch, last opportunity to do something and say it's...it's
19. making some changes in corrective nature to the Unemployment
20. Compensation but really it doesn't address the problems that
21. you've been reading about in the newspapers, that you've
22. been getting mail about from employers who give you concrete
23. examples of the many instances of really what I choose to call
24. freeloading. The Department of Labor criticized me publicly
25. for saying we had so many freeloaders but they are freeloaders
26. if we permit the law to be as lax as it is in respect to
27. eligibility for Unemployment Compensation. I'm not talking about
28. illegal people drawing it, I'm talking about the legal
29. provisions that we have in the law that permit people to really
30. vacation for up to fifty-two weeks at the expense of employers,
31. doing no work whatsoever. Now no one...no one faults the
32. concept of protecting people who are laid off but when they use
33. the law to vacation and goof off, then I think we've got to do

1. something about it. We've been trying to do it. We tried
2. to do it in this Body with 1155 that we passed over to the
3. House. That was bottled up in committee. There have been
4. other measures that have made cursory approaches to this but
5. just as an example, this...this bill is proposed now at
6. half after midnight, if you will, makes no...makes no attempt
7. to provide anything but increasing the ineligibility period
8. from six to eight weeks. Well, yes, that means that they
9. just have two more weeks to wait before they start drawing the
10. full unemployment Compensation which in cases of heavy
11. ...in times of high unemployment can go up to fifty-two weeks.
12. They lose...they lose no benefits whatsoever. They just wait
13. two more weeks to start drawing and many people do that and
14. plan to do that. It makes a modest change, an increase in
15. base earnings in the base period. It just goes from one
16. thousand to eleven hundred dollars. One hundred dollar increase
17. in the base period income criteria. There's just an awful
18. lot of things. It makes no change whatsoever in terms of
19. letting the employer have an input to determine whether an
20. applicant is justifiably to be awarded Unemployment Compensation,
21. whether his claim is correct. Now it's simply routine to approve
22. every application and put them on immediate compensation.
23. So I...I think it's too late to try and do anything and this
24. obviously doesn't do it and I would recommend that we do not
25. adopt this Conference Committee Report.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Savickas.

28. SENATOR SAVICKAS:

29. Yes, Mr. President, members of the Senate. I rise in support
30. of Senate Bill 152 on its Conference Committee Report and it's
31. a fallacy when we hear the other side of the aisle say that this
32. does nothing and then he reads off from his report of the things
33. that it does. An example, increasing the qualifying wages for

1. eligibility for benefits. Senator Hall's bill wanted twelve
2. hundred dollars in this area and it's presently a thousand.
3. They put it in at eleven hundred. I think that's going half
4. way. It's doing something. We increased the waiting period
5. from six to eight weeks for those that have been fired for
6. misconduct on their jobs. I think this is going somewhere.
7. You've got penalty clauses in there. They've lost their job
8. and must wait another two more weeks before they can seek any
9. benefits. Those that say we shouldn't vote for this because
10. it doesn't go far enough are just trying to kid each other and
11. kid us and the public 'cause this is a political issue for them.
12. They don't want to do anything at all...anything at all to
13. rectify some of the abuses and yes, Senator Hall is right. There are
14. some areas that we must concern ourselves with, things that he's
15. concerned about but these can be attended to in the Fall by
16. introduction of legislation that he wishes to introduce but
17. to say that we shouldn't vote for a bill because it doesn't
18. go far enough and yet it does provide relief for business...
19. relief for business that they claim is needed. I think it's
20. a farce when they say don't vote for any bill unless it's
21. mine. It's like the little kid that says it's my ballgame, if
22. you don't like it, I'm taking my bat and ball and go home and
23. you can't play at all. We should support the Conference Committee
24. Report No. 1 for Senate Bill 152.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Grotberg.

27. SENATOR GROTBORG:

28. Thank you, Mr. President. I rise in opposition to this
29. Conference Report because I think the whole thrust of this
30. six month debate we've had was trying to reduce the costs of
31. the unemployment insurance and there's nothing in this Conference
32. Report that does any of that. In fact, our trust fund is
33. already seven hundred fifty million dollars in the red. This

1. good bill would put it another twenty-three million dollars
2. in the red. Does that mean that unemployment insurance rates
3. will go down? I don't think so. It hurts the small employers
4. because it takes the money away from the trust fund and in
5. effect, raises the taxes on all the employees to make up the
6. deficit. Now, isn't that a unique Conference Report to send
7. out of this House after we've worked six months. As cosponsor
8. with Harber Hall on the good bills, I just cannot help but
9. stand up in objection to this watered down version that's
10. going to do nobody any good and I urge a No vote.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Hickey.

13. SENATOR HICKEY:

14. I have four questions I'd like to ask the sponsor.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates he will yield. Senator Hickey.

17. SENATOR HICKEY:

18. With this bill as it is now, if two people get married and
19. one of them quits the job by reason of moving to the location of
20. the other spouse, would he or she immediately get Unemployment
21. Comp?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator...Senator Carroll.

24. SENATOR CARROLL:

25. It is my understanding that this doesn't change that that
26. yes, they would because they have paid into the system and
27. therefore are entitled to the benefits.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Hickey.

30. SENATOR HICKEY:

31. Secondly, does this bill change the provision of making
32. unemployment as a part of a labor dispute, that is if a man
33. crosses a picket line, will he get unemployment, I mean, if he

1. refuses to cross a picket line, will he get Unemployment
2. Compensation because of it?
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Carroll.
5. SENATOR CARROLL:
6. As like the last section, that's not treated in this
7. bill at all.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Hickey.
10. SENATOR HICKEY:
11. If an employer wants to challenge the eligiblity does he
12. give specifics when he makes the challenge?
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Carroll.
15. SENATOR CARROLL:
16. That too is not dealt with in this bill.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Hickey.
19. SENATOR HICKEY:
20. And then other than the six to eight weeks provision, can
21. the sponsor tell me what in this bill will reduce costs?
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Carroll.
24. SENATOR CARROLL:
25. The qualifying rate, raising it from a thousand to eleven
26. hundred dollars which was the half way level between what labor
27. had had and what management wanted.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Hickey.
30. SENATOR HICKEY:
31. A hundred dollars. Thank you very much.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Further discussion? Senator...I have Senators Bloom, Maragos,

1. Nimrod and Lemke. Senator Bloom.
2. SENATOR BLOOM:
3. Couple of questions.
4. PRESIDING OFFICER: (SENATOR BLOOM)
5. Indicate he will yield. Senator Bloom.
6. SENATOR BLOOM:
7. Senator, how many companies have more than...less than
8. seventeen employees and are under the two point seven percent
9. tax rate in this State?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Carroll.
12. SENATOR CARROLL:
13. The vast majority of the smaller businesses; I'm sure BED
14. could provide us with those figures.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Bloom.
17. SENATOR BLOOM:
18. Thank you, that's for how many. Okay, basically now what
19. you're saying in this is we're getting half a loaf and we ought
20. to be happy with it, right?
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Carroll.
23. SENATOR CARROLL:
24. No, I'm not saying that. Apparently you are. I think what
25. I am saying is that these are some changes, some changes in the
26. law of Unemployment Compensation which specifically happen to
27. make it a better life in Illinois for the smaller employer.
28. They do not affect the major employer but they do make it
29. cheaper for the smaller employer. They do affect the eligibility
30. period by going an extra thirty-three and a third percent
31. longer eligibility. They do do those things. There's a lot
32. of things they may not do that people want to be done and I
33. suggest they put in legislation to do it but let's deal with this

1. bill as it exists. Are we trying to help the businessmen with
2. the terms of this? Nobody yet has said what is wrong with
3. the terms of this.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Bloom.

6. SENATOR BLOOM:

7. Well, you know, I think...I think the bill as it went
8. in was the legislation that was put in that you said let's
9. put the legislation in. I assume you have the March 29th,
10. 1977 letter from the then Director of Labor to the fabulous
11. Zale Glauberman. I say I assume you have the 29 March, 1977
12. letter from the then Director of Labor to the Governor's
13. Legislative Liaison indicating...indicating you do not...
14. our staff indicates that your staff has it...indicating
15. that there will be an increased cost to the trust fund, the
16. account we have with the Federal Government of twenty-three
17. million. This has not come up on the deliberations on this
18. bill, I mean, it's simply yes or no...but if you want to make
19. another speech.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Carroll.

22. SENATOR CARROLL:

23. No.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Bloom.

26. SENATOR BLOOM:

27. Excellent. You...you are completely unaware of this, is
28. that what you're saying?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Carroll.

31. SENATOR CARROLL:

32. Yes.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Bloom. Senator Bloom, have you concluded?
2. SENATOR BLOOM:
3. Well, you know, we're torn because at one point it
4. was represented to us that some members of this Body had
5. the personal assurances of the Governor that the last bill
6. addressing this that would...that went to his Desk was
7. going to be vetoed and it wasn't and we feel somewhat muddled
8. because this may be our only chance to get half a loaf. Perhaps
9. the debate will develop this last point. Thank you so much.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Maragos.
12. SENATOR MARAGOS:
13. Mr. President, at this late hour I normally don't arise
14. to discuss any issue because maybe...most of the people's minds
15. are made up by this time on how they're going to vote on an
16. issue, however, I would like to state in this particular case
17. that we have discussed this and thought about this and it's
18. been in the hopper on both sides of the Rotunda since last
19. February. I think that we should just face one fact if we
20. are, indeed, sincere about giving some relief to the smaller
21. businessman. At the same time not in any way jeopardizing
22. extensively the working man, we will vote for this package...
23. this Conference Report and let us go home, if we are sincere.
24. If we want to make...if we want to make hay and if we want
25. political speeches, we can get out all the press releases...
26. because nobody is here to hear us anyway at this late hour so
27. I ask that we support this Conference Report.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Further discussion? Senator Nimrod.
30. SENATOR NIMROD:
31. Just one question, Mr. President.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. State your question.

1. SENATOR NIMROD:
2. I did not get the copy on the Conference Report. Can
3. the sponsor just tell me how many names are on the Conference
4. Report?
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Carroll.
7. SENATOR CARROLL:
8. The copy I have shows six signatures.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Nimrod.
11. SENATOR NIMROD:
12. Is there..is there any bipartisan support on this at all?
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Carroll.
15. SENATOR CARROLL:
16. Oh, I'm sure there will be on the roll call.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Further discussion? Senator Lemke.
19. SENATOR LEMKE:
20. Mr. President, members of the Senate. I think the vote
21. will show who represents small business and who represents the
22. big large firms, therefore, I move the previous question.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. I have one other Senator sought recognition. Senator
25. Wooten.
26. SENATOR WOOTEN:
27. I need an answer to a question. The charge was made that
28. this would cost the fund twenty-three million dollars. I'd like
29. to know, is that fact or fiction? Was it Senator Hall who made
30. the statement? I'd like to know, well, what the basis of that
31. assertion is.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Carroll.

1. SENATOR CARROLL:

2. Let me just state that Senator Bloom as I understand it
3. read from a letter of March something or other from the former
4. director. Well, in any event the amendment was first considered
5. by the committee June 2nd which was much later than the date
6. of the letter he read so I don't know what statistics he was
7. using. In fact, what happens, the smaller employer is
8. benefited at the expense, which is true, of the larger employer.
9. It is a net wash on the...on the monies in. There is no additional
10. harm on the fund.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Wooten.

13. SENATOR WOOTEN:

14. All right. So we take it away from one class of employers
15. and apply it to the other. Second question. The serious
16. questions of eligibility which are what concern me and I have
17. brought the whole system into serious disrepute. Are those
18. questions of eligibility addressed in any way? Any substantial
19. way?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Carroll,

22. SENATOR CARROLL:

23. There are only to my knowledge two areas of eligibility
24. that are dealt with here. The others have not been dealt
25. with and I think it's important to note what has been and
26. what has been is to raise dollar figure on eligibility from
27. a thousand to eleven hundred and from two hundred and seventy-
28. five to three hundred dollars and to increase the period of
29. ineligibility from six weeks to eight weeks. That all that has
30. been dealt with.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Wooten.

33. SENATOR WOOTEN:

1. Pardon my ignorance, Senator, but you talked about, you
2. know, someone pays into this and so they're entitled to it.
3. How much does an employee pay in to...to this...this tax?
4. How much does an employee pay?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Carroll.

7. SENATOR CARROLL:

8. Senator Wooten, first just let me state again that we do
9. not address that issue in this piece of legislation and I
10. don't think the question is germane, excuse me, to the issue
11. before us, however the employee has an indirect benefit in
12. what the employer pays. I have never said and I don't think
13. anyone else that the employee puts in penny one, the employer
14. pays. This is, however, a vested right through contract in
15. those benefits and it is considered a fringe benefit of
16. employment but it is not addressed in this legislation.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Wooten.

19. SENATOR WOOTEN:

20. I apologize, Senator. I asked that for information
21. because I got from your earlier comments from the gist of
22. your comments that that was it. I...I drew from that that
23. since the employee paid and he had some rights and that and
24. so then it isn't that...okay...it doesn't impress me if
25. the employee does not pay in, it's something he's absolutely
26. entitled to.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? For what purpose does Senator Lemke
29. arise?

30. SENATOR LEMKE:

31. I made a motion to move the previous question...

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. That's right, Senator Lemke.

1. SENATOR LEMKE:

2. ...I think...I think this is a fruitless argument.
3. Those that are going to vote for...for big business will vote
4. for big business and those that will vote for small business
5. will vote for small business and that's what the question is
6. so let's move the previous question and get the vote.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Lemke, you are absolutely correct. I ask you
9. to hold...withhold that until we'd had the people on the
10. list and that is correct. The question is to move the previous
11. question. Those in favor say Aye. Opposed Nay. The Ayes
12. have it. The question is shall the Senate adopt...Senator
13. Carroll, you wish to close. Thank you. Senator Carroll.

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17. (end of reel)

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1. SENATOR CARROLL:

2. Why, thank you, Mr. President. I would just respect the
3. membership to do as we do on all other pieces of legislation
4. and that is to deal with what is before us and what is not.
5. Not to live in any other world than the one we are in. This
6. bill does certain things to help the smaller employers of the
7. State of Illinois which is the vast majority, the vast majority
8. of those who provide employment within this State and what
9. that does is to help them by changing the rates, by changing
10. the eligibility and providing a one third additional penalty
11. to those people who have been discharged. There is a lot of
12. things it does not deal with and if we spent our time debating
13. on every bill here, that which the bill does not deal with,
14. July 1st several years later would come and go before we adjourn.
15. I think we should keep our comments to what's in this bill and
16. this is a method and probably the only method of helping the
17. employers of this State by bringing back some of the problems
18. in unemployment compensation insurance and I would urge a
19. favorable roll call.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. For what purpose does Senator Wooten arise?

22. SENATOR WOOTEN:

23. A parliamentary or procedural question. Does the Chair
24. have information as to how this fared in the House?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. I am...I am...the Chair has been informed by Senator Glass
27. in debate that the adoption of the Conference Committee Report
28. in the House did not receive 107 votes and is on the Order of
29. Postponed Consideration. I'm sorry...question is shall the Senate
30. adopt the Conference Committee Report on Senate Bill 152. Those
31. in favor vote Aye. Those opposed vote Nay. The voting is open.
32. Have all voted who wish? Have all voted who wish? Take
33. the record. On that question the Ayes are 25, the Nays are 21,

1. 2 Voting Present. The bill...Conference Committee having failed
2. to receive the required three-fifths majority of the vote is
3. declared lost. Senator Carroll requests that a Second Conference
4. Committee be appointed. So ordered. Senator...Senator Hynes
5. on the Floor. On 2361, Senator Hynes. Messages from the House,
6. Mr. Secretary.

7. SECRETARY:

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

9. Mr. President - I am directed to inform the Senate
10. that the House of Representatives has refused to adopt the
11. First Conference...:

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Continue.

14. SECRETARY:

15. I am directed to inform the Senate that the House of
16. Representatives refused to adopt the First Conference Committee Report on
17. House Bill 2361 and suggest a Second Committee of Conference
18. to consider the difference between the two Houses in regards
19. to Amendments Nos. 1, 2, 4, and 5 and the Speaker has appointed
20. the Committee on the part of the House.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there leave for Senator Hynes to handle the bill in the
23. absence of Senator Berman? Leave is granted. Senator Hynes
24. moves to accede to the request that a Second Conference Committee
25. be appointed. All in favor say Aye. Opposed Nay. The Ayes have
26. it. A Second Conference Committee will be appointed. Senator
27. Carroll on 752, various commissions of State government.

28. All right. Senators Donnewald or Rock, would one of you assume
29. the podium? Senator Grotberg on the Floor? We still have
30. pending Senate Bill 1209, do you wish to...for what purpose
31. does Senator Grotberg arise?

32. SENATOR GROTBORG:

33. A ruling from the Chair. Is there any way to re-refer at

1. that point when the House fails to adopt...the House failed to
2. adopt? I'd like to make an appropriate motion to re-refer if
3. its possible but I don't understand on Conference Reports how
4. that works.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg, is your motion to recommit Senate Bill
7. 1209 to Committee on Higher Education? Without challenge of
8. the Chair it will be done. The bill is recommitted to the
9. Committee on Higher Education. Senator Moore.

10. SENATOR MOORE:

11. Well, if that's the case, I think that well, by God,
12. that's a House Bill, I guess I can't send it in.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Moore, it may just as be inappropriate to do it
15. here, too.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senate Bill 830, Senator Bruce. The Cardinals beat the
18. Cubs 3 to 1. No, the Cubs are out of order, not me. Senator
19. Bruce.

20. SENATOR BRUCE:

21. Thank you and I take no position whatsoever on the score you
22. just gave since I heard a divided...divided Body, I'm with both
23. teams. Before us is Conference Committee Report No. 1 on Senate
24. Bill 830 which sets the rates for paying community colleges
25. throughout the State of Illinois. We have concurred with
26. Amendments 1, 5, and 10 and those are no longer before the
27. Body. Those basically put the rates at the Governor's level
28. and made them conform to the reduction in energy charges that
29. had...the Governor has recommended. What is before the Body now
30. is to authorize community college districts to increase the tax
31. rate for educational purposes seventeen and a half cents for
32. building, point 0 five for adult education, I'm sorry, for
33. building purposes, point 0 five and for adult education, public

1. service activities, point 0 one. Community college...these are
2. all subject...the first two are subject to a backdoor referendum.
3. They are required to publish a notice of its decision in addition
4. to the tax rates beyond the limitations last approved by the
5. voters. The proposition increase the tax rates must be submitted
6. to the voters of the district for approval if a petition signed
7. by not less than ten percent or three thousand, whichever is
8. less of the voters of the district request such election. The
9. tax rate increases for point one seven five and point 0 five
10. are subject to a backdoor referendum. The new tax rate of point
11. 0 one for adult education is not so subject. Presently the
12. total tax rate for education, building, and maintenance range...
13. range from twelve cents to twenty-five cents and the average is
14. nineteen point five. I would ask that we adopt the Conference
15. Committee Report.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Senator Sommer.

18. SENATOR SOMMER:

19. Senator Bruce, may I ask why on the last..what could be the
20. last night, we have to come in with a tax increase. We did it
21. last night for counties, I think it was last night. Now we're
22. going to do it for junior colleges. Why...why don't these
23. people run these bills through the Session and try to develop a
24. consensus on them and not simply pop a tax rate on us at this
25. point in time. Now this may, in fact, have been done but
26. I don't remember voting on anything like this on our...House
27. bills of the first impression or Senate bills.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Bruce.

30. SENATOR BRUCE:

31. Well, Senator Sommer, I think you asked an excellent
32. question. This was contained I am told in House Bill 1142
33. which resides in the House. The House members decided that it

1. would be advisable to put these rates on Senate Bill 830 and
2. they came out of the Senate, I am told some 146 to 0. That
3. is the way the bill came back to us and we are...that is now
4. before us as an issue and it is whether or not the average
5. tax rate throughout...the median tax rate is nineteen and a half.
6. I'm told that sixteen districts are below the seventeen point
7. five figure. That would allow them to increase the seventeen
8. and a half without referendum but with a backdoor referendum.
9. It would also allow them the one cent community service
10. grants which we at one time funded at the State level and they
11. are requesting now that they be able to raise that seven hundred
12. and fifty thousand dollars at the local level. I would point
13. out that the largest community college district in the
14. State of Illinois is already at seventeen and a half and that would
15. be the City College of Chicago.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Sommer.

18. SENATOR SOMMER:

19. Well, let me ask you this, Senator Bruce. Is it possible
20. for these institutions to get to the tax rates they desire by
21. virtue of front door referendums right now and why do they have
22. to evade going to their own people to ask for it if it's so worthy,
23. why do they have to come down here on the last night and try to
24. slip it in a Conference Committee Report.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Bruce.

27. SENATOR BRUCE:

28. Well, Senator, I would take exception to your saying we are
29. slipping this into a Conference Committee Report. It's been
30. debated. It was debated on the House Floor. In answer to your
31. question, however, every community college in the State of Illinois
32. can go to seventy-five cents per one hundred dollars in the State
33. and there is not one, I think, over...well, the highest one is

1. twenty cents so most of them have about fifty cents to go on
2. a front door referendum. You are absolutely correct, Senator
3. Sommer, it's a question of whether or not the sixteen community
4. college districts below seventeen and a half ought to be able
5. to increase up to seventeen and a half by backdoor referendum and
6. it's a very appropriate question and it ought to be put
7. before this Body.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Well, just a minute. There are many that wish to speak
10. on this issue. The next is Senator Walsh.

11. SENATOR WALSH:

12. Mr. President and members of the Senate. Just one point
13. that I don't know that has been made, I think maybe Senator
14. Bruce made it. I guess he did in his remarks but I think
15. it's important for the membership to know that in addition
16. to increasing the educational rate up to point one seven five
17. and the building rate up to point zero five subject to a back-
18. door referendum. We are establishing a new rate for adult
19. education and public service activities and that is not defined
20. in the bill to my knowledge. Establishing a new rate, a low
21. though it may be, point zero one percent but we're establishing
22. a new rate and that's not subject to any referendum, front or
23. backdoor. I think this Conference Committee should be rejected
24. by the Senate and I intend to vote No.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Hickey.

27. SENATOR HICKEY:

28. Thank you, Mr. President. I can't speak to the machinations
29. of this finally reaching us at this point in this Session but I
30. can speak to this point not being a new one to be put before us.
31. Many of you will remember that there was what they called a
32. blue ribbon committee on the plight of the financing of junior
33. community colleges three or four years ago. It was a group of
34. about thirty people from all over the State of Illinois, many of
35. you had people in your districts, highly respected people from your

1. districts that served on that blue ribbon committee. When they
2. got through, they decided instead of trying to just come...come
3. to the State for more and more and more money, they wanted
4. the local people to do everything they could and they advised
5. coming up to this level without a backdoor referendum. Without
6. a front door or without a backdoor. They talked to me about
7. handling that a couple of years ago and I wouldn't touch it
8. but that was the best wisdom of the...of a lot of people
9. in the State who gave a lot of time and attention to this
10. problem. Now, it's coming to us with the possibility of a
11. backdoor referendum. The people don't have to have it if they
12. don't want it. Having just passed a referendum finally in
13. Rockford after trying unsuccessfully about four times, I
14. understand how difficult it is for people to get these things
15. through and I think that now that...if we can do it with
16. a backdoor referendum so that the people do have an
17. opportunity to reject it if they want that this is probably
18. a better way of helping the community colleges than trying every
19. year to increase the State appropriation. And I urge a favorable
20. vote.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Harber Hall. We have many, many people requesting
23. and the number is increasing by the minute.

24. SENATOR HARBER HALL:

25. Well, if there's anyone in the Chamber that wants to go
26. home and tell their constituents that at midnight they were
27. sleepy and they guess they did vote for a tax increase without
28. referendum and three with a backdoor referendum, well, here's
29. your chance to do it. Now yesterday and the day before, a
30. large group of Senators here believed that it was an imposition
31. for the junior college districts to force other districts who did
32. not want to form a junior college district to get into those
33. junior college districts to give them more money without any backdoor

1. referendum. You insisted there would be no opportunity to
2. opt out on that. Now that didn't pass. We didn't get that
3. done but here you are, we came down here saying there'd be
4. no tax increases but if you want four on one vote, vote for
5. this. Three with a backdoor referendum and one with no
6. referendum at all.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Vadalabene, for what purpose do you arise?

9. SENATOR VADALABENE:

10. Thank you, Mr. President. I would like to take this
11. opportunity, if I may, Mr. President, to move the previous
12. question.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. You've heard the motion. Those in favor of moving the
15. previous question indicate by saying Aye. Those opposed Nay.
16. The previous...Senator Bruce may close.

17. SENATOR BRUCE:

18. I just want to say I guess I'm getting tired enough that
19. I took some of the comments personally. This was done to
20. a bill that I passed out of here without this in the House and
21. it's come back and I'm putting it before this Body and that is
22. whether or not you want to let the community college districts
23. go up to seventeen and a half with a backdoor referendum, five
24. cents on building fund, and a new one cent without referendum,
25. front door or backdoor, and I put it before this Body and I think
26. it ought to be supported but that is the decision we have to
27. vote on. Thank you, Mr. President.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Rhoads, for what purpose do you arise?

30. SENATOR RHOADS:

31. On a point of personal privilege.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. State your point.

1. SENATOR RHOADS:

2. Since I was the House sponsor...the Senate sponsor of House
3. Bill 1524, I'm in an awkward position, Senator Bruce. I
4. supported this. Only six Republican got a lot of heat from my
5. colleagues for doing so and at that time, I promised the
6. opponents of House Bill 1524 that s would not be in support of
7. any increase in the...in the levy so I...I...I cannot support
8. you on this and I think the...the points are well taken.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. All right, the question is shall the Senate adopt the
11. Conference Committee Report on Senate Bill 830. Those in
12. favor vote Aye. Those opposed Nay. The voting is open.
13. Have all those voted who wish? Take the record. On that
14. question the Ayes are 17, the Nays are 27. The Senate
15. does not adopt the Conference Committee Report on Senate Bill
16. 830 and the bill not having received the required constitutional
17. majority is declared lost and the Secretary will so advise the
18. House. ...Senator Bruce, the proper motion would be to request
19. a Second Conference Committee. The request is that a Second
20. Conference Committee be appointed. Senator Bruce.

21. SENATOR BRUCE:

22. A parliamentary inquiry. Many of the members here since
23. the vote requirement went from thirty to thirty-six on July the
24. 1st. Does it go to thirty-seven tonight and thirty-eight the
25. next night and thirty-nine the next? I just...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. We may make the rule to apply that way, yes. Senator Bruce.

28. SENATOR BRUCE:

29. I just wonder if our rules could reflect an additional
30. day would require an additional vote and perhaps we'd get out
31. a little quicker. Thank you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. I think...I think that's a splendid idea and we'll introduce

1. that in the next Constitutional Convention in 2080. Senator
2. Rock.

3. SENATOR ROCK:

4. Yeah, I would just point out to the memberships that
5. we have already...the State has already incurred the liability
6. for an extra thirty-six dollars a day for all the members present
7. so we needn't stay the full twenty-four hours. We've got the
8. thirty-six dollars, let's get moving and get going.

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(end of reel)

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