

81ST GENERAL ASSEMBLY

MAY 23, 1979

REGULAR SESSION

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The hour of nine having arrived the Senate will come to
3. order. Will the guests in our galleries please rise. The
4. prayer by Reverend Eugene A. Frost of Cherry Hills Baptist
5. Church, Springfield. Reverend Frost.

6. REVEREND FROST:

7. (Prayer by Reverend Frost)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Mr...Mr. President, I move that reading and approval of
12. the Journals of Friday, May the 18th, Monday, May the 21st,
13. Tuesday, May the 22nd in the year 1979 be postponed pending
14. arrival of the printed Journals.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. You've heard the motion. Those in favor indicate by
17. saying Aye. Those opposed. The Ayes have it. The motion
18. carries. Committee Reports.

19. SECRETARY:

20. Senator Donnewald, Chairman of the Assignment of Bills
21. Committee assigns the following House Bills to committee:

22. Agriculture, Conservation and Energy - 869; Appropriations I -
23. 1655; Appropriations II - 857; Elementary and Secondary Education -
24. 797, 1362; Finance and Credit Regulations - 1138; Insurance and
25. Licensed Activities - 1982; Judiciary I - 243; Local Government -
26. 202, 1767, 1769, 1771; Pensions, Personnel and Veterans Affairs -
27. 872; Public Health, Welfare and Corrections - 1908 and 2632;
28. Revenue - 1297 and 1979; Transportation - 1074, 1075, 1588.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. A Message from the House.

31. SECRETARY:

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

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

1/12/79
5/12/79
Rear

1. the House of Representatives has passed bills with the following
2. titles in the passage of which I am instructed to ask concurrence
3. of the Senate to-wit: House Bills 2373 and 2575.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Resolutions.

6. SECRETARY:

7. Senate Resolution 175 offered by Senators DeAngelis, Moore,
8. Ozinga, Maragos and Daley.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Executive. May I have the attention of the Senate. Thank
11. you. We, as per the agreement of yesterday, we're going to the
12. Order of 3rd reading pulling back various bills to the Order of
13. 2nd for the purposes of amendment and I'm going to read those
14. bills and they will all be on the Order of 2nd reading, so if
15. you have one, take heed. Senate Bill 123, 157, 294, 298, 312,
16. 313, 317, 318, 367, 383, 384, 399, 414, 429...492, 577, 581,
17. 603, 659, 723, 781, 2, and 3, 791, 798, 825, 828, 835, 883,
18. 884, 905, 906, 967, 997, 1000...962, 997, 1000, 1018, 1025,
19. 1047, 1084, 1118, 1142, 1192, 1195, 1201, 1237, 1238, 1248,
20. 1295, 1314, 1350, 1357, 1431, 1435. Senate Bill 1262. The
21. motion is to call all the bills mentioned to the Order of 2nd
22. reading for the purpose of amendment. Is there leave? Leave
23. is granted. Senate Bill 123, Senator Lemke. Senate Bill 123.
24. You are on the Order of 2nd reading for the purposes of amend-
25. ment. The Chair recognizes Senator Lemke.

26. SECRETARY:

27. Amendment No. 2 offered by Senator Lemke.

28. SENATOR LEMKE:

29. What this amendment does it removes specific guidelines
30. in the amended version of the bill, which requires the employer
31. to notify employees of change in the rate of pay in time of
32. agreements. Presently the Act only requires an employer to
33. notify employees. The amended bill which this amendment proposes

1. to remove specifies that the notification be in writing and
2. giving the employers two weeks prior to the effect of it.
3. This proposed amendment also would reinstate the Statutory
4. provision requiring an employer to notify employees of change
5. in rate in time and place prior to such changes, but it does
6. away with the objection of the retail people in regards to
7. notifying of rate. I ask for its adoption.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there discussion? I've been advised by the...just
10. a moment. Just a moment. Will the Senators please give their
11. attention. I've been advised by the Secretary that you are
12. bringing amendments in now for recall that we did not mention
13. in the original list that we started with. Now, before we
14. can go on and...and have an orderly process I...I would
15. strongly urge that you get all the amendments in now so that
16. we can proceed in an orderly fashion. We're going to...the
17. Chair has decided that we will go to...to the bills just read
18. and then we will have cycle number two for those bills or
19. amendments to the bills that you're bringing in at this time
20. in order to have an orderly process. Is there further discussion
21. on Senator Lemke's amendment? Is that amendment number what?

22. SENATOR LEMKE:

23. 2.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Amendment No. 2 to Senate Bill 123. Is there discussion?
26. The question is, shall Amendment No. 2 to Senate Bill 123 be
27. adopted. Those in favor indicate by saying Aye. Those opposed.
28. The Ayes have it. Amendment No. 2 is adopted. Are there
29. further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. 3rd reading. Senate Bill 157, Senator Carroll. Senate

1. Bill 298, Senator Buzbee. Senator Netsch, Senate Bill 312.
2. Senator McLendon for what purpose do you arise?
3. SENATOR McLENDON:
4. I think you overlooked Senate Bill 294 that was on that
5. list. I have the amendment. It's been filed.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. That was passed on the Agreed Bill list, Senator.
8. SENATOR McLENDON:
9. I thought you took it off a minute ago for another amend-
10. ment...a second amendment.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. It's...it's over in the House, Senator.
13. SENATOR McLENDON:
14. All right. Thank you.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senate Bill...Senator Netsch, did you want to proceed? Oh,
17. yes I know. Senate Bill...Senate Bill 312.
18. SECRETARY:
19. Amendment No. 3 offered by Senator Berning.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Well, Senator, did you request that your bill be brought
22. back to the Order of 2nd reading for the purposes of amendment?
23. SENATOR NETSCH:
24. No, Mr. President, I did not make that request.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Did you agree to bring it back?
27. SENATOR NETSCH:
28. I...I did not agree to bring it back. I'm not going to
29. get in that kind of a...a battle this early in the morning.
30. If Senator Berning wants to offer his amendment, I will accede
31. to his request, but I will oppose the amendment.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Berning may explain the amendment. Amendment No. 3.

1. SENATOR BERNING:

2. Thank you, Mr. President. I appreciate the kindness of
3. the sponsor. She did say the other day that she was willing
4. to bring it back to 2nd reading and that's...that's the
5. reason we are at this point. I offer a very simple amendment.
6. It does only one thing. Strikes out three words "victims of
7. the offense" and inserts the word "public" and the intent of
8. the amendment is to make it "public" as far as the names of
9. the violators are concerned and I would move for the adoption,
10. Mr. President.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? Senator Netsch.

13. SENATOR NETSCH:

14. Thank you, Mr. President. I would stand in opposition to
15. the amendment and I would simply point out to everyone that
16. this has to do with juvenile records. We have already built
17. into Senate Bill 312 an amendment that was worked out by
18. Senator Keats and myself, which...quite limits the extent to
19. which the records are subsequently to be held confidential,
20. but Senator Berning's amendment would...do a one hundred and
21. eighty degree turn on the confidentiality of juvenile records
22. and instead of...of providing a status which has been true
23. from time immemorial that they are basically confidential except
24. of the...the circumstances that Senator Keats and I have mentioned
25. in our amendment. He would make them all...almost all of them
26. public. That completely changes the entire course of juvenile
27. record keeping and I would stand strongly in opposition to the
28. amendment.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Daley.

31. SENATOR DALEY:

32. Mr. President and fellow Senators. A similar bill was in
33. the Senate Judiciary. We had a full discussion. This amendment

1. would really change the whole concept of protecting juvenile
2. records and I would ask for the amendment to be defeated.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Savickas.

5. SENATOR SAVICKAS:

6. Yes, Mr. President, I rise to object to the procedure that
7. was used in bringing this bill back. I think as a point of
8. order that we...we should...

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Look. The Chair...the Chair did ask the...the principal
11. sponsor if she would accede. If she would have not done so, I
12. would...that bill would have been stricken. There was no
13. agreement to bring the bill back, as I understand.

14. SENATOR SAVICKAS:

15. Right. Well, that...that was my point that I think it's
16. wrong for Senators to submit someone else's bill at this point
17. in time that they want to amend and put it on that list and I
18. think this was a bad precedent to be set at this point.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. All right, Senator...Senator Berning may close.

21. SENATOR BERNING:

22. Thank you...thank you, Mr. President. Since there seems
23. to be some unwillingness to accept the fact that the chief
24. sponsor was in agreement to bring this back, I don't want to
25. create any ill will and I will withdraw the...the amendment.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Amendment No. 3 is withdrawn. Are there further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. 3rd reading. Senator Netsch, did...was it your desire to
32. bring back 313 at...the bill is on the Order of 2nd...2nd reading.
33. You may proceed.

1. SENATOR NETSCH:

2. Thank you, Mr. President. The amendment to Senate Bill
3. 313 was worked out with the Department of Children and Family
4. Services to...whose responsibilities the...the bill relates
5. and what we have done was to eliminate totally a provision
6. which, in fact, the Senate had adopted last year in...in another
7. bill that...

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Will the Senate be in order? Can we take our caucuses
10. to the rotunda?

11. SENATOR NETSCH:

12. Thank you, Mr. President...that deals with the right of
13. a court to, in effect, to order public agencies to take charge
14. of children who have been brought into the juvenile court system.
15. There is...has been a little bit of misunderstanding about the
16. impact of that language and so with the cooperation and suggestion
17. of the Department of Children and Family Services we have
18. stricken that language and substituted a provision which states
19. only that the rights of wards of the court under this Act are
20. enforceable against any public agency by petitions for writs of
21. mandamus filed in proceedings brought under the Act. This
22. will make it possible where public agencies simply fail totally
23. to comply with their responsibilities toward children to...to
24. enforce through the courts those responsibilities. I would move
25. the adoption of...is it Amendment No. 1?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Amendment No. 1.

28. SENATOR NETSCH:

29. Amendment No. 1 to Senate Bill 313.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is, shall Amendment No.1
32. to Senate Bill 313 be adopted. Those in favor indicate by saying
33. Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted.

1. Are there further amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. 3rd reading. Senator Weaver, 317. Was it your desire to

6. bring the bill back? You're on...you may proceed.

7. SECRETARY:

8. Amendment No. 2 offered by Senator Buzbee.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is Senator Buzbee here? Senator Weaver.

11. SENATOR WEAVER:

12. Mr...Mr. President and members. I think this is a reduction

13. amendment of about two thousand dollars...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Carroll.

16. SENATOR WEAVER:

17. Do you have a copy of the amendment there, Mr. Secretary?

18. SECRETARY:

19. On page 1, line 12 by deleting three hundred ninety-four

20. thousand...

21. SENATOR WEAVER:

22. Yes. That...that's true. This amendment reduces the

23. appropriation to the Universities Civil Merit Board by two

24. thousand dollars. It brings them into conformance with the

25. seven percent pay increase guidelines.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? The question is, shall Amendment

28. No. 2 be adopted. Those in favor indicate by saying Aye.

29. Those opposed Nay. The Ayes have it. Amendment No. 2 is

30. adopted. Are there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. 3rd reading. Senate Bill 318, Senator Weaver. You may
2. proceed.

3. SENATOR WEAVER:

4. This amendment reduces the...employers contribution to the
5. retirement system in the amount of eight hundred and sixty-
6. seven thousand five hundred dollars. It brings them in line
7. with the other contributions to...employers contributions to
8. retirement systems and I'd move its adoption.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? The question is, shall Amendment
11. No.3 to Senate Bill 318 be adopted. Those in favor indicate
12. by saying Aye. Those opposed. The Ayes have it. Amendment
13. No. 3 is adopted. Are there further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. 3rd reading. Senate Bill 367, Senator Geo-Karis. Just
18. a moment, Senator.

19. SECRETARY:

20. Amendment No. 2 offered by Senator Geo-Karis.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Amendment No. 2. Senator Geo-Karis.

23. SENATOR GEO-KARIS:

24. Mr. President and Ladies and Gentlemen of the Senate.
25. Amendment No. 2 makes a correction on line 16 of Senate
26. Bill 367 by deleting the words "by either party" which means
27. that only the defendant could have a jury trial and the State
28. cannot ask for one, so I move for the adoption of this amend-
29. ment, which is a corrected amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? Senator Egan.

32. SENATOR EGAN:

33. I'm sorry. I didn't hear the explanation, Senator.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. I understand that and I've tried to have order. Will the
3. members please be in their seats and break up the caucuses?
4. We will not proceed until we have silence. Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. Mr. President and Ladies and Gentlemen of the Senate. On...
7. Amendment No. 2 is a corrective amendment...Amendment No. 1 took
8. out the right of jury trial to the State. All this does is to
9. do the same thing in another paragraph. It's a corrective
10. amendment and I move for its adoption.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? The question is, shall Amendment No. 2
13. to Senate Bill 367 be adopted. Those in favor indicate by saying
14. Aye. Those opposed. The Ayes have it. Amendment No. 2 is
15. adopted. Are there further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading. Senator Bruce as to Senate Bill 383. You may
20. proceed.

21. SECRETARY:

22. Amendment No. 4 offered by Senator Buzbee.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. No...well, Senator Carroll.

25. SENATOR CARROLL:

26. Thank you, Mr. President and Ladies and Gentlemen of the
27. Senate. Amendment No. 4 corrects a technical error that was in
28. Amendment No. 3 restoring thirty-nine thousand four hundred to
29. the East St. Louis State Community College and to provide a
30. twenty-five thousand reduction in the allocation of the
31. Governor's...revised by the recommendations. I would move
32. adoption of Amendment No. 4.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Bruce.

2. SENATOR BRUCE:

3. There was an error in the recalculation when we added back
4. the some seven million dollars in...the wrong figures were used
5. and this just makes the additions as we had agreed to in committee
6. and I would move...I would concur in Senator Carroll's motion to
7. adopt.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there discussion? Senator Regner.

10. SENATOR REGNER:

11. Yes, a question of the sponsor of the amendment...or to the
12. sponsor of the bill. I don't care.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Bruce.

15. SENATOR REGNER:

16. What does this do again? It was described by Senator
17. Carroll as a technical amendment, but I think it's more than
18. technical. I think it puts money back in.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Bruce.

21. SENATOR BRUCE:

22. It does restore money to the State Community College of
23. East St. Louis. When we explained the amendment, which restored
24. all of the cut except one million two hundred thousand, the
25. staff on both sides used the original BHE figures to make the
26. restoration. They should have used the Governor's allocation
27. in the restoration and all this does is exactly what we all
28. agreed to do with Senator Buzbee in restoring the all but
29. twenty-five thousand dollars of the cut to State Community
30. College of East St. Louis. The staff just took the wrong
31. figures and they have informed that this is the last and only
32. mistake they will make today on appropriation bills.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Regner.

2. SENATOR REGNER:

3. I just asked the question because we all realize this is
4. the one junior college that has no local taxes. We pay for
5. it all.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? The question is, shall Amend-
8. ment No. 4 to Senate Bill 383 be adopted. Those in favor
9. indicate by saying Aye. Those opposed. The Ayes have it.
10. Amendment No. 4 is adopted. Are there further amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. 3rd reading. Senate Bill 384, Senator Bruce.

15. SECRETARY:

16. Amendment...Amendment No. 1 offered by Senator Bruce.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Bruce.

19. SENATOR BRUCE:

20. Thank you, Mr. President. Amendment No. 1 revises the
21. credit hour grants and equalization rate to reflect the
22. appropriation, which is now amended in its proper form in 383
23. and although I could go through all the rates, the five separate
24. rates, it just accurately reflects the present status of the
25. appropriation and I would move its adoption.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? The question is, shall Amendment No.
28. 1 to Senate Bill 384 be adopted. Those in favor indicate by
29. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
30. is adopted. Are there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. 3rd reading. Senate Bill 399. Senator Grotberg, did you
2. wish that bill...recalled? Senator Regner.

3. SENATOR REGNER:

4. No, I don't think he wants to call it back at this time.
5. There is an error in the amendment, but it is not corrected
6. yet, so it will have to be called back later on.

7. PRESIDING OFFICER:(SENATOR DONNEWALD)

8. Senator Merlo, as to Senate Bill 414. Just a moment.

9. SECRETARY:

10. Amendment No. 2 offered by Senator Merlo.

11. PRESIDING OFFICER:(SENATOR DONNEWALD)

12. Senator Merlo.

13. SENATOR MERLO:

14. Thank you, Mr. President and members of the Senate. This
15. is Amendment No. 2 to Senate Bill 414 and what it would do, it
16. would reduce from three years to one year the time that a
17. purchaser of a building who has expressed his intent to hold
18. the building as a rental building that would be compelled to...
19. to adhere to. There...this was one of the suggestions made by
20. the realtors that they thought the three figure was too unrealistic
21. and extreme and the second portion, of course, would put an
22. effective date, which is sixty days after becoming law and I ask
23. for the adoption.

24. PRESIDING OFFICER:(SENATOR DONNEWALD)

25. Is there discussion? The question is, shall Amendment No.
26. 2 to Senate Bill 414 be adopted. Those in favor indicate by
27. saying Aye. Those opposed. The Ayes have it. Amendment No. 2
28. is adopted. Are there further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER:(SENATOR DONNEWALD)

32. 3rd reading. Senate Bill 492.

33. SECRETARY:

1. Amendment No. 1 offered by Senator Maragos.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Maragos.

4. SENATOR MARAGOS:

5. Mr. President and members of the Senate. Senate No. 1 is
6. an agreed amendment by the Illinois Health Care Association and
7. the Illinois County Nursing Home Association. The first
8. paragraph in addition allowing the county board to set up
9. rules and regulations which shall be uniform for all persons
10. and agencies. It adds an additional duty of the board to
11. publish within thirty days after the enactment of rules in a
12. newspaper, general circulation and a similar thirty day period
13. for any amendments to those rules. It...also has other posted
14. requirements and the second part is it changes the language
15. for the charge of the cost the private patient be more specific
16. and uses the word approximate and we use rather the word ninety-
17. one percent of the cost that's more fixed. It is...makes the
18. bill more palatable and I ask for its adoption.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there discussion? The question is, shall Amendment No. 1
21. to Senate Bill 492 be adopted. Those in favor indicate by
22. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
23. is adopted. Are there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. 3rd reading. Senate Bill 577, Senator Carroll. Did you
28. wish that bill recalled? Senate Bill...Senate Bill 603. Just...
29. Senator Carroll, did you wish Senate Bill 577 be recalled for
30. the purpose of amendment?

31. SECRETARY:

32. Amendment No. 3 offered by Senator Carroll.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Carroll.

2. SENATOR CARROLL:

3. Thank...thank you, Mr. President and Ladies and Gentlemen
4. of the Senate. This is a restoration amendment to restore
5. twenty-nine thousand five hundred dollars to the Institute of
6. Natural Resources for the geological surveys and to fund the
7. Illinois State Solar Program. Funds were previously included
8. under the funding of Administration Energy Conservation Program.
9. There's no dollar change in the total. It is just a technical
10. corrective amendment. I would move adoption of Amendment No. 3.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? The question is, shall Amendment No.
13. 3 be adopted. Those in favor indicate by saying Aye. Those
14. opposed. The Ayes have it. Amendment No. 3 is adopted. Are
15. there further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading. Senate Bill 581. You wish that bill recalled,
20. Senator Carroll? Okay.

21. SECRETARY:

22. Amendment No. 7 offered by Senator Carroll.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Carroll.

25. SENATOR CARROLL:

26. Give me a second, Mr. President. Amendment No. 7 restores
27. ten thousand five hundred dollars to the Office of Minority
28. Business Enterprise for contractual services. We intended to
29. restore this in Amendment No. 6. Our calculator was off and we,
30. therefore, caught the mistake in our adding an additional ten
31. thousand five hundred because of the wonderful Senate sponsor.
32. I would move adoption of Amendment No. 7.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

AB 781
5/23/59
Recall

1. Is there discussion? The question is, shall Amendment
2. No. 7 to Senate Bill 581 be adopted. Those in favor indicate
3. by saying Aye. Those opposed. The Ayes have it. Amendment
4. No. 7 is adopted. Are there further amendments?

5. SECRETARY:
6. No further amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. 3rd reading. Senator Nash, as to 603. Did you wish the
9. bill recalled? Is Senator Nash on the Floor? Senate Bill 781,
10. Senator Philip. Senator Philip, did you wish the bill recalled?

11. SECRETARY:
12. ...Amendment No. 6 offered by Senator Bruce.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Bruce.

15. SENATOR BRUCE:
16. Thank you, Mr...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Would the parties in front of Senator Bruce disperse?

19. SENATOR BRUCE:
20. Thank you, Mr. President. This is a restoration as I under-
21. stand it with the approval of the sponsor of the Group Insurance
22. Advisory Commission, a statutorily created commission. When we
23. started the Group Insurance Advisory Act of 1971. We have the
24. statutory authority to legally extend contracts with our health
25. care insurer. Right now our contract is about a hundred and
26. twelve million dollars. We are in the process and, in fact, have
27. approved rates. By Statute we cannot extend contracts unless
28. this commission is in operation. It is the one that covers all
29. the health insurance for all the State employees and all the
30. pension and all your life insurance and I don't know who's going
31. to analyze the bids unless there is a commission. It is...it
32. does have some importance. The Department of Personnel would
33. like to have it restored. They, I think, have talked to the

1. sponsor of the bill and think that it is critical that the...
2. this particular commission remain in effect. I would move the
3. adoption of Amendment No. 6.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Is there discussion? The question is, shall Amendment
6. No. 6 to Senate Bill 781 be adopted. Those in favor indicate
7. by saying Aye. Those opposed. The Ayes have it. Amendment
8. No. 6 is adopted. Are there further amendments?
9. SECRETARY:
10. Amendment No. 7 offered by Senator Weaver.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Weaver.
13. SENATOR WEAVER:
14. Thank you, Mr. President. This restores the Municipal
15. Problems Commission and the Commission to Visit and Examine
16. State Institutions and I'd move its adoption.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Is there discussion? The question is, shall Amendment
19. No. 7 be adopted. Those in favor indicate by saying Aye.
20. Those opposed. The Ayes have it. Amendment No. 7 is adopted.
21. Are there further amendments?
22. SECRETARY:
23. Amendment No. 8 offered by Senator Egan. Senator Egan.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Egan.
26. SENATOR EGAN:
27. Thank you, Mr. President and members of the Senate. The...
28. the amendment strikes out the inclusion of the Criminal Sentencing
29. Commission and I move its adoption.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Is there discussion? Senator Philip.
32. SENATOR PHILIP:
33. How much is the appropriation for the commission?

1. PRESIDING OFFICER:(SENATOR DONNEWALD)
2. Senator Egan.
3. SENATOR EGAN:
4. I think it's a hundred forty-two thousand dollars.
5. PRESIDING OFFICER:(SENATOR DONNEWALD)
6. Senator Philip.
7. SENATOR PHILIP:
8. How long have we had this commission just out of curiosity
9. and how many employees?
10. PRESIDING OFFICER:(SENATOR DONNEWALD)
11. Senator Egan.
12. SENATOR EGAN:
13. It was created in the last Session.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Is there discussion? The question is, shall Senate...
16. Amendment No. 8 to Senate Bill 781 be adopted. Those in favor
17. indicate by saying Aye. Those opposed. The Ayes have it.
18. Amendment No. 8 is adopted. Are there further amendments?
19. SECRETARY:
20. Amendment No. 9 offered by Senator Coffey.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Coffey. Is Senator Coffey here? Senator Coffey...
23. Senator Weaver, did you wish to...Senator Weaver.
24. SENATOR WEAVER:
25. This restores Water Resources Commission. I'd move
26. adoption for Senator Coffey.
27. PRESIDING OFFICER:(SENATOR DONNEWALD)
28. Is there discussion? The question is...Senator Philip.
29. SENATOR PHILIP:
30. Yeah. I'm going to oppose that. It's a hundred thousand
31. dollars a year and as far as I'm concerned it doesn't accomplish
32. a heck of a lot and I...I would recommend we do not...
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Senator Mitchler.

2. SENATOR MITCHLER:

3. Well, Mr. President and members of the Senate. This
4. commission has been in existence since 1965. It's a permanent
5. legislative commission. I joined it in 1967. I can vouch
6. that it has been an active commission. I did serve as chairman
7. of this commission. It monitors all of the water problems. It
8. involves itself in the distribution of Lake Michigan water to
9. the suburban areas. The rivers and streams throughout the State
10. of Illinois. Senator Coffey is serving on it. It's an active
11. commission and it meets regularly and it does serve a very
12. important purpose for the Water Resources of the State of
13. Illinois and I see no reason for abolishing this commission
14. at this time and I'm going to ask for a favorable vote on this
15. amendment.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? The question is, shall Amend-
18. ment No. 9 to Senate Bill 781 be adopted. Those in favor
19. indicate by saying Aye. Those opposed. They Ayes have it.
20. Amendment No. 9 is adopted. Are there further amendments? 3rd reading.

21. SECRETARY:

22. Amendment No...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. ...Strike that.

25. SECRETARY:

26. Amendment No. 10 offered by Senator Mitchler.

27. SENATOR MITCHLER:

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. Mr. President and members of the Senate. This amendment
31. restores the Illinois...the Illinois Commission on Delinquency
32. Prevention and the Illinois Commission on Atomic Energy. I
33. would ask for a favorable roll call.

1. PRESIDING OFFICER: (SENATOR DONNEWALD
2. Is there discussion? Senator Joyce...Jerome.
3. SENATOR JEROME JOYCE:
4. Mr. President, thank you. I have some problems with the
5. Energy Commission. I have read the report and in some of the...the
6. language in there, it...talks about the dilatory action of the
7. NRC and the hue and cry of the...the press and it ridicules Attorney
8. General Scott. It ridicules legislators who are making a furor
9. over the...doing it just for publicity over the nuclear sites
10. and so forth. I think that that commission ought to looked at
11. very strongly before we put this back in.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Is there further discussion? Senator Philip.
14. SENATOR PHILIP:
15. Yeah. I just want to make a comment on the Delinquency
16. Commission. One million five, five nine. Absolutely ridiculous
17. and we...and they accomplish nothing and I would also resist
18. both of these...this amendment.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator D'Arco.
21. SENATOR D'ARCO:
22. This...do you work over there? Do you work over there?
23. How do you know what they accomplish or what they don't? Do
24. you work in the streets with these neighborhood kids?
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Philip.
27. SENATOR D'ARCO:
28. Do you go to neighborhood youth centers to find out what it...
29. what they're doing? You live in DuPage County with all the rich
30. people. What do you know about poor people?
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Philip.
33. SENATOR PHILIP:

1. Well, unfortunately...unfortunately Senator, we're having
2. some of those poor people move out to DuPage County. Now, you
3. tell me juvenile delinquency is down in the City of Chicago.
4. Absolutely not. You've got more problems now than you've ever
5. had and that commission hasn't done one darn thing to help it.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Maragos.
8. SENATOR MARAGOS:

9. Many times I may be in agreement with the Honorable Senator
10. from DuPage, but I'm in very violent disagreement with him on the
11. question of the Commission on the Juvenile prevention. Whether
12. you know it, Senator Pate, this commission is able through its
13. staff to attract many, many volunteers who put in millions of
14. dollars of effort to keep the young people off the streets and
15. there's only one staff person, especially on its community
16. committee...aspects...there's only one staff person for fifty
17. or seventy-five volunteers and if you don't think that's saving
18. the State of Illinois money, then you've got another thought
19. coming and I think it's a very good amendment and we should
20. support it.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Bruce.

23. SENATOR BRUCE:

24. Well, I rise in support of the restoration of the Delinquency
25. Prevention Commission. I don't know what it does in other districts,
26. but I know that Rolland Tipword and myself first started this
27. program as a pilot area in both the City of Chicago and in the
28. 54th and 53rd Legislative Districts. They have done an excellent
29. job with very, very little money and to abolish this commission,
30. I think, is just absurd. The people that work in my area keep
31. children employed who have gotten in trouble. Courts don't have
32. the time. I wish that the judges for the salary we pay them
33. could go out and find jobs for juvenile delinquents, but they

1. don't have that time and these people make sure that the
2. juvenile delinquents in my area...they consult with employers,
3. they make sure that those people have jobs, they're gainfully
4. employed. They make their probation requirement that they
5. keep them employed and to abolish this commission, I think,
6. is just very poor logic. Now, let me ask are there two
7. commissions in this one amendment, Mr. President?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Mr. Secretary, will you...

10. SECRETARY:

11. On page 4 by deleting lines 5 through 8 and on page 22
12. by deleting lines 21 through 25.

13. SENATOR BRUCE:

14. All right...I take it that affects two. Senator D'Arco and
15. Maragos and myself are very much interested on the Commission
16. on Delinquency...Prevention and I would like the Chair to
17. divide the question if you can under our rules.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. All right. The motion is to divide the question. Those in
20. favor indicate by saying Aye. Those opposed. The Ayes have it.
21. The...is there further discussion, first? Now, this is on...
22. this is on the Commission on Delinquency Prevention and it is...
23. amends Senate Bill 781 on page 4 by deleting lines 5 through 8
24. and on...All right. Is there discussion on the...well, just...
25. just a moment, Senator. I'm...I'm going...I've got your name
26. down and I will get to you. Now, Senator Newhouse. Do you
27. wish to discuss the question on delinquency prevention? You
28. may proceed.

29. SENATOR NEWHOUSE:

30. Thank you, Mr. President and I'm...I'm sorry I did get
31. a little bit excited because I...this is a subject matter that
32. I think ought to bear some thorough discussion.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Well, I might intervene just a moment. If the Senate...
2. the Senators that present amendments on two different issues
3. on one amendment, it...it creates chaos up here and if they're
4. going to make amendments like that they should be separate
5. amendments. You may proceed.

6. SENATOR NEWHOUSE:

7. Thank you, Mr. Chairman. I think that I'd like to just
8. endorse by reference everything that Senator D'Arco said and
9. let me just point out some...something that's is very vital
10. at this stage. We're at a point now, Senator Philip...Senator
11. Philip, we're at a point now where in the cities where there's
12. a heavy concentration of population, we're having the gang
13. problem researched, all right. At this same time, the CETA
14. programs are being cut back, all right. At this same time,
15. the social service agencies are getting cut. To destroy this
16. commission at this juncture, could very well, start some very
17. unpleasant incidents that would cause this State to spend a
18. great deal more money...a great deal more money than anything
19. that this commission requires. That's not even talking about
20. the strength of the commission. It's a good commission that's
21. done its job. If we were to do what we ought to do we would
22. double the appropriation for this commission, so they could
23. get the people to do the job that ought to be done. I would
24. certainly think that it's inappropriate, at this time, to even
25. discuss this commission. I would think this bill would just
26. fly out of here and I would...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? Senator Collins, do you wish
29. to address on the delinquency prevention...aspect? All right.
30. Senator...Now the Chair has been advised by the Parliamentarian
31. that on the question of division there should be a roll call
32. for the record. Now, the question is, shall the issue be
33. divided. Those in favor vote Aye. Those opposed Nay. The voting

1. is open. Have all those voted who wish? Take the record. On
2. that question, the Ayes are 38, the Nays are 1. The question
3. on Amendment No. 10 shall be divided. Now, we've completed
4. discussion on the first division of Amendment No. 10. Those
5. in favor vote Aye. Those...those...those in favor indicate
6. by saying Aye. Those opposed. The Ayes have it. Just a
7. moment. Senator Savickas.

8. SENATOR SAVICKAS:

9. Are we speaking now to the first division on the Atomic
10. Energy or on the Juvenile Prevention?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. This is on the Juvenile Prevention. All right. The
13. question is...Senator Mitchler.

14. SENATOR MITCHLER:

15. Mr. President and members of the Senate. I'm closing
16. debate on the amendment to Senate Bill 781 that restores the
17. Illinois Commission on Delinquency Prevention. Now, the only
18. reason that I'm taking this time to...to close the debate is
19. because of remarks made by some of the opposition to this
20. particular commission. You know, it's easy to get up and say
21. this commission does nothing. Now, you...you know, to make
22. an irresponsible statement like that when you don't even know
23. what the commission does, you've never consulted people on the
24. commission to determine whether or not the commission is doing
25. their job and I was glad and I appreciate the response of
26. members on both sides of the aisle explaining what this Commission
27. on Illinois Delinquency Prevention does and it's a grass roots
28. type of commission that works with volunteers all over the State
29. and, naturally, the largest section is in the City of Chicago
30. and throughout Cook County, but as pointed out by some members
31. from down in the Southern part of the State, they work there.
32. Now, many of these commissions that are attempted to be abolished
33. in this Senate Bill 781 are doing a specific job. Now, if you

1. want to argue about the appropriation or some of the things
2. in the commission itself, well let's iron them out, but don't...
3. let's just abolish something that is doing good and certainly,
4. this Illinois Commission on Delinquency Prevention does a good
5. job. I'm proud to be a member of the commission along with
6. Senator D'Arco and we know and we want you to know that it
7. does a job. Thank you.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. All right. The question is, shall that part of Amendment
10. No. 10 to Senate Bill 781, which deletes lines 5 through 8 on
11. page 4 be adopted. Those in favor vote Aye. Those opposed
12. Nay. The voting is open. Have all those voted who wish? Have
13. all those voted who wish? Take the record. On that question,
14. the Ayes are 41 and the Nays are 3. That part of Amendment
15. No. 10 to Senate Bill 781, which deletes lines 5 though 8 on
16. page 4 is adopted. Now, the second part of the division is
17. on page 4...page 22, I'm sorry, lines 21 through 25. This
18. concerns the Atomic Energy Commission. Will Senator Mitchler,
19. would you approach the...We're going to...we're going to take
20. this from the record at this time and new amendments will be
21. drafted on the second time around. Take it from the record.
22. Senator Philip.

23. SENATOR PHILIP:

24. Mr. President, I...I don't understand exactly what you
25. meant. Let me say this. I have move...very generously moved
26. this bill back from 3rd three times and I've stated on the Floor
27. of this Senate that I...that is it. I'm not going to do it
28. again. Now, you're telling me that we're going to have to
29. wait another day and you're going to move it to 3rd and move
30. it back again.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. No. That is...that's not what I'm saying at all. The
33. bill does remain on 2nd reading. Now, what's transpired here in

1. last few...moments or minutes or maybe hours, is the Senators
2. submitted an amendment covering more than one issue. What it's
3. done, it's caused a division and...and it actually causes chaos
4. and...and wastes an awful lot of time. What he's going to
5. attempt to do is separate the amendments...as to two more, as
6. I understand, so in order to for the sake of time, we're going
7. to take it from the record and the bill does remain on the Order
8. of 2nd reading.

9. SENATOR PHILIP:

10. I have another question. Are there any more amendments
11. up there at all?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. None on 781.

14. SENATOR PHILIP:

15. All right.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Bruce.

18. SENATOR BRUCE:

19. Well, I...I wonder if I might make a suggestion to the
20. sponsor of the amendment. I checked it. He wants to delete
21. lines 21 through 25 by the amendment. It is drafted in error
22. and it should be 11 to 15 rather than 21 through 25...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. The sponsor is aware of that.

25. SENATOR BRUCE:

26. ...could he not get leave of the Senate having spent all
27. this time on this commission to amend the amendment on its face
28. to write 11 instead of 21 and 15 rather than 25 and let's dispose
29. of this. If that is a reasonable suggestion, I would give it
30. to the sponsor. I...Senator Philip has been more than patient
31. with bringing this back and let's dispose of this bill and its
32. amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there leave? Leave is granted. Now, Senator Bruce,
2. for the sake of the record, you're...you're saying that the
3. amendment should be amended on its face on page 22 lines 11
4. through 15. Is that correct?

5. SENATOR BRUCE:

6. 15 and that would be the lines that affect the Atomic
7. Energy Commission.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. All right. Now, we go to the question. This is part
10. two of the division and we still are on the Order of 2nd
11. reading concerning Senate Bill 781. Senator Mitchler, you
12. may proceed.

13. SENATOR MITCHLER:

14. Mr. President and members of the Senate. This amendment
15. to Senate Bill 781, Amendment No. 10 restores the Illinois
16. Commission on Atomic Energy. Now, the Illinois Commission on
17. Atomic Energy was originally formed in 1955. It is a permanant
18. Legislative Commission. It is properly staffed. It meets
19. regularly. It covers the areas of all of the atomic energy
20. phases. Now, recently we have gotten into the nuclear power
21. facilities. We've dealt in plant siting and, I believe, that
22. you must agree that this commission has been responsive to the
23. Statutory obligations given to it. Now, I know there are some
24. people in recent years that have come up and opposed the actions
25. of the commission. I have served on this commission, I...I
26. believe, since 1967 or '69. Senator Maragos has served as
27. chairman. I have served as vice chairman. I've had a regular
28. attendance at their meetings and I understand exactly what
29. they're doing. Now, I could arise and criticize the commission
30. in some of their actions. I don't agree with every commission
31. I serve on...every action, but I want to say that this commission
32. has been responsive to its Statutory obligations and it is a
33. permanant commission. It is served with members appointed from

1. both the House and Senate by the Minority/Majority leadership.
2. Public members are appointed by the Governor of the State of
3. Illinois and it does serve a purpose. Now, if you got any
4. problems go to the commission. Don't try to abolish the
5. commission to satisfy your own personal problems. Now, I'll
6. ask for a favorable roll call on the restoration of a commission
7. that's been active since 1955 when some of you were probably
8. still in diapers.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Jerome Joyce.

11. SENATOR JEROME JOYCE:

12. Thank you, Mr. President. I would resist this amendment.
13. I think Senator Mitchler says that they are responsive to their
14. Statutory needs. How about being responsive to the people in
15. the State of Illinois? This commission, it seems to me, is loaded
16. with people that represent the industry. I think we need another
17. side of the picture and I think that in this commission there are
18. things that I...we all ought to be aware of...what they say. A
19. similar story is unfolding in regard to transportation of nuclear
20. materials in Illinois at present. Truck and rail shipments are
21. being made, but air shipments in and out of O'Hare Airport have
22. been stopped by an edict of the Mayor of Chicago, Michael
23. Bilandic in his preelection period as the result of the furor
24. raised by some newspaper reporters and reenforced by Attorney
25. General Scott and...it's full of the hue and cry of the...of the
26. people that are involved legislatively and I think that we need
27. representatives on this commission that represent people rather
28. than the industry, so I suggest to you that we lay this baby to
29. rest and we work out another one that has...that presents both
30. sides of the picture to the people in the State of Illinois. Thank
31. you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Maragos.

1. SENATOR MARAGOS:

2. Mr. President and members of the Senate. It is easy
3. sometimes because of our emotional outcries, Senator Joyce,
4. and it's easy to say let's throw out the baby with the bath-
5. water, but let me explain to you one important factor. There's
6. three major bills that have been before this Assembly in the
7. last five years that are the product of this commission. One
8. was the transportation of hazardous materials on our highways.
9. The regulation which is now a law. The other one which was
10. the transportation of hazardous materials on the railroads,
11. which has come out of emission...out of hearings when I had to
12. chair this commission and presently, we have on the staff many
13. qualified people who are investigating with the Governor's edict
14. ...they are investigating these facilities throughout the State
15. of Illinois and coming with some advice to the Governor and to
16. the General Assembly. The big problem with the commission has
17. been not that it hasn't been doing its job, but we have not
18. given it enough work to do because we have confined it as...as
19. a advisory commission. It doesn't have...like most other
20. commissions in other states that are as commissions...of the
21. Government and they are regulatory. And secondly, many times
22. the commission's hands have been tied by Supreme Court decisions
23. and by Federal laws and Federal edicts which prevented action
24. but whatever...within the area that has been allowed to perform
25. it has done a decent job. For your information, Senator Joyce,
26. and members of the Senate, this commission changes its purview
27. three years ago...four years ago when it became a proponent
28. of atomic energy when it was established in 1955 to an investigative
29. and I think it should be allowed because that's the only iron we
30. have at the present as a...as a legislature to control or watch
31. over the Atomic Energy...Programs, so I ask let us not throw out
32. the baby with the bathwater for a commission that's still trying
33. to do a job with the tools we have given it.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, I came here thinking that maybe we could get rid
5. of some of these commissions when I started here and we could
6. have permanant committees, but it doesn't seem to have worked.
7. In the words of John Nance Garner, all of these commissions
8. probably don't amount to a bucket of hot spit, but they do make
9. an awful nice place for some of the legislators to hide their
10. playmates, but that isn't what's happening. That isn't what's
11. happening, fellows and some of the commissions that have been
12. amended in there are not a damn bit better than the ones you're
13. talking about taking out now and I'm not ready yet to let the
14. shepherders and farmers decide what to do with nuclear energy.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Senator...

17.

18. (END OF REEL)

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1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. ...Is there further discussion? Senator Mitchler may
3. ...Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, I just want to say briefly that I am a member of
6. that Commission, and I'm very impressed by the outstanding
7. work they do. Senator Joyce, contrary to what you say, it
8. does do a hell of a good job, and I'll support the amendment.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Mitchler may close.

11. SENATOR MITCHLER:

12. Mr. President, members of the Senate: I appreciate the
13. support that my colleagues have given to continuing this Illinois
14. Commission on Atomic Energy, and will say that the membership
15. on the Commission is specifically stated in the Statutes creating
16. the Commission. In addition, the Governor's appointments have
17. reflected, not only from the industry, the transportation, and
18. the ad hoc committee from all of the Code Departments in the
19. State of Illinois, but also from the environmental section.
20. We have had members on this Commission that have represented
21. that...area. Now, the Commission is doing a good job, and I'll
22. ask for a favorable support of a restoration of the Illinois
23. Commission on Atomic Energy into this Senate Bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. All right, The question is shall that part of Amendment
26. No. ten to Senate Bill 781 which deletes lines eleven through
27. fifteen on page twenty-two be adopted. Those in favor vote
28. Aye, those opposed Nay. The voting is open. Have all voted
29. who wish? Have all those voted who wish? Take the record.
30. On that question, the Ayes are 24, the Nays are 26. Amendment...
31. that part of Amendment No. ten to Senate Bill 781, which deletes
32. lines eleven through fifteen on page twenty-two fails. Are
33. there further amendments? 3rd reading. 791, Senator Davidson.
Did you wish that bill recalled? Senate Bill 781 is on the order

1. of 3rd reading. Senator Grotberg, for what purpose do
2. you rise?
3. SENATOR GROTBORG:
4. Senator Geo-Karis.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Geo-Karis.
7. SENATOR GEO-KARIS:
8. Mr. President, having voted on the prevailing side on
9. Amendment No. two, ...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Just a moment.
12. SENATOR GEO-KARIS:
13. Having voted ...
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. ...Now, as to what bill are you addressing?
16. SENATOR GEO-KARIS:
17. 781.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Well, we've already...we're on the order of...
20. SENATOR GEO-KARIS:
21. Well, I was waiting to be recognized, and...
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. The Chair has already advanced the bill to the order of
24. 3rd reading.
25. SENATOR GEO-KARIS:
26. I was waiting for recognition, Mr. President, and...
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Well, Senator, I...did not see your light lit at all,
29. I'm...the Board was very clear. Did you punch your button?
30. SENATOR GEO-KARIS:
31. I believe I did. Maybe I didn't, but I was standing on...
32. yelling "Mr. President". I'm sorry...
33. PRESIDING OFFICER: (SENATOR DONNEWALD)
34. Well, we would have to have leave from Senator Philip

1. to do that. The bill is on the order of 3rd reading.

2. SENATOR GEO-KARIS:

3. I wonder if I could have leave to go back to...Amendment
4. two from this assembly.I would appreciate it very much.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Well, the sponsor of the bill is in control of the bill,
7. and he is...Senator Philip.

8. SENATOR PHILIP:

9. I want to thank you, Mr. President, for finally acknowledging
10. that that I am supposedly in control of the bill. I didn't
11. know that until now, but I have moved this bill back not once,
12. not twice, not three times, four times, and I've just about
13. had the course, and I'm just not going to move it back. I'm
14. just going to leave it on 3rd reading and let it go.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. All right. Senate Bill 791.

17. SECRETARY:

18. Amendment No. 2, offered by Senator Davidson.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. Yes, Mr. President and members of the Senate. When
23. Amendment No. 1 was offered, we struck too many words, its
24. employees, and get this in correct shape, I have to move to
25. reconsider the vote by which Committee Amendment No. 1 was
26. adopted, because we have to Table that amendment and adopt
27. this one.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there discussion? You...wish to Table Amendment No. 1
30. to Senate Bill 791. Do you wish to reconsider the vote by
31. which Amendment No. 1 to Senate Bill 791 is adopted?

32. SENATOR DAVIDSON:

33. Right.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Those in favor indicate by saying Aye, those opposed.
2. The Ayes have it. The matter is reconsidered. Do you wish
3. now to Table Amendment No. 1 to Senate Bill 791. Those in
4. favor indicate by saying Aye. Those opposed. The Ayes have
5. it. Amendment No. 1 is Tabled. You may proceed.

6. SENATOR DAVIDSON:

7. I move to adopt Amendment No. 2, which is identical
8. to Amendment No. 1, which we Tabled, except the words
9. "its employees". Too many words have been struck in the
10. preparation of the amendment No. 1. I move the adoption
11. of Amendment No. 2.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 3rd reading. Senator Bruce, did you wish 825 recalled...
21. Senator Bruce?

22. SECRETARY:

23. Amendment No. 4, offered by Senator Bruce.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Bruce.

26. SENATOR BRUCE:

27. Thank you, Mr. President. This deletes the City of Chicago's
28. School District from coverage of the legislation as per agreement
29. with Senator Berman.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is shall Amendment No.
32. 4 to Senate Bill 825 be adopted. Those in favor indicate by
33. saying Aye. Those opposed. The Ayes have it. Amendment No. 4

1. is adopted. Are there further amendments?
2. SECRETARY:
3. No further amendments.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. 3rd reading. Senator Bruce, did you wish to call 828?
6. SECRETARY:
7. Amendment No. 1, offered by Senator Bruce.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Bruce.
10. SENATOR BRUCE:
11. Thank you, Mr. President. This bill is of immense importance.
12. It's an Easement Bill. In Cumberland County, there was an
13. easement that a public utility already has. All the amendment
14. says is when they convey the land back to the original owner, all
15. easements which are in effect stay in effect for underground
16. utilities. I...it was caught by the Department. It was on
17. the Agreed Bill List, but they wanted to make sure that the
18. existing utility easements were not affected by this transfer,
19. and I would move its adoption.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there discussion? The question is shall Amendment No. 1
22. to Senate Bill 828 be adopted. Those in favor indicate by
23. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
24. is adopted. Are there further amendments? Are there further
25. amendments?
26. SECRETARY:
27. No further amendments.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. 3rd reading. Senator D'Arco, as to 835? Do you wish the
30. bill...Proceed.
31. SECRETARY:
32. Amendment No. 2, offered by Senator D'Arco.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)
Senator D'Arco.

1. SENATOR D'ARCO:

2. Thank you, Mr. President. This is an amendment that
3. takes out doctors in all of its branches, practicing physicians
4. in all of its branches, which is consistent with what Doctor
5. Davidson wanted, and I would move for its adoption.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there discussion? The question is shall Amendment
8. No. 2 to Senate Bill 835 be adopted. Those in favor indicate
9. by saying Aye. Those opposed. The Ayes have it. Amendment
10. No. 2 is adopted. Are there further amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. 3rd reading. Senator Davidson, as to Senate Bill 883,
15. did you wish to proceed with that bill?

16. SECRETARY:

17. Amendment No. 3, offered by Senator Davidson.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Davidson.

20. SENATOR DAVIDSON:

21. Mr. President, I have to move to reconsider the vote by
22. how Amendment No. 2 was adopted, because we have to Table Amend-
23. ment No. 2. It was drafted in error. I move to reconsider
24. the vote on how Committee Amendment No. 2...I mean, Amendment
25. No. 2 was adopted.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. You've heard the motion. Those in favor indicate by
28. saying Aye. Those opposed. The Ayes have it. The matter is
29. reconsidered.

30. SENATOR DAVIDSON:

31. I move that...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Davidson now moves to Table...

SENATOR DAVIDSON:

1. Table.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Table Amendment No. 2. Those in favor indicate by

4. saying Aye. Those opposed. The Ayes have it. Amendment

5. No. 2 is Tabled. Amendment No. 3, Senator Davidson.

6. SENATOR DAVIDSON:

7. I move to adopt Amendment No. 3. It corrects the error

8. that was made.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? The question is shall...

11. SECRETARY:

12. Senator Davidson, I have two amendments from you on this

13. bill.

14. SENATOR DAVIDSON:

15. ...The one with the reference that...with the LRB number.

16. SECRETARY:

17. Is this the one you're talking about?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. All right. Senator Davidson, you may proceed.

20. SENATOR DAVIDSON:

21. I move the adoption of Amendment No. 3.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there discussion? The question is shall Amendment

24. No. 3 be adopted. Those in favor indicate by saying Aye.

25. Those opposed. The Ayes have it. Amendment No. 3 is adopted.

26. Are there further amendments?

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. 3rd reading. Senate Bill 884.

31. SECRETARY:

32. Amendment No. 2, offered by Senator Davidson.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Davidson.

1. SENATOR DAVIDSON:

2. Yes, Mr. President. I move the adoption of Amendment
3. No. 2. This corrects the error that was made when we put on
4. Amendment No. 1. We had the money going in the substances
5. of the bill, the Public Health forgot to amend the title so
6. that it would say Public Health. I move the adoption of
7. Amendment No. 2.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there discussion? The question is shall Amendment No. 2
10. be adopted. Those in favor indicate by saying Aye. Those
11. opposed. The Ayes have it. Amendment No. 2 is adopted. Are
12. there further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. 3rd reading. Senator Lemke and DeAngelis, 997. Do
17. you wish to proceed with that, Senator Lemke? Senate Bill
18. 1000. Senator Berman, did you wish to proceed?

19. SECRETARY:

20. Amendment No. 2, offered by Senator Berman.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Berman.

23. SENATOR BERMAN:

24. Thank you, Mr. President. Amendment No. 2 to Senate Bill
25. 1000 is in response to requests from the Bureau of the Budget
26. and the Illinois Office of Education to clarify the payment
27. and reimbursement procedures under the Special Education
28. Provisions of the School Code. I move the adoption of Amendment
29. No. 2.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is shall Amendment No.
32. 2 to Senate Bill 1000 be adopted. Those in favor indicate by
33. saying Aye. Those opposed. The Ayes have it. Amendment No. 2
is adopted. Are there further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. 3rd reading. Senator Lemke, 1018. Did you wish that
5. bill...

6. SECRETARY:

7. Amendment No. 1, offered by Senator Lemke.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Lemke.

10. SENATOR LEMKE:

11. What this amendment does is the...correct the Workmen's
12. Compensation Act. Last year, we passed a bill and somewhere
13. on the Agreed Bill process, they left this out and that was
14. the asbestosis, which is up in Waukegan. I talked to Senator
15. Geo-Karis, and former Senator Leonard, and this amendment should
16. be put on because it was agreed to, and they need it up at...up
17. in that area for asbestosis. I ask for its adoption.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there discussion? Is there discussion? The question
20. is shall Amendment No. 1 to Senate Bill 1018 be adopted. Those
21. in favor indicate by saying Aye. Those opposed. The Ayes
22. have it. Amendment No. 1 is adopted. Are there further amend-
23. ments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. 3rd reading. Senator Bowers, 1025. Did you wish that
28. bill considered?

29. SECRETARY:

30. Amendment No. 1, offered by Senator Demuzio.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Demuzio.

33. SENATOR DEMUZIO:

Well, first of all, I'd like to yield to Senator Bowers,

1. who is the principal sponsor of the bill. I think he wants
2. to make a motion.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Bowers.

5. SENATOR BOWERS:

6. Mr. President, this bill, after the passage of Senate Bill
7. 2, became a vehicle looking for an answer and Senator Demuzio
8. has a problem in his area, as we know, about the construction
9. of jails. The amendment itself merely provides that the Bonding
10. Authority of counties can be extended for the renovation of
11. buildings in addition to the construction of buildings. The
12. referendum provision stays. It makes no other change. I think
13. it's an excellent suggestion as far as the jail problems are
14. concerned. I would move adoption of the amendment, if that's
15. in order.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? The question is shall
18. Amendment No. 1 to Senate Bill 1025 be adopted. Those in
19. favor indicate by saying Aye. Those opposed. The Ayes have
20. it. Amendment No. 1 is adopted. Are there further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. 3rd reading. Senator Carroll dash Regner, 1047. Senator
25. Carroll.

26. SECRETARY:

27. Amendment No. 1, offered by Senator Carroll.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President and Ladies and Gentlemen of the
32. Senate. As you will recall, when we were debating this bill
33. yesterday, I had thought this amendment was on there. I found
it wasn't. This is to add a five hundred dollar cap to any

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1. fines to local or state Liquor Commissioners, and I would move
2. adoption of Amendment No. 1.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? The question is shall Amendment No. 1
5. to Senate Bill 1047 be adopted. Those in favor indicate by
6. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
7. is adopted. Are there further amendments.

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 3rd reading. Senate Bill 1084. Senator Geo-Karis, did
12. you wish that called?

13. SECRETARY:

14. Amendment No. 1, offered by Senator Geo-Karis.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Geo-Karis.

17. SENATOR GEO-KARIS:

18. Mr. President and Ladies and Gentlemen of the Senate.
19. Amendment No. 1 creates the basis for the development of an
20. Emergency Response Plans for fixed nuclear facilities, and
21. for expanding the state's Environmental Monitoring Program
22. for fixed nuclear facilities and it will prepare...it amends
23. the Illinois Radiation Protection Act, by adding a new section,
24. eight point one six of that act, to require the Illinois
25. Department of Public Health to develop a Comprehensive Contingency
26. Plan for protection of public health, welfare and safety during
27. any radiation emergency, and it also has a Monitoring Plan for
28. all these nuclear plants in Illinois, and I certainly urge,
29. respectively...respectfully, its adoption. It also creates
30. a fund called the Nuclear Safety Emergency Preparedness Fund,
31. which takes...makes the facilities' owners, the nuclear
32. facility owners contribute to this fund for the purpose of
33. protection of the people of Illinois.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Mitchler.

2. SENATOR MITCHLER:

3. Mr. President, members of the Senate. I rise in support
4. of this amendment offered by Senator Geo-Karis to Senate Bill
5. 1084. I might point out to the members of the Senate that
6. this amendment is in response to Governor Thompson's announced
7. details of a plan for an Illinois...having an instant warning
8. system for nuclear power station accidents, and providing a
9. uniform, statewide plan for use in the event of a disaster
10. nuclear accident, and this was a result of recommendations
11. made to the Governor by an ad hoc committee that he had
12. created and appointed and I might point out that he did so
13. by appointing the Chairman of the Illinois Commission
14. on Atomic Energy, Representative George Ray Hudson, is Chairman
15. of that committee working with public members from the sector
16. that had knowledge of this area so that they could make this
17. report to the Governor. After that report to the Governor,
18. he drew up this information, and when we get to the...rather
19. than to go into details on the amendment, which is really the
20. main part of the bill now, you will find that there's rather
21. large assessments onto the utility companies in the State
22. of Illinois, and the nuclear plants being constructed to carry
23. out this one. I'm talking about large amounts, I...a figure
24. comes to my mind of three hundred twenty-five thousand dollars
25. initial fee, just for filing, for the safety and precautions
26. taken. I think this is an excellent amendment, and I'm going
27. to say publicly that Governor Thompson should be complemented
28. for his immediate response in forming a committee and getting
29. some answers and getting it into legislation, and I'm proud to...
30. I'd like to join Senator Geo-Karis in the co-sponsorship of
31. this amendment, if I may have leave of the Senate. Thank you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there leave? Leave is granted. Senator Jerome Joyce.

SENATOR JEROME JOYCE:

1. Mr. President, members of the Senate, thank you. I
2. commend the Governor, too, for parts of this amendment. I
3. think that it is high time that we put the Onus where it
4. belonged, and that is that the utility companies should pay
5. for an emergency evacuation plan. Parts of it, I have an
6. amendment to strike a...parts of this also, that are distributed
7. on your desk. After we adopt this amendment, I would offer
8. a separate amendment. The reason being, and the reason for
9. that is, in part of this amendment of Senator Geo-Karis's,
10. the...we are charging one thousand dollars for the...every
11. load of spent fuel or spent fuel rod that is coming in to
12. an offsite facility. It seems to me that by that action, we
13. are condoning the importation of hazardous waste into the
14. State of Illinois. Now this morning, if any of you watched
15. "Good Morning, America", there was a program...on there that
16. had to do with the importation of hazardous waste, and what
17. it said was the casts that these spent fuel rods are hauled
18. in are subject to sabatoge. The NRC is tightening these
19. regulations up. Right now, we don't know where the rods
20. when they're coming in by transport, we don't know when, where
21. or how. We've had testimony from the State Police at hearings,
22. to this effect, that they do not...they are not informed when
23. spent fuel rods are brought into the State of Illinois. So I
24. think that the main thrust of Senator Geo-Karis's amendment
25. is fine, and I would support it, but when we adopt and if we
26. adopt that amendment, I have an amendment to offer to strike
27. that part, dealing with charging one thousand dollars for the
28. importation of spent fuel. By condoning that action, it seems
29. to me we would be making Illinois the nuclear prostitute of
30. the United States, and I am not about to let that happen if
31. I can help it, and especially at a thousand dollars a shot.
32. That just seems to me that we are risking the lives and...of
33. the people of the State of Illinois, so when we get this amend-
ment adopted, I have an amendment to offer.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Geo-Karis may close.

3. SENATOR GEO-KARIS:

4. I respectfully move that this amendment be adopted, since
5. it will give Illinois an instant warning system for nuclear
6. power accidents, and provide a uniform statewide plan for use,
7. in the event of a disasterous nuclear accident. I move for
8. its adoption.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. The question is...Is there...The question is shall Amendment
11. No. 1 to Senate Bill 1084 be adopted. Those in favor indicate
12. by saying Aye. Those opposed. The Ayes have it. Amendment
13. No. 1 is adopted. Are there further amendments?

14. SECRETARY:

15. Number 2, offered by Senator Jerome Joyce.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Jerome Joyce.

18. SENATOR JEROME JOYCE:

19. Yes, Mr. President, thank you. This amendment does what
20. I referred to a moment earlier. It deletes Section four, Sub-
21. Section four of Section four. What this does is say that we
22. will not charge one thousand dollars for the importation of
23. spent fuel. I think it is repulsive that we would even consider
24. this, and I want it known and to be on record that for no matter
25. what price, we would charge to bring in spent fuel that it is
26. not...I don't think we should be for sale, and I don't think
27. we should put the people of Illinois up for sale for a thousand
28. dollars a shipment of spent fuel rods, so I would urge the
29. adoption of this amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Geo-Karis.

32. SENATOR GEO-KARIS:

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

I'm in complete agreement with Senator Joyce, except for one

1. thing. I was a co-sponsor and helped pass his bill, Senate
2. Bill 262, which provided as amended that Illinois cannot take
3. any nuclear spent...spend nuclear fuel in from any other
4. state unless we had a reciprocal consideration. It's in
5. Senator Joyce's bill of 262, so if that bill passes, and we
6. eliminate this, then we are not charging the thousand dollars
7. for the nuclear spent fuel that will be coming in from other
8. reciprocal states, and for that reason, although I am in complete
9. sympathy with him, in view of the fact that his bill as
10. amended provides that Illinois can take in spent nuclear fuel
11. as long as it is reciprocal with other states, then I have to
12. oppose this amendment, because we're nullifying the charge
13. against the utility companies of a thousand dollars per batch
14. when we are allowing it anyway under Senate Bill 262 to come
15. in on the reciprocal basis.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Senator Joyce may close.

18. SENATOR JEROME JOYCE:

19. Well, thank you, Mr. President. The problem with that
20. argument is that there are no other plants in the United States
21. that will accept spent fuel rods, so though our Senate Bill 262
22. implies that we will act in a reciprocal agreement, there are
23. no other plants that will do that, so I think to say, and to
24. put into the Statutes that we will charge for spent fuel rods
25. is being irresponsible and not meeting the demands of the people
26. of the State of Illinois. I think one other thing that might
27. be brought up and this is speculation on my part, that we have
28. been hearing a lot about the Three Mile Island incident. You
29. know, right now we are in Illinois, the only state that maybe
30. of...that could accept the waste from that...plant, and it
31. seems to me that we had better not do anything that would
32. ingender itself to be making us more acceptable in this matter.
33. I have been told as of now, that the...for instance, the GE plant
in Morris, they're not sure whether it will be coming there or

1. not. So I suggest that a thousand dollars a load is not
2. acceptable.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Joyce has closed. Senator Geo-Karis...it was
5. his amendment. Do we have leave to have surrebuttal? All
6. right, the question is shall Amendment No. 2 to Senate Bill
7. 1084 be adopted. Those in favor vote Aye, those opposed Nay.
8. The voting is open. Have all those voted who wish? Have all
9. those voted who wish? Take the record. On that question, the
10. Ayes are 22, the Nays are 27. Amendment No. 2 to Senate Bill
11. 1084 fails. Further...are there further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. 3rd reading. Senator Mitchler, as to 1093. Do you wish
16. that bill...Is it your desire to proceed? Senator, this bill
17. is not on the order of 3rd reading, the Secretary advises. Senate
18. Bill 1192, Senator Lemke. Do you wish to proceed?

19. SECRETARY:

20. Amendment No. 1, offered by Senator Lemke.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Lemke.

23. SENATOR LEMKE:

24. What this does is puts the Asbestosis Amendment into the...
25. this Workmen's Comp bill. I ask for its adoption.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? The question is shall Amendment No. 1
28. to Senate Bill 1192 be adopted. Those in favor indicate by
29. saying Aye. Those opposed. Senator Nimrod. Your light is not
30. lit.

31. SENATOR NIMROD:

32. I'm sorry. What is the...is that...I didn't quite hear
33. what Senator Lemke said the amendment does.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Well, Senator Lemke, Senator Nimrod wants further
2. explanation. Senator Lemke.

3. SENATOR LEMKE:

4. This amendment was requested by Senator Geo-Karis on
5. this bill. Will you explain it, Adeline?

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Geo-Karis.

8. SENATOR GEO-KARIS:

9. I never got a copy of the amendment. You're talking
10. about it, I don't know what you're doing, but...

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Well, do you wish it taken from the record? Senator Geo-Karis.

13. SENATOR GEO-KARIS:

14. This amendment, do you have a copy of it...relates to
15. asbestosis, and if, Senator Lemke, you have a copy of the amend-
16. ment, I haven't seen it. I talked to Senator Lemke about it,
17. and I urge its adoption, because it does relate to the question
18. of asbestosis, which some of our plants do create, and I'd
19. like to take it out of the record, if I may.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Lemke.

22. SENATOR LEMKE:

23. I thought the staff had given Adeline...This amendment...what
24. it does is includes an eleven ninety-two, the provision that
25. extends the present five year limit on the period in which a
26. worker may receive compensation for disablement occurred due
27. to the inhalation of silicosis and asbestosis dust. This augments
28. the period to five years for the last explosion to the inhalation
29. of silicose dust, twenty years from the last explosion to the
30. inhalation of asbestos. Silicosis and asbestosis are specific
31. diseases in general areas. It's predominantly prevalent in
32. Lake County, with John Mansville, and it was a...last session,
33. Representative Greisheimer and it was agreed to be put into
the Comp changes, but it never was, and what we're doing here

1. is putting it in. It's a major problem of lung cancer and
2. so forth in that particular industry.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Nimrod.

5. SENATOR NIMROD:

6. Yes, Mr. President and Ladies and Gentlemen of the Senate.
7. I...you know, I would agree it might be a major problem and I
8. do think we ought to address this, but to bring it on the Floor
9. and to make a presentation at this time that might have some
10. major consequence, it might be we have to do something more
11. that would help it, or it might be less, but I do think we
12. ought to be entitled to hear this and discuss it before we
13. adopt an amendment making such a change. Just to adopt it with-
14. out knowing what it is and what effect it's going to have and
15. how it's going to affect us on the whole Workmen's Comp picture
16. I would question its advisability of adopting it at this time.
17. And if I might ask Senator Geo-Karis if she could hold this
18. and we could discuss it and try to put it on some other means
19. of getting it onto a bill. I'm sure we can, but we ought to
20. at least have a chance to discuss it.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Well, the amendment is Senator Lemke's amendment.

23. Senator Lemke.

24. SENATOR LEMKE:

25. Well, it's my amendment. We're trying to help a cause...
26. In fact, last session, Senator Nimrod, you were for the idea, so
27. all we're trying to do is put something that's agreed into a
28. bill, in case it passes, it's taken care of. Someplace in
29. the Agreed Bill Process in the House, they lost this amendment,
30. and it was supposed to be in that bill, so what we're doing
31. here is putting it in, and everybody thought it was in, and
32. the staff said it wasn't, so now we're putting it in any possible
33. bill that might pass for Workmen's Comp, and this is one of
the bills.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussssion? The question is shall
3. Amendment...Senator Berning.

4. SENATOR BERNING:

5. Well, thank you, Mr. President. A question of the sponsor.
6. My understanding was that the amendment you're proposing here
7. has already been put on a prior bill, I think it was 1084, is
8. that not correct?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Lemke.

11. SENATOR LEMKE:

12. No, we didn't put it on 1084. What we're trying to do
13. is make this, because this is an agreed thing, is to put
14. it in in case we pass a Workmen's Comp bill, we'll make
15. sure that this proposal passes, because it's been requested
16. by a particular industry and by a particular...by the industry
17. and also by the union in that industry that they need this
18. because they want to...these employees are not being taken
19. care of, and it was agreed to and this is what we're doing.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Berning.

22. SENATOR BERNING:

23. I apologize. I thought it was 1084, it was 1018, I
24. believe, the same amendment has been hung on. I question
25. whether we need it on two bills.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Keats, for what purpose do you rise?

28. SENATOR KEATS:

29. Just to explain, this is a mediocre amendment being
30. put on a terrible bill, but it is the sponsor's bill, and
31. he's got the right to put mediocre amendments on bad bills
32. on 2nd reading. I would personally say let's let him go
33. with it.

PRESIDING OFFICER: (SENATOR DONNEWALD)

AB 1195
Rec'd
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Is there further discussion? Senator Lemke may close.

1. SENATOR LEMKE:

2. Ask for the adoption.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. He closed...The question is shall Amendment No. 1 to
5. Senate Bill 1192 be adopted. Those in favor indicate by saying
6. Aye. Those opposed. The Ayes have it. Amendment No. 1 is
7. adopted. Are there further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 3rd reading. Senator Rhoads, do you wish to proceed
12. with 1195?

13. SECRETARY:

14. Amendment No. 1, offered by Senator Rhoads.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Rhoads.

17. SENATOR RHOADS:

18. Thank you, Mr. President and members of the Senate. This
19. bill started out as a simple fee increase for Pest Control
20. Licenses, and it's now become a Christmas Tree for the Pest
21. Control people and the Department of Public Health, but they
22. have agreed on this amendment, so I've agreed to offer it.
23. The amendment does essentially three things. It provides for
24. covering a Situation of Reciprocity with other states. If
25. we do not have a specific Reciprocity Agreement, certified
26. technicians from other states may be recognized in Illinois
27. if they are...if we get some sort of official letter from
28. that state government, whatever it happens to be. It also
29. provides that the fee will only be paid for each original
30. application, rather than each application. The reason for
31. this is that renewal applications come in and it was...the
32. fee was considered excessive for renewals. And finally, it
33. provides that we will not charge these fees to employees of

1. local governments, simply on the philosophy that the state
2. should not be taxing another echelon of government. I'd be
3. happy to answer any questions or move for its adoption.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there discussion? Senator Maragos.

6. SENATOR MARAGOS:

7. What is a Structural Pest Control Technician?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Rhoads.

10. SENATOR RHOADS:

11. Do you remember Mary Orcus? This is her cousin, Fred
12. Orkin.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? The question is shall Amendment
15. No. 1 to Senate Bill 1195 be adopted. Those in favor indicate
16. by saying Aye. Those opposed. The Ayes have it. Amendment
17. No. 1 is adopted. Are there further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. 3rd reading. Senator Geo-Karis, do you wish to proceed
22. with 1201?

23. SECRETARY:

24. Amendment No. 1, offered by Senator Geo-Karis.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Geo-Karis.

27. SENATOR GEO-KARIS:

28. Mr. President, Ladies and Gentlemen of the Senate. Amend-
29. ment No. 1 contains...the main thrust of this amendment is this-
30. this relates to Employment Agencies. The main thrust is where
31. any licensed employment agency which already places an individual
32. with an employer and accepts a fee with a placement and then
33. re-contacts that individual after he's had the job for the
purpose of replacing the individual with another employer shall

1. be subject to a hearing by the Illinois Department of Labor,
2. which may result in the revocation of the Employment Agency's
3. license. We've had some of these schlock employment agencies.
4. They send a person out to a job, the man gets the job, and then
5. when this agency gets a little more fee from someone else,
6. calls the very employee they send out there and says "Boy,
7. we've got a better job for you", has them quit, and then some-
8. times that poor employee doesn't get the second job, and if
9. he does, it's still not ethical. So, we're trying to clean
10. up some ethical considerations, and I move for its adoption.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? The question is shall
13. Amendment No. 1 to Senate Bill 1201 be adopted. Those in
14. favor indicate by saying Aye. Those opposed. The Ayes have
15. it. Amendment No. 1 is adopted. Are there further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senate Bill 1237, Senator Donnewald.

22. SECRETARY:

23. Amendment No. 1, offered by Senator Donnewald.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Donnewald.

26. SENATOR DONNEWALD:

27. This is an amendment to...just a moment...this is an amendment
28. to the Public Accounting Act on Senate Bill 1237, and what
29. it does is issue rules and regulations and individual orders
30. in respect to continuing education requirements for CPA's, and
31. it applies to CPA's only. I would appreciate the adoption
32. of the amendment.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any further discussion? Senator Maragos.

1. SENATOR MARAGOS:
2. Senator Donnewald, I...is that the amendment offered by
3. the CPA Society?
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Senator Donnewald.
6. SENATOR DONNEWALD:
7. Yes, it is.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Is there any further discussion? If not, Senator Donnewald
10. moves the adoption of Amendment No. 1 to Senate Bill 1237.
11. Those in favor indicate by saying Aye. Those opposed No.
12. Amendment No. 1 is adopted. Any further amendments.
13. SECRETARY:
14. No further amendments.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. 3rd reading. Senate Bill 1248, Senator Maragos. Read
17. the bill, Mr. Secretary.
18. SECRETARY:
19. Amendment No. 1, offered by Senator Maragos.
20. SENATOR MARAGOS:
21. Mr. President, there is two amendments...
22. SECRETARY:
23. this is the long form....
24. SENATOR MARAGOS:
25. ...it might, number 1. I would like the one withdrawn
26. and leave the short one that has the five percent cap on it.
27. The shortest of the two is the one I want. Withdraw the other
28. one, please.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Go ahead, Senator Maragos.
31. SENATOR MARAGOS:
32. Mr. President, members of the Senate. A few days ago,
33. we tried to put a amendment at 1248, and we found that because
there was no cap on the levy, it has been agreed now, by the

1. other members also on the other side of the aisle that
2. ...Mr. Rhoads...Senator Rhoads and also the staff on the
3. Republican side that we should agree with the cap, and
4. our leadership has agreed with it, and I ask for its
5. adoption. So it amends Senate Bill 1248 on page one
6. by deleting the amount of two percent to make it five
7. percent which is a cap which should be sufficient funds
8. for those purposes, and I ask for its adoption.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? Senator Rhoads.

11. SENATOR RHOADS:

12. Thank you, Mr. President. I rise in support of the
13. amendment. The Cook County Clerk's office gave us some
14. figures which showed us in very accurate dollar terms, I
15. thought, exactly what they would need in the way of a levy
16. to adequately cover the election cost, and I think it's a
17. good amendment.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, Senator Maragos
20. moves the adoption of Amendment No. 1 to Senate Bill 1248.
21. Those in favor indicate by saying Aye. Those opposed Nay.
22. The Ayes have it. Amendment No. 1 is adopted. Any further
23. amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. 3rd reading. Senate Bill 1262, Senator Martin. Senator
28. Martin.

29. SENATOR MARTIN:

30. For purposes of Tabling, having voted on the prevailing
31. side, I move to reconsider the vote by which Amendment No. 1
32. passed.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Having voted on the prevailing side, Senator Martin

1. moves to reconsider the vote by which Amendment No. 1 was
2. adopted. Those in favor indicate by saying Aye. Those
3. opposed. The Ayes have it. The motion carries.

4. SENATOR MARTIN:

5. I move to Table Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Martin moves to Table Amendment No. 1. All
8. in favor indicate by saying Aye. Those opposed. Amendment
9. No. 1 is Tabled. Any further amendments?

10. SECRETARY:

11. No further amendments.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. 3rd reading. Senate Bill 1295, Senator Rhoads.

14. SECRETARY:

15. Amendment No. 1, offered by Senator Rhoads.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Rhoads.

18. SENATOR RHOADS:

19. Thank you, Mr. President and members of the Senate. This
20. is the bill which would allow a local taxing body to become
21. party to a complaint for reassessment of a piece of property.
22. In the original bill, we refer to "...the board shall give
23. written notice of its decision, including a finding of the
24. facts upon which the decision is based..." and it was suggested
25. by the Cook County Assessor that this might get into a highly
26. technical area that we...really was not the intent of the bill,
27. so Mr. Dan Pierce, the Assistant Assessor and myself and
28. the Department discussed it and we've come up with this
29. amendment which says that the taxing bodies will be informed
30. of the decision, including a brief explanation of the reasons
31. for this action to the owner of the property, and I urge the
32. adoption of the amendment.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Daley.

1. SENATOR DALEY:

2. Mr. President, fellow Senators. Will the Senator yield
3. to a question?

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. He indicates he will.

6. SENATOR DALEY:

7. Now is it appropriate that every taxing body is going
8. to receive a notice of the decision. In other words, in
9. the school districts, the park districts, the sanitary dis-
10. tricts, all the...they'll be getting automatic notice on the
11. decision?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Rhoads.

14. SENATOR RHOADS:

15. Only if they were a party to the complaint. In other
16. words, if they are the ones who are complaining that the
17. property has been over-assessed or under-assessed, the
18. owner of the property will get a copy and so will they.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Daley.

21. SENATOR DALEY:

22. Is it incumbent upon a citizen of that taxing body,
23. can they request the taxing body to become a participant...
24. receive notification if it's under-assessed? In other
25. words, I'm talking about the large buildings in Suburban Cook,
26. the large manufacturing buildings that really, if you look
27. at it, anyone can say they're under-assessed. So you're going
28. to allow all the taxing bodies to receive notice of the
29. decisions? I mean, especially in the Suburban area, many
30. taxing bodies.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Rhoads.

33. SENATOR RHOADS:

I just said no, Senator Daley. Only if the taxing body

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- 1. were...
- 2. SENATOR DALEY:
- 3. Yeah, but they have to become part of it if a citizen
- 4. complains, and he says they're under-assessed, you would
- 5. have to be out of you mind, if you're an elected or appointed
- 6. official and you don't participate in a question of under-
- 7. assessment.
- 8. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 9. Senator Rhoads.
- 10. SENATOR RHOADS:
- 11. Mr. President, we're going to go around again on these. .
- 12. Let's take it out of the record, and I'll try it a second
- 13. time.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 15. Take it out of the record. Senate Bill 1314, Senator
- 16. Daley.
- 17. SECRETARY:
- 18. Amendment No. 1, offered by Senator Daley.
- 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 20. Senator Daley.
- 21. SENATOR DALEY:
- 22. Mr. President and fellow Senators. Amendment No. 1 places
- 23. an Advisory Board of the University of Illinois Division of
- 24. Crippled Children to the Division of Vocational Rehabilitation.
- 25. What it does now is it puts a Medical Review Board to review the
- 26. decisions of the administrator, and anyone can appeal the decisions,
- 27. a doctor, a hospital, if they disagree with that. Secondly,
- 28. it transfers the employees and equipment from the University
- 29. of Illinois to the Personnel Code. Thirdly, it keeps the
- 30. pensions of present employees, which were very important, under
- 31. the University of Illinois, those that are already under
- 32. the Pension Plan. And fourthly, it changes the effective date
- 33. immediately to January one, nineteen eighty.
- PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there further discussion? If not, Senator Daley
2. moves the adoption of Amendment No. 1 to Senate Bill 1314.
3. Those in favor indicate by saying Aye. Those opposed Nay.
4. The Ayes have it. Amendment No. 1 is adopted. Are there any
5. further amendments?
6. SECRETARY:
7. No further amendments.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. 3rd reading. Senate Bill 1350, Senator Bloom.
10. SECRETARY:
11. Amendment No. 3, offered by Senator Bloom.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Bloom.
14. SENATOR BLOOM:
15. Thank you, Mr. President. This cleans up the language
16. that was caught by staff on the other side of the aisle, and
17. adds a seventy-five million small business set-aside, which
18. was inadvertently deleted in Amendment No. 2. I move its
19. adoption.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Is there further discussion? If not, Senator Bloom moves
22. the adoption of Amendment No. 3 to Senate Bill 1350. Those
23. in favor indicate by saying Aye. Those opposed Nay. The Ayes
24. have it. Amendment No. 3 is adopted. Any further amendments.
25. SECRETARY:
26. No further amendments.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. 3rd reading. Senate Bill 1357, Senator Davidson.
29. SECRETARY:
30. Amendment No. 1, offered by Senator Davidson.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Senator Davidson.
33. SENATOR DAVIDSON:
Yes, Mr. President, members of the Senate. This amendment

1. does what was asked to be corrected in Education Committee,
2. to make sure that the contractor is only serving the students
3. for the school, and it removes the sales tax deletion. I move
4. the adoption of Amendment No. 1.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. You've heard the motion. Any further discussion. Senator
7. Bruce.

8. SENATOR BRUCE:

9. Thank you, Mr. President and members of the Senate. I
10. rise in support of Amendment No. 1 to Senate Bill 1357. The
11. amendment makes two major changes in the legislation as proposed.
12. It would have allowed as introduced, the...would not have
13. required the collection of sales tax on items associated with
14. school transportation. That we found to be almost unworkable
15. and sales tax has been completely removed from the perview
16. of this legislation. The other thing that it does, it says
17. that they will pay the gas tax. It includes both private
18. contract carriers and school districts and says that they will
19. pay the motor fuel tax and then file for as farmers and
20. the Aviation Industry does now, for a refund. It also affects
21. the RTA tax by allowing private carriers to file for a Certificate
22. of Exemption, just as the public school districts now do, on
23. the RTA tax. I would move for...concur in the movement for
24. adoption of Amendment No. 1.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? If not, Senator Davidson
27. moves for the adoption of Amendment No. 1 to Senate Bill 1357.
28. Those in favor indicate by saying Aye. Those opposed Nay. The
29. Ayes have it. Amendment No. 1 is adopted. Any further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. 3rd reading. Senate Bill 1431, Senator Berman.

SECRETARY:

1. Amendment No. 2, offered by Senator Berman.
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. Senator Berman.
4. SENATOR BERMAN:
5. Thank you, Mr. President. Amendment No. 2 is a technical
6. amendment sent up from the Legislative Reference Bureau. I
7. move the adoption of Senate Amendment No. 2.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Is there further discussion? If not, Senator Berman
10. moves the adoption of Amendment No. 2 to Senate Bill 1431.
11. Those in favor indicate by saying Aye. Those opposed Nay.
12. The Ayes have it. Amendment No. 2 is adopted. Any further
13. amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. 3rd reading. Senate Bill 1435, Senator Nimrod.
18. SECRETARY:
19. Amendment No. 3, offered by Senator Nimrod.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Nimrod.
22. SENATOR NIMROD:
23. Thank you, Mr. President. What Amendment No. 3 does,
24. it changes the bonding provisions in here from General
25. Obligation Bonds to Revenue Bonds, and makes some technical
26. changes. I would move for the adoption of Amendment No. 3.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. Is there further discussion? If not, Senator Nimrod
29. moves the adoption of Amendment No. 3 to Senate Bill 1435.
30. Those in favor indicate by saying Aye. Those opposed Nay.
31. The Ayes have it. Amendment No. 3 is adopted. Any further
32. amendments?
33. SECRETARY:
No further amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. 3rd reading. We have compiled a second list of bills,
3. Senate Bills, to be brought back to the order of 2nd reading
4. for the purpose of amendment. Is leave granted to bring
5. these following bills back- Senate Bill 157, Senate Bill 190,
6. Senate Bill 235, Senate Bill 298, Senate Bill 350, Senate
7. Bill 399, Senate Bill 447, Senate Bill 515, Senate Bill 603,
8. Senate Bill 654, Senate Bill 659, Senate Bill 723, Senate
9. Bill 798, Senate Bill 889, Senate Bill 905, Senate Bill 906,
10. Senate Bill 962, Senate Bill 967, Senate Bill 997, Senate
11. Bill 1053, Senate Bill 1164, Senate Bill 1172, Senate Bill
12. 1269, Senate Bill 1271, Senate Bill 1295, Senate Bill 1299,
13. Senate Bill 1331, Senate Bill 1359, and Senate Bill 1374.
14. Is leave granted? Leave is granted. Now, immediately after
15. that order of business, any sponsor who has a bill on Postpone
16. Consideration and wishing to bring it back to the order of
17. 2nd reading for the purpose of amendment, we will go to that
18. order of business, so bring your amendments down to the Secretary's
19. desk. On the order of Senate Bills on 2nd reading, Senate
20. Bill 157, Senator Carroll.

21. SECRETARY:

22. Amendment No. 5, offered by Senator Buzbee.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Thank you, Mr. President. This is the amendment that
27. adds the Ordinary Contingent Expenses for the Energy Resources
28. Commission. It's one hundred and fifty-eight thousand dollars,
29. and I would move its adoption.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, Senator Buzbee moves
32. the adoption of Amendment No. 5 to Senate Bill 157. Those in
33. favor indicate by saying Aye. Those opposed Nay. The Ayes
have it. Amendment No. 5 is adopted. Any further amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. 3rd reading. Senate Bill 190, Senator Lemke.
5. SECRETARY:
6. Amendment No. 1, offered by Senator Lemke.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Senator Lemke.
9. SENATOR LEMKE:
10. What this amendment does is incorporates some of the
11. provisions of Senator Keats's bill into 190. I ask for its
12. adoption.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Is there any further discussion? If not, Senator Lemke
15. moves the adoption of Amendment No. 1 to Senate Bill 190.
16. Those in favor indicate by saying Aye. Those opposed. Amend-
17. ment No. 1 is adopted. Any further amendments?
18. SECRETARY:
19. No further amendments.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. 3rd reading. Senate Bill 235, Senator Netsch.
22. SECRETARY:
23. Amendment No. 2, offered by Senator Netsch.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Senator Netsch.
26. SENATOR NETSCH:
27. I think first of all, I would seek leave, or did you
28. grant leave for all of the bills, to bring them back to
29. 2nd? All right. I'm sorry. I did not hear that. Amendment
30. No. 2 is fairly significant. This is the Annual Information
31. Return, which is part of the Mirage Package. I had consistently
32. said that if we could determine a way to cut down on the burden
33. to be placed on business, that I would be more than agreeable
to do that. I'm not interested in lots more paper and lots

1. more forms to be filled out. A proposal was made, which
2. I have now discussed at some length with people from the
3. Department of Revenue, and they believe that it would not
4. only serve our objectives, but would really work much better
5. than the original mandatory Annual Information Return. The
6. amendment would permit the Department on specific notice to
7. a taxpayer to require that the taxpayer file the Annual
8. Information Return for a given year or years, so that it
9. would not be a mandatory annual event unless it were specifically
10. requested. That allows the Department the flexibility to
11. set up programs that will help them to develop enforcement
12. patterns without at the same time being flooded with millions
13. and millions of separate...not millions, but several thousands
14. of separate forms. I am agreeable to it. I think the Department
15. is right that it will realize our objectives and I would therefore
16. move the adoption of Amendment No. 2 to Senate Bill 235.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there further discussion? If not, Senator Netsch moves
19. the adoption of Amendment No. 2 to Senate Bill 235. Those
20. in favor indicate by saying Aye. Those opposed Nay. The
21. Ayes have it. Amendment No. 2 is adopted. Any further amendments?

22. SECRETARY:

No further amendments.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. 3rd reading. Senate Bill 298, Senator Buzbee.

25. SECRETARY:

26. Amendment No. 2, offered by Senator Buzbee.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Buzbee.

29. SENATOR BUZBEE:

30. Thank you, Mr. President. This is a language that straightened
31. out some technical difficulties we had, and I would move its
32. adoption.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there further discussion? If not, Senator Buzbee
2. moves the adoption of Amendment No. 2 to Senate Bill 298.
3. Those in favor indicate by saying Aye. Those opposed Nay.
4. The Ayes have it. Amendment No. 2 is adopted. Any further
5. amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. 3rd reading. Senate Bill 350, Senator Becker.

10. SECRETARY:

11. Amendment No. 2, offered by Senator Becker.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Becker.

14. SENATOR BECKER:

15. Thank you, Mr. President. I ask to reconsider the
16. vote taken on Amendment No. 1 for the purpose of Tabling.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Having voted on the prevailing side, Senator Becker
19. moves to reconsider the vote by which Amendment No. 1 was
20. adopted. All those in favor indicate by saying Aye. Those
21. opposed. The Ayes have it. The vote to reconsider carries.

22. SENATOR BECKER:

23. I move to Table.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Becker now moves to Table Amendment No. 1 to
26. Senate Bill 350. Those in favor indicate by saying Aye.
27. Those opposed. The Ayes have it. Amendment No. 1 is Tabled.
28. Senator Becker.

29. SENATOR BECKER:

30. I move the adoption of Amendment No. 2.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there further discussion? If not, Senator Becker
33. moves the adoption of Amendment No. 2 to Senate Bill 350.
Those in favor indicate by saying Aye. Those opposed Nay.

1. The Ayes have it. Amendment No. 2 is adopted. Any further
2. amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. 3rd reading.

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End of Reel #2

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1. Senate Bill 399, Senator Grotberg.

2. SECRETARY:

3. Amendment No. 1 offered by Senator Buzbee.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. Thank you, Mr. President. This amendment makes a net reduction
8. of thirty-five thousand four hundred dollars and I would move
9. its adoption.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? Senator Grotberg.

12. SENATOR GROTBURG:

13. Yeah, I think the Body should know this is a Prison Review Board
14. budget for the coming year and this amendment...part of it I agree
15. with. It brings the payroll costs into the seven percent line, but
16. they had asked for a full time attorney instead of a part time
17. attorney and they cut that out and left them with only the part
18. time attorney. I would like the record to show that sooner or later
19. we're going to have to put an in-house attorney on that Prison
20. Review Board. They've got more jailhouse lawyers to deal with than all
21. of the rest of the prisoner's organizations and corrections put
22. together and they probably need it worse than anybody. I object
23. to it, but will not agonize over it. Thank you.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Buzbee moves the adoption of Amendment No. 1
26. to Senate Bill 399. Those in favor indicate by saying Aye. Those
27. opposed. The Ayes have it. Amendment No. 1 is adopted. Any further
28. amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. 3rd reading. Senate Bill 447, Senator Wooten.

33. SECRETARY:

Amendment No. 6 offered by Senator Wooten.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Wooten.

3. SENATOR WOOTEN:

4. Thank you, Mr. President and colleagues. What Amendment No. 6
5. does is to restore the agreement that was made with all parties
6. concerned in the restaurant inspection bill and in particular
7. those parts which were undone by Amendment No. 5 offered by Senator
8. DeAngelis. It also gives a further extension to those church groups
9. who serve meals once a day...once a week to civic clubs. It extends
10. that privilege from one day a week or a total of fifty-two days to
11. sixty days within a year which I think is a reasonable upward
12. adjustment for that exemption. And I would move the adoption of
13. Amendment No. 6.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? Senator DeAngelis.

16. SENATOR DeANGELIS:

17. Thank you, Mr. President. I rise in opposition to Amendment No. 6
18. because as Senator Wooten said, it really strips Amendment No. 5.
19. Amendment No. 5 simply enlarged the prerogatives that Senator Wooten
20. issued under Amendment No. 4. And what Amendment No. 4 really did
21. was to allow one unit of local government and that is any county
22. that has more than a million people, to be exempt from this piece of
23. legislation, by their request. And what I am saying by Amendment
24. No. 5 is that if you see fit to give that unit of local government
25. that exemption, then I think every other county in the State of Illinois
26. or unit of local government that has home rule, should have the same
27. privilege. Therefore, I stand in opposition to Amendment No. 6.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? If not, Senator Wooten moves the
30. adoption of Amendment No. 6 to Senate Bill 447. Those in favor indicate
31. by saying Aye. Those opposed Nay. The Ayes have it. Amendment No.
32. 6 is adopted. A roll call has been requested. A roll call has
33. been requested. A roll call has been requested on the adoption of
Amendment No. 6 to Senate Bill 447. Will the members please be in their

1. seats. Those in favor vote Aye. Those opposed vote Nay. The
2. voting is open. Have all voted who wish? Have all voted who wish?
3. Take the record. On that question the Ayes are 35, the Nays are
4. 19, none Voting Present. Amendment No. 6 having received a
5. constitutional majority is declared adopted. Any further
6. amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. 3rd reading. Senate Bill 515, Senator Mitchler.

11. SECRETARY:

12. Amendment No. 1 offered by Senator Regner.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Regner.

15. SENATOR REGNER:

16. Yes, Mr. President and members of the Senate. The other day
17. we had a particular bill up for consideration and that was the approval
18. of AFSCME agreements by the General Assembly. The bill is now on
19. Consideration Postponed. I realize that will be sometime late
20. Friday night. We all know how Postponed Consideration goes in the
21. Senate. Therefore, I offer this amendment on Senate Bill 515
22. with the approval of the sponsor, Senator Mitchler, and what it does
23. it's exactly the same as 337 in that the General Assembly will approve
24. AFSCME contracts negotiated by the Department of Personnel
25. and the Governor's Office. I move it's adoption.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Is there any further discussion? If not, Senator Regner moves
28. the adoption of Amendment No. 1...Senator Buzbee.

29. SENATOR BUZBEE:

30. I defer to Senator Bruce since he knows a lot more about this
31. than I do.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Bruce.

1. SENATOR BRUCE:

2. Thank you, Senator Buzbee. I appreciate your assistance.

3. I think that the membership ought to be aware of the fact

4. that this almost identical language was defeated on a...in another

5. bill and it is...which now resides on the area of...on the Calendar

6. on Postponed Consideration. The amendment before you says that

7. every agreement negotiated by the Director of Personnel was going

8. to have to go through the Legislative process. I think the bill

9. goes a great deal farther than the original legislation in that

10. we may very well get involved with prevailing wage rates at all the

11. colleges and universities and a...a large number of employment

12. contracts. As I mentioned earlier, we can replay the arguments

13. pro and con. If you want to become a full time Legislature and

14. bargain every evening until two or three in the morning with all the

15. various employee groups, this is a great bill. You would like to

16. continue to be a legislator and allow the Executive to be the

17. Executive Branch, that's fine. I would point out in all of these

18. matters, that all of these agreements are, without any change in the

19. Statutes, subject to appropriation. That's just there. We did that

20. last year. Whether that's right or wrong, but every negotiated

21. agreement comes to this Body for an appropriation and that is the

22. appropriate place for the Legislature to react, not in the agreement.

23. Not in the agreement. I don't know what they're going to say on

24. group insurance or pension rights or sheltering income and I don't

25. really want to know. But what...what concerns me as a Legislator

26. is the fact if it costs money, we have to appropriate and that will

27. be done without this amendment as it has been done in the past and I

28. think that this particular amendment ought to be defeated.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Further discussion? Senator Davidson.

31. SENATOR DAVIDSON:

32. Mr. President and members of the Senate. I rise in opposition

33. to this amendment. Now, we debated this bill, Senate Bill 337 or

347 or whatever the number was, the other day and it's on Postponed

1. Consideration 'cause it could not get enough votes. The idea where
2. we, as Legislators, to enter into the negotiation between the
3. employer and the employees, goes from the sublime to the ridiculous.
4. How are we going to pass on a negotiated agreement when we did not
5. participate in the bargaining in the first place? Now, the
6. correct way to address the problem of this is through the appropriation
7. process which we have and hopefully will continue to do. This is
8. a bad amendment. I urge you all to vote No.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Weaver.

11. SENATOR WEAVER:

12. Thank you, Mr. President. Well, I'm a little bit surprised at
13. Senator Buzbee because he's been in the forefront as far as
14. equalizing pay between university employees, crafts, et cetera,
15. with State employees so I would hope that Senator Buzbee could
16. support this amendment because it's right down to the nub of the
17. concerns he has on differentials in pay. So, I think all of us
18. should support this amendment.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there further discussion? Senator Buzbee.

21. SENATOR BUZBEE:

22. Well, Senator Weaver, I'm glad to know that you're playing the role
23. of my conscience which you do quite often. The fact of the matter is
24. that I do plan to support this amendment. I'm very much in favor of
25. this concept. I will have to admit that like some other of my
26. colleagues this morning, I was caught a little bit unawares
27. when that amendment came up and did not really realize what it was.
28. But this simply says as does another bill that Senator Regner is the
29. principal sponsor of, of which I am a cosponsor, that Mr. Governor,
30. you can no longer negotiate labor contracts with employee unions
31. and then present the Legislature with a bill and say here, pay it.
32. This simply says that we're going to...that we, the Legislature, the
33. people's elected representatives, the people who are responsible for

1. the spending, the appropriating and the spending of eleven
2. to twelve billion dollars of taxpayer dollars, that we, the people's
3. representative, will have the final say. Now, the AFSCME union and
4. various other unions are very irate. As I said the other day, my
5. mother even got a threatening phone call on my life over this bill,
6. they didn't have guts enough to call me but I don't care how many
7. people call or how bad a guy they think I am, I'm going to fulfill
8. the responsibilities that the Constitution says that I have.
9. And that includes appropriating and spending taxpayer dollars
10. properly. We cannot do that if we don't have the final say
11. as to a contract that's been signed by the Governor. You know, I
12. really...I really find the press so completely unresponsive...
13. irresponsible, that it's unbelievable in this whole matter.
14. When we voted pay increases for ourselves, the judicial and the
15. chief executives of this State last fall, the total cost of that
16. package, was about eight million dollars a year and the press went
17. absolutely beserk. They went absolutely crazy. In an eleven
18. billion dollar budget, they said eight million dollars is just
19. unbelievable. And yet the Governor signs a contract
20. with an employees union that adds fifty-four million dollars in one
21. year and nobody blinks an eye. Fifty-four million dollars as
22. described by Directory Boys is the cost of the employees pay increase
23. package this last...this year. I think that State employees
24. deserve pay increases. I favor their getting pay increases.
25. In particular, Department of Corrections Personnel, he gave them a
26. kind of a double whammy in that he gave them the sixty-five dollar
27. across the board pay increase and then he also, one January is
28. increasing them one step up in the pay scale. I think that is long
29. overdue. I applaud that action. But the fact of the matter is the
30. action was taken unilaterally by the Chief Executive. At no time were
31. the people's elected representatives who had the constitutional
32. responsibility to appropriate the dollars to pay for it, at no time,
33. were we consulted. He simply handed us the bill and said here is
fifty-four million dollars. Pay it. I favor this legislation. It's

1. long overdue.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. We have three other speakers, Senator Berning, Knuppel and
4. Washington. Senator Berning. Senator Bruce for what purpose do you arise?

5. SENATOR BRUCE:

6. Mr. President, under our rules, we are to read bills by title
7. and amendments to bills are to be germane to the title of the Act.
8. Senate Bill 515 is entitled an Act relating to auto mileage
9. reimbursement for State employees. This amendment does not amend
10. the title and therefore, since it relates to negotiated contracts,
11. I would ask for a ruling on whether or not this amendment is
12. germane to the Act.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Bruce.

15. SENATOR BRUCE:

16. Well, I would just point out that you know, we've
17. always allowed amendments to chapters and frankly, when I draft
18. bills, I am...I always try to get the broadest definition. If this
19. just said to amend Chapter 127, but that is not the title of the Act.
20. The Act is very narrowly drawn by the Reference Bureau as an Act
21. relating to auto reimbursement of State employees.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

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

24. SENATOR RHOADS:

25. Well, I'm not sure I understand the Gentleman's point. Although
26. there is a germaness of title rule in the House, I was never aware
27. that we had one such a rule in the Senate and I'd...are you
28. citing a particular rule, Senator Bruce?

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Bruce. Senator Regner, do you...

31. SENATOR REGNER:

32. Yes, Mr. President. The way I read it is it does amend the title.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, I would be informed that it does not amend the title.

1. The first amendment is on page 1, line 4. The title is above it
2. as an Act relating to auto mileage reimbursement for State employees.

3. SENATOR BRUCE:

4. That is not the...that is not...

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Bruce.

7. SENATOR BRUCE:

8. That is not the title of the Act. The title of the Act as
9. read by the Secretary and which is required under our Constitution
10. that bills be read three times by title. The Secretary read...
11. 2nd reading and 3rd reading will read an Act relating to auto
12. mileage reimbursement for State employees. It's just that this
13. particular Act is so narrowly drawn, I don't want to get into a
14. contest on every bill we're going to have amendments on, but it
15. just seems that this one was so narrowly drawn, that it certainly
16. goes beyond the confines of this particular Act.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. It's the ruling of the Chair that this amendment is not within
19. the purview of the title of this Act and therefore is not germane.
20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. I'm rising then on a point of personal privilege. I just heard
23. Senator Buzbee's remarks and he said when we voted a pay raise last
24. winter. I looked at that list...you know I sponsored that bill and
25. I'll be damned if I saw his name on the affirmative anywhere
26. there.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Bruce.

29. SENATOR BRUCE:

30. And I certainly don't want to be stopped, Senator Regner,
31. shot at getting this amendment on 515 and I would have no objection
32. if he wants to put another amendment in proper form to come back to
33. this Order of Business. I just think we ought to conduct the business
in an orderly fashion.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Point well taken. Senator Regner. Senator Regner.

3. SENATOR REGNER:

4. Well, you know, one or two things. Might we amend it on

5. its face while we have the issue before us and save some time?

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. I am informed that this is not a technical amendment and we should

8. not be doing that on the face of the bill. Senator Regner.

9. SENATOR REGNER:

10. Will we get back to it today, then?

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator, from the bills on the list, that if your amendment

13. is prepared quickly, we'll get back to it by the time we finish the

14. list.

15. SENATOR REGNER:

16. Okay, thank you.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. For what purpose does Senator Gitz arise?

19. SENATOR GITZ:

20. On a point of personal privilege. This is the first time in the

21. thirty-fifth district where we've had a school district visiting

22. today. I would appreciate it if we would honor the school district

23. from Thompson, Illinois and the Educational Services Regent

24. Superintendent, Howard Kennedy in the gallery.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Would our guests please stand and be recognized. Senate Bill 515.

27. Take it out of the record. Senate Bill 603, Senator Nash.

28. Senator Nash on the Floor? Senate Bill 654, Senator McMillan.

29. Senator Nash. Oh, Senator Rhoads. Senate Bill 603.

30. SECRETARY:

31. Amendment No. 1 offered by Senator Nash.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Nash.

SENATOR NASH:

1. SENATOR NASH:
2. Amendment...Mr. President and Ladies and Gentlemen of the Sneate.
3. I move that Amendment No. 1 be adopted.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Is there further discussion? Senator Rhoads.
6. SENATOR RHOADS:
7. Yes, could we have a brief explanation of the amendment, Senator
8. Nash?
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Nash, would you like to explain the amendment briefly?
11. SENATOR NASH:
12. Yes, Amendment No. 1 amends the Election Code and township back...
13. to eliminate nomination by caucus. This is only done in a couple
14. townships in the State and will bring the entire State into
15. ...in uniform for nominating candidates.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Rhoads.
18. SENATOR RHOADS:
19. Senator, has the amendment been distributed, do you know?
20. It has. All right. Now, this is...this is the same as what was Senator
21. Vadalabene's bill and you're amending it into 603 so that everyone
22. understands, as a vehicle, right? All right. And then there is...
23. what is the other bill that we're also amending in?
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Senator Nash.
26. SENATOR NASH:
27. The other one is...provides that municipalities with
28. Boards of Election Commissioners or counties...they have a population
29. of thirty-five thousand or more...municipalities and counties use
30. voting machines or electronic voting systems. Eliminates the paper
31. ballots.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Senator Rhoads.

1. SENATOR RHOADS:
 2. And right now it's a forty thousand threshold, is that it?
 3. PRESIDING OFFICER: (SENATOR SAVICKAS)
 4. Senator Nash.
 5. SENATOR NASH:
 6. Yes, Senator Rhoads.
 7. PRESIDING OFFICER: (SENATOR SAVICKAS)
 8. Is there further discussion? If not...Senator Rhoads.
 9. SENATOR RHOADS:
 10. I guess I don't have any objection, but Senator Nash, would you
 11. please make sure that we do get some more copies of the amendments?
 12. We can't seem to find these.
 13. PRESIDING OFFICER: (SENATOR SAVICKAS)
 14. Senator Bruce.
 15. SENATOR BRUCE:
 16. Thank you, Mr. President. Senator Nash, this bill is going
 17. to require voting machines in counties of thirty-five thousand,
 18. is that correct?
 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
 20. Senator Nash.
 21. SENATOR NASH:
 22. Voting machines or electronic voting systems.
 23. SENATOR BRUCE:
 24. All right. Now, can you tell me how...what I would...I would
 25. alert the members of the Body that this is going to cost your
 26. county board some money if you are in an affected county. Can you
 27. tell us which counties are now going...that do not have voting
 28. machines are going to be required to have voting machines
 29. that are electronic?
 30. SENATOR NASH:
 31. No, I'd have to get the information and get back to you, Senator
 32. Bruce.
 33. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? If not, Senator Nash moves the

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2nd Reading
5-23-79

- 1. adoption of Amendment No. 1 to Senate Bill 603. Those in favor
- 2. indicate by saying Aye. Those opposed. Amendment No. 1 is adopted.
- 3. Any further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. 3rd reading. Senator Rhoads, for what purpose do you arise?

8. SENATOR RHOADS:

9. On a point of parliamentary inquiry, Mr. President.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. State your point.

12. SENATOR RHOADS:

13. It is the intent of the Chair, is it not, not to waive

14. Rule 15 so that anything that is amended today will not be called

15. today, is that correct?

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Rule 15 has not been suspended. There's no motion to suspend

18. Rule 15 so it's still operative. I would like to, at this point,

19. indicate that there are five bills that will be taken off our

20. second list. Because they are currently on 2nd reading and in-

21. advertantly they were put in and moved back from 3rd. Senate Bill

22. 659, Senate Bill 798, Senate Bill 889 and Senate Bill 967.

23. Senate Bill 997 is on Consideration Postponed and will not be heard

24. for amendment until after the second list is completed.

25. Senate Bill 654, Senator McMillan.

26. SECRETARY:

27. Amendment No. 1 offered by Senator Carroll.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President and Ladies and Gentlemen of the Senate.

32. This amendment eliminates some of the clarifying language and deletes

33. some of the provisions that were attempted to be offered in this bill.

We have discussed with the Lottery Division. I would go through the

1. details, but would prefer to answer questions. I know of no
2. opposition to the amendment and would move its adoption.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there any discussion? Senator Graham.

5. SENATOR GRAHAM:

6. I'd like to ask Senator Carroll what clarifying language you
7. eliminated.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Carroll.

10. SENATOR CARROLL:

11. We deleted the provisions added, excuse me, by the original bill
12. which would have changed the current operation of the Lottery
13. Division. We deleted that provision for example, that allows multi-
14. year contracts, that's taken care of in another bill. We
15. restored the provision that the Department of Revenue shall not
16. spend State funds unless authorized by the General Assembly. We
17. put the money...okay. Kept the money in the State Treasury through
18. the Comptroller's process and eliminated the other clarifying
19. language.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there further discussion? Senator McMillan. If there's
22. no further discussion, Senator Carroll moves the adoption of
23. Amendment No. 1 to Senate Bill 654. Those in favor indicate
24. by saying Aye. Those opposed. The Ayes have it. Amendment No. 1
25. is adopted. Any further amendments?

26. SECRETARY:

27. Amendment No. 2 offered by Senator Carroll.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
32. This would delete the provision that would have allowed a bonus
33. or incentive payment over and above the salary payments to certain
employees of this department who are in the Marketing Division.

1. It was the feeling that that should be a separately debated issue
2. since we would be changing personnel policy by paying commissions
3. to salaried employees, so at this time, we are deleting it from
4. this bill and will deal with it at a later time.
5. I would move adoption of Amendment No. 2.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? If not, Senator Carroll moves
8. the adoption of Amendment No. 2 to Senate Bill 654. Those in
9. favor indicate by saying Aye. Those opposed. The Ayes have it.
10. Amendment No. 2 is adopted. Any further amendments?

11. SECRETARY:

12. Amendment No. 3 offered by Senator Carroll.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
17. This would provide that the lottery is subject only to the laws
18. governing the Department of Revenue instead of the rules and regs
19. of the department and I would move adoption of this amendment.
20. I might add that we had, by prior amendment, eliminated the forty
21. percent rule for a two year period only so that they can test
22. whether or not lowering the percentage that would go into General
23. Revenue will, in fact, create additional revenue. This would say that
24. they are subject to the laws governing the Department of Revenue
25. instead of just the rules and regs of the Department. I would
26. move adoption of Amendment No. 3.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there any further discussion? If not, Senator Carroll moves
29. the adoption of Amendment No. 3 to Senate Bill 654. Those in favor
30. indicate by saying Aye. Those opposed Nay. The Ayes have it.
31. Amendment No. 3 is adopted. Any further amendments?

32. SECRETARY:

33. No further amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. 3rd reading. Gentlemen, our plan at this point is to finish
3. the recalls before we adjourn...recess for our caucus. We have
4. fourteen bills left on the recall sheet. Senate Bill 723, Senator
5. Demuzio. 723.
6. SECRETARY:
7. Amendment No. 2 offered by Senator Demuzio.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator Demuzio.
10. SENATOR DEMUZIO:
11. Yes, Mr. President. Thank you. Senate Bill 723 was on the
12. Agreed Bill List. It's an easement bill that transfers some
13. ground over in Morgan County. The reason I took it off the
14. Agreed Bill List is because there was another problem within my
15. district that the University of Illinois wishes to transfer a
16. parcel of ground from the Ag Research farm that it recently
17. purchased in Pike County to the John Wood Community College.
18. And this was the vehicle by which we were utilizing that transfer
19. and so I would ask for the adoption of the amendment. That's
20. precisely what it does.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Is there further discussion? If not, Senator Demuzio moves the
23. adoption of Amendment No. 2 to Senate Bill 723. Those in favor
24. indicate by saying Aye. Those opposed. Nay. The Ayes have it.
25. Amendment No. 2 is adopted. Any further amendments?
26. SECRETARY:
27. No further amendments.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. 3rd reading. Senate Bill 905, Senator Demuzio.
30. SECRETARY:
31. Amendment No. 2 offered by Senator Demuzio.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Senator Demuzio.

25 7/23/51
5/23/51

1. SENATOR DEMUZIO:

2. Thank you, Mr. President. I wish to Table Amendment No. 1
3. and offer this amendment in its...in its place.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Demuzio having voted on the prevailing side moves
6. to reconsider the adoption of Amendment No. 1 to Senate Bill 905.
7. Those in favor indicate by saying Aye. Those opposed. The Ayes
8. have it. The vote is reconsidered. Senator Demuzio now moves to
9. Table Amendment No. 1 to Senate Bill 905. Those in favor indicate
10. by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is
11. Tabled. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Thank you, Mr. President. Amendment No. 2 is the amendment that
14. replaces Amendment No. 1 with a couple of exceptions. Amendment No.
15. 2 states that a bank may deploy ten automatic teller machines
16. off the premises of the bank in order to better serve its customers.
17. Two of these machines may be deployed within thirty-five hundred yards
18. of the deploying bank and may be used exclusively by the bank itself.
19. Four may be deployed within the home county of the bank beyond
20. thirty-five hundred yards as stipulated in the...in the two original
21. ATM's. They must be shared with customers of other banks. Three...
22. four may be deployed within counties contiguous to the home county of
23. the deploying bank and also these two must be also shared. It's
24. a phased-in process over a period of four years. It will total
25. eight...moves it from eight ATM's to ten ATM's and I move for the
26. adoption of Amendment No. 2.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? If not, Senator Demuzio moves for the
29. adoption of Amendment No. 2 to Senate Bill 905. Those in favor
30. indicate by saying Aye. Those opposed. The Ayes have it. Amendment
31. No. 2 is adopted. Any further amendments?

32. SECRETARY:

33. No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

SB 906
Recalled
5-23-79

1. 3rd reading. Senate Bill 906, Senator Demuzio.
2. SECRETARY:
3. Amendment No. 2 offered by Senator Demuzio.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Senator Demuzio.
6. SENATOR DEMUZIO:
7. Yes, I also wish to Table Amendment No. 1 on Senate Bill 906...
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Having voted on the prevailing side, Senator Demuzio moves
10. to reconsider the vote by which Amendment No. 1 was adopted.
11. Those in favor indicate by saying Aye. Those opposed. The Ayes
12. have it. The vote by which it was adopted is reconsidered. Now,
13. Senator Demuzio moves to Table Amendment No. 1 to Senate Bill 906.
14. Those in favor indicate by saying Aye. Those opposed. The Ayes
15. have it. Amendment No. 1 is Tabled. Senator Demuzio.
16. SENATOR DEMUZIO:
17. Thank you, Mr. President. Amendment No. 2, it takes the place of
18. the previous amendment. It's substantially different from the original
19. bill and also substantially different from the EFTS Commission proposal.
20. What the amendment would do would allow any corporation to open and
21. to operate an EFT proprietary network under its direct control
22. which would be permitted to operate in its home county and any
23. contiguous county. Any EFT network which operates State wide
24. must be owned by at least two hundred banks under dispersed ownership
25. of no more than five percent ownership. All of these networks
26. whether they're proprietary or State wide will have to allow
27. all financial institutions and other networks access to this systems
28. such as credit unions and savings and loans. This amendment also
29. includes a provision which exempts all telephone companies from the
30. regulation of the Act. In addition, the consumer safeguard
31. provisions contained in the Federal EFTS transfer Act are
32. expressly incorporated into this bill and other provisions of the bill
33. ...point of sale terminals are unchanged by the amendment. I move
for the adoption of Amendment No. 2.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not, Senator Demuzio moves
3. the adoption of Amendment No. 2 to...Senator Ozinga, for what purpose
4. do you arise?

5. SENATOR OZINGA:

6. Well, I rise in opposition to this amendment, however, with a
7. conflict of interest that I do have being interested in
8. a bank or bankers. I understand that this amendment
9. if and when it does go on, will be up for consideration before
10. and we will talk about it definitely before passage of this bill.
11. I understand that the downstate bankers are utterly opposed to it
12. and yet, I can't say that I want to stop the amendment.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. All right. Senator Demuzio moves the adoption of Amendment
15. No. 2 to Senate Bill 906. Those in favor indicate by saying
16. Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted.
17. Any further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. 3rd reading. Senate Bill 962, Senator Bloom.

22. SECRETARY:

23. Amendment No. 1 offered by Senator Bloom.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Bloom.

26. SENATOR BLOOM:

27. I have two amendments up there. Is that the one that excludes
28. phone companies or is that the one that deletes some language?

29. SECRETARY:

30. This is LRB 10499.

31. SENATOR BLOOM:

32. Okay. Does it add a section?

33. SECRETARY:

Deleting...

1. SENATOR BLOOM:

2. Okay. The language that is deleted...this clarifies the
3. number of teller machines to have it mean what it says which means
4. four per year. I'd move its adoption.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there any further discussion? If not, Senator Bloom
7. moves the adoption of Amendment No. 1 to Senate Bill 962.
8. Those in favor indicate by saying Aye. Those opposed Nay.
9. The Ayes have it. Amendment No. 1 is adopted. Any further
10. amendments?

11. SECRETARY:

12. Amendment No. 2 offered by Senator Bloom.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Bloom.

15. SENATOR BLOOM:

16. All right. This is the one. It's the same language that
17. Senator Demuzio put in 906 that takes phone companies out from
18. under regulation under this. I'd move its adoption.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Any further discussion? If not, Senator Bloom moves the
21. adoption of Amendment No. 2 to Senate Bill 962. Those in favor
22. indicate by saying Aye. Those opposed Nay. The Ayes have it.
23. Amendment No. 2 is adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. 3rd reading. Senate Bill 1053, Senator Mitchler.

28. SECRETARY:

29. Amendment No. 1 offered by Senator Regner.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Regner.

32. SENATOR REGNER:

33. Mr. President, members of the Senate. This is an amendment to
provide tax indexing. It's a long debate. We've done it over and over

1. again. However, this has an effective date for Fiscal Year 1981, so it
2. would have no impact at all for Fiscal Year '80.
3. It would allow the administration to plan on ahead, first year cost
4. would be nineteen million dollars in Fiscal Year '81. It does
5. include a deflation clause also and I would move its adoption.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? Senator Rock.

8. SENATOR ROCK:

9. Just seems to me that this amendment ought to be defeated.
10. We are...we are again approaching the subject of tax indexing and
11. I just don't think it's appropriate at this point in time and I would
12. urge a No vote on this amendment. This bill was called for passage
13. in the...Senator from Mount Prospect prevailed upon the sponsor
14. to hold it and now he's trying to amend it and I think it's a bad
15. idea and we ought to defeat this amendment.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? Senator Rhoads.

18. SENATOR RHOADS:

19. Thank you, Mr. President and members of the Senate. I would
20. point out to Senator Rock and others that this particular amendment
21. is prospective only. However you might feel about the...the
22. idea of indexing most people, I think would agree that it would be
23. fair if it is prospective only. There is no immediate
24. impact on this Fiscal Year. If we had indexed every year since the
25. income tax first went into effect in 1969, the one thousand
26. dollar standard exemption today would be worth over nineteen hundred
27. dollars. The impact to the taxpayer is on the order of twenty-five
28. to thirty dollars. So, it really is a matter of basic fairness and
29. even though Senator Regner is the sponsor, I would disagree with his
30. analysis to this extent. It is not a cost to the State. Revenue
31. which is kept by the taxpayer is not a cost to the State. That's their
32. money. It's not ours. It's the taxpayers money. It belongs to them.
33. It doesn't belong to us. Doesn't belong to the State. So, to
represent the idea that this is somehow costing State Government or it

1. somehow a program is absolutely ridiculous. It's their money, not
2. ours. It should stay with them. And by not indexing what we are in
3. effect doing, is allowing inflation to do the dirty work
4. of sandbagging the taxpayer, increasing the tax rate without
5. voting on it. And that frankly is immoral. This is an outstanding
6. amendment.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? If not, Senator Regner...

9. SENATOR REGNER:

10. Yes, just in closing I want to apologize to Senator Rhoads,
11. but I've heard that phrase cost so often from the second floor that
12. it slipped, Mark, and I apologize. We're not costing the State
13. anything, as Senator Rhoads said. We're allowing the taxpayers to keep
14. a little bit of their money under this proposal. And they don't even
15. keep anything this fiscal year, but it's a year from now and I would
16. move its adoption.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Regner moves the adoption of Amendment No. 1 to
19. Senate Bill 1053. Those in favor indicate by saying Aye.
20. Those opposed. The Nays have it. Amendment No. 1 is...there has
21. been a request for a roll call. The members will be in their seats.
22. Those in favor indicate by voting Aye. Those opposed vote Nay.
23. The voting is open. Have all voted who wish? Have all voted
24. who wish? Take the record. On that question the Ayes are
25. 37, the Nays are 18, 1 Voting Present. Amendment No. 1 having received
26. a majority vote is declared adopted. Any further amendments?

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. 3rd reading. Senate Bill 1164, Senator DeAngelis.

31. SECRETARY:

32. Amendment No. 2 offered by Senator DeAngelis.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator DeAngelis.

1. SENATOR DeANGELIS:
2. Mr. President and...persons of the Senate. Having voted on the
3. prevailing side, I wish to Table Amendment No. 1.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. You've heard the motion. Having...Senator DeAngelis having
6. voted on the prevailing side, moves to reconsider the vote by which
7. Amendment No. 1 was adopted. Senate Bill 1164. Those in favor
8. indicate by saying Aye. Those opposed No. The Ayes have it.
9. Mr. Secretary, it's 1164. Thank you. Now, Senator DeAngelis moves
10. to Table Amendment No. 1 to Senate Bill 1164. Those in favor
11. indicate by saying Aye. Those opposed. Amendment No. 1 is Tabled.
12. Senator DeAngelis.
13. SENATOR DeANGELIS:
14. I move for the adoption of Amendment No. 2 which pretty much
15. keeps in tack what the original bill said and establishes a better
16. data base by which adjustments could be presented and the calculations
17. and the changes in the resource equalizer formula. I move for its
18. adoption.
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. Is there further discussion? If not, Senator DeAngelis moves
21. the adoption of Amendment No. 2 to Senate Bill 1164.
22. Those in favor indicate by saying Aye. Those opposed Nay. The Ayes
23. have it. Amendment No. 2 is adopted. Any further amendments?
24. SECRETARY:
25. No further amendments.
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. 3rd reading. Senate Bill 1172, Senator Bruce.
28. SECRETARY:
29. Amendment No. 1 offered by Senator Bruce.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Senator Bruce.
32. SENATOR BRUCE:
33. Thank you, Mr. President. The shell now has wheels.

1. The...the bill deals with the School Aid Formula and will eliminate
2. the Strayer-Haig Formula and allow districts additional options
3. for school funding. It will increase the guarantee to thirteen
4. hundred and sixty dollars from thirteen hundred and ten dollars.
5. It will allow districts full access to the formula over two years
6. regardless of the tax rates. It will eliminate the current end of
7. year adjustment in State aid by 1980. It raises a flat grant per
8. pupil to one hundred dollars. That would leave each district
9. three potential options for school funding. Receive aid under
10. the amended resource equalizer or a hundred dollars per pupil
11. flat grant or fifteen percent of the thirteen hundred and sixty
12. dollar guarantee. I know there will be some discussion and questions.
13. I have only just gotten the amendment. I will have it interested
14. parties and...and I want to put the amendment on today. Obviously,
15. it's not going to be called until Friday and I understand in meeting
16. with some of the House members this morning that they have already
17. changed their proposal by changing it to 1363 rather than 1360
18. so this amendment is already old by one day but you just can't
19. get them out of the Reference Bureau. I thought it best to get the
20. proposal before the Body and then we can start to talk about
21. some other alterations or proposals.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? Senator Davidson.

24. SENATOR DAVIDSON:

25. Mr. President and Senator Bruce, we're not going to object
26. to the amendment since you're saying you're going to have some
27. time to look at it 'cause no one's had a printout...know what it does
28. for whom to what. Just want to put on notice that we are going to...
29. there's a number of formula bills still floating around and we're
30. going to be wanting to look at all of them and try to get a
31. consensus of opinion.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Bruce moves the adoption of Amendment No. 1 to Senate Bill

1. 1172. Those in favor indicate by saying Aye. Those opposed. The
2. Ayes have it. Amendment No. 1 is adopted. Any further amendments?
3. SECRETARY:
4. No further amendments.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. 3rd reading. Senate Bill 1269, Senator Regner.
7. SECRETARY:
8. Amendment No. 2 offered by Senator Regner.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Regner.
11. SENATOR REGNER:
12. Yes, Mr. President and members of the Senate. This bill affects
13. State employees Workmen's Compensation benefits and what this amendment
14. does, it eliminates State troopers from the bill, from coverage
15. and I move its adoption.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Is there further discussion? Is there further discussion?
18. If not, Senator Regner moves the adoption of Amendment No. 1
19. to...Amendment No. 2 to Senate Bill 1269. Those in favor indicate
20. by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is
21. adopted. Any further amendments?
22. SECRETARY:
23. No further amendments.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. 3rd reading. Senate Bill 1271, Senator Regner.
26. SECRETARY:
27. Amendment No. 2 offered by Senator Regner.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator Regner.
30. SENATOR REGNER:
31. Yes, Mr. President and members. When we adopted Amendment No. 1
32. to this bill, there were some questions raised by Senator Berman.
33. I agreed to hold the bill until we could get it straightened out.

1. Amendment No. 2 is actually going to straighten the problem out
2. but we have to Table Amendment No. 1 first so I would now move
3. having voted on the prevailing side, to reconsider the vote by which
4. Amendment No. 1 was adopted.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. You've heard the motion. All those in favor indicate by saying
7. Aye. Those opposed. The Ayes have it. The vote is reconsidered.
8. Now, Senator Regner moves to Table Amendment No. 1 to Senate Bill
9. 1271. Those in favor indicate by saying Aye. Those opposed.
10. The Ayes have it. Amendment No. 1 is Tabled. Senator Regner.

11. SENATOR REGNER:

12. What Amendment No. 2 does, it expands the definition of what
13. an employee is covered under this particular piece of legislation.
14. It changes the maximum recovery under auto liability program from
15. two hundred and fifty thousand dollars per person per occurrence
16. to three hundred thousand dollars per person per occurrence and it
17. limits the liability of the State or its employee for liability under
18. the State self-insurance auto program and general liability program
19. and I would move its adoption.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. You've heard the motion. Senator Regner moves the adoption of
22. Amendment No. 2 to Senate Bill 1271. Those in favor indicate by
23. saying Aye. Those opposed Nay. The Ayes have it. Amendment No. 2 is
24. adopted. Any further amendments.

25. SECRETARY:

26. No further amendments?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. 3rd reading. Senate Bill 1295, Senator Rhoads.

29. SECRETARY:

30. Senator Rhoads, is this the replacement amendment or you want
31. both amendments?

32. SENATOR RHOADS:

33. Mr. Secretary, the longer amendment, the first amendment is
withdrawn. The longer amendment does...does the job. Yes.

1. That's right.

2. SECRETARY:

3. Amendment No. 1 offered by Senator Rhoads.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Rhoads.

6. SENATOR RHOADS:

7. Thank you, Mr. President and members of the Senate. This is the
8. bill we were discussing the first time through and Senator
9. Daley raised a question on the amendment. I'm glad he did because
10. we had to amend another page of the bill and this amendment is now
11. properly drawn. It was suggested by the Assistant Assessor of
12. Cook County that the term finding of facts might be too broadly
13. interpreted so we substituted that phrase for a brief
14. explanation for the reasons of the action of the assessor. So the
15. owner of the property will get an explanation from the assessor on
16. a complaint. I...and whatever the merits of the bill on 3rd
17. reading might be, I think Senator Daley now understands what the
18. amendment does and I now move its adoption.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there any further discussion? If not, Senator Rhoads moves
21. the adoption of Amendment No. 1 to Senate Bill 1295. Those in
22. favor indicate by saying Aye. Those opposed Nay. The Ayes have it.
23. Amendment No. 1 is adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. 3rd reading. Senate Bill 1299, Senator Rhoads.

28. SECRETARY:

29. Amendment No. 1 offered by Senator Rhoads.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Rhoads.

32. SENATOR RHOADS:

33. Thank you, Mr. President and members of the Senate. This is a purely
technical amendment. It was suggested by the Reference Bureau after

1. Enrolling and Engrossing contacted them. It is a technical amendment.
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. Is there further discussion? If not, Senator Rhoads moves
4. the adoption of Amendment No. 1 to Senate Bill 1299. Those in
5. favor indicate by saying Aye. Those opposed Nay. The Ayes have it.
6. Amendment No. 1 is adopted. Any further amendments?
7. SECRETARY:
8. No further amendments.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. 3rd reading. Senate Bill 1331, Senator Wooten.
11. SECRETARY:
12. Amendment No. 2 offered by Senator Wooten.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Wooten.
15. SENATOR WOOTEN:
16. Thank you, Mr. President. Amendment No. 2 to Senate Bill 1331,
17. incorporates the series of changes proposed by the Governor's
18. Employment Security Advisory Board on State Unemployment Insurance.
19. I can detail those changes. I think it might perhaps be
20. more advantageous just to pass...to adopt the amendment and then
21. we can discuss it later, so I would move the adoption of Amendment
22. No. 2 to Senate Bill 1331.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Is there further discussion? Senator Keats.
25. SENATOR KEATS:
26. Well, I really at this time, don't want to discuss it, but I
27. thought it might be nice if everyone did know exactly what this
28. amendment is since it is a mildly substantial amendment.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Senator Wooten.
31. SENATOR WOOTEN:
32. It is, as I stated, Senator Keats, the Governor's Unemployment
33. Security Advisory Board recommendations. I think you have a copy of them
and I believe everyone has had a copy of them since last Thursday.

1. If you need more than that, I believe everyone on the Floor knows that
2. full well.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. All right. No further discussion? Senator Wooten moves the
5. adoption of Amendment No. 2 to Senate Bill 1331. Those in
6. favor indicate by saying Aye. Those opposed. The Ayes have it.
7. Amendment No. 2 is adopted. Any further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. 3rd reading. Senate Bill 1359, Senator Nimrod. Senator Nimrod.

12. SENATOR NIMROD:

13. Thank you, Mr. President. What I am asking permission to do here
14. is to Table Amendment No. 2. It was put on...is not germane to
15. that section and I would advise...by both the Reference Bureau and
16. others and at this time, I would like to move to...having voted on the
17. prevailing side I move to reconsider the vote by which Amendment
18. No. 2 was adopted.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. You've heard the motion. Those in favor indicate by saying Aye.
21. Those opposed Nay. The Ayes have it. The vote...the motion to reconsider
22. is adopted. Now, Senator Nimrod moves...

23. SENATOR NIMROD:

24. ...move to Table...

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. ...to Table Amendment No. 2 to Senate Bill 1359. Those in
27. favor indicate by saying Aye. Those opposed. The Ayes have it.
28. Amendment No. 2 is Tabled. Senator Nimrod. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. 3rd reading. Senate Bill 1374, Senator Walsh.

33. SECRETARY:

Amendment No. 1 offered by Senator Walsh.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Walsh.
3. SENATOR WALSH:
4. Mr. President and members of the Senate. Senate Bill
5. 1374 provides for an increase in the standard exemption
6. from one thousand to fourteen hundred dollars. Amendment No. 1
7. provides that that increase be effective for the year 1979 only.
8. We feel that the money may be there for this year. We hope it will
9. be there in future years and when everyone sees the success of this
10. program, will enact similar legislation next year. I urge the
11. adoption of Amendment No. 1.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Is there further discussion? If not, Senator Walsh moves to adopt
14. Amendment No. 1 to Senate Bill 1374. Those in favor indicate by saying
15. Aye. Those opposed Nay. The Ayes have it. Amendment No. 1 is adopted.
16. Any further amendments?
17. SECRETARY:
18. No further amendments.
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. 3rd reading. Gentlemen, that concludes our first run through
21. the first and second sheets. We will return after the caucus
22. at 2:00 o'clock and go back to our Order of Recalls. So, any of you
23. fellows that have amendments to bills bring the bills and the amendments
24. down here to the Secretary's Desk. Now, is there leave to move all
25. which were brought back to 2nd reading for amendments back to the
26. Order of 3rd reading? Leave is granted. This afternoon after we deal
27. with recalls, Ladies and Gentlemen, if I could have your attention.
28. This afternoon after we deal with recalls, we will be going to
29. Consideration Postponed for the purpose of bringing them back to
30. 2nd reading for amendments and then to 2nd readings.
31. For what purpose does Senator Rupp arise?
32. SENATOR RUPP:
33. Thank you, Mr. President. In regard to Senate Bill 901,

1. in checking, we've noted that the bill was not posted at the time
2. and the other bill that's...joined with it, 902, was posted.
3. Apparently this took place because of the number of the bills and the
4. press of the time and therefore, we're moving that we rerefer Senate
5. Bill 901 to the Insurance Committee for further assignment to the
6. working subcommittee on rating bills. That subcommittee is already
7. in existence. I ask leave to do that.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. You've heard the motion. All those in favor indicate by saying
10. Aye. Those opposed Nay. The Ayes have it. Senate Bill 901 is re-
11. referred to the Insurance Committee. For what purpose does Senator
12. Graham arise?

13. SENATOR GRAHAM:

14. To announce once again to the Republican members that we're
15. going to assemble in Shapiro's Office...Senator Shapiro's Office
16. immediately. I urge them to be on time so we can get back on the Floor
17. on time. Senator Shapiro's Office as soon as we recess.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. For what purpose does Senator Demuzio arise?

20. SENATOR DEMUZIO:

21. Yes, if I can get Senator Bower's attention. I think on Senate
22. Bill 1025, this morning I put the amendment on. The sponsorship of
23. that should now read Demuzio - Bowers. The sponsor is on the Floor
24. and would like the record to so reflect that.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is leave granted? Leave is granted. Senator Johns.

27. Senator Wooten.

28. SENATOR WOOTEN:

29. Two things, Mr. President. First of all, I'd like leave to have
30. Senator Maragos shown as a second joint sponsor, so it would be
31. Wooten - Maragos on Senate Bill 1331.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is leave granted? Leave is granted.

1. SENATOR WOOTEN:
2. And secondly, just a parliamentary inquiry. Our rules
3. now require that the bills we acted on today cannot be voted on
4. until tomorrow, is that correct?
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. That's correct.
7. SENATOR WOOTEN:
8. Thank you.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Johns.
11. SENATOR JOHNS:
12. Thank you, Mr. President. To all Democratic Senators, a caucus
13. in Room 105 immediately following recess of this Senate.
14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Any further announcements? The Senate will stand in recess until
16. 2:00 o'clock this afternoon.
17. RECESS
18. AFTER RECESS
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. The hour of two having arrived, the Senate will come to order.
21. Go to the Order of Resolutions.
22. SECRETARY:
23. Senate Resolution 176 offered by Senators Davidson, Bruce and
24. all members and it's a death resolution.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Consent Calendar. The Senate will now stand in recess until
27. 2:30.
28. RECESS
29. AFTER RECESS
30. SENATOR DALEY:
31. My fellow Senators, I'd like to have your attention, please.
32. There are a group of students, honor students from my senatorial
33. district, a boy and a girl from every private and public school. They're down here today under supervision of our District Superintendent

1. Dorothy Sour. These are the honor students of every grammar school
2. within my legislative district. We brought them down here for a
3. day in Springfield and I would like to introduce them to the Senate.
4. Thank you.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. The hour of 2:30 having come and gone, the Senate will
7. come to order. For what purpose does Senator DeAngelis arise?

8. SENATOR DeANGELIS:

9. Point of personal privilege, Mr. President.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. State your point.

12. SENATOR DeANGELIS:

13. On the Republican side of the gallery, we have with us as guests
14. the National Council of Jewish Women. I would like to have them
15. please stand and be recognized.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Message from the Governor.

18. SECRETARY:

19. A Message from the Governor by Jim Edgar, Director of Legislative
20. Affairs.

21. Mr. President - The Governor directs me to lay before the
22. Senate the following message: To the Honorable Members of the Senate,
23. the 81st General Assembly. I have nominated and appointed the
24. following named persons to the offices enumerated below and respectfully
25. ask concurrence in and confirmation of these appointments by your
26. honorable Body.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Executive Appointments and Administration. Channel 20 has
29. requested leave of the House to film part of the proceedings.

30. Is leave granted? Leave is granted.

31.

32.

33.

End of reel.

1.

2. Do we have leave to bring the following bills back from
3. the Order of 3rd reading to 2nd reading for the purposes of
4. amendments. Senate Bill 389. Senate Bill 482. Senate Bill 483.
5. Senate Bill 515. Senate Bill 588. Senate Bill 667. Senate
6. Bill 773 and Senate Bill 899. Is leave granted? Leave is
7. granted. (Machine cutoff) Senator McMillan arise?

8. SENATOR McMILLAN:

9. Mr. President, just a question of parliamentary inquiry.
10. I...I believe it was my understanding yesterday when prior to
11. our adjournment when a series of eleven bills was...was passed
12. over that when we reconvened after our caucuses today that would
13. be the first order of business and I'm merely inquiring to see
14. if that's still the...the plan and if...that was my understanding
15. and...and I'm asking if that's what we're going to do.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. That is the plan. Our...our only hangup has been that our
18. morning business was so slow that these bills should have been
19. taken care of this morning and we will just proceed through
20. them and go to that order of business.

21. SENATOR McMILLAN:

22. Thank you.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. On the Order of Senate Bills, 2nd reading, we have Senate
25. Bill 389, Senator Carroll.

26. SECRETARY:

27. Amendment...excuse me...Amendment No. 4 offered by
28. Senator Carroll.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President and Ladies and Gentlemen of the
33. Senate. This is a change in funding of the Cooperative Computer

1. Center. It's the Board of Governor's system. We had taken
2. the money originally out of Personal Services. They have
3. indicated to us some surplusage in their contractual accounts
4. and we have agreed to switch the cut from Personal Services to
5. contractual. I would move adoption of Amendment No. 4...4
6. to Senate Bill 389.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? If not, Senator Carroll
9. moves the adoption of Amendment No. 4 to Senate Bill 389.
10. Those in favor indicate by saying Aye. Those opposed Nay.
11. The Ayes have it. Amendment No. 4 is adopted. Any further
12. amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. 3rd reading. Senate Bill 482, Senator Regner.

17. SECRETARY:

18. Amendment No. 2 offered by Senator Regner.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Wait just...just a minute. Senator Regner seems to have
21. stepped off the Floor. For what purpose does Senator Rhoads
22. arise? Welcome back, Senator. Senator Regner.

23. SENATOR REGNER:

24. Yes, Mr. President and members of the Senate. This is
25. a bill regarding records of the...Department of Children
26. and Family Services. The bill was purposed by the joint
27. committee administrative rules. When it was called on 3rd
28. reading one day last week Senator Netsch and Senator Bruce
29. had a problem with the way it was written at that time and
30. this amendment does make a clarification that they questioned
31. regarding the public scrutiny of the records within the
32. Department of Children...

1. and Family Services and does correct the problems they had with
2. it. I now would move for its adoption.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, Senator Regner moves
5. the adoption of Amendment No. 2 to Senate Bill 482. Those in
6. favor indicate by saying Aye. Those opposed Nay. The Ayes
7. have it. Amendment No. 2 is adopted. Any further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. 3rd reading. Senate Bill 483, Senator Regner.

12. SECRETARY:

13. Amendment No. 5 offered by Senator Regner.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Regner.

16. SENATOR REGNER:

17. Mr. President and members of the Senate. This is the
18. appropriation for the Department of Administrative Services
19. and what it...what it does it takes four million two hundred
20. and three thousand eight hundred dollars that is appropriated
21. out of the Road Fund and it makes the appropriation out of
22. General Revenue. We had a long debate on this proposal last
23. week when we had Omnibus Bill up and also the Judicial System
24. Bill. We know the dire straits our fund is in. These are
25. monies that have previously been paid out of General Revenue
26. and over the years we've been part and parcel over the program
27. to move it into the Road Fund appropriations. I think the
28. appropriations definitely do go on out of General Revenue and
29. not the Road Fund and I move the adoption of Amendment No. 5.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there any discussion? Senator Carroll.

32. SENATOR CARROLL:

33. Senator Regner, I know we are on this order of business now

1. and everyone was so advised, but if you could hold it for a
2. moment, the President has some inkling, I think, of some
3. course of conduct and I don't see him on the Floor right now.
4. Would you take it from the record? Yeah please. And I think
5. all the other diversion amendments at this time, too, if you
6. don't mind.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Take Senate Bill 483 out of the record. Senate Bill 515,
9. Senator Mitchler. Senator Mitchler, do you wish to...

10. SECRETARY:

11. Amendment No. 1 offered by Senator Regner.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Regner.

14. SENATOR REGNER:

15. Well, I don't know if we want to call this one either because
16. this is one we argued...debated some time this morning. There
17. was a problem with the amendment as written when it was offered,
18. this morning and this is the amendment that puts the proposal
19. of Senate Bill 337 into Senate Bill 515 in that takes the
20. General Assembly to give them the opportunity to approve any
21. contract negotiated by the Department of Personnel and various
22. unions for the State and I move its adoption.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Bruce.

25. SENATOR BRUCE:

26. Thank you, Mr. President. The four or five Democrats that
27. are on the Floor here oppose this amendment and...and Senator
28. Carroll says it's not necessarily all the ones that are here, so
29. that two or three of us that have come back to the Floor and if
30. anybody else is interested in it they might come back to the
31. Floor, but the two or three others that are here I would want
32. to stand in opposition to this amendment, which we have seen in
33. various forms and various shapes, which just says that the

1. legislature is going to ratify by resolution every agreement
2. that the Department of Personnel makes with their employees
3. as a contractual obligation. We already reviewed, as I said
4. before, every agreement they make through the appropriations
5. process. I don't want to be involved and I think many of the
6. other members do not want to be involved in dotting the i's and
7. crossing the t's of a labor negotiation's agreement, which
8. says, how much money are you going to shelter, how much money
9. are you going to place in...in a program of insurance. How much
10. in life insurance? That's all between the Executive Branch and
11. their employees. They are not our employees. We appropriate
12. the money. If we don't like the agreement, I think the Michigan
13. approach is very much better. Please don't appropriate the
14. money. That's what has been done by the Appropriations Committee
15. already, but I think I can count as well as anyone else, Mr.
16. President, and I would...I won't move to Table. That's just
17. fine. The motion is to adopt. I will oppose that motion.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Davidson.

20. SENATOR DAVIDSON:

21. A question to the sponsor.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. He indicates he will yield.

24. SENATOR DAVIDSON:

25. Is this the same amendment that you took out of the record
26. this morning that we debated just before lunch?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Regner.

29. SENATOR REGNER:

30. It does the same thing, but it has a technical problems
31. and it's corrected, so it's a different amendment, but does the
32. same thing.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Davidson.

2. SENATOR DAVIDSON:

3. Well, Mr. President and members of the Senate. I rise in
4. opposition to this amendment. We've hashed this over about umpteen
5. times. This amendment would do what we defeated on Senate Bill 337,
6. which is on Postponed Consideration. Let those who do the
7. negotiating...do the negotiating and sign the agreements. We're
8. not setting at the bargaining table to know what all the factors
9. are. If we don't like what they negotiate the amount we can
10. address it through the appropriation process, which is our right
11. to do. Any of you who want to set and agree, review or set in
12. on a negotiations of umpteen many hours, why that's what you're
13. asking for, that's what this says and if you're one of view
14. fifty-nine people sitting over there watching the negotiations
15. I think you're asking for more than you want to chew on. I urge
16. you to vote No on this amendment.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Weaver.

19. SENATOR WEAVER:

20. Thank you, Mr. President. I was just looking for Senator
21. Buzbee. I know he supports this and he's got a fifteen or
22. twenty minute speech that we've heard five times on this and
23. I thought maybe he'd like to give it again.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Senator Buzbee had asked me that we just put in the record
28. all of his comments of prior speeches if that's okay, Senator
29. Weaver. Fine, so if we can just journalize those.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, Senator Regner moves
32. the adoption of Amendment No.1 to Senate Bill 515. Those in
33. favor indicate by saying Aye. Those opposed Nay. The Ayes have

*S.B. 667
2nd reading
9/23/79*

1. it. Amendment No. 1 is adopted. Any further amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. 3rd reading. Senate Bill 588, Senator Regner. Senator

6. Regner.

7. SENATOR REGNER:

8. That's the same as the concept as, I think it was...well,

9. the previous one on the appropriation for Administrative Services

10. that Senator Carroll asked if we'd hold for awhile and I'd

11. like to hold that on 2nd reading for awhile.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senate Bill 667, Senator Vadalabene. Is Senator Vadalabene

14. on the Floor?

15. SECRETARY:

16. Amendment No. 1 offered by Senator Vadalabene.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, thank you, Mr. President and members of the Senate

21. for being so patient. The purpose of this amendment is three-

22. fold. It revises the formula used to determine the amount of

23. funds for which an authority may qualify. The purpose of this

24. revision is to correct a technical deficiency in the original

25. draft of the bill, which would theoretically have required a

26. payment of more than one hundred percent of the funds, which

27. may be available. Second, it reduces the amount of funds for

28. which an authority may qualify to a percentage of a two million

29. dollar fund rather than a three million five hundred thousand

30. dollar fund consistent with the recommendation of the Department

31. of Business and Economic Development and third, it places a cap

32. on the total amount of money, which is...a given authority may...

33. obtain. The cap being five times the amount for which an authority

1. could qualify in its highest year. The amendment also relates
2. the percentage computation to the unamortized balance of the
3. authorities base some, which has the effect of creating a
4. declining percentage for which the authority may qualify and
5. lastly the amendment removes a provision, which would provide
6. these funds from a Cigarette Tax Fund and provides that the
7. funds should come from the Horserace Tax Fund. Senator
8. Davidson and Senator Rupp are my cosponsors on this amendment
9. and I move for the adoption of Amendment No. 1 to Senate Bill 667.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? Senator Bloom.

12. SENATOR BLOOM:

13. Could I have a copy of that, Sam? Could you send it over?

14. Thank you.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. ...Is there further discussion? If not, Senator Vadalabene
17. moves for the adoption of Amendment No. 1 to Senate Bill 667.
18. Those in favor indicate by saying Aye. Those opposed Nay. The
19. Ayes have it. Amendment No. 1 is adopted. Any further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER:(SENATOR SAVICKAS)

23. 3rd reading. Senate Bill...Senate Bill 773, Senator

24. Davidson.

25. SECRETARY:

26. Amendment No. 1 offered by Senator Davidson.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Davidson.

29. SENATOR DAVIDSON:

30. Yes, Mr. President and members of the Senate. Amendment
31. No. 1 to Senate Bill 773 changes the entire context of the bill.
32. It strikes everything after the...enacting clause and inserts
33. in a school formula. This is a...to go along with the other bills

1. that surfaced this morning. I move the adoption of Amendment
2. No. 1 to Senate Bill 773.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, Senator Davidson
5. moves for the adoption of Amendment No. 1 to Senate Bill 773.
6. Those in favor indicate by saying Aye. Those opposed Nay.
7. The Ayes have it. Amendment No. 1 is adopted. Any further
8. amendments?

9. SECRETARY:

10. No further amendments.

11. PRESIDING OFFICER:(SENATOR SAVICKAS)

12. 3rd reading. Senate Bill 899, Senator Mitchler.

13. SECRETARY:

14. Amendment No. 2 offered by Senator Mitchler.

15. PRESIDING OFFICER:(SENATOR SAVICKAS)

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President and members of the Senate. I would ask that
19. Committee Amendment No. 1 be reconsidered for the purpose of
20. Tabling, so that we can put on Floor Amendment No. 2.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Mitchler having voted on the prevailing side moves
23. to reconsider the vote by which Amendment No. 1 was adopted.
24. All those in favor indicate by saying Aye. Those opposed. The
25. Ayes have it. Now Senator Mitchler moves to Table Amendment
26. No. 1 to Senate Bill 899. All those in favor indicate by saying
27. Aye. Those opposed Nay. The Ayes have it. Amendment No. 1 is
28. Tabled. Senator Mitchler.

29. SENATOR MITCHLER:

30. Mr. President and members of the Senate. Floor Amendment
31. No. 2 corrects the errors that were contained in Committee
32. Amendment No. 1 relating to the source of the funds to be put
33. into the Park Recreation and Open Space Distributive Fund. I move

1. for adoption of Floor Amendment No. 2.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? If not, Senator Mitchler
4. moves for the adoption of Amendment No. 2 to Senate Bill 899.
5. Those in favor indicate by saying Aye. Those opposed Nay.
6. The Ayes have it. Amendment No. 2 is adopted. Any further
7. amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. 3rd reading. Do we have leave to go to the business of...
12. Senate Bills on Consideration Postponed for the purpose of
13. bringing them back to 2nd reading for the purposes of amendment.
14. Is leave granted? Leave is granted. Ladies and Gentlemen, on
15. that order we have five bills that have to be brought back...
16. Senate Bill 236. Senate Bill...498. Senate Bill 660. Senate
17. Bill 997 and Senate Bill 697 and we will call them in that
18. order. Senate Bill 236, Senator Netsch.

19. SECRETARY:

20. Amendment No. 3 offered by Senators Netsch and Walsh.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Netsch.

23. SENATOR NETSCH:

24. Thank you, Mr. President. I'm sorry, I was momentarily
25. away from my desk. This is one of the...the Mirage bills that
26. deals with amendments to the Liquor Control laws and one of
27. the issues that was raised when the bill was first debated
28. before it went on postponed and it was raised specifically by
29. Senator Daley, seconded by some others, was a concern that the
30. penalty was to...our increase in the penalty was too severe for
31. all of the employees of the commission when they, in fact, accept
32. a gift from someone in the regulated industry. While I don't
33. necessarily agree with that, I have...Senator Walsh and I have

1. acceded to the sensibilities of those who raised the issue
2. and, therefore, we are simply striking that section from the
3. bill altogether and that is what the amendment does, so that
4. that whole point is just removed from the...the later debate
5. on Senate Bill 236. I would move the adoption of Amendment
6. No. 3 to Senate Bill 236.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? If not, Senator Netsch
9. moves for the adoption of Amendment No. 3 to Senate Bill 236.
10. Those in favor indicate by saying Aye. Those opposed Nay.
11. The Ayes have it. Amendment No. 3 is adopted. Any further
12. amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER:(SENATOR SAVICKAS)

16. 3rd reading, Consideration Postponed. Senate Bill 498,
17. Senator Maragos.

18. SECRETARY:

19. Amendment No. 2 offered by Senator Maragos.

20. PRESIDING OFFICER:(SENATOR SAVICKAS)

21. Senator Maragos.

22. SENATOR MARAGOS:

23. Mr. President and members of the Senate. Amendment No. 2
24. deletes all the language that was in Senate Bill 498 and puts
25. back in only that the provision establishing a penalty of ten
26. percent of the compensation amount in the cases where an
27. arbitrators or Industrial Commission's payment orders for
28. temporary total incapacity are not paid within fourteen days of
29. the due date and are delinquent in excess of one week. This is
30. a method that has sponsored substantial concern and
31. is what Senator Knuppel and others had said that
32. they would support and we took all the other language out and I
33. ask for your support.

AB 660
5-23-79
Recall

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there any further discussion? If not, Senator Maragos
3. moves the adoption of Amendment No. 2 to Senate Bill 498.
4. Those in favor indicate by saying Aye. Those opposed Nay.
5. The Ayes have it. Amendment No. 2 is adopted. Any further
6. amendments?

7. SECRETARY:

8. No...no further amendments.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. 3rd reading and Consideration Postponed. Senate Bill 660,
11. Senator Demuzio. Senator Demuzio.

12. SECRETARY:

13. Amendment No. 2 offered by Senator Demuzio.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Demuzio.

16. SENATOR DEMUZIO:

17. Hello...hello. Thank you, Mr. President. The amendment...
18. Amendment No. 2 to Senate Bill 660 was suggested at the request
19. of Senator Knuppel and Senator Maragos. What this amendment does
20. is that it would provide that the Department of Public Health
21. would gather all of the technical data...the same process for
22. any kinds of a nuclear permit would still be gathered in the
23. same and usual and customary way and the...and the deed then would
24. make the recommendation to the General Assembly and the General
25. Assembly would have the option at that point of either accepting
26. or rejecting the establishment of a new power...nuclear power
27. plant in Illinois and I move for the adoption of the amendment
28. if there aren't any questions.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there any further discussion? Is there any further
31. discussion? If not, Senator Demuzio moves the adoption of
32. Amendment No. 2 to Senate Bill 660. Those in favor indicate
33. by saying Aye. Those opposed No. The Ayes have it. Amendment

1. No. 2 is adopted. Any further amendments?
2. SECRETARY:
3. No...no further amendments.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. 3rd reading. Consideration Postponed. Senate Bill 997,
6. Senator Lemke. Senator Lemke. 997...997. We have Senate
7. Bill 652, Senator Vadalabene...had brought this bill up for
8. recall from Consideration Postponed. It was not read with the
9. other lists of bills and he asks leave at this time to bring
10. Senate Bill 652 back to the Order of 2nd reading for the
11. purpose of amendment. Is leave granted? Leave is granted.
12. Senator Vadalabene, 652.
13. SECRETARY:
14. Amendment No. 4 offered by Senator Vadalabene. No. Bruce.
15. Senator Bruce.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Bruce.
18. SENATOR BRUCE:
19. Thank you, Mr. President. This is a bill on railroad
20. cabooses and there have been...discussions with those people
21. that opposed the bill last time. We are deleting by Amendment
22. No. 4 the reference to speedometers. The railroad companies
23. indicate that those speedometers are not presently available.
24. It also deletes all reference to the Illinois Commerce
25. Commission approving employment contracts, so the amendment
26. as you see it before you deletes everything after the enacting
27. clause. I realize that no railroad company with more than ten
28. employees shall run or permit to run outside the yard limits,
29. which was put in. We're talking about something outside the
30. yard or in transfer service. A freight train without having
31. a caboose car attached to it requires one crew member in the
32. caboose. It exempts at the request of the companies light
33. engines and it puts in an emergency situation where they have

1. to move a train very quickly, they can move without a caboose
2. if they can prove to the commission that it was an emergency
3. situation. It's language that they thought would be fair, as
4. in the other bill it...as the bill is drafted, it's a thousand
5. dollar fine. That remains and it just requires that the Illinois
6. Commerce Commission regulates the compliance, which was in the
7. original Act. The amendment, in fact, then does three things.
8. It removes the speedometer requirement. It removes the Commerce
9. Commission approval of work...of agreements...of work agreements
10. and also puts in the...the exemption for light engine in
11. emergency situation and meets most of the objections, I believe,
12. with the railroad companies.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? If not, Senator Bruce moves
15. the adoption of Amendment No. 4 to Senate Bill 652. Those in
16. favor indicate by saying Aye. Those opposed Nay. The Ayes
17. have it. Amendment No. 4 is adopted. Any further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. 3rd reading. Consideration Postponed.

22. PRESIDENT:

23. While...while we are awaiting an amendment that's presently
24. being typed or coming up from the Reference Bureau, I would
25. like to introduce to you our newest Doctor of Jurisprudence to
26. make some awards, Senator Vadalabene.

27. SENATOR VADALABENE:

28. Thank you, Mr. President and members of the Senate. I
29. wanted to wear my cap and gown, but I think Lewis and Clark
30. Community College says I'm making too much fun with that cap
31. and gown and get down to serious business and start practicing
32. law. The Sixth Annual Legislators Tennis Tournament is now
33. history and I would like to have the...the names of the winning

1. teans presented before you. Representative Bill Walsh and
2. Representative Richard Morgan, Senator Bob Mitchler and
3. former Representative Jim Edgar. We were unable to play off
4. the tie because Bill Walsh and Bob Mitchler were both
5. carried off the courts after four hours of playing so the
6. committee wisely declared co...champions for 1979 and I have
7. the trophies here for Senator Bob Mitchler and former
8. Representative Jim Edgar. Legislators Tennis Champions of
9. 1979, Senator Bob Mitchler.

10. SENATOR MITCHLER:

11. If Senator...if Senator Harber Hall was here he'd eat
12. his heart out.

13. SENATOR VADALABENE:

14. Former legislator Jim Edgar, Legislator Tennis Champion
15. of 1979. Now that was the A Division. Runners up with nineteen
16. wins a team of Senator George Sangmeister and Representative
17. Ron Griesheimer. Senator George Sangmeister. Legislators
18. Tennis runnerup of 1979, Senator George Sangmeister.

19. SENATOR SANGMEISTER:

20. It's nice to be back playing tennis again. This is a
21. good year for me and I really appreciate this and I don't
22. know, is Ron Griesheimer over here? Was he...he's over there,
23. okay, so thanks to Ron and lot of help we were able to come
24. in third. Thank you.

25. SENATOR VADALABENE:

26. Representative Frank Watson and Representative John
27. Hallock tied with Senator Roger Keats and Representative John
28. Birkinbine for 3rd place with eighteen wins each. Representative
29. Dan Pierce and John Cullerton had sixteen wins and Representative
30. Jesse White and Gene Hoffman left early with sore feet, arms,
31. legs and...and heads. It's hell to get old. In the blood
32. division Representative Tom Hanahan and former Representative
33. Bob Walters were the champs with nineteen wins nosing out

1. out Senator Art Berman and former Senator Brad Glass with
2. eighteen wins, however, we do have an award here for Senator
3. Art Berman. Also tying for runnerup was Representative Bill
4. Marovitz who had to play with three different partners. His
5. real partner is still in Bloomington, Senator Harber Hall.
6. Representative Harold Katz and former Representative Joe Gibbs
7. finished with seventeen wins, the 1979 tournament was a big
8. success enjoyed by all, however, I have something very
9. interesting. The tournament cochairmen, Senator Bob Mitchler
10. and Representative Ron Griesheimer both won trophies. Congratulations
11. to all of you. See you next year and we want to thank Bob
12. Walters, the tournament director. The sponsors Southwestern
13. Illinois Industrial Association. Thank you.

14. PRESIDENT:

15. Senator Vadalabene promised he'd be finished by midnight
16. and he's done it. On the Order of Consideration Postponed,
17. Senator Knuppel has an amendment pending and filed with respect
18. to Senate Bill 697. Is there leave to bring the bill back to
19. the Order of 2nd reading for purposes of an amendment? Leave
20. is granted. On the Order of Senate Bills, 2nd reading, Senate
21. Bill 697.

22. SECRETARY:

23. Amendment No. 1 offered by Senator Knuppel.

24. PRESIDENT:

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. Mr. Chairman and members of the Body. Amendment No. 1
28. excludes counties of over five hundred thousand from the
29. provisions that public defenders be appointed by county boards.
30. This was brought about by the comments of Senator Walsh the
31. other day and those from members of the Cook County delegation.
32. In counties of less than five hundred thousand the bill is
33. amended, would provide that the county board make these appointments

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1. to remove the judges from the political aspect of this
2. legislation. I move the adoption.

3. PRESIDENT:

4. Is there any discussion? Senator Knuppel moves the
5. adoption of Amendment No. 1 to Senate Bill 697. All in favor
6. signify by saying Aye. All opposed. The Ayes have it. The
7. amendment is adopted. Further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDENT:

11. 3rd reading. All right. With leave of the Body we
12. will move to the Order of Senate Bills, 3rd reading, page 21.
13. Senator McMillan. There were...there is a series of bills
14. beginning with Senate Bill 1292...Senator McMillan.

15. SENATOR McMILLAN:

16. Mr. President and members of the Senate.

17. PRESIDENT:

18. Well, wait...wait. We have to read the bill. All
19. right, with leave of the Body we will go to the Order of
20. Senate Bills, 3rd reading, page 21 on the Calendar. We will
21. begin...there's a series of nine bills or eight bills. We'll
22. begin with Senate Bill 1292. Read the bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 1292.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator McMillan.

29. SENATOR McMILLAN:

30. Mr. President and members of the Senate. Senate Bill 1292
31. is the first of a series of bills that are the product of the...
32. Governor's Advisory Commission on taxes and that group was
33. formed in response to the strong vote of the people of Illinois

1. in the 1978 election to provide limits on taxes and spending.
2. Senate Bill 1292 provides for a limit on the growth in the
3. amount of extensions...tax extensions on real estate, which
4. a local unit of government can increase in any year and that
5. limit would be related to the growth of Illinois personal
6. income from the preceding year. Every July the Department
7. of Local Government Affairs would certify to each local unit
8. of government that percentage by which its extensions can
9. increase and no extensions would be allowed above that limit
10. unless provided for by a referendum, which would have to be
11. voted upon or have to be carried by a majority of the people
12. voting. There are some exceptions from this limit. One is
13. taxes for the purposes of paying off bonded indebtedness.
14. In the case of instances where tax districts combined or
15. merged or where there might be some exclusion from a district
16. there would be a proportionate adjustments in that limit. I
17. would be glad to answer any questions that might come with
18. regard to this, but this particular bill does provide a limit
19. on the amount of taxes which local units of government can
20. raise or can increase in any one year.

21. PRESIDENT:

22. Is there any discussion? Senator Wooten.

23. SENATOR WOOTEN:

24. Is there in this tax package any program for the State
25. to pay monies back to units of local government who would...
26. who would be deprived of growth?

27. PRESIDENT:

28. Senator McMillan.

29. SENATOR McMILLAN:

30. There is in this particular package no bill that would
31. provide for State funds to go to any local unit of government
32. that would be deprived of any...any growth. There was a
33. particular bill which now resides peacefully in the Education

1. Committee that would have provided some...some funds for a
2. school district if that particular school district happens
3. to...to be forced to accept a reduction in State aid as a
4. result of it, but that bill was kept in the Education
5. Committee.

6. PRESIDENT:

7. Senator Wooten.

8. SENATOR WOOTEN:

9. Well, I don't think anyone seriously questions the
10. imbalance in tax structures in this country. We pay the Feds
11. way too much. We pay the State close to a just amount and
12. obviously units of local government need a great deal more.
13. The proper way, I think, would be to cut our Federal taxes
14. and increase taxes at the local level. Undoubtedly, it's
15. easier to deal in headlines on this subject and slogans that
16. you can sell the people and the net result, I suppose, is the
17. people are only interested in cutting taxes or reducing taxes,
18. but I'm afraid unless we seriously address the injustice at
19. the other end to clamp this kind of lid on the local level
20. is going to do the most amount of damage and will not address
21. the real problem and that is, there's too much money going
22. to the Federal level. They're dumping a lot of it back in Revenue
23. sharing and that's a wrong way to do things. It's almost an
24. irresponsible way to do things, but that's how this picture
25. has developed and I don't know that this is the proper way
26. to start to correct that imbalance. It's certainly a popular
27. thing to do, but I...I question whether or not it's the
28. responsible thing to do.

29. PRESIDENT:

30. Further discussion? Senator Martin.

31. SENATOR MARTIN:

32. Will the sponsor yield?

33. PRESIDENT:

1. He indicates he will yield. Senator Martin.

2. SENATOR MARTIN:

3. If this would pass, would there be any effect and if so
4. what would it be in areas within a county where townships...
5. one township is underassessed in relationship to the county
6. as a whole and secondly, in the fact, it's still in Illinois
7. there are counties that aren't at the thirty-three and a third
8. rate with the freeze.

9. PRESIDENT:

10. Senator McMillan.

11. SENATOR McMILLAN:

12. One of the things which I believe is a very positive
13. aspect of this particular approach is as opposed to other
14. attempts to cut local taxes is, this does not specifically
15. attempt to either all by itself solve assessment problems or
16. on the other hand foul up the assessment process. This places
17. the limit strictly on the total amount of dollars in the
18. tax extension, which is the product of...of the rate and the
19. assessment and it will neither solve nor...further aggravate
20. any particular assessment problems. It gets at...gets at the
21. total amount of...of money, which a particular district can
22. extend in taxes for a particular year.

23. PRESIDENT:

24. Further discussion? Senator Egan.

25. SENATOR EGAN:

26. Yes, thank you, Mr. President and members of the Senate.
27. Senator McMillan, I...I just some careful observations. I...if
28. we're going to impose limitations like these which I...I am
29. going to support without the knowledge of what we're going to
30. do with the replacement tax and without the totality of
31. observation on the net worth, if you'll pardon the expression,
32. result are we not progressing haphazardly?

33. PRESIDENT:

1. Senator McMillan.

2. SENATOR McMILLAN:

3. Number one, I don't believe we are progressing haphazardly.
4. These limits are strictly on extensions with regard to real
5. estate...number one. The bill has been amended to...to reflect
6. the fact the personal property tax has been abolished and so,
7. whatever tax replacement we may have come to agreement on with
8. regard to replacement of personal property tax will be funds
9. in addition to these. This relates to extensions on real
10. estate.

11. PRESIDENT:

12. Senator Egan.

13. SENATOR EGAN:

14. Well, I...that...that's a...I think further discussion
15. is necessary relative to the question. I think we're progressing
16. haphazardly. What if we don't agree on a replacement tax?

17. PRESIDENT:

18. Senator McMillan.

19. SENATOR McMILLAN:

20. It's my understanding under the, at least, the many comments
21. that I've read all the way from the Constitutional Convention
22. members interpretations to the court rulings that...that the
23. burden is not to be shifted to real estate and the replacement
24. of the personal property tax...whatever form it might or might
25. not take, there seems to be a Constitutional prohibition against
26. the shift to real estate. It seems to me the question is a part
27. of something we're going to have to face up to and whatever our
28. solution is, I think there will still be a need and taxpayers
29. still demand some kind of a limit on the taxes to be extended
30. against real estate.

31. PRESIDENT:

32. Senator Egan.

33. SENATOR EGAN:

1. That's my question. That's what I'm asking if the
2. personal property tax replacement is not enacted, what are
3. we going to do for the schools? What can we do for the schools?
4. ...they can't stop operating. They're going to go to the local
5. real estate taxpayer and say, it's you that has to pay the tax
6. and we're telling them now, you can't do it. We're acting
7. haphazardly.

8. PRESIDENT:

9. Senator McMillan.

10. SENATOR McMILLAN:

11. All I can say is, number one, I think there's great
12. pressure and I think that pressure will be effective in
13. replacing the personal property tax. Number two, I think
14. passage of this particular tax limitation on...on behalf of the
15. real estate...taxpayers. If it passes and if it is signed
16. that's even further pressure upon the General Assembly to
17. come up quickly with a resolution of the...the issue related
18. to the replacement of the personal property tax.

19. PRESIDENT:

20. All right. Senator Egan, your time has expired.

21. SENATOR EGAN:

22. All right. Let me just say that I read you loud and
23. clear. I'm all for you and nobody is trying harder to
24. replace the tax than I am. I'll vote Aye.

25. PRESIDENT:

26. Senator Savickas.

27. SENATOR SAVICKAS:

28. Yes, Mr. President and members of the Senate. Senator
29. Egan brought a very important point that I was concerned about
30. and that is where failure to instill a replacement tax for
31. personal property would allow the real estate tax to double
32. under this bill. It would allow your real estate tax to
33. double and I think we should be concerned with this and I

1. would ask a ruling from the Chair, how many votes would this
2. bill take to pass?

3. PRESIDENT:

4. Under Article VII, section 6, subsection G, which recites
5. to the General Assembly made by a law approved by the vote of
6. three-fifths of the members elected to each House, deny or limit
7. the power to tax and near the power of function of home rule
8. unit. Thirty-six votes are required.

9. SENATOR SAVICKAS:

10. Thank you, Mr. President.

11. PRESIDENT:

12. Any further discussion? Senator McMillan may close the
13. debate.

14. SENATOR McMILLAN:

15. I would certainly agree with Senator Wooten's comments
16. that the place to begin tax limitation is number one, at the
17. Federal level and I strongly support any efforts to provide
18. a reasonable cap and limit on State spending, but we get into
19. a...a circulator argument if we always expect the beginning to
20. take place somewhere else. There has to come a place to start.
21. I think this is one place in which that can be done. The
22. people of Illinois spoke very clearly in the election last
23. November that they are demanding limitation on taxes and
24. spending with regards to the spending that's possible of real
25. estate taxes by local units of government. This is the place to
26. start and if you believe that we should set on limits, if you
27. should...if you believe we should ignore what the voters told
28. us then vote No on this particular bill, but if you believe
29. that some meaningful limits on growth of the size of taxes on
30. real estate for local units of government is a good idea and
31. if you believe in responding to the mandate of the people,
32. then I would seek a Yes vote on this bill.

33. PRESIDENT:

1. The question is, shall Senate Bill 1292 pass. Those in
2. favor will vote Aye. Those opposed will 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 38, the Nays
5. are 9, 1 Voting Present. Senate Bill 1292 having received the
6. constitutional majority is declared passed. Yes, Senator
7. Philip, for what purpose do you arise?

8. SENATOR PHILIP:

9. Having voted on the prevailing side...prevailing side, I
10. move to reconsider the vote by which this passed.

11. PRESIDENT:

12. Senator Philip moves to reconsider. Senator Rhoads moves
13. to lie that motion upon the Table. All in favor...the Ayes
14. have it. 1293. Read the bill, Mr. Secretary. Yes, Senator
15. Vadalabene, for what purpose do you arise?

16. SENATOR VADALABENE:

17. Yes, Mr...yes, Mr. President, we are honored today at the
18. request of State Representative Jack Buchner of the State of
19. Missouri, our sister state, to have the eighth grade class of
20. St. Gerrard Magellan in the gallery. Would they please stand
21. and be recognized and let's give them a good Illinois welcome.

22. PRESIDENT:

23. Welcome. WAND TV would like permission to shoot some film.
24. Is leave granted? Leave is granted. On the Order of Senate
25. Bills, 3rd reading, Senate Bill 1293. Read the bill, Mr.
26. Secretary.

27. SECRETARY:

28. Senate Bill 1293.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator McMillan.

33. SENATOR McMILLAN:

1. Senate Bill 1293 might well be entitled the truth in
2. taxation bill and this bill would do as follows. The bill
3. that we just enacted would provide a limit on the growth
4. that's possible in real estate tax extensions for any local
5. unit of government, but this particular bill would say that
6. for any increase in the extensions in any one year, the local
7. unit of government would be required to post a notice and
8. hold a hearing in a period days prior to the passage of...of
9. the tax increase and that it has to be published in a...a
10. publication of...of circulation in the area of the taxing
11. district. It has to be, at least, one-eighth inch...one-eighth
12. page in size and it has to also appear some where other than
13. hidden back in the legal notices. The whole purpose of this
14. is to say that if there shall be any increase in extensions
15. of any district in one year, there has to be notice and there
16. has to be a hearing so that people will know what those
17. increases are.

18. PRESIDENT:

19. Any discussion? Senator Knuppel.

20. SENATOR KNUPPEL:

21. Well...well, does this mean that if there's a new building
22. goes up and everything stays the same and somebody builds a
23. new building worth a hundred thousand dollars, even though the
24. rate and everything else stays the same, that they have to run
25. this publication?

26. PRESIDENT:

27. Senator McMillan.

28. SENATOR McMILLAN:

29. If the total extensions for that district in one year will
30. be no greater than they were the previous year, there will not
31. need to be this particular kind of hearing. Now, if there's
32. a...a referendum for bonding or something else, that's a
33. separate issue.

1. PRESIDENT:

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, that doesn't really answer the question, Senator...
5. McMillan that I asked. In other words, what you're saying is
6. if a district levies ten dollars more tax even though they have
7. a hundred thousand dollars more in assessed value by reason
8. of a new building that's been put up, do they still have to
9. run this publication?

10. PRESIDENT:

11. Senator McMillan.

12. SENATOR McMILLAN:

13. The answer to that is yes.

14. PRESIDENT:

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. All right. Now, you say the taxing districts...how many
18. taxing districts are there in the State of Illinois?

19. PRESIDENT:

20. Senator McMillan.

21. SENATOR McMILLAN:

22. I can't give you the exact number, but it's an extremely
23. large number...over five thousand, as I recall.

24. PRESIDENT:

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. I think that's absolutely right and I think that...that
28. where...unless somebody and who...whose own property is being
29. assessed more, in which...case they're entitled to notice, I
30. think this is a purely superfluous advertisement that must be
31. paid for by the taxpayers. There's no free lunch. Now, if...
32. if my taxes were going to be higher and I had this same property
33. I'm entitled to a notice and I buy that, but I can't see how

1. if the rate, the assessment for everything else are the same
2. and the only thing that's changed is somebody has constructed
3. a new hundred thousand dollar building that they should have
4. to pay out of my tax money to publish for the increase
5. caused by that man's new building and for...therefore, I
6. think this is a purely superfluous publication. The charges
7. for publication are horrendous if you have to run a...a sale
8. bill. It costs you something like two hundred dollars a day for an
9. ordinary little sale bill in the Journal-Register and I think
10. it's just another added expense, time consuming, a waste of
11. the taxpayers, employees monies, the bureaucracy and while I
12. might have agreed with you if I didn't think it was a ripoff
13. on the bill before and that the Governor worked himself into
14. a corner and he had to work himself out of, this one here is
15. totally unnecessary and has no real relationship to the
16. referendum last Fall and I'll have to vote No.

17. PRESIDENT:

18. Any further discussion? Senator McMillan may close the
19. debate.

20. SENATOR McMILLAN:

21. I...I would repeat that the function of this particular
22. bill is to provide that if there is any increase in the total
23. amount to be extended on real estate by a local unit of
24. government for whatever reason that might be either expansion
25. of property in the district or increase in the assessments in
26. the district or construction of a building in the district or
27. a tax rate increase that...that may be selected by the local
28. unit of government officials any increase at all could come
29. only after publication of what that increase would be and
30. ample opportunity for a hearing of it and I would seek a...
31. favorable roll call.

32. PRESIDENT:

33. The question is, shall Senate Bill 1293 pass. Those in

1. favor will vote Aye. Those opposed will vote Nay. The voting
2. is open. Have all voted who wish? Have all voted who wish?
3. Take the record. On that question, the Ayes are 40, the Nays
4. are 12, none Voting Present. Senate Bill 1293 having
5. received the constitutional majority is declared passed. On the
6. Order of Senate Bills, 3rd reading...yes, Senator Philip, for
7. what purpose do you arise? Senator Philip having voted on
8. the prevailing side moves to reconsider the vote by which
9. Senate Bill 1293 has been passed. Senator Rhoads moves to
10. Table. All in favor signify by saying Aye. All opposed. The
11. Ayes have it. On the Order of Senate Bills, 3rd reading,
12. Senate Bill 1294. Read the bill, Mr. Secretary.

13. SECRETARY:

14. Senate Bill 1294.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator McMillan.

19. SENATOR McMILLAN:

20. The purpose of Senate Bill 1294 is to make it more difficult
21. to form a new unit of local government for purposes of getting
22. around tax extension limitations that...particularly that we
23. just voted for in 1292. What this would say would be that for
24. any referendum being held for the purposes of forming a new
25. taxing district, it would now require a two-thirds approval of
26. those voting in the referendum in order to approve formation
27. of that new district.

28. PRESIDENT:

29. Any discussion? Senator Egan.

30. SENATOR EGAN:

31. I just...a question of the sponsor...

32. PRESIDENT:

33. He indicates he will yield. Senator Egan.

1. SENATOR EGAN:

2. ...It fails my memory...what problems do you anticipate
3. if we pass this bill?

4. PRESIDENT:

5. Senator McMillan.

6. SENATOR McMILLAN:

7. Well, it would seem to me if, in fact, the problem with
8. the high level of taxes is the ingenuity of local government
9. officials in...in continuing to either plan or spend or
10. expand, they probably would be skilled enough if their desires
11. to continue to...to spend would come up against that limit
12. established in 1292 they could certainly form another unit
13. of government for purposes of having additional taxing
14. authority. For that reason it would seem that we ought to
15. make it more difficult to form those units in order to...to
16. prevent that kind of an end run around the limitation which
17. we had earlier.

18. PRESIDENT:

19. Senator Egan.

20. SENATOR EGAN:

21. Well, just so that we're all on the same frequency,
22. Senator, and I...I'm...what's the last one that has...has
23. affected us so adversely?

24. PRESIDENT:

25. Senator McMillan.

26. SENATOR McMILLAN:

27. What's the last district? Is that what you're asking me?
28. I can't give you one. I don't have one specific one in...in
29. mind as far as I'm concerned, even though other members may...
30. may have some. What we're talking about is the ingenuity
31. that...that I have great confidence would come forward after
32. the implementation...implementation of 1294...92.

33. PRESIDENT:

1. Senator Egan.

2. SENATOR EGAN:

3. Okay. I still think we're going haphazardly and I still

4. think that we're...we're afraid of the...of the dark.

5. PRESIDENT:

6. Further discussion? Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President. First of all, I wonder if the

9. sponsor would yield to a question?

10. PRESIDENT:

11. He indicates he will yield. Senator Bruce.

12. SENATOR BRUCE:

13. Under your...under your Act it's going to be special

14. districts as defined in section 1, Article VII in the Illinois

15. Constitution. I wonder where in that definition is the word

16. "special districts" defined?

17. PRESIDENT:

18. Senator McMillan.

19. SENATOR McMILLAN:

20. I don't...are you asking where in the Constitution the

21. special districts are defined?

22. PRESIDENT:

23. Senator Bruce.

24. SENATOR McMILLAN:

25. If that's the question, I'm sorry.

26. SENATOR BRUCE:

27. Yes, it is.

28. PRESIDENT:

29. Senator McMillan.

30. SENATOR McMILLAN:

31. I don't have that before me.

32. PRESIDENT:

33. Senator McMillan.

1. SENATOR McMILLAN:

2. It is my interpretation that would be any other local
3. unit of government other than those specifically defined in
4. Section 1, Article VII of...of the Constitution.

5. PRESIDENT:

6. Senator Bruce.

7. SENATOR BRUCE:

8. I think that...that begs the question and that is, this
9. Statute very clearly says that no special district as defined
10. in the Constitution shall be able to do the incorporation
11. without a two-thirds vote and all of it is in the Constitution
12. is a mere reference to the words "special districts." It is
13. not defined anywhere in the Constitution. It's just the use
14. of that word and your Act is not defined and then now, Mr.
15. President, I would turn to the legislation itself. I rise in
16. opposition to this particular bill in the package. We have
17. now passed two bills, one of which put a limitation on any
18. kind of taxing district to...to expend more than seven percent
19. or the growth in income in the State of Illinois, which is
20. a restriction on all units of local government including
21. home rule units. The second bill in the package said if they
22. were going to increase their extensions and there are severe
23. questions about that, they would have to take a quarter page
24. ad in newspapers and notify people that they were going to
25. increase the amount of tax through the extension procedure.
26. That seems to be adequate protection for almost any taxpayer
27. and to say that special districts now have to be created by
28. a two-thirds vote, I think, goes beyond reasonableness. I
29. think it's all right to say to existing districts that we're
30. going to put a limit on what you can spend. I think that in
31. the second bill in your package to say if you're going to
32. spend any more than your current tax rate, you have to tell
33. us, but to say before you can create, for example, a soil and

1. water conservation district, you have to have a two-thirds
2. vote, it just not good public policy. The majority in this
3. country has made significant decisions and we make them on
4. this Floor by a majority vote. We're not talking about a
5. new tax increase of an existing district, if that's what you
6. want to do, that's another proposal, but I think the people
7. of...of my area are smart enough and involved enough to say
8. if they're going to create a new soil and water conservation
9. district that half the people who vote in an election can
10. determine that that new district should be created. Under your
11. legislation they would have to have two-thirds and I dare say
12. in my area and I don't know how it exists in the areas of all
13. the State Senators, that no new districts are being created. In
14. the analysis, it says a few people get together and create new
15. taxing districts just misses the point. I see Senator Coffey
16. sitting there. Every time we have a referendum in our area
17. the anti's are out five and ten to one opposed to new taxing
18. districts and I...dare say that that's pretty typical of down-
19. state Illinois and so to say that that additional burden of
20. a two-thirds vote, I think it just goes beyond the issue of
21. fairness. We have hospital districts in my area that are needed.
22. I just think to say two-thirds goes beyond...as I said, the
23. question of fairness.

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(END OF REEL)

1. PRESIDENT:

2. Further discussion? Senator Netsch.

3. SENATOR NETSCH:

4. Thank you, Mr. President. The point that Senator Bruce
5. made about the failure to define the term in the Constitution
6. is a valid point. I think it's a problem in the bill. But
7. I think that in addition to the comments that he made that
8. there is one other somewhat fatal flaw in the approach of this
9. bill. I think it is the assumption that all special districts
10. ...contribute to the proliferation and therefore the added
11. tax burden. It is true that this state, which as we all know,
12. stands second to none in its number of units of Local Government,
13. most of which are special districts, is...has stretched it
14. beyond the pale. But some of the more recently created ones
15. in some cases, at least, actually contribute to the efficiency
16. of the total operation. For example, although I would never
17. dare to mention something like the Regional Transportation
18. Agency, there are problems that do not respect traditional
19. political boundaries and that sometimes ought to be addressed
20. by a, if you will, special district or a unit of government
21. that does go beyond those traditional boundaries. And often
22. that is an...a constructive contribution to the overall picture
23. rather than just a detrimental one. And I think your premise
24. is not absolutely accurate. I think what would be much more
25. helpful in this case, Senator McMillan, would be that if your
26. bill had created a mechanism which Senator Kneupfer and others
27. have tried in the past to create that would force a reexamination
28. of all of those that presently exist on the books. There, I
29. think, we have a tremendous amount of dead wood and there, I
30. think, we could make a very significant contribution, both in
31. terms of the overall efficiency of government and hopefully
32. the tax rate structure as well. But I think the...just singling
33. out the possibility of new ones and imposing a requirement that

1. presumably could not be met, or only with enormous difficulty,
2. doesn't really address the...the main part of the problem.

3. PRESIDENT:

4. Any further discussion? Senator Wooten.

5. SENATOR WOOTEN:

6. Mr. President, I must apologize for fatiguing my colleagues,
7. but I...I simply want to point out, I...I think we made a
8. terrible mistake with 1292. And I'm afraid many of us did
9. it because of the way it'll look in headlines. To...to add
10. this further step, which is not going to amount to much in
11. the way things are reported anyway, is just going too far. I
12. think there's a moral question as to how...how freely we
13. limit units of Local Government. How willing we are to
14. give them problems. It...it just doesn't seem fair, it
15. basically is not fair. If we want to take bold steps to help
16. the taxpayer then I think we ought to be doing it...doing it
17. at this level and not continually trying to hamstring local
18. units of government, who, as we all know, are hard pressed as
19. it is to raise money to deliver essential services. There's
20. just no need for this third bill. This is a...a blow beyond
21. the one we've already given.

22. PRESIDENT:

23. Any further discussion? Senator Knuppel.

24. SENATOR KNUPPEL:

25. Hell, this is the only bill out of the three that's worth
26. a damn, what are you talking about?

27. PRESIDENT:

28. Any further discussion? Senator McMillan may close the
29. debate.

30. SENATOR McMILLAN:

31. Mr. President, I would try to respond to a couple of items.
32. Number one, there have been, in response to Senator Bruce's
33. comments, there have been two hundred and forty-three new
34. districts created in the State of Illinois just over the past

1. seven or eight years. New districts are being created and
2. their taxing capacity is growing. With regard to Senator
3. Netsch's comments, I couldn't agree more, I'd like to see
4. that kind of thing done in order to improve efficiency and,
5. in fact, Senate Bill 1292 makes it very clear that in cases
6. where consolidation is attempted, there are adequate provisions
7. there to allow for that consolidation. So we're not trying
8. to stand in the way of...of progress as far as...as making
9. Local Government more efficient is concerned. I guess it
10. boils down to me...to this, I believe that if, in fact, there
11. is strong need for the formation of a new district, there
12. seems to me there ought to be two-thirds vote of those
13. people willing to go to the polls to say, we need to form
14. a new district which would take on new powers to impose
15. real estate taxes on the people. I think we may have a
16. difference of philosophy in that. I'm willing to say to the
17. people that we're willing to require a two thirds vote for
18. the formation of any new districts. I'm not sure we need
19. any new districts to start with and I certainly want to make
20. it difficult for them to circumvent tax limits in order to
21. achieve them. I would seek a favorable roll call.

22. PRESIDENT:

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Bill have to carry by two-thirds?

26. PRESIDENT:

27. In the opinion of the Chair, it does not. The question
28. is shall Senate Bill 1294 pass. Those in favor will vote
29. Aye. Those opposed will vote Nay. The voting is open. Have
30. all voted who wish? Have all voted who wish? Take the record.
31. On that question the Ayes are 40, the Nays are 8, 1 Voting
32. Present. Senate Bill 1294, having received the constitutional
33. majority is declared passed. Senator Philip moves to reconsider.

1. Senator Rhoads moves to Table that motion. All in favor signify
2. by saying Aye. All opposed. The Ayes have it. So ordered.
3. 1298, Senator Rhoads. Senator Rhoads.

4. SENATOR RHOADS:

5. Mr. President, with respect to Senate Bill 1295 and 1299,
6. I would seek leave of the Body to suspend Rule 15. There
7. were minor amendments placed on these bills today, but they
8. are not of such substance that I don't think I could explain
9. them to the Body.

10. PRESIDENT:

11. Senator Rhoads has moved to suspend the rules for the
12. purpose of consideration of 1295 and 1299, which were amended
13. today. Is leave granted? Leave is granted. On the Order
14. of Senate Bills 3rd reading, Senate Bill 1295. Read the bill,
15. Mr. Secretary.

16. SECRETARY:

17. Senate Bill 1295.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Rhoads.

22. SENATOR RHOADS:

23. Thank you, Mr. President and members of the Senate. Under
24. current law, a taxpayer may file a complaint concerning assess-
25. ments. This bill would add a taxing body to the parties which
26. can file a complaint for assessment. The amendment which was
27. placed on today, was an amendment which was suggested by the
28. assistant, I believe he's the Assistant...Assessor of Cook
29. County, Mr. Pierce, stating that we took out the language
30. that said that the notice would have to include a...a finding
31. of facts and inserted in lieu thereof including a brief explanation
32. of the reasons for the action. Be happy to answer any questions,
33. if not, I would ask for a favorable roll call.

1. PRESIDENT:
2. Is there any discussion? Senator Egan.
3. SENATOR EGAN:
4. Yes, thank you, Mr. President and members of the Senate.
5. Senator Rhoads, you do understand that you are imposing upon
6. the assessors a...an added duty. Do you compensate them for
7. that?
8. PRESIDENT:
9. Senator Rhoads.
10. SENATOR RHOADS:
11. All assessors, other than Cook now, do this. This is for
12. Cook County.
13. PRESIDENT:
14. Senator Egan.
15. SENATOR EGAN:
16. Do you compensate him?
17. PRESIDENT:
18. Senator Rhoads.
19. SENATOR RHOADS:
20. No.
21. PRESIDENT:
22. Senator Egan.
23. SENATOR EGAN:
24. Thank you.
25. PRESIDENT:
26. Further discussion? Senator Berman.
27. SENATOR BERMAN:
28. Will the sponsor yield?
29. PRESIDENT:
30. Indicates he will yield, Senator Berman.
31. SENATOR BERMAN:
32. Could you go through the reasoning of allowing the taxing
33. bodies to file assessment complaints. As I understand it then,

1. they could complain that a parcel is underassessed?

2. PRESIDENT:

3. Senator Rhoads.

4. SENATOR RHOADS:

5. Yes, that is correct. And the idea is that they have

6. a...as big a stake as anyone. Currently, now, when a taxing

7. body wishes to do that, they usually get somebody to front

8. for them and this would permit them as...as an entity to do

9. it through their legal representative.

10. PRESIDENT:

11. Senator Berman.

12. SENATOR BERMAN:

13. On your last sentence, I...I...I'm not familiar or...in

14. detail with these proceedings, but you're telling me that

15. there are complaints now filed for underassessment by...by

16. individuals fronting, either fronting or not fronting for

17. taxing bodies.

18. PRESIDENT:

19. Senator Rhoads.

20. SENATOR RHOADS:

21. Senator Berman, I don't know how common that practice

22. is. I know it has been done on occasion. But again, any

23. taxpayer may...now do this. This simply adds a taxing body

24. as a party, someone who can do it.

25. PRESIDENT:

26. Senator Berman. Further discussion? Senator Maragos.

27. SENATOR MARAGOS:

28. ...Senator Rhoads, I'll ask a question, why is this

29. being requested, I mean, has there been any demand by any

30. local municipalities to be involved in this procedure?

31. PRESIDENT:

32. Senator Rhoads.

33. SENATOR RHOADS:

1. Yes, in my district, for example, you may have seen a TV
2. program not long ago involving the Bellwood School District 88.
3. Channel 5 in Chicago ran a special on how they went in and looked
4. us assessments and wanted to become parties to complaint. They
5. are the ones most vitally affected by this, really. And if...if
6. a school district for example, feels that they're getting the
7. short end on assessments or...or certain property is under
8. assessed, they're more directly interested and more on top of
9. the information very often, than the...than the typical citizen
10. is.

11. PRESIDENT:

12. Senator Maragos.

13. SENATOR MARAGOS:

14. The...the concern I'm having here is because we're establishing
15. really a new procedure in that we are making the one who's the
16. judge or the one who's made the finding, the prosecutor, if I
17. may use that term, also become a party to the appeal and when
18. they have no reason to become because usually these...these appeals
19. are from findings of the assessor based on the assessments of these
20. local municipalities. And that's what the...that bothers me to
21. a certain extent. And if this is a correct procedure and if we're
22. establishing a procedure which we may...which we may be sorry for
23. at a later date.

24. PRESIDENT:

25. Further discussion? Senator Savickas.

26. SENATOR SAVICKAS:

27. Yes, Mr. President and members of the Senate. I see no
28. real objection to this bill since it's been...amended and I
29. ...I would urge our members to support it.

30. PRESIDENT:

31. Any further discussion? Senator Rhoads may close the
32. debate.

33. SENATOR RHOADS:

1. Simply to seek a favorable roll call.
2. PRESIDENT:
3. The question is shall Senate Bill 1295 pass. Those in favor
4. will vote Aye. Those opposed will vote Nay. The voting is open.
5. Have all voted who wish? Have all voted who wish? Take the
6. record. On that question the Ayes are 46, the Nays are 4, 1
7. Voting Present. Senate Bill 1295, having received a constitutional
8. majority is declared passed. On the Order of Senate Bills 3rd
9. reading, Senate Bill 1298. Read the bill, Mr. Secretary.
10. SECRETARY:
11. Senate Bill 1298.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDENT:
15. Senator Rhoads.
16. SENATOR RHOADS:
17. Thank you, Mr. President, members of the Senate. Senate
18. Bill 1298 requires that in Cook County if a taxpayer has filed
19. an appeal or an application for revision of assessment, the
20. county assessor is required to mail a notice to the taxpayer
21. after considering the appeal stating the assessor's decision.
22. The notice is to include an explanation of the relationship
23. between the assessment and the tax bill, including an explanation
24. of the equalization factor, an explanation of the procedures and
25. time limits for filing a complaint to the Board of Appeals is
26. also required. Again, currently all counties, except Cook,
27. are required to send written notices of change of assessment
28. to the taxpayer. I've also discussed this bill with Mr. Pierce
29. and he did not express any opposition to me.
30. PRESIDENT:
31. Any discussion? Senator Egan.
32. SENATOR EGAN:
33. Yes, thank you, Mr. President and members of the Senate.

1. Senator Rhoads, again, you impose a duty on the office of the
2. assessor. My question is, do you compensate him for that
3. additional duty?

4. PRESIDENT:

5. Senator Rhoads.

6. SENATOR RHOADS:

7. Senator Egan, Mr. Pierce told me they planned to do this
8. anyway. He...he discussed with me the form that they were
9. going to do it on and the type of information, wondered, asked
10. me if it lived up to the intent of the legislation, I said it
11. did. So apparently it's in the Cook County Assessor's Budget.

12. PRESIDENT:

13. Senator Egan.

14. SENATOR EGAN:

15. I...I don't know whether it is, that's my question?
16. It's not, I don't wish to know what is apparent, I can make
17. that determination. I want to know whether or not you are
18. giving them additional funds to carry out additional duties.

19. PRESIDENT:

20. Senator Rhoads.

21. SENATOR RHOADS:

22. Not in this bill, no. But again, the assessor's office
23. has not informed me of any opposition so what is your problema?

24. PRESIDENT:

25. Senator Egan

26. SENATOR EGAN:

27. Responsibility. I vote No.

28. PRESIDENT:

29. Senator Daley.

30. SENATOR DALEY:

31. Mr. President and fellow Senators. Will the Senator
32. yield to a question?

33. PRESIDENT:

1. He indicates he will yield. Senator Daley.
2. SENATOR DALEY:
3. If this corresponds to the last bill, this deals with any-
4. body who...who questions the assessment. Say I question the
5. assessment on large manufacturing plant in my district. In
6. other words, if I question the assessment, can...can I...well
7. am I going to receive the decision on the assessment. If I
8. believe the manufacturing districts in Cook County have a low
9. assessment rate, can I receive notification from the assessor?
10. Will he give me a reason why it's low?
11. PRESIDENT:
12. Senator Rhoads.
13. SENATOR RHOADS:
14. Yes, are...are you the taxpayer making the complaint?
15. PRESIDENT:
16. Senator Daley.
17. SENATOR DALEY:
18. If you want to consider what a taxpayer is, I mean, someone who
19. owns property, real estate tax, anybody can question assessments.
20. If that's what you're doing, then I...I fully agree with you.
21. Is that what the taxpayer of Cook County can do? We can question
22. any assessment of any home or manufacturing or large building? If
23. we can do this then this is going to set a precedent that I think
24. we'll all enjoy in the future.
25. PRESIDENT:
26. Senator Rhoads.
27. SENATOR RHOADS:
28. Yes.
29. PRESIDENT:
30. Senator Daley.
31. SENATOR DALEY:
32. So any taxpayer in Cook County, wherever you live can question
33. the assessment of anybody paying real estate taxes, whether
34. they're a home owner or a large manufacturing district, whether

1. a shopping center or a bank or anything. If any...taxpayer
2. can do this, if this was the intent of the bill, fine.

3. PRESIDENT:

4. Any further discussion? Senator Wooten.

5. SENATOR WOOTEN:

6. I find it hard to accept Senator Rhoads answers, that's
7. not what, yeah, but that's not...I don't care what he says,
8. that's not what the bill says. The...I thought...as I read
9. the bill, the bill says that if a taxpayer questions his
10. assessment and writes in and questions his own personal
11. individual assessment that he gets an answer writing. Now
12. that's all the bill says, if there's something hidden in
13. here, I'd like to know about it.

14. PRESIDENT:

15. Further discussion? That was not a question. Further
16. discussion? Senator Daley.

17. SENATOR DALEY:

18. I received an affirmative...a yes on that question that's
19. part of the record and the taxpayers of Cook County should
20. know this.

21. PRESIDENT:

22. Any further discussion? Senator Rhoads may close the
23. debate.

24. SENATOR RHOADS:

25. Senator Daley, at this time I have to correct the record.
26. I was in error in my answer to your question. I thought, apparently,
27. you have the other bill in your mind. Senator Wooten is correct
28. in his representation. That this is the taxpayers own piece
29. of property that we're talking about. So I...I do want to
30. correct the record on that point.

31. PRESIDENT:

32. Senator Daley.

33. SENATOR DALEY:

34. Mr. President and fellow Senators, I'd like to point out

1. that...1295 did add "taxing body" as a party who can file
2. a complaint to assessment. As I understand it, your intention
3. in these bills is any taxpayer has a right to question an assess-
4. ment. If I live in suburban Cook or in the inter-city, I should
5. be able to contest the assessment of a shopping district, of a
6. large manufacturing district. This is the intent of the bill.
7. If it is, I thought this was the intent of the three or four
8. bills that were put together, Senator. And you mentioned that
9. to me earlier. This is the intent, the taxpayer can question
10. an assessment in any part of Cook County.

11. PRESIDENT:

12. All right. Senator Rhoads may close the debate.

13. SENATOR RHOADS:

14. Thank you, Mr. President. I apologize to Senator Daley
15. for not accurately answering his question the first time. Senator
16. Daley, the first bill was to the Board of Appeals. This is to...
17. this bill is to question the assessment. In other words...you,
18. as a taxpayer, questioning the assessment on your own home.

19. PRESIDENT:

20. Well, the debate has been...are you prepared... The question
21. is shall Senate Bill 1298 pass. Those in favor will vote Aye.
22. Those opposed will vote Nay. The voting is open. Have all
23. voted who wish? Have all voted who wish? Take the record.
24. On that question the Ayes are 38, the Nays are 11, none Voting
25. Present. Senate Bill 1298 having received a constitutional
26. majority is declared passed. On the Order of Senate Bills 3rd
27. reading, Senate Bill 1299. Read the...read the bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 1299.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Rhoads.

1. SENATOR RHOADS:

2. Thank you, Mr. President, members of the Senate. Senate
3. Bill 1299 establishes qualifications for holding the position
4. of Supervisor of Assessment. It sets performance standards for
5. supervisors of assessment and requires a two-thirds vote of
6. the county board to either reappoint a supervisor who fails
7. to meet the standards or alternatively, a two-thirds vote
8. to dismiss a supervisor who does not...who does meet the standards.
9. It applies only to counties other than the county of Cook.

10. PRESIDENT:

11. Is there any discussion? Senator Washington.

12. SENATOR WASHINGTON:

13. Senator Rhoads, this is an excellent bill and I have no
14. problem with it, it's just unfortunate we didn't have it twenty,
15. thirty years ago. I do want to comment on the previous bill,
16. which I also think is very good. It opens up the process and
17. makes it more understandable to the taxpayer. Makes it more
18. understandable to the taxpayer. I'm sorry I didn't get a chance
19. to participate in that debate. I had some things relevant to
20. say, but I'll just pass it up. But this is a good bill. I think
21. the standards for supervisors should be raised, by law, because
22. in the final analysis, they're dealing with the real core of
23. the problem in our communities, that's real estate taxes. And
24. it's my understanding that many of these supervisors simply
25. lack the requisite training to do the job. I think it's an
26. excellent bill.

27. PRESIDENT:

28. There any further discussion? Senator Rhoads may close
29. the debate.

30. SENATOR RHOADS:

31. Thank you again, Mr. President and members of the Senate.
32. Again, to correct the record, I said all counties other than
33. Cook. That was not correct, St.Clair County has a different
situation and of course Cook County is out because it has an

1. elected assessor. I would ask for a favorable roll call.

2. PRESIDENT:

3. The question is shall Senate Bill 1299 pass. Those in favor

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

5. Have all voted who wish? Have all voted who wish? Take the

6. record. On that question the Ayes are 46, the Nays are 3, none

7. Voting Present. Senate Bill 1299 having received the constitutional

8. majority is declared passed. On the Order of Senate Bills 3rd

9. reading, Senate Bill 1300. Read the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 1300.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Rhoads.

16. SENATOR RHOADS:

17. Thank you, Mr. President, members of the Senate. Under current

18. law the Department of Local Government Affairs has the authority

19. to order reassessments in a county, but really it doesn't have

20. any enforcement powers behind that authority. Senate Bill 1300

21. would amend the Revenue Act in order to give the department the

22. power to enforce that authority. It provides that any reassess-

23. ment conducted at its order shall be under its supervision and

24. direction. If before or after the reassessment the department

25. determines that the reassessment is not being performed in

26. substantial compliance with the law. The department may demand

27. the delivery of the assessment books and finish the reassessment

28. with the unit reassessed responsible for the cost. It would

29. give the department the authority to order the Board of Appeals

30. to reconvene or revise or correct assessments. Ladies and Gentle-

31. men of the Senate, I don't mean to mislead anyone, this is an

32. admittedly a very tough bill. But I think it's one that is

33. needed in...in many counties. Normally I would not be an

1. individual who would support the concept that the State government
2. should be taking on responsibilities which could...be more effectively
3. handled at a...a lower echelon of government. But in this particular
4. case I think there is a justification because of the philosophy
5. that we have adopted through the School Aid Formula and through
6. other formulas that we want to treat our people around the State
7. of Illinois as equally as possible. Unfair assessment procedures
8. or inadequate assessment procedures in a...in a particular
9. county, could have an adverse impact on people living elsewhere
10. in the State. And for that reason the State does have a compelling
11. interest in this matter and I would urge adoption of this bill.

12. PRESIDENT:

13. Any discussion? Senator Egan.

14. SENATOR EGAN:

15. Well, I...I like, you know, I like your intent, Senator, and
16. I...I think that I have demonstrated some lack of resistance in
17. what I really think is officious intermeddling. But the assessor
18. is an elected job and to considerably interfere with the way
19. that he attends to his duties, in my...in my opinion, is officious
20. intermeddling. Too many cooks spoil the brew and here's a good
21. example. Depends on what you're brewing. And you...you know
22. what I mean. You're...you're putting your nose where it doesn't
23. belong. I vote No.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Washington.

26. SENATOR WASHINGTON:

27. Will the sponsor yield to a question?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Indicates he will.

30. SENATOR WASHINGTON:

31. My reading of the LGA Enabling Act says that the...director
32. of the Department of Local Government Affairs has that power.
33. I'm not opposing your bill, but why do you need the bill?

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. They do now have...the power to order the reassessment. There
5. really isn't any enforcement behind that though. The...the county can
6. just thumb their nose at them if they want to. And they have no
7. really, just to order a reassessment isn't to say that they have
8. supervision over that reassessment. And this...this bill is a
9. tough bill, it would empower the department to go in and...look at
10. the books and actually supervise that reassessment. If I...if I
11. may impose on you, Senator Washington, in answer to your question
12. to respond to Senator Egan's comment. Only in Cook County is
13. the assessor elected and...and in St. Clair County the elected
14. Board of Assessors. Elsewhere they're not and...and we are the
15. elected officials. So this...this puts some teeth behind the
16. current law.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Rock. Senator Washington.

19. SENATOR WASHINGTON:

20. But Senator Rhoads, you...I think they have the power, they
21. have subpoena power in the Statute. They have the power to
22. reassess in whole or in part. It seems to me they have the
23. requisite power already. And just...they have this power
24. even over elected assessors under the present Statute.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Rhoads.

27. SENATOR RHOADS:

28. Well you speak to the whole point of the bill. They have
29. the...the power to order it done, but they don't have the
30. power to actually conduct it and this would give them that
31. power.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Rock.

1. SENATOR ROCK:
2. Thank you, Mr. President. Senator...if the Senator will
3. yield.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. He indicates he will.
6. SENATOR ROCK:
7. Will you explain to me what the cost is? The cost you
8. refer to on page 3 of the bill. You are suggesting that the
9. cost of such reassessments shall be reimbursed to the department.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Senator Rhoads.
12. SENATOR RHOADS:
13. It would involve such things as the...the time of the employees
14. spent on the project, the administrative costs and so forth.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. As long as the director is here, how much do we estimate
17. this would cost, in either St. Clair, Madison, Cook or I assume
18. any other Democratic county that the...the director wishes to
19. go into?
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Rhoads.
22. SENATOR RHOADS:
23. Well, if those counties were now doing it and following
24. through, as much as it would cost that county to do it, it
25. would cost the department to...to do it in their stead. In
26. other words, if they...if it is deemed by the department or
27. by complaints from other people that it's not being done
28. properly. The department can go in and I don't think it
29. would be any more expensive for the department to do it.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Senator Rock.
32. SENATOR ROCK:
33. Very...very neat, very evasive. The question is how much
34. and you are assuming that these counties are not doing what's

1. correct and I refuse to accept that assumption. Question is
2. how much?
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Rhoads.
5. SENATOR RHOADS:
6. I can't give you a specific dollar...for which county, Senator
7. Rock?
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator Rock.
10. SENATOR ROCK:
11. St. Clair.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Rhoads.
14. SENATOR RHOADS:
15. I don't...I can't give you a dollar figure.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Rock.
18. SENATOR ROCK:
19. Well, I...I think, frankly, this charade has gone far
20. enough. Those other bills should not have passed, we are
21. now engaged in an exercise, in my judgment, in futility and
22. to suggest that the State Department of Local Government
23. Affairs, which the Governor thinks so highly of, that he
24. is reorganizing it into some other crummy department, should
25. now have the authority to walk into a county and suggest to
26. them, not only will we reassess you, you will pay us our cost
27. for what we're going to do for you. It's ludicrous and I
28. urge a No vote.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Senator Maragos.
31. SENATOR MARAGOS:
32. Mr. President and members of the Senate. With no offense
33. to the present director of that department, I think it's one

1. area where the local...the Department of Local Government
2. Affairs has been remiss in its duties and it has not been
3. doing the job that has been already enabled to do. And
4. now they want to come in and take over duties of elected
5. officials. It is high time that we put a stop to the
6. officials who've been, if you want to use the term bureaucrats,
7. or anybody else coming in and telling elected official what
8. to do. The people of his own community, of his own county,
9. of his own district can always...tell an elected official
10. what they think of him and they can run him out of office
11. if they think he's not doing the job. But it's high time
12. we stopped allowing officials who are not elected who have
13. no constituency to adhere to except the one elected official
14. who appoints them. It's about high time we stopped them
15. from coming in and going to these affairs and I think this
16. is a bad bill and I think it should be defeated.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Daley.

19. SENATOR DALEY:

20. Mr. President and fellow Senators. Again we get back, I
21. guess with the concept now the...the taxpayer can go to
22. the Department of Local Government Affairs and request a
23. reassessment. If we do that throughout Illinois in every
24. county, we'll have to enlarge the Department of Local
25. Government Affairs budget tremendously and this again, allows
26. the taxpayer to go to the Department of Local Affairs and
27. complain. Once they complain, it's the responsibility then
28. of the department to ask for a reassessment, a full reassessment
29. or a partial reassessment. This is a bad bill.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Hall.

32. SENATOR HALL:

33. Would the sponsor yield to a question?

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. He indicates he will.
3. SENATOR HALL:
4. Senator Rhoads is...is this the same bill, a comparable
5. bill that Senator...that Representative Skinner has introduced
6. in the House?
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Senator Rhoads.
9. SENATOR RHOADS:
10. It's not the same bill. No, Senator Hall, I understand
11. his is tougher.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Hall.
14. SENATOR HALL:
15. Well let me ask you this. Is it really St. Clair County
16. that you're after?
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Rhoads.
19. SENATOR RHOADS:
20. No.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Senator Hall.
23. SENATOR HALL:
24. Well, then you didn't take them out of the bill. But,
25. nevertheless, Senator, the question that I wanted to address
26. myself to is this. Now, I want to see fair and equitable
27. assessments as well as everyone else, but to say that you're
28. going to let the Department of Local Government Affairs come
29. into our...my county and take over and bill that county,
30. where we already have problems of trying to...now I'm not
31. trying to get away from having the county reassessed, they're
32. doing that right now. And I don't see why it would be necessary
33. and as Senator Washington has said, that you already have that

1. power. Now why should we put a Statute on the books like
2. this? I...I'm going to oppose this.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Demuzio.

5. SENATOR DEMUZIO:

6. Thank you, Mr. President. I have a question of the
7. sponsor, if he'd yield.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. He indicates he will yield.

10. SENATOR DEMUZIO:

11. In this bill, is there anywhere in there that it would
12. eliminate the multiplier being imposed upon counties by
13. Local Government Affairs?

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Rhoads.

16. SENATOR RHOADS:

17. I'm sure that's a facetious question. The answer is
18. no.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Demuzio.

21. SENATOR DEMUZIO:

22. Well, I can't see how I can support this bill then.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. Mr. President and members of the Senate. If...if local
27. assessments just stood independently on local areas there
28. might be some argument against this bill, but I would respectfully
29. remind you that our School Aid Formula is based on the laughable
30. assumption that assessments throughout this State are equal.
31. And I conclude through some study that that is, in fact, the
32. laughable assumption. And I think we have an obligation. If
33. we wish to see the fair and equitable distribution of school

1. funds to see that there's fair and equitable assessment
2. throughout the state. I view this as a court of last resort,
3. but I think it's one that has to be here. Why should a local
4. area that's being underassessed and getting an unfair share
5. or getting more than their share...fair share of the School
6. Aid Formula want to be reassessed. They'd have to be dumber
7. than a post and they aren't that dumb and they aren't going
8. to be reassessed fairly. In some cases, unless someone steps
9. in and either through psychological pressure or through a
10. bill such as this, forces them to...to do it. And I might
11. add that those areas probably aren't in the northern part
12. of the State in all candor. I think that there are some
13. abominable assessing jobs going on in this State and they're
14. going to continue to go on for a long time. And those areas
15. that do do a fair job, which I think includes most of Cook
16. County and most of the areas we represent are going to be
17. hurt because there's no mechanism to straighten that mess out.
18. This bill is a mechanism, I...I'm not sure that I wouldn't
19. prefer a somewhat stronger bill, but I think it's something
20. we should go forward with, if, in fact, we do believe in
21. fair and equal taxation for all, which there's some legislative
22. history to make me wonder about.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Berning. Second time, we have Senator Washington.

25. SENATOR WASHINGTON:

26. Mr. President, I hadn't planned to discuss this issue
27. today, it's not that it's the right form, I just hadn't
28. plan to it, but it's presented itself and so I will. First
29. of all, let's make it very clear, that one could reasonably
30. interpret from the Statutes, the existing law that the Department
31. of Local Government has that power. I have choose to so
32. interpret it. Evidently the department thinks that they need
33. to tighten up that power, but the fact is they do have power

1. to come in or rather to order reassessments in all counties,
2. even where you have an elected assessor, that's a fact of law.
3. Secondly, and there I want to be very careful about what I
4. say here because I don't want to cast dispersions on anyone,
5. but in Cook County there's been a pall casted on the assessor's
6. office because some strong allegations have come from what
7. is a creditable source, the University of Illinois Circle
8. Campus School of Urban Affairs, to the effect that there has
9. been a disparity in the taxes as between black neighborhoods
10. in Chicago or rather in Cook County and white neighborhoods.
11. I have read the report, I have studied the report, I've talked
12. to people who are very good...statisticians which I am not,
13. and I've come to the conclusion that there is a lot to be
14. said for that report. Now, it's created a serious issue in
15. Chicago and it's joined, we've joined issue on it and certain
16. demands have been made of the assessor's office. One of those
17. demands was that they insist that the department come in and
18. assist them in reassessing, to make certain once and for all,
19. to make it abundantly clear and put a long exasperating
20. matter to rest that this is no discrimination in Cook County,
21. deliberate or otherwise, relative to various neighborhoods,
22. based on race. My point is this, clearly the present assessor,
23. if anyone is wrong, is not at fault. He wasn't there when this
24. took place, if anything wrong took place. But something is amiss
25. there, something is very strange there, something untoward is
26. going on in there and I am afraid that unless an independent
27. body of the Statute of the Department of Local Government Affairs
28. is brought in, that the county assessor of Cook County cannot
29. reestablish the credibility of that office, which is damaged
30. tremendously, not only by the reports, but by the allegations
31. which reverberated around that office for years and years and
32. years. I submit to you this, that when you have a situation
33. like that, and I must say I've gone even further. I've called

1. in and the black Senators here in the Senate have called in
2. the U. S. Attorney because if those allegations are true,
3. if those allegations are true, then clearly there's a massive
4. violation of the civil rights of black taxpayers in Cook County.
5. I've written to the Governor and asked him to use his good
6. offices to prevail upon the department to insist that they
7. come in and assist the county assessor in clearing up this
8. mess. I said before, I don't want to cast dispersion on anyone,
9. but I'd think you would all agree, I'd be a very poor legislator,
10. if based on allegations which apparently are credible, I stood
11. and did nothing as my black colleagues have insisted that they
12. must do something. You simply wouldn't tolerate that, not a
13. one of you here. I'm saying this, that if you're going to
14. maintain the credibility and reliability of the major taxing
15. group in this State, the assessor, if you're going to maintain
16. that, then they've got to be cleaner than Caesar's wife and
17. they should welcome in any reliable outside, particularly
18. governmental institution, which can look over their shoulders
19. and say, yes, it's right, yes, it's wrong, or at least some
20. improvement. I can't understand why we fight that and I'm
21. not going to hide behind a concept of an elected official.
22. Elected, selected or whatever, if you're dealing with taxpayers
23. and people's money and property, you've got to be cleaner
24. than a houndstooth. There can't even be any reasonable suspicions
25. arouse as to whether or not you're being fair. I think it's
26. a good bill. I think we should support it. Now, if you don't
27. support it, it doesn't mean you're not on the side of the
28. angels, but if you're not, just not looking down the road clearly,
29. your vision has become tunneled. I want to repeat, I'm casting
30. no aspersions on anyone, but that matter must be put to rest
31. once and for all and based on the present level of credibility
32. of that office, our present system has some trouble doing that.
33. And so what are you going to have, a lot of people in Cook

1. County who are very much disturbed about whether or not they're
2. being...overtaxed because they happen to live in a black or
3. a poor neighborhood. It's just that simple and when you deliberate
4. on this bill I'd like you to take that into consideration
5. because if we cannot get surceased from these allegations,
6. these reports on this level, we got to go to another level.
7. You say you don't want the State interfering in your business,
8. we're prepared to go all the damn way. The United Nations,
9. if possible, we've got to resolve this question. And I would
10. submit that everyone should join us in trying to do so and
11. if this bill will in any way establish the credibility of
12. one of the major offices in this State, headed by one of finest
13. gentleman I've ever known, I think you should support it.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Egan, for a second time.

16. SENATOR EGAN:

17. Yes, I...I...I'm one who hesitates to involve myself in
18. hysteria as best I can, Harold, but if you want to go up,
19. you go to the Board of Tax Appeals and if you want to go
20. up further, you go to the circuit court, and if you want
21. to go up further, you go to the Appellate Court, and if you
22. want to go up further, you go to the Supreme Court, they're
23. all elected. The guys in the Department of Local Governmental
24. Affairs are not. I caution you.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Newhouse. Senator Jeremiah Joyce.

27. SENATOR JEREMIAH JOYCE:

28. Thank you, Mr. President. Very briefly. A few years back,
29. I...I think you can recall and members of this Body can recall
30. when the Illinois Attorney General sought to come in to the
31. local counties around this State and obtain the authority to
32. commence prosecutions for criminal violations. The argument
33. which was made at that time, was that the very basic tenets

1. of our government were being attacked and we were going to transfer
2. this authority to local authority to the State. And the people
3. would be lose in the long run. I suggest to this Body and you,
4. Mr. President, that we have the same situation prevailing here
5. today. And I think this is a step in the wrong direction and
6. I urge you and this Body to reject this.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Berning.

9. SENATOR BERNING:

10. Thank you, Mr. President and members of the Senate. I
11. have actually for the first time just in the last few moments,
12. taken a real close look at Senate Bill 1300. And it occurs to
13. me that much of the complaints on which the proposal imbodyed
14. in this bill are...is predicated, much of the complaints are
15. predicated. On the assumption that the local assessors are
16. not capable or are not doing the job they're supposed to do,
17. one of the biggest objections is because they are late in
18. getting their books in. And I'd like to remind those who are
19. the least bit interested that the assessor is not really to
20. blame in all too many instances. If he does not get the books
21. on time, there is no way he can return them on time even if
22. it only requires transposing of information. So I submit that
23. the assessors are not entirely to blame and we ought not to
24. penalize them nor should we penalize the constituencies of
25. the assessor or the constituencies of the supervisor of
26. assessments by opening the door in a fashion which appears to
27. me to be almost an open invitation to cover the entire cost
28. of assessment and reassessment by the State, irrespective of
29. what the local elements of government have spent, simply because
30. the Department of Local Government Affairs feels that the
31. local level is not doing it the way the State wants it done
32. or as completely or as expeditiously perhaps. And again that
33. goes back to the receipt of the books. If because the assessor

1. has not completed his job because he has not gotten the books
2. on time, then, in my opinion, under this bill, the Department
3. of Local Government Affairs can move in and say move over, Mr.
4. Assessor, we're going to do the job for you and then we will
5. bill you. Many assessors get a very, very nominal appropriation
6. to do the job they're charged with doing. And I don't know
7. where the money would come from with the townships shortages
8. of available dollars to pay for an assessment job which the
9. State would be doing and which would not be inexpensive if
10. my past experience with State expenditures is any criteria.
11. So out of the package, this bill is one that I think is ill-
12. advised.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? If not, Senator Rhoads may
15. close the debate. Oh, Senator Philip.

16. SENATOR PHILIP:

17. Thank you, Mr. President, Ladies and Gentlemen of the
18. Senate. Normally I would feel the way that Senator Berning
19. does, but I don't in this specific area. You know, we have
20. some fourteen hundred and fifty assessors in the State of
21. Illinois. Unfortunately some of them do not do a very good
22. job. Normally we would depend on the elective process, if
23. you have a bad assessor, every four years you get a chance
24. to vote...vote him out of office. But what happens is when
25. somebody has a problem with their assessment, they go into
26. his office, they talk to him, the assessor knocks it down
27. two hundred dollars or three hundred dollars. The taxpayer
28. goes out of the office feeling very good about it, yet that
29. assessment might be way, way off. We need somebody at some
30. higher level of government to go in and make sure these
31. assessors are doing the proper job. We ought to support this
32. bill and vote for it.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there further discussion? If not, Senator Rhoads may
2. close the debate. Senator Newhouse, are you...your light is
3. still on.

4. SENATOR NEWHOUSE:

5. Yes, thank you, Mr. President. Mr. President, I want...don't
6. want to add to the length of time that...but the fact is that
7. we've got a very ticklish situation that I think we ought to
8. consider very carefully. One of our former colleagues, Tom
9. Hynes is in the...the office in the Cook County and under
10. the present kind of cloud that's been raised, something ought
11. to be done to remove that cloud. It's not something that
12. Tom Hynes could possibly have been responsible for. And it
13. seems to me as a matter of protection of one of our colleagues
14. that we deserve to place some kind of third party, a supervision,
15. a third party oversight, into an office such as this. This
16. bill seems to do that and I would certainly support it, would
17. hope others would do the same.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Nedza.

20. SENATOR NEDZA:

21. Yes, Mr. President and Ladies and Gentlemen of the Senate.
22. We speak of the inequities in the...of the assessor's office.
23. Senator Philips referred to that we have four years in order
24. to live or die with a particular individual. I, for one, feel
25. that if there are any...inequities with any assessors office,
26. that we have the avenue, we have the district attorneys in
27. all of the specific counties. It should...if there is inequities
28. those things should be taken under consideration. The manufacturing
29. districts that we all have in our respective legislative districts,
30. those of us who have the rural areas, the agrarian economy, we
31. should look into those, we should look into the cities, we should
32. look into all of it. The avenue for prosecution for those
33. inequities are before us, they are there with the district attorneys

1. in the various counties that we enjoy.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Daley. A second time.

4. SENATOR DALEY:

5. Mr. President, fellow Senators. If we're worried about
6. the district attorney of the northern district of Illinois,
7. we should all invite him to our districts and look at the
8. assessments for the manufacturing district, if this is what
9. the bill wants to do. Department of Local Government Affairs
10. had the responsibility for two years. I...tell members of
11. my side of the aisle, they have not done their job. If this
12. is a criminal charge and a criminal accusation against any
13. individual, the assessor or the assessors office, it's against
14. all of us collectively. It's against each and every one of
15. your assessors that come from your townships, that come from
16. your counties. So it's not relating to Cook County, St. Clair,
17. DuPage and Rock Island, all the counties in Illinois. There's
18. criminalities, then invite the district attorney. Everybody's
19. willing to invite him for something, then invite him in now.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there further discussion? If not, Senator Rhoads may
22. close the debate.

23. SENATOR RHOADS:

24. Thank you, Mr. President, members of the Senate. I said
25. at the outset that this was a tough bill, it is. It puts
26. teeth into the current act to give the Department of Local
27. Government Affairs the power to actually go in and reassess
28. and conduct that reassessment and supervise it. Now, I don't
29. want to criticize anyone who is currently an elected assessor.
30. I have a great deal of respect for the current elected assessor
31. of Cook County, but the historic fact of the matter is, that
32. with respect to other counties in this State, we have had some
33. distortions, some inequities in the assessment practices there

1. that other counties have not experienced. Take for example,
2. Corporate Personal Property Tax Assessments. Why is it that
3. Cook County could only collect forty-one percent of...extensions,
4. whereas downstate counties could collect ninety-six percent.
5. This doesn't impact on the whole State? Well of course it
6. does, we have another bill on the Calendar which would provide
7. for an extension rather than collection replacement. A difference
8. of some three hundred million dollars. That has an impact on
9. downstate. There is a compelling state interest there. I'm
10. a resident of Cook County. We have had a coefficient of dispersion
11. in excess of twenty-seven percent in many areas. And part of
12. that's due to inflation and part of that's due to the fact
13. that we...assess quadrennially in...in quadrants. But there are,
14. as Senator Washington has pointed out, some unanswered questions.
15. In Cook County you can't get a tax bill by street address, you
16. can't get it on situs. There was a private company that used
17. to be able to do that and the former assessor stopped the
18. practice. You have to know the index number. You can't walk
19. in and find out what the tax bill is on certain major downtown
20. buildings. Now maybe there's some negotiation going on. But
21. if that negotiation is going on and if it's in the public interest,
22. it ought to be open. It ought to be public, it ought to be out-
23. front. People ought to know what kinds of arrangements and
24. ...are arrived at on assessment procedures. Frankly, these
25. practices have been too secret for too long. And the State of
26. Illinois, all the citizens of Illinois have a compelling State
27. interest. I said before, normally I wouldn't favor granting
28. this kind of power to the State government. But since it has
29. an impact on all of our citizens, then the State government is
30. the proper echelon of government where this reassessment should
31. be conducted, if it's needed. I ask for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. The question is shall Senate Bill 1300 pass. Those in favor

1. vote Aye. Those opposed vote Nay. The voting is open. Have
2. all voted who wish? Have all voted who wish? Take the record.
3. Senator Rhoads, for what purpose do you arise?
4. SENATOR RHOADS:
5. Request postponed consideration.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. Consideration...Postponed has been requested. The bill will
8. be placed on consideration postponed. For what purpose does
9. Senator Washington arise?
10. SENATOR WASHINGTON:
11. This is not an accusation, but it seems to me your count
12. was mighty, mighty fast on that bill.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. I said it twice. I called the roll twice. Those who wanted
15. to vote had plenty of opportunity to vote. They should stay
16. in their seats and vote. Senate Bill 1302.
17. SECRETARY:
18. Senate Bill 1302.
19. (Secretary reads title of bill)
20. 3rd reading of the bill.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Senator Walsh.
23. SENATOR WALSH:
24. Mr...Mr. President and members of the Senate. These are
25. ...are bills requested by the Department of Conservation.The...
26. I don't think they're...they're as controversial as the most
27. recent bill. Senate Bill 1302 would merely provide that all
28. members of the Board of Review must attend an annual instructional
29. seminar conducted by the Department of Local Governmental Affairs.
30. I...I know of no objection to this bill and I would urge your
31. support.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Further discussion? If not, the question is shall Senate

1. Bill 1302 pass. Those in favor indicate by voting Aye. Those
2. opposed vote Nay. The voting is open. Have all voted who wish?
3. Have all voted who wish? Take the record. On that question the
4. Ayes are 48, the Nays are 4, none Voting Present. Senate Bill
5. 1302 having received the constitutional majority is declared
6. passed. Senate Bill 1303, Senator Walsh.

7. SECRETARY:

8. Senate Bill 1303.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Walsh.

13. SENATOR WALSH:

14. Mr. President and members of the Senate. Senate Bill 1303
15. would provide that the qualifying examination, which is now
16. being conducted by the Department of Local Government Affairs
17. for supervisors of assessments will be giving...will be given
18. at least every two months and at three locations throughout
19. the State rather than...in a...in the individual county where
20. ...where the supervisor is to serve. And it provides that the
21. list of those who pass would be maintained for a period of
22. one year and that those who pass then would be available for
23. appointment in the counties where needed. I know of no objection
24. to this bill. I urge your support.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? If not, the question is shall
27. Senate Bill 1303 pass. Those in favor vote Aye. Those opposed
28. vote Nay. The voting is open. Have all voted who wish? Have
29. all voted who wish? Take the record. On that question the
30. Ayes are 46, the Nays are 3, 2 Voting Present. Senate Bill 1303
31. having received the constitutional majority is declared passed.
32. Senate Bill 1304, Senator Walsh.

33. SECRETARY:

1. Senate Bill 1304.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Senator Walsh.
6. SENATOR WALSH:
7. Mr. President and members of the Senate. Senate Bill 1304
8. would establish minimum sized assessment districts in counties
9. other than Cook based on population of fifteen hundred. Effective
10. on December 1st, 1981. This would create the office of...the
11. elective office of multitownship assessor. And the purpose of
12. this bill is that a minimum population of at least fifteen
13. hundred is needed to produce twenty-five sales of property
14. per year which is the minimum amount needed in order to conduct
15. sales ratio studies. This bill too, I believe, has no objection
16. and I urge your support.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Is there further discussion? Senator Martin.
19. SENATOR MARTIN:
20. Would the sponsor yield?
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. He indicates he will.
23. SENATOR MARTIN:
24. Excuse me. Aren't...are you setting up something that might
25. be most closely akin to a kind of a regional superintendent of
26. assessment? More like the regional superintendent of schools.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. Senator Walsh.
29. SENATOR WALSH:
30. Well, no, the...the idea is that many townships because of
31. the lack of population, they're not able to...to get qualified
32. assessors. The population just isn't there, so it is regional
33. in a sense because townships would...would combine in order to

1. provide for a...a multitownship assessor, yes, it is, I guess,
2. akin to that.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Martin.

5. SENATOR MARTIN:

6. Would it not be possible, under the Constitution and other
7. supporting legislation for these townships to contract with
8. the county in which they are, for that supervisor of assessments
9. to take over that job? Would that not be another way to solve
10. this problem?

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Walsh.

13. SENATOR WALSH:

14. Well, as a matter of fact, in some counties the supervisor
15. of assessments actually does the assessing because it's pretty
16. much by informal agreement of all of the township assessors in
17. that particular county. However, it is thought that this would
18. give them the opportunity to...to maintain the elective office
19. but to increase the size so that they'd have enough parcels
20. to assess and have a qualified assessors.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Martin.

23. SENATOR MARTIN:

24. Well, I would just say that I think the problem has been
25. identified and it's a problem that's been prevalent in my
26. district or more accurately, in adjoining districts, at least
27. in my county. But this solution, I think, would be unacceptable
28. is adding another layer of government when the...there's already
29. a mechanism for this to be taken care of through the contractual
30. relationship and I think we'd just would be having one more
31. larger, indeed, it is true, level of government and I don't think
32. there would be any guarantee, whatsoever that the assessment
33. practices would be fair or that the assessor would be better and

1. I just think here is a problem and the solution is similar to
2. the cure being worse for the disease and from my area I would
3. oppose this bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Davidson.

6. SENATOR DAVIDSON:

7. Question to the sponsor.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. He indicates he will yield.

10. SENATOR DAVIDSON:

11. This is a mandatory bill that any township less than fifteen
12. hundred would have to join with adjoining township?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Walsh.

15. SENATOR WALSH:

16. For...for any township...if...if there's any township less
17. than fifteen hundred people, it would combine with another
18. township so as to provide a minimum population of at least
19. fifteen hundred.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Davidson.

22. SENATOR DAVIDSON:

23. Mr. President and members of the Senate. I want to rise
24. in opposition to this bill. Those of you who may or may not
25. be involved in township government or a field in relation to a
26. local situation, if you want to eradicate them, let's do it
27. up front. Let's not do it with a bill that says you shall
28. have fifteen hundred population or more or else you're going
29. to combine that township with another adjacent township, so
30. you do reach to that population for one elected office, assessor.
31. Now, if these small townships, less population, want to have
32. the assessor and if he wants to serve on a part time basis, he
33. knows that the amount of money that he's going to receive is

1. based on limited number of people that reside in his township,
2. but he knows those people and they know him. I urge you to
3. defeat this bill. This is a mandatory change that we're laying
4. on a local government.

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End of Reel #5

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1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. ...Senator Coffey.

3. SENATOR COFFEY:

4. Yes, Mr. President and members of the Senate. I rise
5. in opposition to this bill also, and somewhat in the same
6. reasons that the previous speakers, but I think this is just
7. another step in the direction of regionalizing government and
8. it's in a...maybe in a small way. There's some counties, there's
9. some townships I'm sure that might like to consolidate, and
10. if it was a optional and I could probably support that, but
11. I think when we're forcing our smaller communities...townships
12. to join together, I think it's wrong, and I think it's bad
13. legislation. I would urge you to vote No on this bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Joyce.

16. SENATOR JEROME JOYCE:

17. Thank you, Mr. President. Would the sponsor yield for
18. a question?

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. He indicates he will.

21. SENATOR JEROME JOYCE:

22. Yes, Senator Walsh, are there a lot of these townships
23. in your district?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Walsh.

26. SENATOR WALSH:

27. As a matter of fact, there are none in mine, and someone
28. asked why they couldn't get a Downstate Republican to handle
29. the bill, and I can't answer that question.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Joyce.

32. SENATOR JEROME JOYCE:

33. ...already...I think they've already answered it for you,

1. Senator. I would oppose this bill.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? If not, Senator Walsh
4. may close the debate...Senator Rock.

5. SENATOR ROCK:

6. This, as I understand it, Mr. President, does not apply
7. to the county which I represent. I think it's an excellent
8. bill, and I would urge an Aye vote.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Walsh may close the debate.

11. SENATOR WALSH:

12. Well, Mr. President and members of the Senate, I would
13. like to first point out that this does not affect Township
14. Government. Township Government continues to exist in every
15. respect that it does now. Merely for the purposes of a Multi-
16. Township Assessing Office, and...the fact of the matter is
17. that some townships are so small, they have so few sales,
18. they cannot get elected qualified township assessors. I
19. think this is a good bill, and I urge your support.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. The question is shall Senate Bill 1304 pass. Those in
22. favor vote Aye. Those opposed 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 30, the Nays are 18.
25. None voting Present. Senate Bill 1304, having received the
26. constitutional majority, is declared passed. Senator Davidson,
27. for what purpose do you rise?

28. SENATOR DAVIDSON:

29. I ask for a verification of the Affirmative votes.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. There's been a request for a verification of the Affirmative
32. votes. Will everybody be in their seat. Mr. Secretary, read
33. the Affirmative votes.

1. SECRETARY:

2. The following voted in the Affirmative: Becker, Berman,
3. Bloom, Bowers, Chew, Daley, Egan, Geo-Karis, Grotberg, Hall,
4. Keats, Lemke, Maragos, McMillan, ...no, McLendon, Merlo, Moore,
5. Nash, Nedza, Netsch, Nimrod, Ozinga, Philip, Rhoads, Savickas,
6. Schaffer, Shapiro, Walsh, Washington, Wooten, Mr. President.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there a question of any of the Aye votes? Senator
9. Davidson.

10. SENATOR DAVIDSON:

11. Senator Chew.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Chew, would you...Senator Chew is on the Floor.

14. SENATOR DAVIDSON:

15. Senator Lemke.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Lemke. Is Senator Lemke on the Floor? Take his
18. name from the record. Is there further question?

19. SENATOR DAVIDSON:

20. No, that's all I need.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Oh, here he is. I'm sorry, he's behind us.

23. SENATOR DAVIDSON:

24. Too late. Too late. Geo-Karis.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Geo-Karis. Is Senator Geo-Karis on the Floor?
27. She answered her name. She not only answered her name, she
28. sought recognition. Her light seeking recognition is on.

29. SENATOR DAVIDSON:

30. I...I don't see her.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Her name has been verified. Is there any further...

33. SENATOR DAVIDSON:

Mr. President, Mr. President, a question. Parliamentarian

1. inquiry...Parliamentary Inquiry?
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. State your point.
4. SENATOR DAVIDSON:
5. I thought they not only had to answer, but they had to
6. be present if we challenged, and I don't see Senator Geo-Karis.
7. While we're looking, what about Senator McLendon? Mark Rhoads,
8. Senator Rhoads?
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Is Senator Rhoads on the Floor? Senator Rhoads? Senator
11. Rhoads had been marked Present. He verified the roll call.
12. SENATOR DAVIDSON:
13. Oh...now wait a minute.
14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. For what purpose does Senator Coffey rise?
16. SENATOR COFFEY:
17. Point of Personal Privilege. I remember very plainly
18. just yesterday, when we were told that we would stay in our
19. seat after verification, and I wonder why that's changed now
20. and matter of fact, I can recall Senator Grotberg...they motioned
21. back to his seat or he'd be taken off of the roll. Now today,
22. have the rules changed?
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. On Senator Rhoads, Senator Rock, just...For what purpose
25. does Senator Rock rise?
26. SENATOR ROCK:
27. Well, I don't think the rules have changed. I think that,
28. as a matter of fact, if you want to stash people in the phone
29. booth, just tell us. I would suggest that we take Senator
30. Rhoads off the roll call.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Is there a question on Senator Rhoads's name? Is Senator
33. Rhoads present? Is he on the Floor? Remove his name from
the record. Is there any further questions? On that question,

1. the Ayes are 29, the Nays are 18 and none voting Present.
2. Senate Bill 1304, failing to receive a constitutional majority,
3. is declared lost. Senate Bill 1305, Senator Walsh.

4. SECRETARY:

5. Senate Bill 1305.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Walsh.

10. SENATOR WALSH:

11. Mr. President, members of the Senate. Senate Bill 1305
12. would provide additional information to the taxpayer so that
13. he would better understand the basis for his tax bill. It
14. would provide on the tax bill the Primary Assessment, the
15. Equalization Factor, if any, the Equalized Assessed Valuation,
16. the Current and Prior Year's tax rate for each district, and
17. the Current and Prior Year's dollar amount for each district,
18. and the Current and Previous Year's total extension for each
19. district and a brief explanation of the Assessment and
20. Equalization Process. I urge your support.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? Senator Rock.

23. SENATOR ROCK:

24. I would just like Senator Walsh and the Administration
25. to know that Senator Rhoads can re-introduce himself now. He's
26. back.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? If not, the question is
29. shall Senate Bill 1305 pass. Those in favor vote Aye. Those
30. opposed vote Nay. The voting is open. Have all voted who wish?
31. Senator Savickas votes No, Senator Bruce. Have all voted who
32. wish? Take the record. On that question, the Ayes are 39,
33. the Nays are 13. None voting Present. Senate Bill 1305,
having received the constitutional majority, is declared

1. passed. Senate Bill 1314, Senator Daley. Senator Daley?

2. SENATOR DALEY:

3. Yeah. Mr. President and fellow Senators. This deals
4. with the Division of Crippled Children, transferring it
5. from the University of Illinois to the Division of Vocational...

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator...

8. SENATOR DALEY:

9. ...Rehabilitation. I would ask for the suspension of
10. Rule Fifteen. The Amendment was put on this morning, the
11. Agreed Amendment, and I'd ask leave of the Body.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is leave granted? Leave is granted.

14. SENATOR DALEY:

15. Mr. President, Senate Bill 1314 deals with the transfer
16. of the Division of Services for Crippled Children from the
17. University of Illinois Budget to the Division of Vocational
18. Rehabilitation. It will allow an awareness that the Division
19. exists. It will allow parents throughout Illinois to apply
20. for medical and rehabilitation reimbursement for their children
21. that are sick. It has been in the past, there has been a
22. problem with the Division where it fully discriminates against
23. children within the City of Chicago. It also protects the
24. men and women that work within the Division. A number of them
25. want to stay with the University of Illinois Pension System.
26. We've okayed that. Also, the Effective Date is January 1, 1980.
27. This is a bill that will require full awareness of the Division
28. of Crippled Children for everyone.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? I think you will accept it,
31. Senator. Is there further discussion? Senator Wooten.

32. SENATOR WOOTEN:

33. Yes. Senator Daley, I've had a great deal of negative mail
on this, and I'm just curious as to what you did in the amendment

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- 1. that would cure our problem in any way.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- 3. Senator Daley.
- 4. SENATOR DALEY:
- 5. The amendment allowed for an Advisory Board for the Division
- 6. of Crippled Children. The Illinois State Medical Society asked
- 7. for this Review Board. Presently, there is no appeal of
- 8. decisions made by the Administrator for anyone requesting
- 9. medical reimbursement or rehabilitation reimbursement. This
- 10. will allow a Medical Review Board for decisions to be made by
- 11. the Administrator and also it allows for a concept of what
- 12. they're doing for the Division of Crippled Children. Also,
- 13. it keeps the pensioners, who are presently employees under
- 14. the University of Illinois budget, and it just transfers the
- 15. employees and equipment, the new employees, to the new
- 16. Personnel Code.
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. Further discussion. Senator...Now there is a problem.
- 19. The bill was amended and sent down to the Secretary's Office.
- 20. We have not read the bill a third time. Mr. Secretary, please
- 21. read the bill a third time.
- 22. SECRETARY:
- 23. Senate Bill 1314.
- 24. (Secretary reads title of bill)
- 25. 3rd reading of the bill.
- 26. PRESIDING OFFICER: (SENATOR BRUCE)
- 27. Senator Daley has presented the bill. Is there further
- 28. discussion? Senator Weaver.
- 29. SENATOR WEAVER:
- 30. Thank you, Mr. President. I think all of the transitional
- 31. problems have been worked out by the amendments put on this
- 32. morning, so I stand in support of this legislation.
- 33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there further debate? Senator Daley may close.

2. SENATOR DALEY:

3. I would ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The question is shall Senate Bill 1314 pass. Those in
6. favor vote Aye. Those opposed vote Nay. The voting is open.
7. Have all voted who wish? Have all voted who wish? Take the
8. record. On that question, the Ayes are 47, the Nays are 3.
9. None voting Present. Senate Bill 1314, having received the
10. required constitutional majority, is declared passed. For
11. what purpose does Senator Rock rise?

12. SENATOR ROCK:

13. Can I suggest at this time, that pursuant to the agreement
14. that we would move to the order of Senate Bills, 2nd reading,
15. and attempt to move those bills?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there leave to go to the order of Senate Bills, 2nd
18. reading? Leave is granted. Page two of your calendar. Senate
19. Bill 6, Senator D'Arco. Read the bill, Mr. Secretary, please.

20. SECRETARY:

21. Senate Bill 6.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. The Committee on Appropriations II
24. offers one amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. ...Amendment No. 1. Senator D'Arco, to explain the
27. amendment.

28. SENATOR D'ARCO:

29. That was the amendment...there's a Floor Amendment as well,
30. isn't that true, Mr. Secretary? The Committee Amendment cut the
31. appropriation from fifty thousand to twenty-five, because there
32. was some misunderstanding about when the reporting date would
33. be for the...how many fiscal years were involved, and we want

1. to Table Amendment No. 1. Or no, but we do have a Floor
2. Amendment...Kenny, are you opposing me?
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Buzbee.
5. SENATOR BUZBEE:
6. Mr. President, I would not concur with the amendment,
7. rather the proposal to Table the Committee Amendment No. 1.
8. I would persist in our keeping it on.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Buzbee, have you concluded, or...
11. SENATOR BUZBEE:
12. Yes.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. All right. Further...for what purpose does Senator
15. D'Arco rise?
16. SENATOR D'ARCO:
17. Well...what happened was the bill said that the Commission
18. should report back in nineteen eighty-one, which was incorrect
19. in the bill, because we want the Commission to report back
20. every fiscal year, so the Committee assumed that we were asking
21. for two years' appropriation in the amount of fifty thousand
22. for two years, because the reporting date was eighty-one, when
23. in fact, the intent was to ask for fifty thousand for one fiscal
24. year, and report back at the end of eighty. So, Howie Carroll
25. and Senator Buzbee in their wisdom read our intent the other
26. way than we intended, and that's the problem, and you know,
27. Senator Carroll is in agreement, I hope.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Buzbee. Senator...
30. SENATOR BUZBEE:
31. Well Mr. President, there is another amendment which is
32. going to add back his twenty-five thousand, but it...but we've
33. still got to put Amendment No. 1 on first, and then we'll put
Amendment No. 2 on.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Maybe to clarify a otherwise illuminated situation,
5. Senator D'Arco, the problem with the legislation as introduced,
6. that the legislation appropriated money for two fiscal years.
7. It wasn't the question of the reporting date, it was the
8. question of an attempt to spend money over two fiscal years
9. which would be contra to law, and I know you didn't want
10. to engage in any activity that was contra to the law of the
11. State of Illinois, so Amendment No. 1 first of all, makes it
12. one fiscal year. Secondly, because we presumed you wanted
13. the money spread over two years, we cut it in half, thinking
14. it was a half-year, a half of the amount for each year. So
15. first, in any event, you have to clear up the technical defect,
16. and I would urge support of adoption of Amendment No. 1.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator D'Arco.

18. SENATOR D'ARCO:

19. I move to adopt Amendment No. 1.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The motion is to adopt Amendment No. 1. Is there discussion?
22. All in favor say Aye, opposed Nay. The Ayes have it. Committee
23. Amendment No. 1 is adopted. Further amendments, Mr. Secretary.

24. SECRETARY:

25. No further Committee Amendments.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Are there amendments from the Floor?

28. SECRETARY:

29. Amendment No. 2, offered by Senator D'Arco.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator D'Arco on Amendment No. 2.

32. SENATOR D'ARCO:

33. Thank you, Mr. President. This is the amendment that

1. changes it from twenty-five to fifty thousand.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to adopt Amendment No. 2. Is there any
4. discussion? All in favor say Aye. Opposed Nay. The Ayes
5. have it. Amendment No. 2 is adopted. Are there further
6. amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. 3rd reading. Senate Bill 49, Senator Knuppel. Senator
11. Knuppel, there's a fiscal note. Yes, under the Fiscal Note
12. Act. It has to be complied with prior to 2nd reading. No
13. Senator, under the Statute, it has to be complied with
14. prior to 2nd reading, and so we couldn't adopt an amendment
15. because we couldn't get it onto 2nd reading to do that.
16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, I don't give a damn.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Knuppel, it was filed by Senator Walsh. Perhaps
21. you and he might meet and we might get back to this order
22. of business, since it is...

23. SENATOR KNUPPEL:

24. ...me a fiscal note that quick? It's going to cost a
25. hell of a lot of money. It's the same bill we had last
26. spring exactly, with...it's the Bakalis-Knuppel version of
27. how we ought to give tax relief.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. All right. Well, if you can comply...Senate Bill 51,
30. Senator Knuppel. Do you wish to have that one read a second
31. time?

32. SENATOR KNUPPEL:

33. Hell, yes.

PRESIDING OFFICER: (SENATOR BRUCE)

1. All right. Read the bill, Mr. Secretary, please.

2. SECRETARY:

3. Senate Bill 51.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. No Committee Amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Are there amendments from the Floor?

8. SECRETARY:

9. Amendment No. 1, offered by Senator Knuppel.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well, the bill in its original form was something of a
14. shell, and Senator...some of the Senators in the Insurance
15. Division suggested I fix up an amendment that would make
16. the bill provide for mandatory...the amount of the mandatory
17. insurance. What it does is provide for ten and twenty mandatory
18. insurance on bodily injury, five thousand for damages to property,
19. and it provides that these will be on forms, suggested by the
20. Secretary of State, and if the insurance is revoked, the insurance
21. company if thirty days prior to cancellation, will advise the
22. Secretary of State, and the Secretary of State will then revoke
23. the...registrations, Certificate of Registration, the license
24. plates. It does not provide for any criminal penalty. That
25. was removed from the bill. I move the adoption of Amendment No. 1.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The motion is to adopt Amendment No. 1. Is there discussion
28. on the motion? Senator Rupp. Could we have some order, please?
29. We're on...we are on the adoption of amendments. Senator Rupp.

30. SENATOR RUPP:

31. Thank you, Mr. President. I would like to speak against
32. this particular amendment, which in effect is speaking against
33. the bill, as the...Senator Knuppel indicated. This is a
Compulsory Insurance Law. That's what it is, and there are some of

1. these portions of the amendment I would like to ask the
2. Senator if he would respond to a question or two.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. A question of the sponsor?
5. SENATOR RUPP:
6. Yes.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Knuppel.
9. SENATOR KNUPPEL:
10. What's the question?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Rupp.
13. SENATOR RUPP:
14. Thank you. I had to get permission from the boss to
15. ask first.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Rupp.
18. SENATOR RUPP:
19. One of the questions and one of your indications here
20. is that this policy, the policy in the insurance company,
21. the policy number, has to be supplied to the Secretary of
22. State, and the states that the insurance shall remain in
23. effect for the duration of the registration period. Now
24. do you mean for the five-year period? Does that mean that
25. if I have a...an insurance policy, I am going to have to give
26. a full five-year policy...it says to be for the full registration
27. period, even if it were a one year, which it might be, I think
28. it would be extremely difficult for many people in this state
29. to be able to give a fully paid up insurance policy to satisfy
30. that particular requirement, then the question is how it's going
31. to be enforced. You indicate down below that the insurance
32. carrier of each vehicle shall have the duty of notifying the
33. Secretary of the State of any policy cancellation at least

1. thirty days in advance of such cancellation. Well, normally,
2. if the policy is paid through say, June first, the company
3. nor anyone else would be able to tell you until June first
4. that that policy is in default, and immediately that same
5. day, that no coverage would be enforced. There's no way
6. that anyone could...I know it...well, that's what we're
7. talking to...the amendment. That's what the amendment is...
8. but there's no way that a company could visualize or imagine
9. ahead of time whether I am going to pay my premium on June
10. first. But yet your bill requires that we...the company's
11. notified thirty days before that. I don't know how that
12. can be accomplished. The other question is the very last line,
13. Amendatory Act applies to new and renewal registrations after
14. January first of nineteen eighty. Some of us might get our
15. license plates in October, September, of nineteen seventy-
16. nine. This bill would not apply to us, but those who were
17. a little bit slow in getting their license plates, it would
18. apply to?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Knuppel.

20. SENATOR KNUPPEL:

21. How many questions? Which one do you want me to answer
22. first?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rupp.

25. SENATOR RUPP:

26. I'd like all three. You can pick your order.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Was a hell of a lot more than three, and the answer is
31. is that if a person doesn't pay his insurance at least thirty
32. days in advance, then the...very simply, the company would
33. notify the Secretary of State. The policy would be cancelled

1. as of a certain date, and if they wanted to re-institute it,
2. they'd have to do it. Now that's the only question I heard.
3. It may be a bad bill, I don't know, Senator, but I've always
4. kind of followed the policy you let me put it in the bad shape
5. I want and then you vote against it.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rupp.

8. SENATOR RUPP:

9. Mr. President, I thought the procedure was to talk...we
10. had the amendment, and that's what I was talking to. I wasn't
11. talking to the basic bill. You said this was an amendment.
12. That's what we're considering right here.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Knuppel. Senator Rupp, would you repeat your
15. question, please.

16. SENATOR RUPP:

17. Yes sir, Mr. President. I said this is the amendment
18. that we're talking to. This is what you said it was, and
19. I understand that this is the time to talk about the amendments
20. when the amendments are presented.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. You're right. If you're going to talk about anything,
25. now's the time to talk to the amendment. That answers your
26. question. That's what your question was.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Rupp.

29. SENATOR RUPP:

30. Mr. President, I'm getting confused, now. I thought he
31. asked the question and I answered it.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Well, Senator, just so we can...wait a minute now...if
we can...we're making very slow progress on three bills we've

1. spent just about fifteen minutes, and Senator Rupp, perhaps
2. it could speed up the proceedings if you would ask your questions
3. one at a time and get a response from Senator Knuppel, rather
4. than two or three at a time. I think that may have taken more
5. time. If we just ask one and get a response. Senator...Rupp.
6. SENATOR RUPP:

7. All right. Thank you, Mr. President. Are you ready, Mr...
8. Senator Knuppel?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator...

11. SENATOR RUPP:

12. The first thing is this- how are you going to deliver?
13. You're required that a policy be delivered that's going to
14. remain in effect for one registration period. Is that registration
15. period five years, or one year?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Knuppel.

18. SENATOR KNUPEL:

19. Well, it says that it will stay in effect for the registration
20. period. How the hell do I know if it's one year or five years
21. until a man makes the application. They issue license plates
22. for five years on some cars, but if I'm buying a new car, and
23. it's only got one year to go, it would be for one year. Now you
24. asked me if I was ready to answer the question. That was your
25. second question, the answer was yes, I was ready.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Rupp.

28. SENATOR RUPP:

29. I'm glad he knows that what my questions were. Go ahead, if
30. you know which questions they were, whether they were first or
31. second, Knuppel, what's the matter? Answer the first one now, if that
32. was my second one.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Senator Knuppel.

1. SENATOR KNUPPEL:
2. Well, his first question was whether I was ready, and
3. I said certainly. I'm standing here poised.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Rupp.
6. SENATOR RUPP:
7. Good. Thank you, Mr. Knuppel. The next question- is
8. the insurance carrier...is to have the duty in notifying the
9. Secretary of State of any policy cancellation at least thirty
10. days in advance of such cancellation. How can a company, if
11. they do not know if the premium is to be paid, possibly do
12. it thirty days in advance?
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Knuppel.
15. SENATOR KNUPPEL:
16. They know when the policy is going to end, they know what
17. the term is for. All they have to do is if the man hasn't
18. paid the premium thirty days ahead, is notify the Secretary
19. of State that the policy expires on day one, June, nineteen
20. seventy-nine. Very simple.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Rupp, now your time has expired and you are
23. certainly allowed a second time around. Let us see if there
24. are other Senators who wish...Are there other Senators on
25. this particular amendment? Senator Carroll. Is there further...
26. Senator Rupp, for the second time, the second five minutes.
27. SENATOR RUPP:
28. Thank you, Mr. President. No, what I'm saying- how can
29. you possibly, your premium due date is June first. Now you
30. don't pay the premium and you are entitled to coverage up until
31. June first.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. Well, I don't believe I understood the question.

3. It sounded redundant to me.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Rupp.

6. SENATOR RUPP:

7. Mr. President, it's starting to sound redundant to me, too.

8. It really is. But what I'm asking is how can you possibly do
9. something thirty days ahead of when you know you don't know
10. whether it's going to happen or not, and there's no way, you...

11. when you pay for a premium, you have the premium until June
12. first. Your next payment is not due thirty days before June
13. first. It's due June first, and you nor anyone else...it's
14. difficult enough for many people to pay on June first, never
15. mind getting the premium paid thirty days in advance.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Well, Mr. President, you know, I don't find it difficult
20. at all to understand that if I have a policy for one year that
21. expires on June the first, that if I haven't paid my premium
22. in advance, if I haven't paid it by May the first, the company
23. should then send the notice to the Secretary of State, saying
24. this policy will be cancelled as of June the first. Now, if
25. I pay the premium, there's nothing to prevent them...if I pay
26. the premium and they accept it between May first and June first,
27. there's nothing at all to stop them from sending a second notice,
28. very simple little form prescribed by the Secretary of State,
29. saying this policy is now in effect until June first, nineteen
30. eighty. It's...I realize that you're tied into the insurance
31. companies, that you've written insurance, and that you're
32. opposed to mandatory insurance, and you're going to...if you're
33. going to be pulled into that day and age, Senator Rupp, and I
love you, if you're going to be pulled into that day and age,

1. we're going to have to drag you in there, like we give birth
2. to a child. But this is the only bill here today that we've
3. had a fight about a man amending it into either a bad shape
4. or good shape about on 2nd reading. Now we're going to waste
5. a lot of time. That's fine, I don't give a damn. My bills
6. are in good shape where they're at, but what's going to happen
7. is we're going to go right back through this whole same thing
8. because if I don't get it amended on 2nd reading, it's going
9. to go to 3rd reading in the same condition that it's now in,
10. which is a hell of a lot worse than what it would be if it
11. had the amendment on it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Rupp.

14. SENATOR RUPP:

15. Mr. President, I'd appreciate it if I weren't loved so
16. much, and if you gave birth to me, you'd have a lot of trouble,
17. I'll tell you. In fact, I'll tell you my folks, you know, knew,
18. Knuppel, clear back that I was going to be a Senator. The very
19. first day I was born, because I was a breach birth, and anybody
20. that start out...life butt backwards is going to end up right
21. on the Floor here with you.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Rupp, your time has expired. Senator Rupp...

24. SENATOR RUPP:

25. Well, I ask that this amendment be voted down.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there further discussion on the amendment? Senator
28. Knuppel may close.

29. SENATOR KNUPPEL:

30. I'm just...I'm just pleased as hell to know there's somebody...
31. in the same kind of a shape I'm in. My old man used to drag
32. me around...he said if he dropped me off the Illinois River
33. Bridge, I'd float upstream. Welcome to the club, we've got
something in common.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. On the motion to adopt, all in favor say Aye. Opposed
3. Nay. In the opinion of the Chair, the Negatives prevail. Senator,
4. do you wish to rule...All right, there's been a request for
5. a roll call. Those in favor vote Aye. Those opposed will
6. vote Nay. The voting is open. The motion is to adopt. Have
7. all voted who wish? Have all voted who wish? Take the record.
8. On that question, the Ayes are 13, the Nays are 30. One voting
9. Present. The motion to adopt, having failed to receive a majority
10. vote, is declared lost. Well, are there further amendments, Mr.
11. Secretary?
12. SECRETARY:
13. No further amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. 3rd reading. Senate Bill 172, Senator Regner. For
16. what purpose does Senator Rock rise?
17. SENATOR ROCK:
18. Thank you, Mr. President and Ladies and Gentlemen of
19. the Senate. That...I've had a number of inquiries as to the
20. possible schedule. My suggestion will be, and I've just conferred
21. with Senator Shapiro, that we would attempt at least, to move
22. to and finish 2nd reading. Now that may take anywhere from
23. twenty minutes to two and a half hours, but let's...we'll move
24. through 2nd reading, and then we'll hopefully get out of here.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Regner, do you wish to call Senate Bill 172?
27. Read the bill, Mr. Secretary, please.
28. SECRETARY:
29. Senate Bill 172.
30. (Secretary reads title of bill)
31. 2nd reading of the bill. No Committee Amendments.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Are there amendments from the Floor?
SECRETARY:

1. Amendment No. 1, offered by Senator Regner.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Regner is recognized on Amendment No. 1.
4. SENATOR REGNER:
5. Mr. President, members of the Senate, this is a bill that
6. earmarks sales tax on gasoline sales to the Road Program. The
7. total dollar effect would be somewhere in the neighborhood of
8. one hundred and forty million dollars. I realize that this
9. much money is not needed currently, however, the theory and
10. philosophy is still there. But what this amendment does, it
11. phases that earmarking in over a four-year period. Twenty-five
12. percent this coming fiscal year, and then twenty-five percent
13. more each fiscal year, and I'd move for its adoption.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Is there discussion? The question is on a motion to
16. adopt. All in favor say Aye. Opposed Nay. The Ayes have
17. it. Amendment No. 1 is adopted. Are there further amendments?
18. SECRETARY:
19. No further amendments.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. 3rd reading. Senate Bill 203, Senator Sommer. Read the
22. bill, Mr. Secretary, please.
23. SECRETARY:
24. Senate Bill 203.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No Committee Amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Are there amendments from the Floor?
29. SECRETARY:
30. No Floor Amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. 3rd reading. Senate Bill...296, Senator Hall. Read the
33. bill, Mr. Secretary.
SECRETARY:

1. Senate Bill 296.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. No Committee Amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Hall.

6. SENATOR HALL:

7. Thank you, Mr. Chairman...Mr. President and Ladies and
8. Gentlemen of the Senate. You see in the Calendar, it says
9. that...there's some Housing Authority Development authority
10. to maintain branch offices in Springfield, East St. Louis,
11. Marion and Cairo in addition to the central office in Chicago.
12. The amendment you have up there is an agreement that I made
13. to delete all them and place it to just Chicago and Springfield,
14. because Senator Graham had an amendment for Marion, Cairo,
15. Decatur, Bloomington, Rockford, Peoria, Elgin, Wheaton, Waukegan
16. and Chicago Heights, and Senator Schaffer had one for Cary,
17. as well as Chicago Heights, so rather...this amendment just
18. simply says that it will be in the main office in Chicago
19. and a branch office in Springfield and this is where the seat
20. of government is and I feel there should be an office here,
21. so I ask for adoption of this amendment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The motion is to adopt Amendment No. 1. All in favor say
24. Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted.
25. Are there further amendments?

26. SECRETARY:

27. Amendment No. 2, offered by Senator Schaffer.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The sponsor wishes that motion...that amendment be with-
30. drawn.

31. SECRETARY:

32. Amendment No. 2, offered by Senator Graham.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Senator Graham asks that that be withdrawn. Are there

1. further amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. 3rd reading. Senate Bill 301, Senator D'Arco. Read the

6. bill, Mr. Secretary, please.

7. SECRETARY:

8. Senate Bill 301.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. No Committee Amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Are there amendments from the Floor?

13. SECRETARY:

14. Amendment No. 1, offered by Senator D'Arco.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator D'Arco, to explain Amendment No. 1.

17. SENATOR D'ARCO:

18. This is the Compulsory Insurance Amendment to Senate Bill

19. 301. This amendment simply says that you can have a bond in

20. lieu...for amounts from forty to one hundred thousand to invest

21. a Ward's money as a guardian, and no objection to the bill.

22. You need a bond, you really do.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there discussion on the motion?

25. SENATOR D'ARCO:

26. No...move...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. All in favor say Aye. Opposed Nay. The Ayes have it.

29. The amendment is adopted. Are there further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 3rd reading. Senate Bill 311, Senator Netsch. Read the bill,
Mr. Secretary, please.

1. SECRETARY:
2. Senate Bill 311.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No Committee Amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Are there amendments from the Floor?
7. SECRETARY:
8. No Floor Amendments.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. 3rd reading. Well, all right. Ladies and Gentlemen, may
11. I have your attention, please? If...in fact you bring down
12. an amendment to one of these bills at the present time, would
13. you please alert the Secretary or his assistant so they might
14. put it in the proper order. Don't just drop it down here and
15. leave. They have all the amendments in order. We have some
16. sixty amendments down here already, but alert them to the fact
17. that you're bringing a new amendment down so we might get it
18. in the order. Is there leave to return Senate Bill 311 to
19. the order of 2nd reading, for the purpose of an amendment?
20. Leave is granted. The bill is on the order of 2nd reading.
21. Are there amendments from the Floor, Mr. Secretary?
22. SECRETARY:
23. Amendment No. 1, offered by Senator Netsch.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Netsch on Amendment No. 1.
26. SENATOR NETSCH:
27. Thank you, Mr. President. The amendment has been there
28. for some time. The bill has to do with the responsibility
29. of the Department of Children and Family Service for MINS,
30. Minors in Need of Supervision. As originally introduced,
31. the bill would have required the Department to accept all
32. MINS that have been adjudicated. After considerable discussion,
33. the Department of Children and Family Services and the Commission
on Children, which had initially requested the bill, we agreed

1. upon some language, which I understand the Department no
2. longer wants to go along with, but we do want to put the
3. language in. It would take out the Mandatory Acceptance of
4. all MINS by the Department of Children and Family Services,
5. leave their jurisdiction basically as it was but add a requirement
6. that they shall accept for only for Counseling and Advocacy
7. any child who has been adjudicated a MINS. The amendment also
8. includes a provision that with a delayed effective date of March
9. one, nineteen eighty. I would move the adoption of Amendment
10. No. 1 to Senate Bill 311.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to adopt. Is there discussion? All in favor
13. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is
14. adopted. Are there further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. 3rd reading. Senate Bill 270, Senator Newhouse. Is
19. Senator Newhouse on the Floor? In the absence of Senator
20. Newhouse, is Senator Rock on...Senator Newhouse? On an
21. appropriation to the Hospital Governing Commission? Read the
22. bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 370.

(Secretary reads title of bill)

25. 2nd reading of the bill. The Committee on Appropriations I
26. offers one amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Newhouse to explain Amendment No. 1. Senator
29. Carroll.

30. SENATOR CARROLL:

31. Why, thank you, Mr. President and Ladies and Gentlemen of
32. the Senate. Committee Amendment No. 1 is to change the bill
33. to make for periodic payments, and I would move adoption of

Amendment NO. 1.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion on the motion to adopt? For what
3. purpose does Senator...Senator DeAngelis.

4. SENATOR DeANGELIS:

5. I have a question of the Amendor.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Carroll...Senator DeAngelis. Gentlemen, if we
8. can take our caucuses off the Floor...A question is being
9. asked that Senators cannot hear the questions. Senator
10. DeAngelis is recognized.

11. SENATOR DeANGELIS:

12. What...are the periodic...payments and how much each?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Why, thank you, Mr. President. Senator DeAngelis, the
17. specific language of the amendment says such periodic payments
18. as it may require, in addition to its other revenues, so as
19. to assure funding of its payroll in each pay period. The
20. original bill as it came in came in as one lump sum of some
21. thirty-four million dollars. It was not necessary to pay
22. them in lump sum, however we do not specifically specify
23. weekly, monthly, quarterly or whatever.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator DeAngelis.

26. SENATOR DeANGELIS:

27. Senator Carroll, it was my understanding and it could
28. have been incorrect, that during the Appropriations Committee,
29. that there were going to be staggered payments. Now, what
30. you're really doing there is there's a possibility those payments
31. may not be staggered at all.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Carroll.

1. SENATOR CARROLL:
2. Well, the original bill had no staggering of the payments.
3. The amendment does provide for some staggering, but not by
4. saying one-twelfth every month, or, you know, one fourth every
5. quarter. It says periodic as the Commission may require, so
6. while it will be a phase-in, and it all may not be necessary.
7. This is also dependent upon the readjustment of Public
8. Aid eligibility of many of those who receive Services Accounting
9. to see, in fact, they were eligible, in which case, Public Aid
10. would be paying it under their regular processes, and this
11. thirty-four million would not be used up. The purpose of this,
12. however, was to not provide them with thirty-four million July
13. one, but rather have a mechanism for periodic without specifying,
14. because they don't know exactly when the need will be.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator DeAngelis.
17. SENATOR DeANGELIS:
18. Senator Carroll, I believe the amount is thirty-seven
19. instead of thirty-four million, but it's conceivable that
20. it could be one staggered payment, is that correct, under the
21. amendment?
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Carroll.
24. SENATOR CARROLL:
25. While I have seen one person stagger, I have never seen
26. one payment stagger and I would presume, therefore, under
27. staggered payments, you like that, huh?...Okay...that it
28. could not be one.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Is there further discussion on the motion to adopt? All
31. in favor say Aye. Opposed Nay. The Ayes have it. Amendment
32. No. 1 is adopted. Are there further amendments?
33. SECRETARY:

1. No further Committee Amendments.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Are there amendments from the Floor?
4. SECRETARY:
5. No Floor Amendments. Floor Amendment No. 2, offered by
6. Senator Carroll.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Carroll, on Amendment No. 2.
9. SENATOR CARROLL:
10. Thank you, Mr. President, Ladies and Gentlemen of the
11. Senate. This amendment changes the appropriation from the
12. Health and Hospitals Governing Commission to the Comptroller,
13. so it will not be a direct payment, but rather come through
14. the Comptroller process. I would move adoption of Amendment
15. No. 2.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. You've heard the motion to adopt. Is there discussion?
18. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment
19. No. 2 is adopted. Are there further amendments?
20. SECRETARY:
21. No further amendments.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. 3rd reading. Senate Bill 275, Senator Schaffer. Read the
24. bill, Mr. Secretary, please.
25. SECRETARY:
26. Senate Bill 375.
27. (Secretary reads title of bill)
28. 2nd reading of the bill. No Committee Amendments.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Are there amendments from the Floor?
31. SECRETARY:
32. No Floor Amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. Mr. President, this bill was amended several days ago,

4. and we gave the actuaries a chance to take a look at the bill

5. as amended and I had agreed to hold it on 2nd reading until

6. Chairman Merlo and Senator Egan and the actuaries had had a

7. chance to genuflect over the bill as amended. I am...have

8. met with the aforementioned Senators, and have their permission

9. to advance the bill to 3rd.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Floor Amendments?

12. SECRETARY:

13. No Floor Amendments.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. 3rd reading. Senate Bill 391, Senator Donnewald. Read

16. the bill, Mr. Secretary, please.

17. SECRETARY:

18. Senate Bill 391.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. No Committee Amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Donnewald.

23. SECRETARY:

24. Well, there's no Committee Amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. For what purpose...

27. SENATOR DONNEWALD:

28. There's one amendment.

29. SECRETARY:

30. No...

31. SENATOR DONNEWALD:

32. Floor Amendment...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. For what purpose does Senator Shapiro rise?
2. SENATOR SHAPIRO:
3. Mr. President, I wonder if I could address a question
4. to the sponsor of 391.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. He indicates he will yield. Senator, is it on the amendment,
7. or on the...we are on 2nd reading.
8. SENATOR SHAPIRO:
9. I know that. It's on the calling of the bill on 2nd reading.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. All right. Senator Shapiro.
12. SENATOR SHAPIRO:
13. Senator Donnewald, since this is part of the Transportation
14. Commission's package, and since we really don't know what's
15. going to happen to Senate Bill 889, 90 and 91, I'm wondering
16. if it would be proper to hold this bill and come back to it
17. after we consider it. Thank you.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Take it out of the record and it will be considered with
20. the other bills on the Transportation package. Is there leave
21. to that procedure? Leave is granted. Senate Bill 425, Senator
22. Hall. Is Senator Kenneth Hall on the Floor? Senate Bill...
23. Do you wish...Read the bill, Mr. Secretary, please.
24. SECRETARY:
25. Senate Bill 425. Had a request for a fiscal note,
26. which has been answered.
27. (Secretary reads title of bill)
28. 2nd reading of the bill. No Committee Amendments.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Are there amendments from the Floor? Are there amendments
31. from the Floor?
32. SECRETARY:
33. No Floor Amendments.
PRESIDING OFFICER: (SENATOR BRUCE)

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2/17/74
A. H. Schaffer

1. 3rd reading. Senate Bill 534, Senator Schaffer. Read
2. the bill, Mr. Secretary. I would just...it would help the
3. Chair if you who have bills on 2nd reading would nod your
4. head or just some instant recognition, we can get the bill
5. read. Read the bill, Mr. Secretary, please.

6. SECRETARY:
7. Senate Bill 534.

8. (Secretary reads title of bill)
9. 2nd reading of the bill. No Committee Amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Are there amendments from the Floor?

12. SECRETARY:
13. Amendment No. 1, offered by Senator Schaffer.

14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Schaffer, to explain Amendment No. 1.

16. SENATOR SCHAFFER:
17. Amendment No. 1 is my commitment to the Committee...it makes
18. this bill apply only to counties with less than five hundred
19. thousand. In addition, it provides that in any re-allocation
20. from larger townships to smaller townships on Motor Fuel Funds,
21. that no township could suffer a twenty percent...more than
22. a twenty percent loss in Motor Fuel Funds.

23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Is there discussion on the motion to adopt? All in favor
25. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
26. is adopted. Are there further Floor Amendments?

27. SECRETARY:
28. No further amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)
30. 3rd reading. Senate Bill 559, Senator Carroll. Read
31. the bill, Mr. Secretary, please.

32. SECRETARY:
33. Senate Bill 559.
(Secretary reads title of bill)

2nd reading of the bill. The Committee on Finance and Credit Regulations offers two amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll to explain Committee Amendment No. 1.

SENATOR CARROLL:

Committee Amendment No. 1. Committee Amendments are only technical. I understand that Senator Nash has a motion. Doesn't matter...the technical amendments we can put on, probably, and then fight over Senator Nash's approach to the legislation.

PRESIDING OFFICER: (SENATOR BRUCE)

All right...

SENATOR CARROLL:

The first amendment is that because of a mistake by the Reference Bureau. It's a drafting error. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Is there discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Are there further amendments?

SECRETARY:

Committee Amendment No. 2...

SENATOR CARROLL:

Committee Amendment No. 2...Mr. President, thank you. There was a mistake in the drafting again, because it looked as if they were going to go into the business of selling insurance. Amendment No. 2 takes out those provisions that the insurance agents were concerned with, and I would move adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion to adopt. Is there discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Are there further amendments?

SECRETARY:

No further Committee Amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. For what purpose does Senator Nash rise?

3. SENATOR NASH:

4. Mr. President, Ladies and Gentlemen of the Senate. I
5. have filed five amendments to this bill. For that reason, I
6. move that Senate Bill 559 be sent back to Committee for further
7. study.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The motion is to re-commit Senate Bill 559 to the Committee
10. on Financial Institutions...Credit Regulation...Insurance...
11. Finance and Credit, right. Is there discussion on the motion
12. to re-commit? Senator Sommer.

13. SENATOR SOMMER:

14. Well, Mr. President, I think before we vote on this, we
15. ought to know what we're doing. A court ruled last Thursday,
16. I believe, I may have the wrong date, that Share Drafts that
17. are issued by Credit Unions, those are checks, are no longer
18. valid for State Chartered Credit Unions in Illinois. They
19. gave them thirty days in which to come down here and comply
20. or have the issue debated in the Illinois General Assembly.
21. If this bill goes back to Committee, there's a good chance
22. that this issue will not be debated, and this will be final
23. action on the issue of Share Drafts for Credit Unions, so
24. it is an important issue, and it's one that people should,
25. I think, understand the ramifications of.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Bloom. Senator Graham.

28. SENATOR GRAHAM:

29. I think just briefly, Mr. President, many people have
30. received a lot of correspondence on this. Some amendments
31. are pending that if they are adopted, I'm assuming perhaps
32. they will, the Credit Unions won't like the ultimate bill.
33. I think the best thing we can do to straighten out the divergent
processes that have this bill under consideration, is to do

1. what Senator Nash proposes and send it back to Committee.
2. I stand in support of his motion.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? Senator Sangmeister.

5. SENATOR SANGMEISTER:

6. Yes, Mr. President, members of the Senate, I think we
7. ought to give this bill its fair shake. I think Senator
8. Sommer has indicated that they have a problem, and if somebody
9. wants to try to put amendments on their bill, that's the
10. legislative right that they have here and we ought to consider
11. those amendments on that basis, but just to shun it back into
12. a Committee which everybody knows that's just death of the
13. bill, we ought...to give them a fair shake and give them a
14. chance to vote those amendments up or down and I would ask
15. for a vote against re-committing this to the Committee.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Bloom.

18. SENATOR BLOOM:

19. Briefly, there are twenty-two thousand people...members
20. of the Caterpillar Credit Union who presently have Share Drafts.
21. Now if you're concerned about getting negative mail, have
22. the General Assembly send this back to Committee, and have
23. the General Assembly take no action, and after the fifteenth
24. of June, when this service will be denied to the Credit Union
25. members, see what kind of mail you get then. I oppose this.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion. Senator Martin.

28. SENATOR MARTIN:

29. Well, Credit Unions may not have the clout or the money
30. of banks, but these are the poor people. The people we're
31. always trying to help. These are the regular people, and I
32. would hope you do not send this back to Committee.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion. Senator Mitchler.

1. SENATOR MITCHLER:

2. I was off the Floor, and I heard Senate Bill 559 mentioned.
3. Now, Senator Carroll...this is a Parliamentary Inquiry. Senator
4. Carroll is the sponsor of the bill, and I understand he did
5. not make the motion to have it go to Committee. It was made
6. by Senator Nash. Now is that proper, and if so, how many votes
7. does it take to put it into Committee...Sub-Committee...or back
8. to the Committee in which it was heard?...

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. For what...Senator Mitchler.

11. SENATOR MITCHLER:

12. I'm sorry...the Inquiry of the Chair. Senator Carroll is
13. the sponsor of the bill, and Senator Nash made the motion to...

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. May we have some order, please?

16. SENATOR MITCHLER:

17. ...re-commit it. Now the Inquiry is, is that motion in
18. order, and if so, how many votes does it take to put the bill
19. back into the Committee?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Well, the bill is before the Senate, and a motion to
22. re-commit would be in order when it is before the Body, and
23. the motion that is made by Senator Nash is properly under
24. discussion by this Body, and Senator Mitchler's second question
25. is how many votes will it take to re-commit. It is the ruling
26. of the Chair that on a motion to re-commit, it will require
27. thirty Affirmative votes. For what purpose does Senator Mitchler
28. rise?

29. SENATOR MITCHLER:

30. Well, this is an important bill. It was brought out on
31. the Floor once, re-committed. Brought out on the Floor again,
32. and evidently some game's being played. As Senator Martin
33. pointed out, over this last weekend, I did attend a Credit Union
dinner, and I paid for my own ticket, don't worry. I've been

1. a member...so you might not think there's any conflict of
2. interest, I've been a member of the Burlington Credit Union
3. since nineteen thirty-eight, and I've...I understand what
4. Credit Unions are all about. When you're talking about
5. the poor people and the people that are the working-class
6. people that's close to the place they work, that's what
7. you're talking about Credit Unions. Now I never worried about
8. Credit Unions interfering with any of the other financial
9. institutions, and I don't think the other financial institutions
10. should interfere with the Credit Union. I don't know what
11. amendments are going to be proposed on this bill or what it's
12. all about, but I do know that the people back in my district
13. are very interested in a thing called Share Drafts, and that
14. type of use of their money and putting it in an investment and
15. drawing it out, and I see nothing wrong with it. I do not have
16. that type of banking or Credit Union facility. It's available
17. to me if I want it, and I think that that is primarily one of
18. the reasons what this bill is all about, and I'd like to have
19. the bill remain here and get debated and voted up or down. I'm
20. not going to get excited about it, and so...I...if that's what
21. it takes, let's move the previous question. See if there's
22. thirty votes to put it back in, because if there are, let's
23. see what it goes.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. Well, speaking on the motion, Mr. Chairman, Mr. President.
27. Frankly, I think this type of motion and the motion to strike
28. the enacting clause are games we ought not to play, and I
29. guess my question is, Senator Carroll, do you want the bill
30. back in Committee? If you do, I'll vote with you. If you
31. don't, I'll vote with you, but I don't think we ought to sink
32. the sponsor's bill without his affirmative feelings. If he's...
33. If he wants it committed, I think we ought to commit it. If he

1. doesn't want it committed, I think we ought to take it to
2. 3rd. Senator Carroll, give us guidance.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Carroll, your opinions are desired.

5. SENATOR CARROLL:

6. Why, thank you Mr. President, Ladies and Gentlemen of
7. the Senate. I've had my light on since the beginning of this
8. debate, and have no problem with the Chair holding my comments
9. till the end, since I am the sponsor of the legislation. It
10. gives me a chance to react to some of the comments that have
11. been made. I don't want it to go back to Committee. I didn't
12. want it to go back to Committee last week, either. The...there
13. was a motion made. It's a proper motion. It doesn't bother
14. me that the motion was made, Senator Schaffer. We never get
15. excited, right? I'm glad you're willing to follow my lead,
16. however. It'd be a first time, and I enjoy the privilege
17. of having that opportunity. I don't want it to go back
18. to Committee. There are five amendments pending. I'm aware
19. of those five. There may be more, I don't know. The will of
20. the Body is determined by thirty votes. If there are thirty
21. votes against the proposal of the legislation, then what's
22. the difference where it's residing? This is a fine test vote
23. for me to know what support I have on the pure pristine version
24. that's...will be presented, should this motion fail, and I
25. would urge it not go back to Committee. How's.....

26.

End of Reel #6

27.

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33.

1. SENATOR NASH:
2. Yes, Mr. President and Ladies and Gentlemen of the Senate.
3. The reason that I ask that this bill go back to committee, the five
4. amendments that I have filed are safeguards to protect the
5. depositors and these credit unions. The bill in its present
6. form does not have any safeguards for insuring the deposits for one.
7. Therefore, it needs a lot of study, it needs a lot of work so it
8. can help the people with the credit unions and insure the small
9. people who depend on them. And for that I ask a yes vote on this...
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion is to recommit. Those in favor vote Aye. Those
12. opposed vote Nay. The voting is open. Have all voted who wish?
13. Have all voted who wish? Take the record. On that question the
14. Ayes are 27, the Nays are 24. Pursuant to a ruling of the Chair,
15. the motion to recommit is lost. Further amendments, Mr. Secretary.
16. SECRETARY:
17. ...further committee amendments.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Are there amendments from the Floor?
20. SECRETARY:
21. Amendment No. 3 offered by Senator Nash.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Nash on Amendment No. 3. Mr. Secretary, I wonder...
24. SECRETARY:
25. They...they are numbered and with your numbers, it would be
26. number 1 and I'll take them in that order.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Amendment No. 3, Senator Nash.
29. SENATOR NASH:
30. Mr. President and Ladies and Gentlemen of the Senate. Amendment No.
31. 3 changes the definition of common bond into language very similar
32. in that which exists in the Credit Union Act. The language offered in
33. the proposed Act is so broad as to be almost meaningless. The idea
behind credit unions originally was to gather a small group of people

1. who had a strong common interest among them such as employees of a
2. church and pool their resources to aid each other. The proposed
3. language would allow the organization of a State wide credit
4. union based on the mere fact of residents in the State of Illinois.
5. While the advocates of this bill say they do not want this...
6. possibility. The language in this bill states that the common
7. bond refers to any group of people having a similar occupation or
8. association or to groups which work or reside within any neighborhood
9. community or governmental unit regardless of size. These standards
10. could be interpreted very broadly. Credit...credit unions should be
11. organized on a basis of a meaningful common bond. However, credit
12. unions on an open public basis could be organized under this Act which
13. would essentially create a new form of financial institutions. For
14. those reasons I'd ask your support on Amendment No. 1.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to adopt. Is there discussion? Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
19. As I indicated in my prior remarks, I oppose this amendment and the
20. amendments that at least I know of to follow. The reason for
21. opposition to this amendment is that the language within the proposed
22. Act is one basically the language, virtually identical to the Federal
23. Act which regulates a Federally chartered credit union. The...
24. additionally the language in the proposed Act is basically the same
25. as current law. The purpose of the Act, even though we are not on the
26. bill as a whole, the purpose of this proposed legislation is to
27. take what had been a piecemeal approach and recodify the entire
28. Credit Union Act into one simple to read, simple to follow piece of
29. legislation and therefore piece of law. Most of the language changed
30. by sections in the bill are not changes of law. They are existing
31. law just placed in a different way or slightly reworded with no
32. real effect. So that while the bill may look large, the new language
33. within it is actually a very, very small portion. As to this particular
amendment...the language which is in the Act provides the general

1. warnings of what is a common bond and then gives the director certain
2. rules and regulatory powers which I think would accommodate that
3. which with Senator Nash is dealing. The basic is still a common
4. bond, that it has to be an occupation community or association to be
5. a credit union. His language adds nothing and actually detracts from
6. what is existing law and I would urge opposition to the amendment.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Question is on the adoption of Amendment
9. No. 3. Those in favor say Aye. Opposed Nay. There's been a
10. request for a roll call. Those in favor of adoption of Amendment
11. No. 3 will vote Aye. Those opposed will vote Nay. The voting is
12. open. Have all voted who wish? Have all voted who wish? Take
13. the record. On that question the Ayes are 27, the Nays are 23.
14. Amendment No. 3 is adopted by a majority vote. Further amendments,
15. Mr. Secretary?

16. SECRETARY:

17. Amendment No. 4 offered by Senator Nash.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Nash is recognized.

20. SENATOR NASH:

21. Mr. President and Ladies and Gentlemen of the Senate. Amendment
22. No. 4 provides that a credit union may change its place of business only
23. if its proposed new site meets the same standards as are necessary
24. for the formation of a new credit union. This provision will prevent
25. a credit union from moving its place of business at will, essentially
26. creating a network of offices in the locations not justified by
27. the credit union's common bond requirement.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The motion is to adopt. Is there discussion? Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
32. I urge opposition to this amendment. Unlike banks or savings and loans
33. as financial institutions, credit unions are limited in the membership

1. to whom they can serve. They cannot engage in general, commercial
2. or mortgage lending activities such as a bank or a savings and loan.
3. When they move their principal place of business under current law,
4. they do not have to have approval of a director because what they
5. are really doing is moving to serve their member's needs and
6. what ends up happening is a company moves and the credit union may, in
7. fact, have been located physically inside the plant in some office
8. that the company allows them to have. The company moves, obviously,
9. the credit union moves with them and moves its principal place of
10. business. They've never been required, therefore, and since they
11. are not looking for general public business, they have never...it's
12. never been a necessity that they get director approval such as a bank
13. or a savings and loan would get and to do this now would just
14. actually be a harm to them that is an unwarranted harm because they are
15. not seeking out the public. They are merely serving their common
16. bond and I would urge opposition.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Further discussion? Question is on the
19. motion to adopt. Those in favor will vote Aye. Those opposed will
20. vote Nay. The voting is open. Have all voted who wish? Have
21. all voted who wish? Take the record. On that question the Ayes
22. are 27, the Nays are 23. Amendment No. 4 is adopted.

23. Further amendments?

24. SECRETARY:

25. Amendment No. 5 offered by Senator Nash.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Nash is recognized.

28. SENATOR NASH:

29. Amendment No. 5...Mr. President and Ladies and Gentlemen of the
30. Senate. Amendment No. 5 provides that...provides that in no case
31. should an out of State credit union be allowed to operate in Illinois.
32. The proposed Act contains a broad reciprocity clause which will allow
33. out of State credit unions to open offices in Illinois and the
Illinois credit unions to open offices in other States.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Carroll.

3. SENATOR CARROLL:

4. As Senator D'Arco said I oppose this. This is again existing
5. law allows reciprocity if they allow reciprocity with us. In other
6. words, if we can do business in the other State, they can do
7. business in ours. Again, it's related to companies that have
8. multi-offices in multi-states and it's the same credit union really
9. doing business in either its home office state and in Illinois
10. when they come into Illinois. I think it's silly to not allow
11. this, that we will have retaliation if we do in other areas of law.
12. We have opposed this type of concept of not allowing reciprocity
13. where we get reciprocity and I would urge the defeat of Amendment
14. No. 5.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to adopt Amendment No. 5. On that...those in
17. favor will vote Aye. Those opposed will vote Nay. The voting is
18. open. Have all voted who wish? Have all voted who wish?
19. Take the record. On that question the Ayes are 24, the Nays are
20. 25. Amendment No. 5 having failed to receive a majority vote is
21. declared lost. Further amendments?

22. SECRETARY:

23. Amendment No. 6 offered by Senator Nash.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Nash.

26. SENATOR NASH:

27. Amendment No....Mr. President and Ladies and Gentlemen of the Senate.
28. Amendment No. 6 states a credit union should not be allowed to offer
29. any form of checking or draft share accounts. On Tuesday of this week,
30. Judge Richard Curry of Cook County Circuit Court ruled that share
31. drafts or checking accounts are illegal and not authorized by
32. Illinois law for State charter credit unions. In addition last month
33. the Federal Appellate Court in Washington, D.C. held that Federal
credit unions are now authorized to establish these accounts.

1. In the current Credit Union Act, there is a provision which states
2. that credit unions are prohibited from engaging in the banking
3. business since checking or check like accounts are an essential
4. part of the banking business, they should be confined to banks.
5. I ask for a yes vote on Amendment No. 6.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there discussion of the motion to adopt? Senator Carroll.

8. SENATOR CARROLL:

9. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
10. This seems to be probably the critical issue that's been on the
11. minds of several of the members, especially with regard to that
12. ruling and as I think Senator Sommer aptly pointed out a few moments
13. ago, the court deferred it's ruling for thirty days to allow us to
14. react to that court...or at least in part to allow us to react to
15. that court decision. What is important to note, though, is that there
16. are...this is lawful in Illinois based on what the department had
17. done in 1974. In 1977, the new director, upon taking office,
18. reviewed the situation and found these to have been lawful. Forty-
19. three Illinois chartered credit unions have established this
20. procedure already in Illinois. There are thirty-four thousand
21. two hundred of these accounts currently in existence in the State of
22. Illinois. To deny this to common bond members, to deny the use of
23. these negotiable or in many cases, nonnegotiable share drafts or the
24. equivalencies that we talk about, would be to deny these thirty-
25. four thousand people something they currently have and that is
26. to allow them to use their money which is the money they have deposited
27. in the credit unions, to use that in a free and negotiable manner
28. which is what they intended when they originally put that money in.
29. I don't think this is what we, the General Assembly, wants
30. to say to these thirty-four thousand two hundred people.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The following Senators have sought recognition: Senator Philip,
33. Senator Mitchler, Senator Bloom, Senator Mitchler.

SENATOR MITCHLER:

1. Mr. President and members of the Senate. At the outset
2. just so you understand I do have stock in the Oswego Community
3. Bank, I do have stock in the Montgomery Bank in Montgomery, Illinois.
4. I have savings deposits in the Standard Federal Savings and Loan
5. in Aurora, the Aurora Savings and Loan in Aurora, and I am also
6. a member since 1938 of the Aurora Burlington Credit Union.
7. Just so you know and I think maybe all you others bank...directors
8. and that ought to get up and let us know where you stand also.
9. Now, this is what they're trying to get at. For some reason or
10. another, one financial institution is evidently jealous of another.
11. And I don't know why that exists because there's enough out there
12. for everybody. The Oswego Community Bank just gave a four to one
13. split. They're not being hurt by all the credit unions in the area.
14. Even got Caterpillar, Barber Greene and the police and the Burlington
15. and all of these. Now, I don't know why you're picking on these
16. people. I did attend the Burlington Annual Credit Union Dinner last
17. Saturday evening and I was informed that they have over two hundred
18. of people that are participating in the share drafts. They want to
19. do this. Nobody forced them into doing it and also the police
20. credit union in the City of Aurora, they have over two hundred in the
21. share drafts. Now, if this goes through, you're going to tell those
22. people that they can't do that anymore and why do they do it?
23. I don't...I don't really know. They've asked me to get into it,
24. I just don't have the money to get into all these things. But I...I
25. think I probably should be. I think they give them a three percent
26. interest rate while their money is laying there. If they have to
27. draw a check out for something to buy something, they can draw it out
28. and of course, their balance goes down. If they put in a little more,
29. it increases and they're drawing a mere three percent which they
30. don't get in a regular checking account. I have a checking account.
31. I don't get that. Now, maybe that's what they're jealous of that
32. three percent that they're getting that they're attracting a little
33. money. I think there's enough out there for everybody. And as far
as the banks are concerned, they're quibbling and quabbling

1. ever since I've been down here about this type of branch banking,
2. that type of branch banking. They don't even know where they're
3. at this Session and that's why we're all confused. We don't know which
4. way to go. Now, if...if it's about this share draft business, you've
5. got people in your district in credit unions that belong to this
6. share draft. Now, when you cast a vote on this, you think twice
7. because if you vote to vote those people out and those credit unions
8. are going to hand them the roll call and say you were the one that
9. made them get out of that share draft, I think you're going to be
10. in trouble. Now, this is a bad amendment. Let's vote it down.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Philip.

13. SENATOR PHILIP:

14. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
15. I...Senator I'm not confused. When credit unions were conceived some
16. hundred years ago, they were never conceived to be in competition
17. with banks or savings and loans...issue any kind of a bank draft
18. or a share draft or whatever you want to call it. What happened
19. was the Director of Financial Institutions issued a order and at...
20. allowed them to issue these so called share drafts. He had no
21. authority. The court ruled that. Unfortunately, saving...these
22. credit unions have been issuing these for the last six, eight, nine,
23. ten months whatever it is. But the court has ordered, there's
24. no authority for the director to issue that order. There's no authority
25. on the book and I think you ought to look at this very closely.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Bloom.

28. SENATOR BLOOM:

29. I rise in opposition to this amendment. I think we forget one
30. thing. One of the reasons they've been doing it for four years by the
31. way, Senator Philip. One of the reasons this service is offered
32. is because of that Hatfield - McCoy feud, you see, indirectly,
33. in the commercial banking field. Now, as I said at the outset of the

1. motion to recommit, they're are about twenty-two thousand of those
2. people at Caterpillar Credit Union that have been doing this and
3. I strongly oppose this. I...I don't think that this serves any
4. good use other than complying with the wishes of the commercial
5. banks.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Nash may close the debate.

8. SENATOR NASH:

9. I ask for a favorable...on this amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The question is on the adoption of Amendment No. 6. Those
12. in favor vote Aye. Those opposed vote Nay. The voting is open.
13. Have all voted who wish? Have all voted who wish? Take the
14. record. On that question the Ayes are 17, the Nays are 33.

15. Amendment No. 6 is lost. Further amendments, Mr. Secretary?

16. SECRETARY:

17. Amendment No. 7 offered by Senator Nash.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Nash on Amendment No. 7.

20. SENATOR NASH:

21. Mr. President and members of the Senate. Amendment No. 7 is the
22. most important one...of the batch of amendments to this bill. The
23. seventh amendment to this bill makes only one change. It requires
24. that accounts insured must be obtained from the National Credit
25. Union Administration, a Federal agency. This move will assure the
26. share accounts and credit unions would be insured through the
27. best insurer available, the NCUA. This would place credit unions
28. in an identical posture and this matter with banks which must have
29. deposited insurance with the Federal Deposit Insurance Corporation.
30. The savers and account holders and the State credit unions will be
31. better protected under the NCUA than under the private insurer
32. as would be allowed under Senate Bill 559. In addition, the NCUA
33. would then obtain the power to examine the credit unions to insure
their continued stable operation. I ask for a favorable...on Amendment

1. No. 7.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? Senator Carroll.

4. SENATOR CARROLL:

5. Thank you. I profess confusion, Mr. President. I had thought a
6. different amendment dealing with fiscal agents was this amendment.
7. This provision, Senator Nash, as I recall, is in the bill itself.
8. The bill provides for that there be mandatory insurance either
9. under the national as you have so well described, or under
10. one approved by the department should the State which we've done
11. for S&L's, should they be able to create their own insurance
12. company within the State that would be acceptable to the director
13. and therefore identical to the national. This is what's already
14. within the legislation and while you're...I'm sorry. All right. I
15. have been told that you were dealing with the area of fiscal agent
16. in this. Now I see you are not. Basically, what the bill already
17. does is provide that it be an insured account, insured by NCUA,
18. or if the director finds a state equivalency that the director can,
19. in fact, allow that insurance. As I say, since I was the author
20. of the legislation that allowed savings and loans to become
21. insured in Illinois, we had to provide not only for the Federal
22. insurance but to allow them a potential for State equivalency
23. should the director find one to be in accord with what would otherwise
24. be the Federal one. So, I see no reason at all for this amendment.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? All right. The question is shall
27. Amendment No. 7 to Senate Bill 559 be adopted. Those in favor
28. indicate by voting Aye. Those opposed Nay. The voting is open.
29. Have all those voted who wish? Have all those voted who wish?
30. Take the record. On that question the Ayes are 31, the Nays are
31. 21. Amendment No. 7 to Senate Bill 559 is adopted. Are there
32. further amendments?

33. SECRETARY:

No further amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. 3rd reading. Senate Bill 575, Senator Graham. Read the bill,
3. Mr. Secretary.
4. SECRETARY:
5. Senate Bill 575.
6. (Secretary reads titel of bill)
7. 2nd reading of the bill. The Committee on Appropriations II offers
8. four amendments.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Buzbee.
11. SENATOR BUZBEE:
12. Thank you, Mr. President. Amendment No. 1 is a technical amendment
13. clarifying the fact that four hundred and fifty-three thousand
14. three hundred dollars is to be used to purchase equipment
15. for correctional industries and is not to be transferred into the
16. Working Capital Fund. It makes no dollar change and I would move
17. its adoption.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Is there discussion? The question is shall Amendment No. 1
20. to Senate Bill 575 be adopted. Those in favor indicate by saying
21. Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted.
22. Are there further amendments?
23. SECRETARY:
24. Committee Amendment No. 2.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Buzbee.
27. SENATOR BUZBEE:
28. Mr. President, at this time I would move Amendment No. 2 be Tabled.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. The motion is to Table Amendment No. 2. Those in favor indicate
31. by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is
32. Tabled. Amendment No. 3, Senator Buzbee.
33. SENATOR BUZBEE:
I would move to Table...Amendment No. 3 be Tabled.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Motion is to Table Amendment No. 3. Those in favor indicate
3. by saying Aye. Those opposed Nay. The Ayes have it. Amendment No. 3
4. is Tabled. Amendment No. 4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Amendment No. 4, Mr. President, reduces the amount requested
7. for rent by two hundred and seventy thousand dollars for the three
8. new community correctional centers. The amounts will be restored
9. when the Department of Corrections is able to designate the locations
10. and the opening dates for the new community centers but at this time,
11. they can provide us with none of that information and so we felt it
12. was not necessary to appropriate the funds for it and I would move
13. its adoption.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Graham.

16. SENATOR GRAHAM:

17. Mr. President and first of all, before I indicate what I...how
18. I feel about this amendment, I want to thank Senator Buzbee, Regner
19. and their staffs for spending considerable amount of time on this
20. very, very technical bill. I think, Senator Buzbee, that your thought
21. here, economically, perhaps, is...is well founded. I think we
22. find the department in a position if they're going to expose
23. in advance where these...where these centers are going to be,
24. then we set up a tremendous amount of interaction and a tremendous
25. amount of competition and/or opposition from the particular
26. areas. I don't think they're doing this to withhold information and if
27. the new centers are not opened, the money is appropriated, they don't
28. have to spend it till they are opened, I think we're placing them in
29. a...at a terrible disadvantage and I think if this amendment goes on,
30. perhaps, it will cost us more than two hundred and seventy thousand
31. dollars when these various communities get into a bidding contest when
32. they find out there...a community center place in their area and
33. I urge opposition to this amendment.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Senator Buzbee may close.

3. SENATOR BUZBEE:

4. Well, Mr. President, I think an awful lot of what Senator
5. Graham says is true, that...that from a public relations point
6. of view, perhaps the department does not want to disclose. But we
7. feel and continue to feel that from the legislative point of view
8. of appropriating dollars properly, that we ought to know where the
9. centers are going to be located. This is not exactly like
10. talking about establishing a new prison, you know. This is strictly
11. a community correctional center. It's a total of two hundred and
12. seventy thousand dollars for three centers. So, we're only talking
13. about an average of ninety thousand dollars apiece, but we feel
14. like to be able to property fulfill our legislative obligations and
15. responsibilities that we need to have that information. So, for that
16. reason, I persist in this amendment.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Question is shall Amendment No. 4 to Senate Bill 575 be adopted.
19. Those in favor indicate by saying Aye. Those opposed. A roll call.
20. has been requested. The question is shall Amendment No. 4 be adopted.
21. Those in favor vote Aye. Those opposed Nay. The voting is open.
22. Have all those voted who wish? Have all those voted who wish?
23. Take the record. On that question the Ayes are 31, the Nays are 20.
24. Senate Bill...Senate Amendment No. 4 is adopted. Are there further
25. amendments?

26. SECRETARY:

27. No further committee amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Are there amendments from the Floor?

30. SECRETARY:

31. Amendment No. 5 offered by Senator Buzbee.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Buzbee.

SENATOR BUZBEE:

1. Thank you, Mr. President. To save everybody a lot of the sweat,
2. blood and tears that we went through last year on the Department of
3. Correction's budget, we reached some compromise this year on the
4. proposed reduction in that department's proposed budget. What's
5. happened with our so-called seven percent solution being applied
6. it comes down very, very hard on those departments who have
7. a large amount of AFSCME employees and yet at the same time have
8. some merit comp employees. The Department of Corrections, in particular,
9. is impacted very hard because of the large amount of AFSCME
10. employees that they have. They are obligated to give the pay increases
11. as agreed to by the Governor and by our applying the seven percent
12. solution, we have made it...it makes it extremely difficult on them.
13. We always have disagreements with this department as to their
14. vacancies and so forth. We've given them two supplementals this year
15. and in one of those supplementals, the second one, we transferred a
16. considerable amount of dollars out of the personnel line item which
17. we had given them in the first supplemental and put it over into
18. another line item. Now, we understand that running a department
19. of this type and this size with the problems they've had in the past
20. year certainly, certainly is not easy. But we have continued to
21. insist on more fiscal accountability and this year we have reached
22. an agreement probably not to the liking of anyone, but at least some-
23. where in the middle of what everyone wanted. We've reached an
24. agreement, Senator Donnewald, you'll be happy to know, to cut only
25. seven hundred and seventy-three thousand dollars. This reduces the
26. personnel...personal services, rather, by two hundred and seventy-
27. two thousand due to an adjustment in the budget amount for merit com-
28. pensation pay plan increases in FY '80. Personal services is also
29. reduced by 349.1 thousand due to phasing back of hiring staff during
30. FY '79 and new positions in FY '80, various locations, retirement
31. and social security are given the concomitant reductions and general
32. office contractual services is reduced by 70.7 thousand dollars
33. for the phase-back of Concordia rental to October 1, 1979.

And I would now move the adoption of Senate Amendment No. 5.

SB 659
2nd Reading
5-23-79

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. The question is shall Amendment No. 5 to Senate Bill 575 be
3. adopted. Those in favor indicate by saying Aye. Those opposed.
4. The Ayes have it. Amendment No. 5 is adopted. Are there further
5. amendments?
6. SECRETARY:
7. No further amendments.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. 3rd reading. Senate Bill 659, Senator Demuzio. Read the bill...
10. Senator Demuzio.
11. SENATOR DEMUZIO:
12. Yes, Mr. President. There's a staff person coming down. Could
13. we come back to this in just a second, with leave of the Body.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Read the bill, Mr. Secretary.
16. SECRETARY:
17. Senate Bill 659.
18. (Secretary reads title of bill)
19. 2nd reading of the bill. The Committee on Agriculture, Conservation
20. and Energy offers one amendment.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Demuzio.
23. SENATOR DEMUZIO:
24. Thank you, Mr. President. I'd like to Table...move to Table
25. Amendment No. 1. Amendment No. 2 has been circulated to the membership.
26. I'd like to move to reconsider the vote by which...
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. You want to...the motion is to reconsider the vote by which
29. Amendment No. 1 to Senate Bill 659 is adopted. All right. The
30. motion...it is a committee amendment. The motion is to Table
31. Committee Amendment No. 1. Those in favor indicate by saying Aye.
32. Those opposed. The Ayes have it. Committee Amendment No. 1 is Tabled.
33. Are there further amendments?

1. SECRETARY:
2. No further committee amendments.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Are there amendments from the Floor?
5. SECRETARY:
6. Amendment No. 2 offered by Senator Demuzio.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Demuzio.
9. SENATOR DEMUZIO:
10. Well, thank you, Mr. President and members of the Senate.
11. The Amendment No. 2 is an amendment that was...is being offered,
12. is an amendment that has had extensive work between Senator Grotberg
13. and myself and the Attorney General's office and the Environmental
14. Protection Agency. What this amendment does, it changes the
15. definition of hazardous waste and also strikes...
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Just...just a moment. Senator Grotberg, for what purpose do you
18. arise?
19. SENATOR GROTERBERG:
20. For my records, Senator Demuzio, let's get the LRB number
21. on the one we're talking about now. 105959? That's the same one
22. you're talking about, Mr. Secretary?
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. He indicates that is correct.
25. SENATOR GROTERBERG:
26. That's all I wanted to know. Thank you.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Proceed, Senator Demuzio.
29. SENATOR DEMUZIO:
30. Yeah, changes the definition and strikes the provisions
31. that have been unacceptable to the Environmental Protection Agency in the
32. area of hazardous waste. It makes the definition the same as the
33. Federal definition under the Resource Recovering Conservation Act.
It sets up the siting requirements that sites cannot be located above

1. abandoned coal mines or within a half a mile of an incorporated town
2. without the approval of that local governmental body or within
3. a thousand feet of a public water supply and it also sets out a
4. procedure by the Department of Revenue shall collect from the waste
5. generators a fee for monitoring and inspecting of existing
6. facilities for accidents and waste problems. I want to point out
7. before I go any further that the amendment also does not include
8. municipal wastes. That was an objection that we received from
9. Chicago. It does not include radioactive wastes at this request of
10. Senator Geo-Karis. The amendment also provides that economic and
11. technological factors shall guide the EPA in determining
12. if a toxic substance can be recycled or destroyed. This amendment,
13. now, I think, meets most of the major objections from...from everyone.
14. It certainly does not remove all of the objections without question
15. but I would like to put the amendment in its proper form on this
16. bill and move for the adoption of the Amendment.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Number 2.

19. SENATOR DEMUZIO:

20. Number 2.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Senator Grotberg.

23. SENATOR GROTBORG:

24. Just to follow up on Senator Demuzio's offering of Amendment
25. No. 2, members of the committee...of the Senate. There's been
26. intensive work with the Attorney General, with Mike Mosey, some
27. engineering input. It's not the perfect bill we want, I think,
28. to get the amendments on and debate the thing in full. We will have a
29. couple of days to hear from the field on it. There are objections, but
30. we've done the best we can with the most impossible topic there is.
31. I would urge our guys, no matter how you feel about the final bill,
32. to support these amendments. Let's get it altogether in one package
33. and look at it.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Bowers.

3. SENATOR BOWERS:

4. Well, Mr. President, I realize it's getting late in the Session,
5. but there are a number of people want to look at this amendment
6. and it's just now been available. As a matter of fact, I haven't
7. even had a chance to read it. Can...if we have further amendments
8. is the sponsor going to be able to bring this back from 3rd and give
9. us an opportunity to try them at least?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Well, the amendments were distributed at 9:00 o'clock this
14. morning. I was the first person here. I might point out to you that
15. I would be agreeable to attempt to bring it back to 3rd reading
16. providing that we have leave of the Body to go back to that order of
17. business so it does not lose its rotation if...if...if we have
18. that understanding. Otherwise, I...I would be reluctant to bring it
19. back. Senator Grothberg and I have talked about this. We...we know
20. that it does not meet totally the objections of everyone. We have
21. anticipated that if we could get the bill out of the Senate, get it over
22. to the House, the House version is coming over here. Perhaps we could
23. get into a Conference Committee and perhaps reconcile the differences to
24. everyone's satisfaction.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there leave? Leave is granted. Is there further discussion?
27. Senator Demuzio, do you wish to close? All right. The motion is to
28. adopt Amendment No. 2 to Senate Bill 659. Those in favor indicate
29. by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is
30. adopted. Are there further amendments?

31. SECRETARY:

32. Amendment No. 3 offered by Senator Demuzio.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Demuzio.

ik 2/7
+ 5/8/77
2/7/77

1. SENATOR DEMUZIO:
2. Yes, this is a technical amendment that was worked out between
3. the members of the majority and minority staff. It corrects
4. some errors in Amendment No. 2 which was adopted. I would
5. move for the adoption of Amendment No. 2.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Is there further discussion?
8. SENATOR DEMUZIO:
9. Move for the adoption of Amendment No. 3.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Question is shall...is there further discussion? The question is
12. shall Amendment No. 3 be adopted to Senate Bill 659. Those in
13. favor indicate by saying Aye. Those opposed. The Ayes have it.
14. Amendment No. 3 is adopted. Are there further amendments?
15. SECRETARY:
16. No further amendments.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. 3rd reading. Senate Bill 664, Senator Hall - Johns.
19. Senate Bill 689, Senator D'Arco. Senate Bill 704, Senator Jerome
20. Joyce. Senate Bill 831, Senator Nimrod. Senate Bill 832,
21. Senator Nimrod. Senate Bill 872, Senator Newhouse. There is a
22. request for a fiscal note on 872. It has not been satisfied. Senate
23. Bill 889, Senator Shapiro. Read the bill, Mr. Secretary.
24. SECRETARY:
25. Senate Bill 889.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. The Committee on Appropriations...
28. Appropriations I offers two amendments...no, wait a minute. That's
29. the Committee on Transportation offers two amendments.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Shapiro.
32. SENATOR SHAPIRO:
33. Well, I didn't offer the first amendment, Senator Chew did.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Chew. Do you wish to explain the amendment? Senator Chew.

3. SENATOR CHEW:

4. Yes, Mr. President. This amendment takes the proposed
5. gasoline increase to one percent one cent per gallon which would
6. take it to eight and a half and it eliminates the proposed increase
7. on license plates. That's in substance, what the amendment does.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there discussion? Senator Shapiro.

10. SENATOR SHAPIRO:

11. Well, Mr. President and Ladies and Gentlemen of the Senate. I rise
12. in opposition to this amendment and ask the members of the Senate
13. to defeat it. Essentially, what Senator Chew has said, is what
14. his amendment to 889 does. But here's the impact fiscally throughout
15. the State on...as far as State highways are concerned, the new
16. revenues would drop from the administration level as the bill
17. was introduced by eight hundred and fifty million dollars over a
18. four year period. In addition, the State would lose approximately
19. eight hundred million dollars in Federal aid which will go to other
20. states. The size of the State Highway Program would be got by
21. approximately 1.6 billion or about forty-four percent from the
22. administration request over the period of four years and the
23. backlog of rough State roads would increase by three hundred miles
24. rather than being reduced by approximately six hundred miles
25. under 889 as it was introduced. In addition, the amendment
26. as adopted by the committee, would have the following effect on
27. local roads and streets. The new revenues would drop from the
28. administration level of 889 by two hundred and fourteen million over
29. the four year period and broken down, county governments would lose
30. seventy-six million, township governments, thirty-four million,
31. municipal governments would lose a hundred and four million. In addition
32. the general economic impact if this amendment is adopted, would cause
33. approximately twenty-seven thousand construction related jobs to be
reduced that will be created by the implementation of 889 as introduced.

1. I would appreciate a No vote on the adoption of Amendment No. 1 to Senate
2. Bill 889.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Rock.

5. SENATOR ROCK:

6. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
7. I rise in support of Amendment No. 1 which was adopted in
8. committee. I have filed or caused to be filed with the Secretary
9. an additional amendment which I presume will be Amendment No. 3
10. which will provide among other things, an additional hundred and
11. twenty-two million dollars. But I think Amendment No. 1 is
12. important for this reason, that we are making as a matter of
13. public policy the statement that we will not stand for, nor will
14. we condone any increase in the license plate fee. The citizens of
15. our State, I think, are entitled to stay with the program as it is
16. and anyone who votes against Amendment No. 1 is voting in favor of
17. an increase in the license plate fee and I would urge the adoption of
18. Amendment No. 1.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Regner.

21. SENATOR REGNER:

22. Well, I appreciate what Senator Rock just said, but it's
23. really not true. I am not for an increase in license fee, I'm not
24. for an increase in license fee, I'm not for an increase in the
25. gas tax because neither of them are necessary. But I'm
26. going to support Senator Shapiro's position because I think a sponsor
27. should have the opportunity to have the bill in the order he wants it
28. but I do intent to vote No on the bill in whatever form it's in.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? The question is shall Senate...
31. Amendment No. 1 to Senate Bill 889 be adopted. Those in favor
32. indicate by saying Aye. Those...all right. There is a request
33. for a roll call. The question is shall Amendment No. 1 to Senate
Bill 889 be adopted. Those in favor vote Aye. Those opposed Nay.

1. The voting is open. Have all those voted who wish? Have all those
2. voted who wish? Take the record. On that question the Ayes are
3. 21, the Nays are 33. Amendment No. 1 to Senate Bill 889 fails.
4. Are there further amendments?
5. SECRETARY:
6. Committee Amendment No. 2.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Shapiro.
9. SENATOR SHAPIRO:
10. Senator Coffey's...
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Coffey.
13. SENATOR COFFEY:
14. Yes, Mr. President and members of the Senate. Amendment No. 2
15. recognizes the legislative mandate for a fifteen million dollars
16. for township bridges in this State and it...it acts upon that section
17. and appropriates fifteen million dollars. And I would ask for
18. a favorable roll call.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion? The question is shall Amendment No. 2 to
21. Senate Bill 889 be adopted. Those in favor indicate by saying Aye.
22. Those opposed. The Ayes have it. Amendment No. 2 is adopted.
23. Are there further amendments?
24. SECRETARY:
25. No further committee amendments.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Are there amendments from the Floor?
28. SECRETARY:
29. Amendment No. 3 offered by Senator Rock.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Rock.
32. SENATOR ROCK:
33. Thank you, Mr. President and Ladies and Gentlemen of the Senate.

1. Amendment No. 3 makes some, I would suggest, substantial changes
2. to Senate Bill 889 as amended. In general, Amendment No. 3
3. will resemble on a very close basis, the recent proposals made
4. by our Transportation Study Commission. Amendment No. 3 will call
5. for a flat penny and a half increase in the gasoline tax. It will
6. call for the shifting of RTA funding in that the Public Transportation
7. Fund will be abolished. It will provide that the Regional Transportation
8. Authority Board will have the option of imposing a one cent
9. sales tax in the six county region. It does, in fact, incorporate
10. the anti-diversion provisions as suggested by the Auditor General
11. in the amount of about forty-nine million dollars. And it will
12. provide that the Regional Transportation Authority will no longer
13. have the authority to impose a sales tax on gasoline or to impose
14. a parking tax which authority they have not yet utilized.
15. It seems to me that in order to have a comprehensive road program,
16. it seems a little short sighted not to provide adequate funding
17. for mass transit. Mass transit is a fact of life in this State and if
18. the Governor, as proposed and I think rightfully, a master plan
19. for four years worth of funding for roads, it seems only logical
20. that we should provide adequate long term funding for the Regional
21. Transportation Authority. Amendment No. 3, I think, is one of the
22. most significant amendments that we will have before us this Session.
23. The Transportation Study Commission bills which were sponsored in the
24. House by Representative Garmisa, have, I am reliably informed,
25. been sent back to committee so that Senate Bill 889 is, in fact,
26. the vehicle, if there is to be one at all, for the FY '80, '81,
27. '82, and '83 road program. We are making a legitimate attempt,
28. I think, to provide adequate funding for both the downstate road
29. program and for the needs of the urban area in terms of mass
30. transit and I would urge an affirmative vote on Amendment No. 3.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. There are several Senators who wish to address themselves to this
33. issue: Senator Regner, Rhoads, Geo-Karis and Berman. Senator Regner.

1. SENATOR REGNER:
2. It's a sixty some page amendment and I certainly haven't had a
3. chance to look at the whole thing, but there is one
4. very interesting aspect in it. Senator Rock said it does
5. propose a one percent sales tax in the RTA area and madates the
6. repeal of the repeal of the gasoline tax in the RTA area.
7. But Ladies and Gentlemen, it does not remove the language allowing
8. for an RTA gas tax at some furture date. Some future date would
9. be very simple to change one or two words in the Act and we would
10. have both, a sales tax and a gasoline tax. That's the only part of
11. it that I have seen so far...I've looked at and I think it's a
12. terrible proposal with that language left in it and I urge the defeat
13. of the amendment.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Rhoads.
16. SENATOR RHOADS:
17. Mr. President and members of the Senate. I would going to
18. facetiously suggest and no so facetiously that the question be divided
19. on page 23 of the amendment begins language concerning the one percent
20. sales tax and it would be nice if we could divide the question
21. concerning the elimination of the five percent sales tax on gasoline
22. in the RTA region and the one percent imposed here. Obviously, I would
23. vote Aye on the motion to repeal the five percent sales tax and no
24. on the new language beginning on line 23. I was going to suggest that,
25. but I won't
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Geo-Karis.
28. SENATOR GEO-KARIS:
29. Will the sponsor yield for a question...the amendment?
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Indicates...indicates he...
32. SENATOR GEO-KARIS:
33. Do I...
PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just a moment. Senator Rock, would you yield for a question?
2. Indicates he will.
3. SENATOR GEO-KARIS:
4. Do I understand from your amendment that there will be a one and
5. a half cent increase in the gasoline tax and also the imposition of
6. a sales tax of up to one percent within the six county Chicago
7. metropolitan area?
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Rock.
10. SENATOR ROCK:
11. That is correct.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Geo-Karis.
14. SENATOR GEO-KARIS:
15. Mr. President and Ladies and Gentlemen of the Senate. I happen to
16. be from one of those six collar counties that have been imposed upon
17. them the five percent gas tax and this sales tax increase of one
18. percent is an awful lot of money and only against the six county
19. area and I don't think it's fair to my county and it's...one of the
20. six counties that are being constantly harrassed with this RTA
21. situation. My people hate it. I get a lot of hate mail if I don't
22. support opposing it. I am not going to say that I am going
23. support Senator Shapiro's bill either, but I think he should
24. have the right to have his bill in the position he wants
25. it in, but I do feel that this one percent is an awful lot of money
26. against the people of my county as well as the other five counties
27. and therefore, I'm going to oppose this amendment.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Berman.
30. SENATOR BERMAN:
31. Will the sponsor yield.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Indicates he will.
- SENATOR BERMAN:

1. Senator Rock, I come from a district that's very dependent
2. upon the efficient operation of the RTA and the CTA, but at the
3. same time they're very concerned about the imposition of an
4. additional penny sales tax. There have been some bills and I
5. believe it was the Democratic Leadership's program in the House
6. to try to...to remove the sales tax from food and drugs. If that bill
7. is moved along and I presume that that is part of the Democratic
8. program in both the House and the Senate, will this bill be...
9. will this amendment be changed to reflect the elimination of this
10. penny sales tax from the food and drug?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Rock.

13. SENATOR ROCK:

14. The answer to that is yes. I have spoken with the Majority
15. Leader of the House and as, I am sure everyone is aware, there
16. was a substantial press release and announcement that that was, in fact
17. part of the program as proposed by the Democratic members of the
18. House. My...my understanding is that they fully expect that that
19. bill will pass and I would expect that it would receive favorable
20. action on this side when and if it gets here.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. Well, Mr. President and Ladies and Gentlemen of the Senate.
25. Naturally, I rise in opposition to this amendment. I think everyone
26. has to realize that the Transportation Commission proposal rises or
27. falls on the one cent RTA sales tax. It increases the operating
28. subsidies of the RTA by thirty percent providing a hundred million...
29. a hundred million dollars a year more with no increase, really,
30. in accountability. It relies also on a general sales tax revenues
31. to support highway construction and maintenance instead of user fees
32. as has been the case here in Illinois and I happen to think the people
33. who use the roads should pay for them. Even though this amendment

1. initially in the first year would provide extra money over the four
2. year period it will provide about two hundred million dollars less
3. than the Governor's proposal. And actually the RTA amendments,
4. this amendment, do not address the inequities that now exist in the
5. suburban six county area. And I would urge everyone to oppose this
6. amendment.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Rock may close.

9. SENATOR ROCK:

10. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
11. This is, in fact, a substantial amendment and one that I think deserves
12. our full consideration. We will, by virtue of this amendment,
13. be returning to the State about a hundred and sixty million dollars
14. that is otherwise earmarked for mass transportation in the six
15. county metropolitan region. We are calling for an additional tax
16. to be imposed on those people in that six county area for the express
17. purpose of mass transit. It just seems to me again, that we cannot
18. legitimately say that we have a comprehensive road or transportation
19. program and make no allowance for mass transportation. We move
20. a lot of people in that six county region and it just seems to me
21. a fair approach to this is to provide for funding over the long haul
22. for at least the next four or five years, provide for funding on a fair
23. and equitable basis. We are spreading the tax burden among the users of
24. that system. I think the amendment is a good one. It deserves our
25. full consideration and I would urge an Aye vote.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. All right. The question is shall Amendment No. 3 to Senate
28. Bill 889 be adopted. Those in favor vote Aye. Those opposed Nay. The
29. voting is open. Have all those voted who wish? Have all those voted
30. who wish? Take the record. On that question the Ayes are 19, the
31. Nays are 35. Amendment No. 3 to Senate Bill 889 fails.
32. Are there further amendments?

33. SECRETARY:

Amendment No. 4 offered by Senator Sangmeister.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Sangmeister.
3. SENATOR SANGMEISTER:
4. Now, Mr. President and members of the Senate. I have
5. three amendments filed and I'll have to check with the Secretary
6. ...which one we're going to go with. Did Senator Coffey's amendment
7. go on? So, the bill is amended, is that correct?
8. SECRETARY:
9. We had one committee amendment went on.
10. SENATOR SANGMEISTER:
11. All right. So, the bill is amended as it stands right now?
12. In that case, I would want to go with the amendment that I had marked
13. an A on if you recall, when I filed up there. It's got a Legislative
14. Reference Bureau number of LRB8107392GL. That one. That's the one
15. we want to go with, all right? This particular amendment is
16. very simple and now that the other amendment has been defeated, I would
17. suggest that the members from Chicago also...would also support
18. this amendment because what it does is it says that the rate of
19. seven and a half cents per gallon is going to stay that way
20. for everybody who is in the RTA area and Chicago has not been
21. excluded. One of the purposes of...for offering this amendment
22. is in committee, Senator Savickas said also that if that, you know,
23. if we're going to increase the rate up to nine and a half
24. or whatever the bill does originally, that we ought to have some
25. relief for the people in the RTA area who are already paying
26. five percent more than anyone else for gas tax and that's the
27. purpose of the amendment and I would ask for everyone's support.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Is there discussion? Senator Shapiro.
30. SENATOR SHAPIRO:
31. Mr. President and Ladies and Gentlemen of the Senate. I can
32. understand that there might be some appeal those those who live
33. in the RTA area for this amendment, but I'm up in opposition to it.
- And for several good reasons. I think that you have to consider that

1. the road program, the transportation program, the roads in this
2. highway, the bridges have to be renovated and fixed up. And to just
3. impose this tax on the downstate counties and not the RTA counties
4. I think would be really taking away a lot of money from local
5. governments. As you all know, the bulk of the gas tax money is
6. returned to local governments and in addition, out of the State's
7. share, fifteen million will be going for the downstate bridge program.
8. I would say that the present sales tax which is imposed on the RTA
9. is as unfortunate as it is, subsidizes the Regional Transit Authority.
10. In addition, they receive three thirty-seconds of the sales tax
11. and fourteen dollars in motor vehicle registration fees which probably
12. the two total to over a hundred and fifty million dollars. I would
13. say that the amendment as it is is not really substantive and should
14. be defeated.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Senator Savickas.

17. SENATOR SAVICKAS:

18. Yes, Mr. President and members of the Senate.

19. Senator Sangmeister was right when he used my name in discussion.
20. My only other criteria was that to support this type of legislation
21. would be that some provision for mass transportation be included!
22. and not only for the improvement, but for the continued existence of
23. it. I could support this bill and make it look like an apple pie
24. bill and I'll waive my arms around in my district and say yes
25. I...I supported it, but in reality not only when this
26. amendment does go on this bill, will it make a bad bill worse, but
27. transit districts will not get anything out of it. I...I'll support
28. it. I urge our fellows to support it. Will just probably vote against
29. the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Sangmeister may close if he
32. so desires.

33. SENATOR SANGMEISTER:

Yes, well, I think Senator Shapiro made a good argument, also, for the

1. amendment. You're right. We are paying, what is it, three thirty-
2. seconds of a sales tax. We've got license plate fees going in here.
3. We've got five percent on the gas tax. You know, with all that,
4. why should we now take an increase in the RTA area on the motor
5. fuel tax? Doesn't make sense for anybody living in the area and
6. would request a favorable roll.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Question is shall amendment No. 4 to Senate Bill 889 be adopted.
9. Those in favor vote Aye. Those opposed Nay. The voting is open.
10. Have all those voted who wish? Have all those voted who wish?
11. Take the record. On that question the Ayes are 33, the Nays are 21,
12. 1 Voting Present. Senate Bill...Amendment No. 4 to Senate Bill 889
13. is adopted. Are there further amendments?

14. SECRETARY:

15. Amendment No. 5 offered by Senator Sangmeister and that's...

16. B.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Sangmeister, Amendment...

19. SENATOR SANGMEISTER:

20. This time I would move to Table...is it Amendment No. 5?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Sangmeister moves to Table Amendment...

23. SENATOR SANGMEISTER:

24. Or is the proper motion to withdraw the amendment?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Wish to withdraw the amendment? The amendment...is there leave?

27. SENATOR SANGMEISTER:

28. And I also move to withdraw Amendment No...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Just a minute. Leave is granted to withdraw Amendment No. 5.

31. You do now request to withdraw Amendment No. 6.

32. SENATOR SANGMEISTER:

33. That is correct.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Leave is granted. Are there further amendments?

2. SECRETARY:

3. Amendment No. 5 offered by Senator Coffey.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Coffey.

6. SENATOR COFFEY:

7. Yes, Mr. President and members of the Senate. This is a correction
8. to an error that was made when Amendment No. 2 was put on.

9. It corrects a typographical reference to section numbers of
10. Illinois Highway Code relating to the township bridge program.

11. The numbers should read 6-901 instead of 6-902. On Section 6-901
12. contains the legislative mandate for the annual fifteen million
13. program which...for the township bridges and I would ask
14. for a favorable roll call.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there discussion? The question is shall Amendment No. 5 to
17. Sneate Bill 889 be adopted. Those in favor indicate by saying Aye.
18. Those opposed. The Ayes have it. Amendment No. 5 is adopted.
19. Are there further amendments?

20. SECRETARY:

21. Amendment No. 6 offered by Senator Shapiro.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Shapiro.

24. SENATOR SHAPIRO:

25. Mr. President and Ladies and Gentlemen of the Senate. This is purely
26. a technical amendment and makes a technical correction in the use
27. tax title. I would urge its adoption.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there discussion? The question is shall Amendment No. 6
30. be adopted. Those in favor indicate by saying Aye. Those opposed.
31. The Ayes have it. Amendment No. 6 is adopted. Are there further
32. amendments?

33. SECRETARY:

Amendment No. 7 offered by Senator Shapiro.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Shapiro.
3. SENATOR SHAPIRO:
4. Mr. President and Ladies and Gentlemen of the Senate. This amendment
5. strikes the preamble of the bill. I felt personally that there was
6. some PR language in there that really wasn't pertinent and it was
7. my decision to take the preamble of the bill out of it, the verbose
8. language, so on and so forth and I would urge its adoption.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Is there...Senator Rhoads.
11. SENATOR RHOADS:
12. Question of the sponsor of the amendment.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Indicates he will yield.
15. SENATOR RHOADS:
16. Senator, does it in anyway change the title of the bill?
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Shapiro.
19. SENATOR SHAPIRO:
20. No.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator...Senator Buzbee.
23. SENATOR BUZBEE:
24. Just a question of the sponsor, Mr. President. Wondering if you
25. want to just save everybody a lot of trouble right now and
26. go ahead and strike the enacting clause on this amendment, Senator
27. Shapiro. I think given the votes we've seen on these previous
28. amendments, it's about time somebody start talking 'cause this bill
29. is not going anywhere in its present form in my opinion.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Is there discussion? Senator Shapiro.
32.
33.

End of reel

1. SENATOR SHAPIRO:

2. Senator Buzbee, I'm not prepared at this time, but with
3. that other amendment, I think now...it has a good chance
4. of passing.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? The question is, shall
7. Amendment No. 7 to Senate Bill 889 be adopted. Those in
8. favor indicate by saying Aye. Those opposed. The Ayes have
9. it. Amendment No. 7 is adopted. Are there further amendments?

10. SECRETARY:

11. Amendment No. 8 offered by Senator Shapiro.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Shapiro.

14. SENATOR SHAPIRO:

15. Mr. President and Ladies and Gentlemen of the Senate.
16. When we resisted Amendment No. 1, it placed in the Gas Tax
17. and an escalator. This amendment takes the escalator out.
18. I would urge its adoption.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there discussion? The question is, shall Amendment
21. No. 8 be adopted. Those in favor indicate by saying Aye.
22. Those opposed. The Ayes have it. Amendment No. 8 is adopted.
23. Are there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. 3rd reading. Senate Bill 890, Senator Shapiro. Senator
28. Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President, I think the amendment 890, which is the
31. bonding authorization and it was a reduction. It was offered
32. by Senator Chew in committee. It's...I'm sorry.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Are you speaking to the amendment?

2. SENATOR SHAPIRO:

3. Yeah. Senator Carroll and I understand that there's a

4. substitute amendment.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Well, we haven't read the bill yet. Do you wish the bill

7. read?

8. SENATOR SHAPIRO:

9. Yes.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Read the bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 890.

14. (Secretary reads title of bill)

15. 2rd reading of the bill. The Committee on Appropriations I

16. offers one amendment.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Carroll.

19. SENATOR CARROLL:

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

21. Senate. That's a very serious discussion and a very complicated

22. formula. It was decided that the amount within the original

23. request for additional authorization was way out of line with

24. what was then the program that seemed to be developing. Since

25. we still...do not know what program it is, I would urge

26. adoption of Amendment No. 1, which would reduce the authorization

27. to sixty-five additional millions of dollars as opposed to four

28. hundred millionsof dollars and I would move adoption of Amend-

29. ment No. 1.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? Senator Shapiro.

32. SENATOR SHAPIRO:

33. Mr. President and Ladies and Gentlemen of the Senate. I

1. rise in opposition to the adoption of Amendment No. 1 to 890.
2. This was reduced in committee as Senator Carroll has pointed
3. out to you from four hundred million bonding authorization to
4. sixty-five million. The reason that I think that it should be
5. returned to the four hundred million is that it would give the
6. department a much better idea, a much better ability to plan
7. for the next four years and I think that the amendment should
8. be defeated.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. It seems to me that now that this Body has determined
14. that we will argue and haggle over Transportation funding
15. both mass and road program, every year at sixty-five million
16. dollars is more than sufficient and I would urge the adoption
17. of Amendment No. 1.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. Back when my Congressman was
22. the Lieutenant Governor of this State, he had a favorite
23. phrase which he applied to the then Governor. He said his
24. building program consists of...of bonding by the bonding
25. companies for the bonding companies and to the bonding companies.
26. We have seen more and more and more starting under Governor
27. Ogilvie getting larger under Governor Walker and getting larger
28. yet under Governor Thompson. Now, at some point or another
29. we've got to start being honest with ourselves and we've got
30. to start being honest with the people of this State and indicate
31. to them that we do not have a balanced budget in this State.
32. No where close do we have a balanced budget. We stand up very
33. piously and we tell the Congress, you folks get your house in

1. order. You folks balance your budget and then we scream bloody
2. murder when they want to cut off their...their Federal Revenue
3. sharing...with us and we continue to pass bonding programs
4. for every little piece of Capital construction we do in this
5. State is done by bonding. We do not, apparently, have the
6. courage to tell the folks back home that we, in fact, are not
7. building anything out of current revenue dollars. It's easy
8. for any Governor and any General Assembly to continue on in...
9. in the mode of bonding everything. I think this is a good
10. amendment. I think sixty-five million dollars is sufficient
11. bonding authority. I'm not naive enough to believe that we're
12. going to turn around over night and start building all of
13. our highways out of current funds, but there's no need. There's
14. no need for the Department of Transportation to have four hundred
15. million dollars of additional bonding authority and that we
16. had that nine hundred million dollar bonding authority of several
17. years ago for the interstate, rather for the supplemental
18. freeway system and what have we seen. We've seen about one or
19. two supplemental freeways built out of that. The balance has
20. been spent on current construction and upkeep and I'm not to
21. prepared to give anybody any big additional amount of bonding
22. authority and it seems to me this is a very logical approach.
23. We'll give you enough for this year as we try to turn things
24. around and try to bring more and more of our Capital construction
25. out of current revenue instead of out of bonding everything.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there further discussion? Senator...Senator Carroll
28. may close if he so desire.

29. SENATOR CARROLL:

30. Roll call.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. The question is, shall Amendment No. 1 to Senate Bill 890
33. be adopted. Those in favor vote Aye. Those opposed Nay. The

1. voting is open. Have all those vote who wish? Have all those
2. voted who wish? Take the record. On that question, the Ayes
3. are 29, the Nays are 26. Amendment No. 1 is adopted. Are
4. there further amendments?

5. SECRETARY:

6. No further committee amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Are there amendments from the Floor?

9. SECRETARY:

10. Amendment No. 2 offered by Senator Carroll.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Carroll.

13. SENATOR CARROLL:

14. I wish to withdraw that amendment.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Carroll moves to withdraw...the amendment. The
17. amendment is withdrawn. Are there further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. 3rd reading. Senate Bill 891, Senator Coffey. Read the
22. bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 891.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. The Committee on Appropriations I
27. offers seven amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President and Ladies and Gentlemen of the
32. Senate. Amendment No. 1 is the typical Appropriations I

33. amendment. It creates the seven percent pay plan in the central

1. office while providing for additional dollars in the districts
2. where the actual workers on our highways and biways are really
3. at. It takes out some vacancies and new employees phasing in
4. those again in the districts. It takes them out in central
5. office and phases them in for eleven months for maintenance
6. workers and eight months in the other district workers giving
7. most of the new jobs in central office, however, for only six
8. months. In the equipment areas in the districts we have
9. special line items set up for the purchase of cars and trucks
10. just like we do with the State Police and in the central office
11. we have cut the additional monies to only eighty percent of
12. those increases they have asked for. In contractual and travel
13. again we have cut in the central offices while not really
14. touching in any significant way the district offices where the
15. real work is really done. I think, in fact, when we look at this
16. we have seen this department grow and grow and grow and grow and
17. yet we have seen little for our dollar when you look at the
18. conditions of the highways, of the roads of the State of Illinois.
19. If you look at this inkblot this pretty inkblot and you see
20. both under existing and under the Governor's tax increase package,
21. the Rorshak test as we call it in committee and any of you who
22. can identify it win a prize, but you'll notice the trickle...the
23. trickle at the bottom out of about eight hundred million dollars,
24. twenty million is available for construction. Let me repeat that.
25. Eight hundred million dollars, twenty is available for construction.
26. While we are spending a hundred and eight million dollars currently,
27. approximately, on operations, administration and capital improve-
28. ments for operations. If the Governor gets his tax increase we
29. will go up to a hundred and sixteen million dollars in administration,
30. operations and capital. Still a little trickle. A little trickle
31. on this Rorshak test available for construction and yet the
32. department grows and grows and grows and does nothing. I think
33. all we are trying to do is not touch existing people, but to cut

1. down on that growth. To say to them, be realistic. The Taj
2. Mahal we have out here in the Capital city, but not in the
3. Capital Complex need not grow any larger. Let the districts
4. have what they need so that the work can be done on the potholes
5. and on construction and on maintenance, but Secretary Kramer's
6. palace need not grow any further. The guards are getting restless,
7. Mr. Secretary, and it's time we cut down your troops in central
8. office and put the money back in construction where it's needed
9. and put the money in the districts where the maintenance men
10. work and I would urge adoption of Amendment No. 1.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? The question...Senator Coffey.

13. SENATOR COFFEY:

14. Yes, Mr. President and members of the Senate. I rise in
15. opposition to this amendment. I think that the...the last
16. speaker was a little mixed up between the move ahead and the
17. fall behind in that category and we're hoping for the move
18. ahead. It doesn't look...it doesn't look too well right now,
19. but I think we ought to plan for a move ahead program because
20. I think it's needed in the State of Illinois. He's making some
21. drastic cuts in some areas that I think that if anytime that...
22. we need these people, we need them now. I'd just like to go
23. over those cuts again. Some of the areas where we're cutting
24. some of our people and some critical areas. We've got twenty-
25. seven reduction...in our nine district offices. That's twenty-
26. seven people, I think that's probably needed worse today than ever before
27. and the Division Highway in the central office, we got to cut
28. by twenty-five positions and the central administration in
29. planning we got a cut of forty-one people and in computer science
30. and information area we've got six cuts. Public transportation
31. and rail system area, we've got three cut. Aeronautics we've
32. got three cut. Water Resources in an area right now that we
33. need more than we ever did before, we need...we need the people

1. in the Water Resource area because we have a lot of water problems
2. in this State. On our local roads and streets we hear that every
3. day in our districts, people complaining because we can't move
4. along fast enough. Now, we're trying to speed up our road
5. programs and do a better job in the State of Illinois and now
6. we're making these kind of cuts. I would ask...I'd like to ask
7. the opposition of this amendment because I think it's a bad
8. amendment and I think we need to move ahead, not fall behind
9. and I'd ask a No vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Chew.

12. SENATOR CHEW:

13. Mr. President, I rise in opposition to the amendment also.
14. I have talked with the Secretary of Transportation. I've talked
15. with his representatives. I firmly believe that the cuts this
16. amendment does is drastic to the Department of Transportation.
17. The reasons I don't know why this amendment should be adopted.
18. It has been carefully explained to me and I absorbed the
19. explanation. It has been carefully explained to the Chairman
20. and those of us that serve on Appropriations I. The personnel
21. that this amendment cuts out of the department's budget are
22. needed. We had a terrible winter. The speculation is that
23. we'll have another bad winter. Yes, Water Resources we shouldn't
24. touch. We should leave those seven personnel in there and with
25. all due respect to the Chairman of Transportation this amend-
26. ment should fail and I would urge a No vote.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Regner.

29. SENATOR REGNER:

30. Well, Mr. President and members of the Senate. It's very
31. interesting...the comments are being made, but I'm going to rise
32. in support of this amendment and we sit in the Appropriations
33. Committee, we ask questions of the Department of Transportation

1. and we don't get answers. We ask for a list...a breakdown of
2. what they plan on doing within our districts. We just get a
3. book with some markings in the columns but we didn't get the
4. report...the breakdown we asked for and I know there must be
5. an awful lot of people sitting around with that agency that
6. are doing nothing because they cannot respond to the questions
7. of the Senate Appropriations Committee or the members of the
8. General Assembly and until they can, at least, do the job and
9. give us the information we ask for, I think we should adopt
10. this amendment.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Well, Mr. President, I rise in opposition to this amendment
15. and I'm not sure if Senator Regner was in the committee meeting
16. even though I don't happen to serve on Approp I, I did happen to
17. be in the committee room when that...this particular bill was
18. being heard and I can't speak to all aspects of this amendment
19. but I know that the reduction in the Division of Water Resources
20. of the Dam Control people is...is...well, flies in the face of
21. any form of logical thought pattern. We have a major problem
22. in this State and the department is not responding adequately
23. right now. Lives and property are endangered and this is no
24. time to be cutting back this agency, which as I said, is already
25. far behind and I was physically present there when the Director and his
26. staff explained that amendment to the total satisfaction of
27. anybody who cared to open their ears.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Senator Carroll may close.

30. SENATOR CARROLL:

31. Thank you, Mr. President and Ladies and Gentlemen of the
32. Senate. Let me respond to a few of the members. Senator Schaffer,
33. you must...maybe you need some help in your ears. They said that

1. they weren't going to do any more dams than they did last year
2. but they wanted to double their personnel. We haven't taken
3. anybody who's existing. In fact, we gave them two of the three
4. they requested. All we did was phase them in for a little while.
5. The same things, Senator Chew and others, of this wish-list
6. that the department has handed out and that you've read from.
7. I think they've promised each member...each of these jobs that
8. are in the far left column and in which case they are going to
9. be in for a supplemental in order to honor that request of the
10. purchase of jobs, however, that is not true. In fact, no existing
11. personnel are touched, were touched or would be touched under
12. this amendment. In fact, we have provided for growth for the
13. Department of Transportation with phasing in of many of the new
14. jobs that were requested by the Secretary. In fact, in the
15. districts where the work is really needed to be done, we have
16. allowed them to basically start up immediately to hire these people.
17. We did hold them down in Central Office. We did say phase in a
18. little longer in the Taj Mahal, but in the districts we have, in
19. fact, provided them with additional employees and never touched
20. anywhere existing employees. Let me state also, this wonderful
21. department, when you look at the fiction book that Doctor Bob
22. prepared that we've talked about so often, the department was
23. only twenty million dollars over the figure in the fiction book
24. from the time this book was handed out until the bill was
25. introduced they grew by twenty millions of dollars. They are up
26. sixty millions of dollars in two years, but twenty million in a
27. month from the time this went to press and was delivered in our
28. hands twenty million in a month. That's too much growth for me
29. to tolerate. I think that should be too much growth for this
30. Legislative Body to tolerate and I would urge adoption of Amendment
31. No. 1.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. The question is, shall...Senator Chew, for what purpose do

1. you arise?

2. SENATOR CHEW:

3. I suppose I would rise on a personal privilege.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. State your point.

6. SENATOR CHEW:

7. If I may have this authority from the Senate. The Depart-
8. ment of Transportation has given me a breakdown of the personnel
9. that Senator Howard Carroll has just gone through and they have
10. indicated to me that these people were, in fact, already working
11. and the amendment took them away from the department and I want
12. an explanation in...in according to what Senator Carroll said is
13. true. I'd like for him to explain it.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. All right. We're violating the rules, you understand. I don't
16. know that leave was granted, but is leave granted? Leave is
17. granted. Senator Carroll.

18. SENATOR CARROLL:

19. Why, thank you. I'd be happy to respond, Senator Chew.
20. They have seven thousand seven hundred and sixty positions in
21. their request, of which one hundred and sixty-four were new
22. positions. One hundred and fifty-three vacant positions. The
23. little list that they gave you marked the HC reduction, which
24. I assume was for me, counts up to, if I add quickly a hundred
25. and twenty-one people being phased in or reduced out of some
26. three hundred and seventeen new or vacant positions. There is
27. nobody on board according to their budget form that we have
28. touched. All we have done is eliminated some of the new and
29. phased in some of the vacant and some of the new. Nobody on
30. board touched.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. All right. Senator Chew for the last time.

33. SENATOR CHEW:

1. Mr. President, if the Department of Transportation has
2. lied to me and let me repeat if the Department of Transportation
3. has lied to me either the Department of Transportation is lying
4. or either Howard Carroll is lying and I believe Howard Carroll
5. is telling the truth.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. All right. Is there further discussion? The question is,
8. shall Amendment No. 1 to Senate Bill 891 be adopted. Those in
9. favor indicate by saying Aye. A roll call is requested. All
10. those in favor of Amendment No. 1 vote Aye. Those opposed vote
11. Nay. The voting is open. (Machine cutoff) all voted who wish?
12. Have all those voted who wish? Take the record. On that
13. question, the Ayes are 33, the Nays are 20. Amendment No. 1
14. to Senate Bill 891 is adopted. Do we have leave...do we have
15. leave for Channel 20 for television? Leave is granted without
16. conversation. All right. Just a moment. Senator Shapiro.

17. SENATOR SHAPIRO:

18. We have a rule against televising electronic devices...in
19. here and every day we break it. I think it ought to be brought
20. to a halt.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. All right. That's up to the Body. I'm going to submit it
23. to the Body. Those in favor of the electronic device vote
24. Aye. Those opposed Nay. The voting is open. (Machine cutoff)
25. Channel 20 take pictures. No debate. On that question, the
26. Ayes...take the record. On that question, the Ayes are 12,
27. the Nays are 20. Channel 20 can't photograph. Are there further
28. amendments to Senate Bill...

29. SECRETARY:

30. Committee Amendment...Committee Amendment No. 2. Committee
31. Amendment No. 2.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Carroll.

1. SENATOR CARROLL:

2. You want to...yeah. Thank you, Mr. President. That means
3. since the television cameras are not on we don't have to go
4. through that last one all over again and...and put it on for
5. posterity. I would move at this time to Table Committee Amend-
6. ment No. 2. It is technically incorrect.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. The motion is to Table Amendment No. 2. All those in
9. favor indicate by saying Aye. Those opposed. The Ayes have
10. it. Amendment No. 2 is Tabled. Are there further amendments?

11. SECRETARY:

12. Committee Amendment No. 3.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Carroll...Committee Amendment No. 3.

15. SENATOR CARROLL:

16. Thank you, Mr. President and Ladies and Gentlemen of the
17. Senate. Committee Amendment No. 3 would amend the various new
18. construction accounts and reappropriation accounts to break out
19. the Road Fund highway construction by districts and I think
20. this is something we have been doing of late that gives us a
21. better handle on where, in fact, the monies are being spent and
22. I would move adoption of Amendment No. 3.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there discussion? The question is, shall Amendment No. 3
25. be adopted. Those in favor indicate by saying Aye. Those...
26. opposed. The Ayes have it. Amendment No. 3 is adopted. Are
27. there further amendments?

28. SECRETARY:

29. Committee Amendment No. 4.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Committee...Amendment No. 4, Senator Carroll.

32. SENATOR CARROLL:

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

1. Senate. So that you don't think I am anti the department, this
2. is the...requested by the department to provide an additional
3. two million dollars for traffic related maintenance costs.
4. Senator Regner offered it in committee. It was adopted by the
5. committee and on behalf of the committee I would move adoption
6. of Amendment No. 4.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. You've heard the motion. Is there any discussion? Senator
9. Carroll moves the adoption of Committee Amendment No. 4 to
10. Senate Bill 891. Those in favor say Aye. Those opposed vote
11. Nay. The Ayes have it. Amendment No. 4 is adopted. Any
12. further amendments?

13. SECRETARY:

14. Committee Amendment No. 5.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank...thank you, Mr. President. This is another additional
19. for the department that Senator Regner offered on their behalf to
20. provide grants for townships, township bridges. That appears to
21. be an additional five million dollars and I would move on behalf
22. of the committee the adoption of Amendment No. 5.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there further discussion? Senator Carroll moves the
25. adoption of Committee Amendment No. 5 to Senate Bill 891.
26. Those in favor signify by saying Aye. Those opposed Nay. The
27. Ayes have it. Amendment No. 5 is adopted. Any further amend-
28. ments?

29. SECRETARY:

30. Committee Amendment No. 6.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President. Committee Amendment No. 6 comes
2. to us again from the building near that little lake in which it's
3. a technical amendment changing some of the sections around that
4. DOT has asked for. I would move adoption of Amendment No. 6.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there any further discussion? Senator Carroll moves
7. the adoption of Committee Amendment No. 6 to Senate Bill 891.
8. Those in favor indicate by saying Aye. Those opposed. The
9. Ayes have it. Amendment No. 6 is adopted. Any further amend-
10. ments?

11. SECRETARY:

12. Committee Amendment No. 7.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President and Ladies and Gentlemen of the
17. Senate. That house on the East has asked that we add this
18. section to replace Sections 20 and 21 dealing with rural and
19. small urban public transportation programs in the downstate
20. public transportation program and I would move adoption of
21. Amendment No. 7.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? If not, Senator Carroll
24. moves the adoption of Amendment No. 7 to Senate Bill 891.
25. Those in favor signify by saying Aye. Those opposed Nay.
26. The Ayes have it. Amendment No. 7 is adopted. Any further
27. amendments?

28. SECRETARY:

29. No further committee amendments.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Any amendments from the Floor?

32. SECRETARY:

33. Amendment No. 8 offered by Senator Carroll.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Carroll.
3. SENATOR CARROLL:
4. Thank you, Mr. President and Ladies and Gentlemen of the
5. Senate. This is the reappropriation amendment...
6. SECRETARY:
7. Page...page 8, lines 7 and 8 by deleting from the Road Fund...
8. SENATOR CARROLL:
9. That is the reappropriation amendment. I would move
10. adoption of Amendment No. 8.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Is there further discussion? Senator Carroll moves...
13. Senator Coffey.
14. SENATOR COFFEY:
15. Yes, Mr. President and members of the Senate. I'm not sure
16. that we're talking about the same amendment, but I think we are
17. and I think this is the...the amendment that we should object
18. to. I think this amendment was based on the idea that on House
19. Bill 889 the...that Amendment No. 2 was going to pass. It
20. didn't, in fact, and I don't know that it's necessary for the
21. 60.6 million dollars which reflected on that amendment and,
22. therefore, I think at this time we ought to oppose this amendment
23. on the Floor and I'd like for...Mr. President, I...I would like
24. for the sponsor of this amendment...if he'd clarify and explain
25. this amendment a little bit.
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Senator Carroll.
28. SENATOR CARROLL:
29. Senator Coffey, I apologize. I was in error. I had my poop
30. sheet which showed up to be the appropriation amendment. It is
31. not. To explain the amendment in great detail this is a change
32. in the source of funding for various divisions within DOT to
33. be in line with the recommendations of our illustrious Auditor General

1. of this State. This would take out of the diversions several
2. areas and put them into GR. It would, in fact, change, for
3. example, public transportation and railroad operations into
4. a GR account. Public transportation and technical studies,
5. seventy-eight percent Federal reimbursable into a GR account
6. of one hundred thousand out of the four of the five forty-
7. seven seven hundred. It would take Aeronautics out of Road
8. Fund and make it GR. It would take Amtrak operation deficits
9. out of Road Fund and make them GR. It would take a very small
10. portion of the railroad demonstration projects out of Road
11. Fund. Six thousand of that would become GR. It would take the
12. St. Louis Railroad Reconstruction out of Road Fund and into GR.
13. It would take one million three of the six and a half million
14. Conrail Rail Freight Service out of Road Fund and make it GR
15. and forty thousand out of the four hundred thousand of Airport
16. Planning out of the diversion and into GR. It would...that is
17. the basic thrust of the bill. It is to allow, if I may go back
18. to my little Rorshak test, to give some more into
19. the funnel at the bottom and take away some of these diversions
20. that's been off of it so that we could get some actual construction
21. going in Illinois and not spend it on...on the types of operations,
22. et cetera, that should be funded out of GR.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Coffey.

25. SENATOR COFFEY:

26. Yes, thank you for explaining that amendment a little
27. better, but I...I still oppose this bill on the basis that...that
28. we're appropriating...that we're talking about money that we
29. don't have here. Appropriating dollars that we don't have. I
30. think that makes for that part alone, it makes this a bad
31. amendment and I think that we still object to this amendment.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Shapiro.

1. SENATOR SHAPIRO:
2. Mr. President, will the sponsor of the amendment yield to
3. a question?
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. He...indicates he will.
6. SENATOR SHAPIRO:
7. Senator Carroll, how much money are we talking about in
8. this amendment?
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Carroll.
11. SENATOR CARROLL:
12. It appears to be a net change in MFT of sixty million six
13. hundred thousand dollars.
14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Senator Shapiro.
16. SENATOR SHAPIRO:
17. Is this phase in over a period of years or is it in a one
18. shot deal for next...the next fiscal year?
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. Senator Carroll.
21. SENATOR CARROLL:
22. It's here and it's now. It is not phased in. As you know
23. there have been talks of up to hundred and fifty-nine million of
24. diversions. There have been talks of phasing it in. This would
25. take sixty million that, in my opinion and the opinion of many
26. others, should be General Revenue Funds and pay for them out
27. of...General Revenue dollars and thereby, allow sixty million
28. more for new highway construction when added to the potential
29. Federal match the numbers are enormous.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Senator Shapiro.
32. SENATOR SHAPIRO:
33. It...it's your opinion then that the money will come from

1. the General Revenue Fund.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Carroll.

4. SENATOR CARROLL:

5. Yes, Sir.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Shapiro.

8. SENATOR SHAPIRO:

9. Well, in view of the fact that Senate Bill 889 is now in

10. the position that it has a one cent Gas Tax for just the down

11. state counties. I don't see how this bill is...can be

12. implemented. I think the figures are all wrong as it relates

13. to Senate Bill 889 and I would urge everyone to oppose it.

14. This bill...this amendment is predicated on the Transportation

15. Commission package becoming part of 889 that is not a reality.

16. It is not a fact and we ought to oppose the amendment.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Regner.

19. SENATOR REGNER:

20. A question of the sponsor.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. He indicates he will yield.

23. SENATOR REGNER:

24. Senator Carroll, I...I don't have my breakdown sheet that

25. I had here, but I think that this is correct. These various...

26. what is it, six, seven, eight areas that you're putting into

27. General Revenue from Road Fund money. Now, are all items

28. that somewhere over the last five years we've erred drastically

29. in allowing it to go to Road Fund from General Revenue.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Carroll.

32. SENATOR CARROLL.

33. Senator Regner, once again your statements are so true. These

1. are things that have been newly created, siphoning offs of...of
2. Road Fund monies that probably should have always been General
3. Revenue. Yes.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Regner.

6. SENATOR REGNER:

7. Well, you know, I agree one hundred percent with...with
8. that part of your amendment, but I think there are some other
9. parts in the amendment that we have some problems with and...
10. you know...possibly we should hold the amendment at this time
11. and...split the question at a later time on two different
12. amendments 'cause I think we have problems with other parts
13. of it. That part I'm in total agreement with.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? If not, Senator Carroll may
16. close the debate.

17. SENATOR CARROLL:

18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. I think this is the time to stop diverting for the
20. Department of Transportation monies that rightfully should be
21. used for highway construction and to use General Revenue Funds
22. for things that should be generally revenue source. I would
23. suggest that Senator Regner and others who have those problems
24. that we do with this as we've done with various other amendments
25. along dealing especially with Appropriations that we adopt this
26. amendment and then make the technical corrections that may be
27. needed by subsequent amendment at a later time. I would urge
28. adoption of Amendment No. 8.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Carroll moves for the...the adoption of Amendment
31. No. 8 to Senate Bill 891. A roll call has been requested.
32. Those in favor will vote Aye. Those opposed vote Nay. The
33. voting is open. (Machine cutoff) voted who wish? Have all voted

1. who wish? Take the record. On that question, the Ayes are
2. 34, the Nays are 19, none Voting Present. Amendment No. 8
3. having received the majority is declared adopted. Any further
4. amendments?

5. SECRETARY:

6. Amendment No. 9 offered by Senator Carroll.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Carroll.

9. SENATOR CARROLL:

10. Thank you. This should be on page 2 by deleting lines
11. 33 and 35. That is, Senator Coffey, as I had thought I was
12. explaining before that is the reappropriation amendment. I
13. would move adoption of Amendment No. 9.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? If not, Senator Carroll moves
16. the adoption of Amendment No. 9 to Senate Bill 891. Those in
17. favor signify by saying Aye. Those opposed Nay. The Ayes have
18. it. Amendment No. 9 is adopted. Any further amendments?

19. SECRETARY:

20. Amendment No. 10 offered by Senator Rock.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President and Ladies and Gentlemen of the
25. Senate. This is an addition to the FY '80 request for the
26. Department of Transportation in the total amount of 4.3 million
27. dollars. Four million three hundred thousand dollars, the
28. purpose of which is to purchase two turbo prop twin engine
29. executive type aircrafts in the total amount of 2.7 million
30. dollars and one twin engine helicopter in the point of...in the
31. amount of 1.5 million dollars. It seems to me that it's...it is
32. a responsible amendment in that the two major aircraft that the
33. Constitutional officers and the...the cabinet directors and the

1. members of the Assembly are called upon to use are now twelve
2. and fourteen years old, respectively, and they are...have hours
3. on them of eight and...eight thousand and sixty-seven hundred,
4. respectively. It's my understanding that seven years is commonly
5. recognized even by such elitists as the Internal Revenue
6. Service as a realistic life for an aircraft for depreciation
7. purposes. It just seems to me that we ought to make adequate
8. provision for those Constitutional officers, not the least of
9. which is the Governor of this State to fly in a safe aircraft
10. and I would move the adoption of Amendment No. 10.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there further discussion? If not, Senator Rock moves
13. the adoption of Amendment No. 10 to Senate Bill 891. Those
14. in favor signify by saying Aye. Those opposed Nay. The
15. amendment is adopted. Any further amendments?

16. SECRETARY:

17. Amendment No. 11 offered by Senator Gitz.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Gitz.

20. SENATOR GITZ:

21. This amendment is very simple in its nature. It simply
22. takes out money for scenic easements. This particularly retains
23. to the Great River Road, which is a road that affects Northern
24. Illinois. It affects specific routes within my home territory.
25. Some of you may remember Senate Bill 50 which was offered by
26. Senator Vadalabene. There was a baker's dozens worth of eminent
27. domain provisions in there, which are strongly objected to by
28. people in my home area. The basic thrust of this is that we
29. feel that the roads ought to be fixed before they're made scenic.
30. It is the Department of Transportation's policy, it seems to be
31. with the State and Federal funds to match, that they don't want
32. to patch any roads up in my area, but they're quite willing to
33. use those monies for scenic easements and I just think that's

1. appalling.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? Senator Coffey.

4. SENATOR COFFEY:

5. Yes, Mr....Mr. President and members of the Senate. I...I

6. would like to ask a question to the sponsor of this amendment.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. He indicates he will yield.

9. SENATOR COFFEY:

10. Is this the same amendment that you discussed earlier

11. that affected a road up near your district and now you want

12. the same for...for all the...the road systems in the State of

13. Illinois?

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Gitz.

16. SENATOR GITZ:

17. No, it is not affect any...anything other than the Great

18. River Road, Senator. It would not affect any projects that

19. were done by the department in other areas and secondly, the

20. amendment is drawn differently than it was in committee to

21. try to meet your objections.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Further discussion? Senator Regner. I'm sorry. Senator Coffey.

24. SENATOR COFFEY:

25. Well, Mr. President and members of the Senate. This is

26. substantive language to this bill and I'd ask for the defeat of

27. this amendment.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Regner.

30. SENATOR REGNER:

31. That was the point I was going to make and the amendment

32. should be defeated. It was rejected in committee on that basis.

33. I think it should be defeated here also.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not, Senator Gitz moves
3. for the adoption of Amendment No. 11 to Senate Bill 891. Those
4. in favor signify by saying Aye. Those opposed Nay. The Ayes
5. have it. Amendment...roll call. All those in favor vote Aye.
6. Those opposed vote Nay. The voting is open. On that question...
7. Have all voted who wish? Have all voted who wish? Have all
8. voted who wish? Take the record. On that question, the Ayes
9. are 29, the Nays are 25. Amendment No. 11 having received the
10. majority is declared adopted. There's been...there's been a
11. request for a verification. Will all Senators please be in
12. their seats and answer their name when the roll is called. Mr.
13. Secretary please call the roll.

14. SECRETARY:

15. The following voted in the affirmative: Berman, Bruce,
16. Chew, D'Arco, Daley, Demuzio, Donnewald, Egan, Gitz, Hall,
17. Jeremiah Joyce, Jerome Joyce, Knuppel, Lemke, Maragos, Martin,
18. McLendon, Merlo, Nash, Nedza, Newhouse, Rhoads, Sangmeister,
19. Savickas, Schaffer, Vadalabene, Washington, Wooten, Mr. President.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there any further questions of the Aye vote? Senator
22. Daley answered the roll call. Senator Bruce answered the roll
23. call. Senator Newhouse, did he answer the roll call? Senator
24. Newhouse.

25. SECRETARY:

26. No. No.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Newhouse, is he on the Floor? Take him off the
29. record. Any further questions? Senator Chew answered the roll
30. call. On that question, the Ayes are 28, the Nays are 25.
31. Amendment No. 11 having received the majority is declared adopted.
32. Any further amendments?

33. SECRETARY:

1. Amendment No. 12 offered by Senator Bloom.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Bloom.

4. SENATOR BLOOM:

5. Thank you. This adds four hundred and sixty-five thousand

6. dollars for the purchase of a helicopter and...avionics equip-

7. ment...thank you...for transporting trauma patients. It's a...

8. for a backup helicopter for the trauma system State-wide.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? Senator Carroll.

11. SENATOR CARROLL:

12. A question of the sponsor of the amendment. Where will the

13. ...where will the helicopter be located? There are several

14. helicopters currently in the fleet and we knew of the request

15. for the twin engine helicopter for purposes of economic

16. development that the Governor wanted. This is a somewhat new

17. one to us. I don't know if DOT requested this or not, but

18. there are several others that are apparently used for this

19. purpose now.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Bloom.

22. SENATOR BLOOM:

23. Okay. This is highway money first. There's one based up

24. North, I think, out of Elgin to serve the Northern part of the

25. State. One in Peoria. One in Springfield and one in Carbondale.

26. When they're down they would probably be based here in Springfield

27. out at the Department of Aeronautics, but when they're down...are

28. you there...when they're down then it would serve as a backup

29. at one of the three locations.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Carroll.

32. SENATOR CARROLL:

33. Part of the question was did, the department request this as

1. an add on to their budget especially taking it out of what
2. would otherwise be highway construction available money.
3. PRESIDING OFFICER:(SENATOR SAVICKAS)
4. Further discussion? Senator Bloom.
5. SENATOR BLOOM:
6. Well I understand that this would replace the one that was
7. burned up in Carbondale.
8. PRESIDING OFFICER:(SENATOR SAVICKAS)
9. Senator Carroll.
10. SENATOR CARROLL:
11. Does that mean since the question...I'll wait for Roger
12. to say something. Roger.
13. SENATOR KEATS:
14. Is the department asking for this?
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Senator Bloom.
17. SENATOR BLOOM:
18. Well, it...it wasn't in the fiction book. No, they're
19. not asking for it.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Carroll.
22. SENATOR CARROLL:
23. Then putting all your comments together you mean that you
24. had one that disappeared, burned up or whatever and they don't
25. want to replace it? I mean...you know...if one fell down or
26. burned up or whatever and is no longer usable why wouldn't they
27. want to replace it now? Do they want to...if you're telling me
28. now that they don't want to replace it or was it insured or...or
29. what? I mean...you know...something is missing in the story.
30. PRESIDING OFFICER:(SENATOR SAVICKAS)
31. Senator Bloom.
32. SENATOR BLOOM:
33. No, there's nothing really missing in the story. The Secretary

1. stands mute. I guess he's...you know...he's dumbstruck by the
2. idea. Maybe Senator Buzbee could shed some light on what
3. happened to the helicopter in Carbondale.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Buzbee, would you like to enlighten us...

6. SENATOR BUZBEE:

7. Well, I...I was not aware. As a matter of fact, Senator
8. Bloom, that that helicopter was no longer serviceable. It so
9. happens that my office is right across the parking lot from
10. the hospital that that helicopter comes into all the time
11. from other little area hospitals all across Southern Illinois
12. bringing patients and it also is the secondary type care
13. center, I guess you would say, on the way to more severe...taking
14. more severely injured patients to St. Louis hospitals. I was
15. going to rise of support of your...of your bill before I...or
16. your amendment rather before I had any idea you were talking
17. specifically of the one at Carbondale because I know of the
18. service that those helicopters perform. They are very...if
19. there is anyplace that Road Funds should ever be diverted this
20. is the place because they pick up highway accident victims and...
21. and the...the State of Illinois is very well known for our
22. trauma care of...of highway accident victims and I'm quite,
23. frankly, shocked, Senator Bloom, that the Director of the
24. Department of Transportation sits to your immediate rear and...
25. and stands mute, as you said. If the damn thing needs replacing
26. let's replace it. This...this means lives. This is something
27. where peoples lives are saved. I see daily that helicopter
28. coming in and out of that hospital saving people's lives and
29. whether it's for Carbondale or for Elgin or for Springfield
30. or for Peoria or for Knuppel, I'm for it and I think it's a good
31. idea and I...I would like for you to take the Director of
32. Transportation to task for not, at least, having the courage to
33. stand up and say, yes, I think we ought to replace it.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? Senator Bloom.

3. SENATOR BLOOM:

4. Shame of you, Secretary Kramer. Basically, this is the
5. backup for the...the helicopters that are used in the trauma
6. system and...you know...I...I think that if the Secretary
7. wants a couple of more fixed wings and a twin engine helicopter
8. that...where you do have situations where the helicopter was
9. down that...this is every bit as necessary and staff has said
10. we can get the money from the Traffic Safety film, anytime is
11. train time, the snitch money. The green signs...the stickers.
12. It'll...there's money there and it's a good use.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Lemke.

15. SENATOR LEMKE:

16. You know, I sit here today and it's getting some more and
17. more like the House. The DOT bill goes in the House. They talk
18. all day long...two hours...twenty-four hours they spend on it.
19. They amend the bill. They send it over. We take the amendments
20. off. We are just wasting our time here 'cause this bill is
21. going to go to the House. They're going to take the amendments
22. off. It's going to end up like it usually does in conference
23. committee, so why waste their time. Why don't you just get up
24. and explain you want a helicopter. When somebody says you don't
25. need it and vote on the thing. They're just wasting their time.
26. Everybody is getting up and explaining. We know where we're
27. going to go. If you're...you're...your minority spokesman is
28. going to say I don't want the amendment, our guys says he wants
29. the amendment, we're all going to go...it's going to be who's
30. got the votes, so let's quite wasting time.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Lemke moves the previous question. We do have one
33. other speaker, Senator Rhoads. Senator Rhoads.

1. SENATOR RHOADS:
2. Well, just to clarify the record now 'cause we've got
3. some more information on this. It was either A, to...to replace
4. one that burned or B, a backup. Now, we know it's a backup. The
5. one that was burned was repaired...is now serviceable and
6. this will be an extra...backup helicopter. Is that correct?
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Senator Bloom.
9. SENATOR BLOOM:
10. Right.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Further discussion? The question is, shall those in
13. favor of adopting Amendment No. 12 to Senate Bill 891 signify
14. by saying Aye. Those opposed Nay. The amendment is adopted.
15. Any further amendments?
16. SECRETARY:
17. Amendment No. 13 offered by Senator Davidson. Senator Davidson.
18. PRESIDENT:
19. Senator Davidson.
20. SENATOR DAVIDSON:
21. Yes, this is the Director of Aging request for the
22. transportation for service for...for the elderly. It was taken
23. out in number one and this is to put it back in. Thirty-two
24. thousand dollars.
25. PRESIDENT:
26. Is there any discussion? Senator Carroll.
27. SENATOR CARROLL:
28. Thank you, Senator Davidson. I think you should check a
29. little further you will find that what happened was in FY'80
30. they requested fifty thousand, spent about twenty thousand. In
31. FY '79 they got zero and...in FY '80 they are coming back in
32. again for some larger fund. We cut it down. We didn't eliminate it.
33. We cut it down to what they actually spent in the last time they

1. got any money and last year they got no money at all, so that's
2. going back two years ago. What you're seeking to do is to add
3. on to an existing authorized level and I would oppose that. They
4. ...they haven't spent it in the past. They didn't need anything
5. last year and let's leave them at the levels they spend it at
6. rather than just arbitrarily adding money to that figure and I
7. would urge defeat of Amendment 13.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? Senator Grotberg.

10. SENATOR GROTBORG:

11. On a point of order, Mr. President.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. State your point.

14. SENATOR GROTBORG:

15. How many amendments do we have? I forgot that this was
16. the pork barrel bill. But how many are there, Mr. Secretary?
17. Seriously.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. We have, I understand, one more amendment.

20. SENATOR GROTBORG:

21. Oh, thank you 'cause I was going to make a motion to
22. adopt them all and the hell with it, but that's what they do in
23. the House.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? The question is...I'm sorry.
26. Senator Davidson.

27. SENATOR DAVIDSON:

28. Mr. President, in rebuttal to Senator Carroll...the people
29. that you cut out by the reduction are people which they need
30. as the Director of Information to make this program work. All
31. you who have transportation services for the elderly in your
32. area by this reduction according to the information given to
33. me, the people that are being removed are the people they must

1. have on staff to make this operate. I urge the adoption of this
2. amendment.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there any further discussion? Senator Davidson moves
5. the adoption of Amendment No. 13 to Senate Bill 891. Those in
6. favor signify by saying Aye. Those opposed Nay. Since...
7. Amendment No. 13 fails. Any more amendments?

8. SECRETARY:

9. Amendment No. 14 offered by Senator Buzbee.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. I normally don't offer pork
14. barrel projects but this is one that is truly a christian
15. project. This is a two hundred and fifty-three thousand
16. dollar appropriation to...from the Road Fund to the Department
17. of Transportation for a grant to the Union County Highway
18. Department for construction and reconstruction of four miles
19. of Bald Knob Road from Alto Pass to the top of Bald Mountain
20. where the big cross is. You all recall the great big huge
21. seventeen story cross that we have built in Southern Illinois
22. and it's a four mile road of...of bottomless pits to get there.
23. Since 1947 they've been trying to get this road fixed...
24. constructed and we have...literally have thousands of people
25. who come there for Easter Sunrise Services every Easter. It
26. is a beautiful, scenic site and it's a lot of tourists that
27. come into the...to the area to see the cross, but there almost
28. is no way to get there. The road is just a...a quagmire or...or
29. a dustbowl according to what season you happen to be in and for
30. that reason I have...this is just a few miles south of my house
31. and a minister who is...been working on this project for a
32. number of years has asked my assistance in this and for that
33. reason I put this...offer this amendment.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Gentlemen, I wish to remind you that we have four speakers
3. that are seeking recognition on this amendment. Senator Carroll.

4. SENATOR CARROLL:

5. Maybe I can make the speech for all of my following speakers
6. who have arisen. I have no objection to the language use as my
7. ...I object to it, but it's not my reason for opposing the
8. amendment. I think we have done a credible job in leaving
9. chicken out of the budget and I don't think this is the time to
10. divert from that posture with a further diversion. The Secretary's
11. on the Floor, Senator Buzbee, if you have a problem that is real
12. and existent and I have been down there and I have seen it as
13. recently as a few weeks ago. I think you can talk to the good
14. Secretary. Senator McMillan was with us and I think you can
15. talk to the Secretary and convince him. I don't think the way
16. to do it is to put on an amendment, which obviously is going to
17. be vetoed. I think it's silly to...to start adding chicken
18. to all of this and I would urge the defeat of Amendment No. 14.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there further discussion? Senator Regner.

21. SENATOR REGNER:

22. Just one question of the sponsor. Senator Buzbee, I know
23. this is in addition to the budget as announced and introduced and
24. I was wondering if you'd had a letter from the Governor or Doctor
25. Bob or from John Kramer supporting it.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. I had asked Senator Carroll for such a letter, but he
30. apparently has refused to give one, so I think I'll write one
31. myself.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Graham.

1. SENATOR GRAHAM:

2. I was just wondering if Senator Carroll couldn't inform
3. Senator Buzbee how they get to the cross in Jerusalem.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? Senator Carroll...Senator
6. Buzbee moves the adoption of Amendment No. 14...moves the
7. adoption of Amendment No. 14 to Senate Bill 891...has requested
8. a roll call. Those in favor vote Aye. Those opposed vote Nay.
9. The voting is open. Senator, under Rule 25 on a roll call
10. request it's upon the request of two members made before the
11. Senate. The only one that we had heard was you. This...we
12. have heard two requests on Senator Buzbee, therefore, Senator
13. Buzbee's motion is in order. He has requested the roll call.
14. A roll call will be accorded him. Those in favor vote Aye.
15. Those opposed vote Nay. The voting is open. Have all voted
16. who wish? Have all voted who wish? Take the record. On that
17. question, the Ayes are 12, the Nays are 30, none Voting Present.
18. Amendment No. 14 to Senate Bill 891 having failed to receive
19. a majority is declared lost. Any further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. 3rd reading. For what purpose does Senator Davidson arise?

24. SENATOR DAVIDSON:

25. Well, I was joined by another person. Senator Shapiro has
26. joined me on a roll call and I think you owe me the courtesy
27. to leave it on 2nd reading and we'll take a roll call on 13.
28. I requested it. I was supported and you said, oh, no and I
29. yielded to the vet, but if one person is going to ask for a
30. roll call, I think I have that courtesy and I was joined by
31. another person.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. All right. Senator, the bill has been moved to 3rd reading

1. and if you wish to talk to the sponsor and have the bill brought
2. back to 2nd reading for the purposes of amendment, it...you
3. may get leave of the Body to do so. Senator Coffey, for what
4. purpose do you arise?

5. SENATOR COFFEY:

6. Yes, Mr. President and members of the Senate. I'd be
7. willing to bring that bill back to 2nd now and let him attempt
8. to readdress his amendment...

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Coffey seeks leave of the Body to bring the bill
11. back to the Order of 2nd reading for the purposes of amendment.
12. Is leave granted? Senator Rock, for what purpose do you arise?

13. SENATOR ROCK:

14. Well, I...I...I will suggest to the Senator that his request
15. was...was not properly made, frankly. If you wish a roll call
16. let's reconsider the vote by which 13 or whatever the number was
17. was defeated. Having voted on the prevailing side, which I did,
18. give him a roll call. Let's...let's get going.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Rock voting...leave has been granted. The bill is
21. on the Order of 2nd reading. Senator Rock having voted on the
22. prevailing side has requested that the vote by which Amendment
23. No. 13 was adopted be reconsidered. Those...all those in favor
24. indicate by saying Aye. Those opposed. The Ayes have it. The
25. vote is to be reconsidered. On that question, Senator Davidson
26. seeks a roll call vote on...a roll call vote on Amendment 13
27. to Senate Bill 891. Those in favor will vote Aye. Those
28. opposed vote Nay. The voting is open. Have all voted who wish?
29. Have all voted who wish? Take the record. On that question,
30. the Ayes are 22, the Nays are 26, none Voting Present. Amendment
31. No. 13 to Senate Bill 891 having failed to receive a majority
32. is declared lost. Any further amendments?

33. SECRETARY:

1. No further amendments.
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. 3rd reading. Senate Bill 391. Read the bill, Mr.
4. Secretary.
5. SECRETARY:
6. Senate Bill 391.
- 7.
8. (END OF REEL)
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1. SECRETARY:
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No Committee Amendments.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Any amendments from the Floor?
6. SECRETARY:
7. No Floor Amendments.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. 3rd reading. Senate Bill 911, Senator Regner. Senate
10. Bill 911. Read the bill, Mr. Secretary.
11. SECRETARY:
12. Senate Bill 911.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No Committee Amendments.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Any amendments from the Floor?
17. SECRETARY:
18. Amendment No. 1, offered by Senator Regner.
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. Senator Regner.
21. SENATOR REGNER:
22. Yes, Mr. President, members of the Senate. This bill
23. is originally introduced in agreement with the Appropriations
24. Committees, just eliminating the Illinois Veterans Home Fund,
25. knowing full well we're going to amend into it several other
26. funds. The purpose of it is to free up some monies that have
27. been sitting in the...funds are not used on a regular basis,
28. and also to allow the Accounting and the Appropriation process
29. to be in a more simplified and easy manner, and eliminate a
30. lot of bookkeeping within various agencies. This amendment
31. adds to the Illinois Home Veterans Fund, the Vehicle Recycling
32. Fund, the Fire Prevention Fund, the Mental Health Fund, and
33. the Illinois Veterans Rehabilitation Fund and it will allow

1. about six million dollars of additional funds to be circulating
2. and used on a regular basis. We'll still make the appropriations
3. for the necessary expenditures, which we have done in the
4. Appropriation bills. I move its adoption.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. You've heard the motion. Is there further discussion?
7. For what purpose does Senator Lemke arise?

8. SENATOR LEMKE:

9. Point of Personal Privilege. I had a bill, 902, it
10. was passed...

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. State your...

13. SENATOR LEMKE:

14. ...I want the bill moved to 3rd reading. It shouldn't
15. be passed, it should be moved to 3rd reading. You went out
16. of order. My bill's next. It should be moved to 3rd reading.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. I'm sorry, Senator. We did go out of order. Do we have
19. leave to go back to that order of business? After we finish
20. with 911? Is leave granted? Leave is granted. Is there
21. further discussion on Amendment No. 1 to Senate Bill 911?
22. If not, Senator Regner moves the adoption of Amendment No. 1
23. to Senate Bill 911. Those in favor indicate by saying Aye.
24. Those opposed. Amendment No. 1 is adopted. Any further amend-
25. ments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. 3rd reading. Since leave has been granted to go back
30. to the order of Senate Bill 902, we will have the Secretary
31. read the bill.

32. SECRETARY:

33. Senate Bill 902.

(Secretary reads title of bill)

1. 2nd reading of the bill. No Committee Amendments.
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. Any amendments from the Floor.
4. SECRETARY:
5. No Floor Amendments.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. 3rd reading. For what purpose does Senator Lemke rise?
8. SENATOR LEMKE:
9. Just the...this bill will not be brought back to 2nd
10. reading for any amendments. It's going to stay like it is
11. on 3rd reading.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Thank you, Senator. Senate Bill 927, Senator Egan.
14. Senator Egan? Read the bill, Mr. Secretary.
15. SECRETARY:
16. Senate Bill 927.
17. (Secretary reads title of bill)
18. 2nd reading of the bill. No Committee Amendments.
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. Senator Egan. Oh, I'm sorry. Any Floor Amendments?
21. SECRETARY:
22. No Floor Amendments.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. 3rd reading. 931, Senator Berman. Read the bill, Mr.
25. Secretary.
26. SECRETARY:
27. Senate Bill 931.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No Committee Amendments.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Any amendments from the Floor?
32. SECRETARY:
33. Amendment No. 1, offered by Senator Berman.
PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Berman.
2. SENATOR BERMAN:
3. Thank you, Mr. President. Amendment No. 1 to Senate
4. Bill 931 is a proposed School Aid Formula bill. Within the
5. next two days, we hope to be able to distribute information
6. so that everybody can be aware of what it offers. It's one
7. of, I believe two or three alternatives that will be on the
8. Floor. I move the adoption of Amendment No. 1.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Is there further discussion? If not, Senator Berman
11. moves the adoption of Amendment No. 1 to Senate Bill 931.
12. Those in favor indicate by saying Aye. Those opposed Nay.
13. The Ayes have it. Amendment No. 1 is adopted. Any further
14. amendments?
15. SECRETARY:
16. No further amendments.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. 3rd reading. Senate Bill 942, Senator Egan. Read the
19. bill, Mr. Secretary.
20. SECRETARY:
21. Senate Bill 942.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No Committee Amendments.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Any amendments from the Floor?
26. SECRETARY:
27. No Floor Amendments.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. 3rd reading. Senate Bill 978, Senator Egan. Read the
30. bill, Mr. Secretary.
31. SECRETARY:
32. Senate Bill 978.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Revenue offers
2. five amendments.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Egan.

5. SENATOR EGAN:

6. Fair is foul, and foul is fair, over through the fog
7. and filthy air, it's...if they don't quit...I'll be

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there any further discussion?

10. SENATOR EGAN:

11. I...I'm going to try and do as best I can. We have several
12. amendments. I hope you'll bear with me, and I wish I had my
13. gas mask, but anyway, Amendment No. 1 is the amendment that
14. we adopted in the Committee, which practically rewrote the whole
15. deal, and it is from that amendment that we will proceed. I
16. move its adoption.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there further discussion? Senator McMillan.

19. SENATOR McMILLAN:

20. Mr. President, I also strongly believe that fair is fair,
21. and I'm very inclined to encourage all to allow Senator Egan
22. to get this bill, which, the merits of which I think we'll
23. have a chance to discuss later, get it in the form he'd like
24. to get it in.

25. SENATOR EGAN:

26. Thank you.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? Senator Egan moves the
29. adoption of Amendment No. 1 to Senate Bill 978. Those in
30. favor indicate by saying Aye. Those opposed Nay. The Ayes
31. have it. Amendment No. 1 is adopted. Any further amendments?

32. SECRETARY:

33. Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Egan.
2. SENATOR EGAN:
3. Thank you, Mr. President. I have a further Amendment
4. No. 6, which takes the language that I want to use, rather
5. than use Amendment No. 2, so I move to Table Amendment No. 2.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. Senator Egan moves to Table Amendment No. 2 to Senate
8. Bill 978. Those in favor indicate by saying Aye. Those
9. opposed. The Ayes have it. Amendment No. 2 is Tabled.
10. Further amendments.
11. SECRETARY:
12. Committee Amendment No. 3.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Egan.
15. SENATOR EGAN:
16. Yes, Committee Amendment No. 3 provides for the retention
17. of a portion of the fund to pay the refunds. I move its adoption.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Is there further debate? Senator Egan moves the adoption
20. of Amendment No. 3 to Senate Bill 978. Those in favor indicate
21. by saying Aye. Those opposed Nay. The Ayes have it. Amendment
22. No. 3 is adopted. Any further amendments.
23. SECRETARY:
24. Committee Amendment No. 4.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Senator Egan.
27. SENATOR EGAN:
28. Thank you, Mr. President, members of the Senate. Amendment
29. No. 4 is contained in a further Amendment No. 8, and I move that
30. it be Tabled.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Senator Egan moves that Amendment No. 4 be Tabled. Those
33. in favor indicate by saying Aye. Those opposed Nay. The Ayes
have it. Amendment No. 4 is Tabled. Any further amendments.

1. SECRETARY:
2. Committee Amendment No. 5.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Egan.
5. SENATOR EGAN:
6. Amendment No. 5 is unacceptable to anybody that I know,
7. and I would wish to Table it, so I move to Table Amendment
8. No. 5.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Egan moves to Table Amendment No. 5 to Senate
11. Bill 978. Those in favor indicate by saying Aye. Those opposed
12. Nay. For what purpose does Senator Maragos rise?
13. SENATOR MARAGOS:
14. Just a matter of keeping my record here. What did No. 5
15. do, Senator Egan? Out of curiosity. I'm not saying that I'm
16. against it, but there are...you're Tabling...
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Egan.
19. SENATOR EGAN:
20. It was the Trust Amendment.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. No further discussion. Senator Egan moves to Table Amendment
23. No. 5 to Senate Bill 978. Those in favor indicate by saying Aye.
24. Those opposed Nay. The Ayes have it. Amendment No. 5 is
25. Tabled. Any further amendments.
26. SECRETARY:
27. No further Committee Amendments.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Any amendments from the Floor?
30. SECRETARY:
31. Senator Egan, Amendment No. 6, now is that it...is that your
32. biggie, because you...this was up here, you brought up six other
33. amendments on top of this one.
SENATOR EGAN:

1. Amendment No. 6 is numbered.

2. SECRETARY:

3. Well, I had an amendment by Senator D'Arco before you
4. brought those up.

5. SENATOR EGAN:

6. I think he's going to withdraw that.

7. SECRETARY:

8. You have Amendment No. 6 then, numbered Amendment No. 1?
9. That's what I have here.

10. SENATOR EGAN:

11. No, Amendment No. 6 is numbered. It's...the typed number
12. is on the bill...on the amendment.

13. SECRETARY:

14. Okay.

15. SENATOR EGAN:

16. All right.

17. SECRETARY:

18. All right. Amendment No. 6, offered by Senator Egan.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Egan.

21. SENATOR EGAN:

22. Amendment No. 6, Mr. President, members of the Senate,
23. provides for the exclusion of real estate. It corrects definitions
24. and redefines Owner's Equity to provide that Net Book Value
25. shall constitute the Maximum Value, that is, provides a ceiling
26. and consequently eliminates the necessity for appraisals by the
27. Department of Revenue. This...makes it easier to administer
28. and...I think would have little opposition or none that I would
29. know of. It provides for a Stepped-up Assessment for Public
30. Utilities and a Decreased Assessment for Trusts. The Trust
31. language is the same as the Supreme Court language, and it
32. conforms with the dictate of the Supreme Court that brought
33. Trusts into the Personal Property so that in taxing Trusts in
the future, we then tax the same Trusts that are presently being

1. taxed by the Personal Property Tax. It also conforms to
2. the share each was paying under the Personal Property Tax,
3. and I move its adoption.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? Senator Maragos.

6. SENATOR MARAGOS:

7. Again, I'm asking the same question, Senator Egan. Is
8. this the big amendment that you had and includes this...that
9. you just described...Is that the...Senator D'Arco's amendment?
10. I'm confused.

11. SENATOR EGAN:

12. This is not Senator D'Arco's amendment. He has that,
13. and I think is going to offer it later. This does, however,
14. it's one of the amendments I gave you, I think...

15. SENATOR MARAGOS:

16. Yes...all right...

17. SENATOR EGAN:

18. ...two or three days ago.

19. SENATOR MARAGOS:

20. Yeah, all right. I just wanted to know what...

21. SENATOR EGAN:

22. Yeah.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there further discussion? If not, Senator Egan moves
25. the adoption of Amendment No. 6 to Senate Bill 978. Those in
26. favor indicate by saying Aye. Those opposed Nay. The Ayes have
27. it. Amendment No. 6 is adopted. Any further amendments?

28. SENATOR EGAN:

29. Yes.

30. SECRETARY:

31. Amendment No. 7, will that be your number 7?

32. SENATOR EGAN:

33. Yes.

1. SECRETARY:
2. Amendment No. 7, offered by Senator Egan.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Egan.
5. SENATOR EGAN:
6. Thank you, Mr. President, members of the Senate. Amendment
7. No. 7 adopts the method that is used in the Income Tax Act
8. to apportion the Equity in Illinois for taxpayers engaged in
9. transportation. This includes pipelines, and I move its
10. adoption.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Is there further discussion? If not, Senator Egan moves
13. the adoption of Amendment No. 7 to Senate Bill 978. Those in
14. favor indicate by saying Aye. Those opposed Nay. The Ayes
15. have it. Amendment No. 7 is adopted. Any further amendments?
16. SECRETARY:
17. Amendment No. 8, offered by Senator Egan.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Senator Egan.
20. SENATOR EGAN:
21. Yes, perhaps this has some controversy. It provides for
22. the...that the Replacement Fund be based on extensions, rather
23. than collections, and I move its adoption.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Is there any discussion? If not, Senator Egan moves the
26. adoption of Amendment No. 8 to Senate Bill 978. Those in favor
27. indicate by saying Aye. Those opposed Nay. The Ayes have it.
28. Amendment No. 8 is adopted. Any further amendments?
29. SECRETARY:
30. Amendment No. 9, offered by Senator Egan.
31. SENATOR EGAN:
32. Yes, this is to eliminate a double taxation by providing
33. for a credit for tax paid by a Subsidiary Corporation, and I

1. move its adoption.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? If not, Senator Egan
4. moves the adoption of Amendment No. 9 to Senate Bill 978.
5. Those in favor indicate by saying Aye. Those opposed. The
6. Ayes have it. Amendment No. 9 is adopted. Any further amendments?

7. SECRETARY:

8. Now, Senator Egan, I have an amendment up here that is
9. marked Number 3. Do you want to withdraw that?

10. SENATOR EGAN:

11. Amendment No. 3 begins...is it five lines? Yes. That
12. was adopted. The last word of which is "collected"?

13. SECRETARY:

14. Right.

15. SENATOR EGAN:

16. That was adopted.

17. SECRETARY:

18. The Amendment No. 1 you don't want. It's the biggie.

19. SENATOR EGAN:

20. That...large Amendment No. 1 I do not wish to offer. We
21. offered a substitute Amendment No. 1.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further amendments?

24. SECRETARY:

25. Amendment No. 10, offered by Senator D'Arco.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator D'Arco.

28. SENATOR D'ARCO:

29. Thank you, Mr. President. Amendment No. 10 takes out
30. of the bill the provisions relating to Personal and Family
31. Trusts as well as clearing Corporations, which are already
32. exempt under the Law of Nominees, and one other category...
33. Organizations exempt from Federal Income Tax. So...

1. I would move for its adoption.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? Senator Maragos.

4. SENATOR MARAGOS:

5. Mr. President, I'm in support of this amendment because

6. I think it does the job, and avoids double taxation.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? Senator Rhoads.

9. SENATOR RHOADS:

10. I'm not sure I understand Senator D'Arco's amendment

11. correctly. You say you are removing those organizations

12. which are exempt from Federal Income Tax? You're deleting

13. them from the bill?

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator D'Arco.

16. SENATOR D'ARCO:

17. Would you repeat the question? I'm sorry.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Rhoads.

20. SENATOR RHOADS:

21. Did your...did you say that your amendment is deleting

22. those organizations which are now exempt from Federal Income

23. Tax?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator D'Arco.

26. SENATOR D'ARCO:

27. No, I did not say that. I mean, I didn't mean to say

28. that. What I meant to say, it exempts certain organizations

29. exempt from Federal Income Tax by reason of Section 501A

30. of the Internal Revenue Code. They're already exempt, and it...

31. it's a way of including them into this bill, as well as under

32. the Revenue Act, so that we understand that that exemption under

33. the Revenue Act is also exempt under this bill. That's...you

1. know, there's no...there shouldn't be any confusion about that.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Rhoads.

4. SENATOR RHOADS:

5. Well, Senator D'Arco, I am terribly confused as to what you're
6. doing with this amendment. I...have not seen a copy of the
7. amendment, would like very much to see a copy of the amendment.
8. I think this is a...an important bill, obviously, for everybody.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. For what purpose does Senator Maragos rise?

11. SENATOR MARAGOS:

12. If the sponsor of the amendment doesn't mind, I would like
13. to state that this includes Charitable Organizations and Pension
14. Trusts, which are normally exempt under most of these areas in
15. the past, and should not be taxed, not by...we're trying to take
16. them...Senator D'Arco's trying to take them out. I think it's
17. a viable amendment, because it avoids, in some cases, double
18. taxation, because their stock is being taxed in other ways.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator D'Arco.

21. SENATOR D'ARCO:

22. That's exactly right. The organizations under A, that are
23. referred to, are Charitable Organizations, and that's why they're
24. exempt.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Rhoads.

27. SENATOR RHOADS:

28. Well, I just want to caution you that maybe, of course we
29. have to get into this, I suppose, in some areas, but by referring
30. to organizations not by...you're not defining them, you're
31. defining them by reference to Section 501A of the
32. U.S., I suppose, Internal Revenue Code. Now if tomorrow, Section
33. 501A changes, that throws our whole bill out of kilter
again. It's just stylistically better, draftsmanship better, to...

1. define those organizations...I don't know what those organizations
2. are. If you could now tell us which organizations are exempt
3. under Section 501A of the U.S. Internal Revenue Code, and
4. perhaps this amendment ought to say that, can you give us what
5. those organizations are?

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator D'Arco.

8. SENATOR D'ARCO:

9. They're Charitable and Not-for-Profit Organizations. Now,
10. I think that this is...the proper language is to refer to them
11. by reference, rather than by definition. I think legally,
12. this is the proper way to go. Now I don't want to have a dispute
13. about it.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Rhoads.

16. SENATOR RHOADS:

17. Well, we won't have a dispute about it. Let's just have
18. a vote on it. I think this is a bad amendment as drafted. I
19. oppose it. I would ask everyone else to oppose it.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there further discussion? If not, Senator D'Arco may
22. close the debate.

23. SENATOR D'ARCO:

24. Well, you know, we're trying to work this out and I thought
25. we had an agreement on it, and, you know, I'm sorry Mark doesn't
26. like my style, but I don't like his, either.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. There's a request for a roll call. A roll call will be
29. granted. Those in favor will vote Aye. Those opposed will
30. vote Nay. The voting is open. Have all voted who wish? Have
31. all voted who wish? Take the record. On that question, the
32. Ayes are 41, the Nays are 12. One voting Present. Amendment No.
33. 10 to Senate Bill 978, having received a majority, is declared
passed. Any further amendments?

4/21/00
5/25/77
2nd Reading

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. 3rd reading. For what purpose does Senator Egan rise?
5. SENATOR EGAN:
6. Well, I...If I may, even on the basis of addressing a
7. few remarks on Personal Privilege, there was an article in
8. my...in that small Indian Village where I was from that said
9. something about all the proponents of this onion would have
10. you believe that it's really a rose, and I...wanted to just
11. journalize some of the quotes from Robert Louis Stevenson
12. on onions and roses. He, before he died and went to Tahiti,
13. let us know that"let first the onion flourish there, rose
14. among roots," so that even Robert Louis Stevenson thinks
15. that onions can be roses. "The maiden fair wine-scented and
16. poetic soul of the copacious salad bowl", and it was Adlai
17. Stevenson who said that "newspaper editors are men who
18. separate the wheat from the chaff and then print the chaff."
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. All right. Senate Bill 1001, Senator Berman. Read the
21. bill, Mr. Secretary, please.
22. SECRETARY:
23. Senate Bill 1001.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. No Committee Amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Are there amendments from the Floor?
28. SECRETARY:
29. No Floor Amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. 3rd reading. Senate Bill 1002, Senator Berman. Read
32. the bill, Mr. Secretary, please.
33. SECRETARY:
Senate Bill 1002.

1. (Secretary reads title of bill)
2. 2nd reading of the bill. No Committee Amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Are there amendments from the Floor?
5. SECRETARY:
6. Amendment No. 1, offered by Senator Berman.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Berman, on Amendment No. 1.
9. SENATOR BERMAN:
10. Thank you, Mr. President. Amendment No. 1 is a technical
11. amendment, submitted by the Reference Bureau. I move its adoption.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. You've heard the motion. All in favor say Aye. Opposed
14. Nay. The Ayes have it. Amendment No 1 is adopted. Further
15. amendments?
16. SECRETARY:
17. I might say, Mr. President, that this did have a request
18. for a fiscal note, which had been answered before I read it a
19. second time. Amendment...
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. ...fiscal note...
22. SECRETARY:
23. ...No. 2, offered by Senator Berman.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Berman.
26. SENATOR BERMAN:
27. Thank you, Mr. President. This amendment is a substantive
28. amendment, and it covers a number of areas, and essentially,
29. it is in response to several complaints from the manufacturers
30. that we have addressed. I'd be glad to go through it in detail,
31. but let me move it, and if there's any questions, I'll be glad
32. to respond to them.
33. PRESIDING OFFICER: (SENATOR BRUCE)
The motion is to adopt. Is there discussion? All in favor

1. say Aye. Opposed Nay. The Ayes have it. Amendment No. 2
2. is adopted. Amendment No. 2 is adopted. Are there further
3. amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. 3rd reading. Senate Bill 1038, Senator Netsch. Read
8. the bill, Mr. Secretary, please. It has been read a 2nd time.
9. Are there amendments?

10. SECRETARY:

11. Senate Bill 1038 had a second reading on May the eighteenth.
12. Amendment No. 1 was adopted. Amendment No. 2, offered by
13. Senator Netsch.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Netsch, on Amendment No. 2.

16. SENATOR NETSCH:

17. Thank you, Mr. President. This amendment incorporates
18. the revisions that were requested by the Department of Revenue
19. in the bill. The bill has to do with Tax Preparers requiring
20. them to sign and be subject to penalty for fraudulent activity.
21. The Department of Revenue had requested certain language throughout
22. to be clarified to acheive the purposes that we both wanted to
23. acheive. In addition, several of the Tax Preparing Groups,
24. such as H and R Block had specifically requested that there
25. be a sienter requirement in the bill, which we all agreed there
26. indeed should be, and so that is incorporated in this amendment
27. as well. I would move the adoption of Amendment No. 2 to
28. Senate Bill 1038.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to adopt. Is there discussion? All in
31. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
32. 2 is adopted. Are there further amendments?

33. SECRETARY:

Amendment No. 3, offered by Senator Regner.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Regner is recognized. Senator Netsch, to
3. explain Amendment No. 3.

4. SENATOR NETSCH:

5. I...believe Senator Regner does not plan to offer that
6. amendment now. He has placed the amendment on another bill,
7. and has deferred to my urgent plea that it not be offered to
8. this bill. Is he...

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. It will be withdrawn if Senator Regner objects to that
11. procedure, we will come back to the bill and have him offer
12. it at that time. Is there further amendments?

13. SENATOR NETSCH:

14. Thank you.

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. 3rd reading. Senate Bill 1081, Senator Rupp. Senate Bill
19. 1166, Senator Jeremiah Joyce. Senator Joyce, there's a fiscal
20. note on 1166. For what purpose does Senator Jeremiah Joyce
21. rise?

22. SENATOR JEREMIAH JOYCE:

23. Mr. President, the request of Senator Schaffer's indicate
24. to me to withdraw the request for the fiscal note.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Schaffer. Senator Schaffer, you're on.

27. SENATOR SCHAFFER:

28. Mr. President, I believe there's an amendment pending
29. which really makes the fiscal note well, would throw it thoroughly
30. out of whack, and I am sure that Senator Joyce will get us some
31. fiscal information on the bill, as amended, and I would like
32. to withdraw the request for a fiscal note.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Motion...is there leave to withdraw? Leave is granted.

1. Senate Bill 1166, 2nd reading. Read the bill, Mr. Secretary,
2. please.
3. SECRETARY:
4. Senate Bill 1166.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. The Committee on Public Health, Welfare
7. and Corrections offers one amendment.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Joyce, to explain Amendment No. 1.
10. SENATOR JEREMIAH JOYCE:
11. Thank you, Mr. President. Amendment No. 1 to Senate Bill
12. 1166 reflects an agreement that was reached in Committee that
13. the bill should have a life of one year, trial basis. If there's
14. no objection, I move the adoption of this amendment.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. The motion is to adopt. Is there discussion? All in
17. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
18. 1 is adopted. Are there further amendments?
19. SECRETARY:
20. No further Committee Amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Are there amendments from the Floor?
23. SECRETARY:
24. Amendment No. 2, offered by Senator Joyce.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Jeremiah Joyce.
27. SENATOR JEREMIAH JOYCE:
28. Thank you, Mr. President. Amendment No. 2 to Senate
29. Bill 1166 comes to us from the Department. What it does, it
30. changes the language: There was a ceiling of three hundred
31. and fifty dollars in the original bill. It is replaced with
32. language which reads as follows, "...an amount equal to current
33. daily rate, paid by the Department of Children and Family Services
for regular Foster Care Services for any Minors," which is an

1. amount at the present time less than three hundred and fifty
2. dollars. If there are no objections, I would move its
3. adoption.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Is there discussion? All in
6. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
7. 2 is adopted. Are there further amendments?

8. SECRETARY:

9. Amendment No. 3, offered by Senator Jeremiah Joyce.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Jeremiah Joyce.

12. SENATOR JEREMIAH JOYCE:

13. Mr. President, I believe what was previously adopted as
14. Amendment No. 1 is in fact Amendment No. 2. Did that...that
15. is fine. Then give me...I wasn't familiar with Chew's amendment...
16. What do you have on this one?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. ...Senator Jeremiah Joyce.

19. SENATOR JEREMIAH JOYCE:

20. Mr. President, the Committee Amendment, Amendment No. 1
21. raised the amount by one-half of which the Department of
22. Children and Family Services must voucher to the county for
23. the care and support of a Minor held in Detention or Shelter
24. Care or under Legal Custody or Guardianship. If there are no
25. objections, I move its adoption at this time.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The motion is to adopt Amendment No. 3. Is there discussion?
28. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment
29. No. 3 is adopted. Are there further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 3rd reading. Senate Bill...Senate Bill 1180, Senator
Bloom. Read the bill, Mr. Secretary.

*Sub 12 H3
2nd reading
5-23-'79*

1. SECRETARY:
2. Senate Bill 1180.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No Committee Amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Are there amendments from the Floor?
7. SECRETARY:
8. No Floor Amendments.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. 3rd reading. Senate Bill 1238, is Senator D'Arco on
11. the Floor? Senate Bill 1243, Senator Berman. Read the bill,
12. Mr. Secretary, please.
13. SECRETARY:
14. Senate Bill 1243.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. The Committee on Judiciary I offers
17. one amendment.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Berman, on Amendment No. 1.
20. SENATOR BERMAN:
21. Thank you. Mr. President, Amendment No. 1 is incorporated
22. into Amendment No. 2. At this time, I would move to Table
23. Amendment No. 1.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. The motion is to Table. Is there discussion? All in
26. favor say Aye. Opposed Nay. The Ayes have it. Amendment
27. No. 1 is Tabled. Are there further amendments?
28. SECRETARY:
29. No further Committee Amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Are there amendments from the Floor?
32. SECRETARY:
33. Amendment No. 2, offered by Senator Berman.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Berman on Amendment No. 2.

2. SENATOR BERMAN:

3. Thank you, Mr. President. In addition to the language
4. that was in Amendment No. 1, Amendment No. 2 requires that
5. the Administrative Law Judge provided for in this bill must
6. be an Attorney from...must be an Attorney. Also, Grandfather's
7. in. These Hearing Officers that are presently on deck. I
8. move the adoption of Amendment No. 2.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt. Is there discussion? All in
11. favor say Aye. Opposed Nay. The Ayes have it. Amendment
12. No. 2 is adopted. Are there further Floor Amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. 3rd reading. Is there leave to go back...one bill...to
17. Senate Bill 1238, Senator D'Arco was outside, and came in after
18. we had called Senator Berman's bill. Leave is granted. Senate
19. Bill 1238. Read the bill, Mr. Secretary, please.

20. SECRETARY:

21. Senate Bill 1238.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No Committee Amendments.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Are there amendments from the Floor?

26. SECRETARY:

27. Amendment No. 1, offered by Senator D'Arco.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator D'Arco is recognized.

30. SENATOR D'ARCO:

31. Thank you, Mr. President. I think Senator Bruce would
32. be interested in this amendment. This is the Out-Patient
33. Psychiatric Amendment, and there...it does say that the amount
of visits are unlimited, but there is a Cap, twenty-five dollar

1. minimum reimbursement for each visit that the patient sees
2. the psychiatrist, and that's in line with the Illinois Medical
3. Society, and hopefully, the Blue Cross-Blue Shield carrier,
4. and I move for its adoption.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. The motion is to adopt. Is there discussion? All in
7. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
8. 1 is adopted. Are there further Floor Amendments?

9. SECRETARY:

10. No further amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. 3rd reading. Earlier in the day, Senator Knuppel sought
13. leave to return to Senate Bill 49, after he and Senator, I think,
14. McMillan had concluded their discussions on a fiscal note. Is
15. there leave to return to Senate Bill 49? Leave is granted.
16. Senate Bill 49. Read the bill, Mr. Secretary, please.

17. SECRETARY:

18. Senate Bill 49.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. No Committee Amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Are there amendments from the Floor?

23. SECRETARY:

24. Amendment No. 1, offered by Senator Knuppel.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Amendment No. 1 places this bill in the same condition,
29. except that the Tax Refund, or the Tax Credit is a credit rather
30. than a refund, as in the Bakalis bills which we put through
31. last Spring.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt Amendment No. 1. Is there discussion?
All in favor say Aye. Opposed Nay. The Ayes have it. Amendment

1. No. 1 is adopted. Are there further amendments?
2. SECRETARY:
3. No further amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. 3rd reading. Senate Bill 1246, Senator Sangmeister.
6. Read the bill, Mr. Secretary, please.
7. SECRETARY:
8. Senate Bill 1246.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No Committee Amendments.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Are there amendments from the Floor?
13. SECRETARY:
14. No Floor Amendments.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. 3rd reading. Senate Bill 1254, Senator Demuzio. Read
17. the bill, Mr. Secretary, please.
18. SECRETARY:
19. Senate Bill 1254.
20. (Secretary reads title of bill)
21. 2nd reading of the bill. No Committee Amendments.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Are there amendments from the Floor?
24. SECRETARY:
25. No Floor Amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. 3rd reading. Senate Bill 1306, Senator Lemke. Is Senator
28. Lemke on the Floor? Is there leave for Senator Rock to handle
29. Senate Bill 1306 in the absence of Senator Lemke? Leave is
30. granted. Senate Bill 1306. Read the bill, Mr. Secretary,
31. please.
32. SECRETARY:
33. Senate Bill 1306.
(Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Appropriations I
2. offers one amendment.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Carroll, on Amendment No. 1.
5. SENATOR CARROLL:
6. Thank you, Mr. President and Ladies and Gentlemen of the
7. Senate. This makes the appropriation to the Comptroller and
8. adds one hundred and eleven thousand four hundred to meet the
9. estimates provided to us by the Board Of Elections. I would
10. move adoption of Amendment No. 1.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. The motion is to adopt. Is there discussion? All in
13. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
14. 1 is adopted. Are there further amendments?
15. SECRETARY:
16. No further Committee Amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. No Floor Amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. 3rd reading. All right. Senate Bill 1338, Senator Egan.
23. Read the bill, Mr. Secretary, please.
24. SECRETARY:
25. Senate Bill 1338.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. There was a request for a fiscal
28. note on this bill, which has been answered. No Committee
29. Amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Are there amendments from the Floor?
32. SECRETARY:
33. Amendment No. 1, offered by Senator Rhoads.
PRESIDING OFFICER: (SENATOR BRUCE)

1. Is Senator Rhoads on the Floor? Is Senator Rhoads on
2. the Floor? Is there leave that we can...take this out of
3. the record and return immediately upon Senator Rhoads coming
4. to the Floor? Senator Egan, for what purpose do you rise?

5. SENATOR EGAN:

6. I'll take it back, and...on 3rd.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Well, Senator I'm not sure you know that I'm...

9. SENATOR EGAN:

10. We don't know if he's going to come back. I'd like
11. to advance it. Where is he? I'll take it back from 3rd.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Well, Senator I'm trying to help you, and I'm afraid
14. at this point in the game, it might be better to wait until
15. the last order of business. If Senator Rhoads hasn't shown
16. up, we will move it,...

17. SENATOR EGAN:

18. All right.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. ...but tomorrow, there may not be any recalls ever again.
21. Senator Egan.

22. SENATOR EGAN:

23. You just want to keep me here.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senate Bill 1391, Senator Netsch. Read the bill, Mr.
26. Secretary, please.

27. SECRETARY:

28. Senate Bill 1391.

29. (Secretary reads title of bill)

30. There was a request for a fiscal note on this bill, which has
31. been answered. The Committee on Revenue offers one amendment.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Netsch, to explain Amendment No. 1.

SENATOR NETSCH:

1. Thank you, Mr. Chairman. Amendment No. 1 does place
2. into this bill the Circuit-Breaker program that essentially
3. was the program as modified that we dealt with last session.
4. I had talked to Senator McMillan about this, and I expect
5. that there will, at some point, be some opposition, but we
6. decided it would be better, simply, to put the amendment on
7. and have our discussion about it at the time of 3rd reading,
8. so on that basis, I would move the adoption of Amendment No. 1
9. to Senate Bill 1391.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there...The motion is to adopt. Is there discussion?
12. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment
13. No. 1 is adopted. Is there further discussion? ...adopted. Are
14. there further amendments?

15. SECRETARY:

16. No further...Committee Amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Are there amendments from the Floor?

19. SECRETARY:

20. No Floor Amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. Is there leave to return to Senate Bill
23. 659 on the order of 3rd..2nd reading for the purpose of an
24. amendment? The error...the amendment adopted was in error.
25. Senator Demuzio...is there leave to return to Senate Bill
26. 659 on the order of 2nd reading? Leave is granted. The
27. bill is on the order of 2nd reading. Are there amendments
28. from the Floor?

29. SECRETARY:

30. Amendment No. 4, offered by Senator Grotberg.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Grotberg on Amendment No. 4.

33. SENATOR GROTBORG:

Yes, Mr. President. This is the lost amendment. It's

1. another technical amendment to Senate Bill 659, that
2. changes...that makes some of the language more meaningful,
3. and it...I would ask that it be adopted.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Is there discussion? All in
6. favor say Aye. Opposed Nay. The Ayes have it. Amendment
7. No. 4 is adopted. Are there further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. 3rd reading. Gentlemen, as we went through 2nd reading
12. today, several Appropriation bills and several bills had
13. technical amendments that were technically in error from the
14. Legislative Reference Bureau. The Chair has been appraised
15. of the fact that Senator Davidson on Senate Bill 773, Senator
16. DeAngelis on Senate Bill 1164, Senator Maragos on 263, Senator
17. Carroll on Senate Bill 157, Senator Bruce on Senate Bill 828,
18. and Senator DeAngelis has a bill on Postponed Consideration,
19. Senate Bill 997, the error...the amendment was...For what
20. purpose does Senator Egan rise? Senator Egan.

21. SENATOR EGAN:

22. Thank you, Mr. President. On Senate Bill 1338, Senator
23. Rhoads wishes to withdraw that amendment. I just talked to
24. him on the phone, and so I would like to advance 1338 to
25. the order of 3rd reading.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. All right. Is there leave to return to Senate Bill 1338
28. on the order of 2nd reading? Leave is granted. The bill is on
29. 2nd reading. Read the bill, Mr. Secretary, please.

30. SECRETARY:

31. Senate Bill 1338.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. No Committee Amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

1. Are there amendments from the Floor?

2. SECRETARY:

3. No Floor Amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. 3rd reading. All right. The following bills will be
6. recalled- Senate Bills 51, Senator Knuppel, 157, Senator Carroll,
7. 781, Berman, 773, Davidson, 298, Buzbee, 1164, DeAngelis and
8. 970, DeAngelis. The apologies of the Chair for not saying
9. Senator in front of each and every one of your names. For
10. what purpose does Senator Maragos rise?

11. SENATOR MARAGOS:

12. 263, you didn't read it off.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. And 263, Senator Maragos. Is Senator Knuppel on the
15. Floor? Senate Bill 157, Senator Carroll. The bill is on
16. the order of 2nd reading. Senator Carroll asks leave to
17. return the bill to the order of 2nd reading for the purpose
18. of amendment. Is there leave? Leave is granted. Senate
19. Bill 157, are there amendments, Mr. Secretary? May I have
20. the attention of the Senate? Because of some problems we
21. have with the Secretary of the Senate's Office, and Enrolling
22. and Engrossing, the bills that were amended today are no longer
23. physically before the Senate. They are in Enrolling and Engrossing.
24. It will be impossible to recall bills already amended today.
25. At the suggestion of the President, we are going to go to that
26. order of business first thing tomorrow morning, so if you have
27. bills that were amended today, and you have now found...find
28. amendments are in error, first thing tomorrow morning, we will
29. go to that order of business, to recall bills on 3rd reading.
30. For what purpose does Senator Maragos rise?

31. SENATOR MARAGOS:

32. Senate Bill 263 was not amended today. Do they have that...
do you have that on your...263.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. We can handle bills that were not amended today.

2. SENATOR MARAGOS:

3. Okay. Please...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Rock. For what purpose does Senator Rock rise?

6. SENATOR ROCK:

7. Well, it's almost nine o'clock. It just seems to me that
8. we are at the point of diminishing returns. We can do this
9. ...yes, take 157...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there leave to take 157 out of the record? Leave is
12. granted. Senator Rock.

13. SENATOR ROCK:

14. Yes, thank you, Mr. Chairman. There has been some inquiries
15. with respect to recalling bills and motions and writing and
16. I would suggest that that can be handled adequately tomorrow,
17. and I would move, if there's no further business, that we
18. adjourn until nine o'clock sharp tomorrow morning.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is to adjourn until Thursday, May the twenty-
21. fourth at the hour of nine o'clock. Is there discussion on
22. the motion to adjourn? All in favor say Aye. Opposed Nay.
23. The Senate stands adjourned until Thursday, May twenty-fourth
24. at nine o'clock.

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