

81ST GENERAL ASSEMBLY

REGULAR SESSION

JUNE 26, 1979

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The hour of nine having arrived the Senate will come
3. to order. Will the guests in our galleries please rise.
4. Prayer by Father Eugene L. Bungay, they have St. Joseph's, but
5. it's really Saint Augystine's, Breeze, Illinois. Reading
6. of the Journal.

7. SECRETARY:

8. Monday, June the 18th, 1979.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Johns.

11. SENATOR JOHNS:

12. Mr. President. I move that the Journal just read by
13. the Secretary be approved unless some Senator has additions
14. or corrections to offer.

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 carries.
18. Senator Johns.

19. SENATOR JOHNS:

20. Mr. President. I move that reading and approval of the
21. Journals of, Tuesday, June the 19th, Wednesday, June the 20th,
22. Thursday, June the 21st, Friday, June the 22nd, Saturday, June
23. the 23rd, Sunday, June the 24th, and Monday, June the 25th, in
24. the year 1979, be postponed pending arrival of the printed Journal.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. You've heard the motion. Those in favor indicate by
27. saying Aye. Those opposed. The Ayes have it. The motion carries.
28. House Bill 2nd reading. House Bill 523, Senator Bruce. Read
29. the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 523.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Bruce.

3. SECRETARY:

4. No committee amendment.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Are there amendments from the Floor?

7. SECRETARY:

8. Amendment No. 1 offered by Senator Bruce.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Bruce.

11. SENATOR BRUCE:

12. Thank you, Mr. President. This is a Corporate Personal
13. Property Tax Bill that we've all been waiting to hear, and I
14. thought we'd call it first thing when there's no one on the
15. Floor. No, this is an adoption bill...this is an...this is an
16. adoption bill, and the amendment relates to a suggestion made
17. by the Judiciary Committee, restricting the changes in the
18. adoption Act on those who would have to file the affidavit to
19. exclude the non-consenting parent, a judge or a clerk of the
20. court involved in the court proceedings, and I would move the
21. adoption of Amendment No. 1 to House Bill 523.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there discussion? Senator Rhoads.

24. SENATOR RHOADS:

25. Senator Bruce, I thought this was the amendment that did
26. away with the Governor and the Legislature and replaced it with
27. a constitutional monarchy in Illinois, is that the amendment?
28. All right.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Question is, shall Amendment
31. No. 1 to House Bill 523 be adopted. Those in favor indicate by
32. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
33. is adopted. Are there further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. 3rd reading. House Bill 853, Senator Bruce. House
5. Bill 1168, Senator Geo-Karis. We'll have to hold that tem-
6. porarily, Senator. The SENate will stand at ease. We will take
7. House Bill 1168 out of the record.

8. PRESIDENT:

9. Turn to page 29 on the Calendar. On the Order of House
10. Bills 2nd reading. 1168, Senator Geo-Karis. On the Order
11. of House Bills 2nd reading, House Bill 1168. Read the
12. bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 1168.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. The Committee on Appropriations I
17. offers one amendment.

18. PRESIDENT:

19. Senator Carroll.

20. SENATOR CARROLL:

21. Why, thank you, Mr. President, and good morning Ladies and
22. Gentlemen of the Senate. This amendment as we had indicated
23. when we were dealing with the H of the FEPC sub-Committee
24. is a seven percent solution, with associated accounts and dropping
25. all new programs, rents, et cetera, and nine month funding, in
26. order to allow the new department, should it pass this
27. Body, to get into action and then decide the thrust of the new
28. department. I would move the adoption of Amendment No. 1, which
29. is a seven percent solution.

30. PRESIDENT:

31. Senator Carroll has moved the adoption of Amendment No.
32. 1 to House Bill 1168. Is there any discussion? If not, all
33. in favor signify by saying Aye. All opposed. The Ayes have

1. it. The amendment is adopted. Any further amendments?

2. SECRETARY:

3. No further committee amendments.

4. PRESIDENT:

5. Any amendments from the Floor?

6. SECRETARY:

7. No Floor amendments.

8. PRESIDENT:

9. 3rd reading. 1170, Senator Geo-Karis. On the Order of
10. House Bills 2nd reading is House Bill 1170. Read the bill, Mr.
11. Secretary.

12. SECRETARY:

13. House Bill 1170.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Appropriations I
16. offers one amendment.

17. PRESIDENT:

18. Senator Geo-Karis. I beg you pardon, Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President, and Ladies and Gentlemen of
21. the Senate. This is the F of the FEPC sub-Committee, and this
22. would be the seven percent solution, and a nine month funding.
23. I would move adoption of this amendment. There are some
24. corrective amendments that we have filed, that we will deal
25. with next.

26. PRESIDENT:

27. All right, Senator Carroll has moved the adoption of
28. Amendment...Committee Amendment No. 1 to House Bill 1170.
29. Is there any discussion? If not, all in favor signify by
30. saying Aye. All opposed. The Ayes have it. The amendment is
31. adopted. Further amendments?

32. SECRETARY:

33. No further committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor?

3. SECRETARY:

4. Amendment No. 2 offered by Senator Carroll.

5. PRESIDENT:

6. Senator Carroll.

7. SENATOR CARROLL:

8. Thank you, Mr. President, and Ladies and Gentlemen of the
9. Senate. This is a restoration amendment to restore forty-
10. eight thousand, nine hundred, by adding some personal services
11. money for EDP position, and some contractual money to bring
12. them back up to a level they feel necessary to operate during
13. the interim period. I would move adoption of Amendment No. 2.

14. PRESIDENT:

15. Senator Carroll has moved the adoption of Amendment No.
16. 2 to House Bill 1170. Is there any discussion? If not, all
17. in favor signify by saying Aye. All opposed. The Ayes have
18. it. The amendment is adopted. Further amendments?

19. SECRETARY:

20. Amendment No. 3 offered by Senator Carroll.

21. PRESIDENT:

22. Senator Carroll.

23. SENATOR CARROLL:

24. Thank you, Mr. President, and Ladies and Gentlemen of
25. the Senate. This restores nine months funding for a CETA
26. position that will be transferred to a GRF payroll. I would
27. move adoption of Amendment No. 3.

28. PRESIDENT:

29. Senator Carroll has moved the adoption of Amendment No.
30. 3 to House Bill 1170. Is there any discussion? If not, all
31. in favor signify by saying Aye. All opposed. The Ayes have
32. it. The amendment is adopted. Further amendments?

33. SECRETARY:

No further amendments.

1. PRESIDENT:

2. 3rd reading. Senator Donnewald, for what purpose do
3. you arise?

4. SENATOR DONNEWALD:

5. Well, the other day we imposed a rule on sending notes
6. in from the outside to the...to the various members and I...
7. I would like that rule reimposed. We're going to be going
8. here until probably midnight tonight, and we need all the
9. time we can have. I would so move.

10. PRESIDENT:

11. You've heard the request. Mr. Doorkeeper, please do not
12. deliver any further notes to the Floor of the Senate. 1171,
13. Senator Geo-Karis. On the Order of House Bills 3rd...2nd reading,
14. House Bill 1171. Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 1171.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. The Committee on Appropriations I
19. offers one amendment.

20. PRESIDENT:

21. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President, and Ladies and Gentlemen of the
24. Senate. This is a seven percent solution, with...some minor
25. reductions in travel and commodities. I would move adoption
26. of Amendment No. 1.

27. PRESIDENT:

28. Senator Carroll has moved the adoption of Amendment No.
29. 1 to House Bill 1171. Is there any discussion? If not, all
30. in favor signify by saying Aye. All opposed. The Ayes have
31. it. The amendment's adopted. Any further amendments?

32. SECRETARY:

33. No further committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor?

3. SECRETARY:

4. No Floor amendments.

5. PRESIDENT:

6. 3rd reading. 1172, Senator Berning. On the Order of
7. House Bills 2nd reading is House Bill 1172. Read the bill, Mr.
8. Secretary.

9. SECRETARY:

10. House Bill 1172.

11. (Secretary reads title of bill)

12. 2nd reading of the bill. The Committee on Appropriations I
13. offers one amendment.

14. PRESIDENT:

15. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you, Mr. President, and Ladies and Gentlemen of
18. the Senate. This is a seven percent solution. I would move
19. adoption.

20. PRESIDENT:

21. Senator Carroll moves the adoption of Committee
22. Amendment No. 1 to House Bill 1172. Is there any discussion?
23. If not, all in favor signify by saying Aye. All opposed. The
24. Ayes have it. The amendment's adopted. Any further amendments?

25. SECRETARY:

26. No further committee amendments.

27. PRESIDENT:

28. Any amendments from the Floor?

29. SECRETARY:

30. No Floor amendments.

31. PRESIDENT:

32. 3rd reading. 1190, Senator Nash. 1400, Senator Graham.

33. Senator Graham, for what purpose do you rise?

1. SENATOR GRAHAM:

2. I'd like to rise to make a request from you, Mr.
3. President, and the Body. Have leave of the Body to pass
4. by 1400 at this time, because we have neither the analysis
5. or the amendment completely studied, and leave to come
6. back to it at some later time?

7. PRESIDENT:

8. You've heard the request. Is leave granted? Leave
9. is granted. 1498, Senator Joyce. 1580, Senator Philip.
10. On the Order of House Bills 2nd reading, House Bill 1580.
11. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 1580.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. No committee amendments.

16. PRESIDENT:

17. Any amendments from the Floor?

18. SECRETARY:

19. No Floor amendments.

20. PRESIDENT:

21. 3rd reading. 1588, Senator Hall. 16...top of page 30,
22. on the Order of House Bills 2nd reading, House Bill 1636,
23. Senator Nimrod. 1638, Senator Regner. Top of page 30. On
24. the Order of House Bills 2nd reading is House Bill 1638. Read
25. the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 1638.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. The Committee on Appropriations I offers
30. two amendments.

31. PRESIDENT:

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President, and Ladies and Gentlemen of
2. the Senate. Committee Amendment No. 1, changes the source
3. of funding of the grants to the Fire Prevention Fund from
4. GRF. I would move adoption of Committee amendment No. 1.

5. PRESIDENT:

6. Senator Carroll has moved the adoption of Committee
7. Amendment No. 1 to House Bill 1638. Is there any discussion?
8. If not, all in favor signify by saying Aye. All opposed. The
9. Ayes have it. The amendment's adopted. Any further amendments?

10. SECRETARY:

11. Committee Amendment No. 2.

12. PRESIDENT:

13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President, and Ladies and Gentlemen of the
16. Senate. This is a seven percent solution, and the elimination
17. of one of the people added by House Amendment to the original
18. budget, as was introduced. I would move adoption of Amendment
19. No. 2.

20. PRESIDENT:

21. Senator Carroll has moved the adoption of Amendment No.
22. 2 to House Bill 1638. Is there any discussion? If not, all
23. in favor signify by saying Aye. All opposed. The Ayes have it.
24. The amendment's adopted. Any further amendments?

25. SECRETARY:

26. No further committee amendments.

27. PRESIDENT:

28. Any amendments from the Floor?

29. SECRETARY:

30. No Floor amendments.

31. PRESIDENT:

32. 3rd reading. Senator Nimrod, for 1636. On the Order of
33. House Bills 2nd reading, top of page 30, is House Bill 1636. Read

1. the bill, Mr. Secretary.

2. SECRETARY:

3. House Bill 1636.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. The Committee on Appropriations I
6. offers one amendment.

7. PRESIDENT:

8. Senator Carroll.

9. SENATOR CARROLL:

10. Thank you, Mr. President, and Ladies and Gentlemen of
11. the Senate. This is a seven percent solution, and a phase-in
12. of the vacancy people so that they can be brought in during
13. the course of the year. I would move adoption of Amendment
14. No. 1.

15. PRESIDENT:

16. Senator Carroll has moved the adoption of Amendment No.
17. 1 to House Bill 1636. Is there any discussion? If not, all
18. in favor signify by saying Aye. All opposed. The Ayes have
19. it. The amendment's adopted. Any further amendments?

20. SECRETARY:

21. No further committee amendments.

22. PRESIDENT:

23. Any amendments from the Floor?

24. SECRETARY:

25. No Floor amendments.

26. PRESIDENT:

27. 3rd reading. 1642, Senator Mitchler. On the Order of
28. House Bills 2nd readings, House Bill 1642. Read the bill, Mr.
29. Secretary.

30. SECRETARY:

31. House Bill 1642, was read a second time on June the 25th.
32. Amendments No's ...No. 1 was adopted. No. 2 lost. No further
33. committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor?

3. SECRETARY:

4. Amendment No. 3 offered by Senator Sommer.

5. PRESIDENT:

6. Senator Sommer.

7. SENATOR SOMMER:

8. Mr. President, and members, this provides forty thousand
9. dollars for change for the State Fair, so they can...

10. PRESIDENT:

11. Senator Sommer has...

12. SENATOR SOMMER:

13. Small change.

14. PRESIDENT:

15. Senator Sommer has moved the adoption of Amendment No.
16. 3 to House Bill 1642. Is there any discussion? If not, all
17. in favor signify by saying Aye. All opposed. The Ayes have
18. it. The amendment's adopted. Any further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDENT:

22. 3rd reading. 1644, Senator Schaffer. On the Order of
23. House Bills 2nd reading, is House Bill 1644. Read the bill, Mr.
24. Secretary.

25. SECRETARY:

26. House Bill 1644.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. Committee on Appropriations II offers
29. three amendments.

30. PRESIDENT:

31. Senator...Senator Buzbee.

32. SENATOR BUZBEE:

33. Thank you, Mr. President. This Amendment No.1 reduces the

1. FY'80 request to the Department of Children and Family
2. Services, by seven hundred and fifteen thousand, three
3. hundred dollars General Revenue in the following areas.
4. Number one, it reduces the pay increase by
5. three hundred eighty-four thousand, two hundred dollars,
6. to bring DCFS into compliance with the seven percent guide-
7. line. Two it provides additional phasing for the two hundred
8. and eleven new positions requested by the department on top
9. of the three hundred we just gave them for the balance
10. FY'79. That's a reduction of two hundred forty-three
11. thousand, two hundred dollars. This is in addition to the
12. two hundred thousand, eight hundred dollar reduction for
13. phasing by the House. It reduces retirement lines by forty-
14. nine thousand, seven hundred, and social security lines by
15. thirty-eight thousand, two hundred, and I would move its adoption.

16. PRESIDENT:

17. Senator Buzbee has moved the adoption of Committee Amend-
18. ment No.1 to House Bill 1644. Is there any discussion? If not,
19. all in favor signify by saying Aye. All opposed. The Ayes have
20. it. The amendment's adopted. Further amendments?

21. SECRETARY:

22. Committee Amendment No. 2.

23. PRESIDENT:

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Thank you, Mr. President. This amendment reduces Central
27. Support Services by sixty-two thousand dollars, by reducing
28. fifty-four thousand, three hundred dollars in Personal Services,
29. in the concomitant retirement and social security reduction.
30. The reduction represents the elimination of four new positions.
31. The four new associate directors who are assistants to the three
32. new deputy directors. This amendment was offered in the committee
33. by Senator Regner, and we concurred completely and I would move its
adoption.

1. PRESIDENT:

2. Senator Buzbee has moved the adoption of Committee
3. Amendment No. 2 to House Bill 1644. Is there any discussion?
4. If not, all in favor signify by saying Aye. All opposed.
5. The Ayes have it. The amendment's adopted. Any further
6. amendments?

7. SECRETARY:

8. Committee Amendment No. 3.

9. PRESIDENT:

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. Thank you, Mr. President. This amendment eliminates
13. two Social Service Program planners, four from the Chicago
14. region for a total reduction of thirty-four thousand, two
15. hundred dollars from General Revenue, and I would move its
16. adoption.

17. PRESIDENT:

18. Senator Buzbee has moved the adoption of Committee
19. Amendment No. 3 to House Bill 1644. Is there any discussion?
20. Senator Buzbee.

21. SENATOR BUZBEE:

22. I'm sorry, Mr. President. That amendment was to be
23. Tabled, we have a better one in its place.

24. PRESIDENT:

25. All right, Senator Buzbee has moved to Table Committee
26. Amendment No. 3 to House Bill 1644. Senator Grotberg. Senator Grotberg.

27. SENATOR GROTBORG:

28. Well, I have all kinds of objections to that. It was my
29. amendment in committee, and it's a good amendment. It reduces
30. that planning concept that we had.

31. PRESIDENT:

32. Further discussion? Senator Carroll.

33. SENATOR CARROLL:

1. We just felt, that not only was it a good amendment
2. but it...a good amendment can be made better, as we had
3. discussed with Senator Grotberg. This amendment would
4. have reduced two people working in the area of planning
5. from Chicago only, and we felt that if you should get rid of
6. them, get rid of two from Chicago, and two from downstate,
7. and since there are what, four and four orginally as I
8. recall, and Sendor Grotberg had a good idea, and we thought
9. uniformity is fair play. So we have an amendment on the
10. Floor to take two and two.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Any further discussion? Senator Regner.

13. SENATOR REGNER:

14. Senator Grotberg, that was the second amendment you
15. had ready, but you offered the first one, instead. So they
16. liked your idea better.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there further discussion? Senator Buzbee moves to
19. Table Amendment No. 3 to House Bill 1644. Those in favor
20. will indicate by saying Aye. Those opposed. The Ayes have
21. it. Amendment No. 3 is Tabled. Senator Buzbee. Senator Carroll.
22. Is there further amendments?

23. SECRETARY:

24. No further committee amendments.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Any Floor amendments?

27. SECRETARY:

28. Amendment No. 4 offered by Senators Vadalabene and Mitchler.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Vadalabene.

31. SENATOR VADALABENE:

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

33. This amendment adds two million, one hundred and four thousand,

1. two hundred dollars to the fiscal...request to the
2. Department of Children and Family Services to fully
3. fund the Illinois Soldiers and Sailors Childrens Home,
4. at Bloomington-Normal, and I move for the adoption of
5. House Bill 1644.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President, and Ladies and Gentlemen
10. of the Senate. This amendment would add two million dollars
11. to again fund that home which the administration and the
12. new head of the department wish to phase-out. I frankly
13. think the phase-out is a good idea. We have year after
14. year suggested that some of these State run and operated
15. institutions really ought to be closed, in an economy move.
16. The children that are currently housed in that facility
17. will, in fact...are, in fact, able to be placed privately.
18. There simply is no need for this facility, and I would
19. urge the rejection of Amendment No. 4.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there further discussion? Senator Mitchler.

22. SENATOR MITCHLER:

23. Mr. President, and members of the Senate. I rise in
24. support of this amendment, to restore these funds to the
25. Department of Children and Family Services to keep open a
26. facility that has been operating since shortly after the
27. Civil War, and this Children and Family Services operation
28. in the Illinois Soldiers and Sailors Home...Childrens School
29. in Normal, does have a need. This has been supported by
30. the Veterans Organizations who have met there annually on
31. the grounds. They have a great interest in the children that
32. are cared for at the facility. Now, we have a new director
33. of the Department of Children and Family Services, Gregory

1. Coler. I'm very impressed with this Gentlemen, and I
2. say that in all sincerity, however, to come in and with-
3. in the thirty day period of being in the State, close
4. the facility that has been in operation since shortly
5. after the Civil War, that's doing a job of rehabilitating
6. students that has previously been placed in private care
7. facilities, and it found out that they did not work out
8. in those facilities, and the big reason behind closing
9. the Illinois Soldiers and Sailors Childrens School at
10. Normal is to get Federal dollars, because you get a
11. bigger Federal match when you take these children out
12. and put them in private institutions and foster homes,
13. and this is a State institution. Now, you say...

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator, your time has expired.

16. SENATOR MITCHLER:

17. All right.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Netsch.

20. SENATOR NETSCH:

21. Thank you, Mr. President. I think the question is
22. not nearly as clear a...cut of one, as Senator Rock indicated.
23. It is a much closer question, and I know a number of us who
24. have been talking about this over a period of time, have
25. wavered back and forth, and at times have assumed the posture
26. of being a yo-yo. We've been kind of a up and down trying to
27. decide what is the right thing. The...it seems to me though
28. that as of this morning, anyway, several of us, I at least for
29. one have concluded that we should vote against the amendment
30. which means supporting the Department in its decision to phase-
31. out ISSC. It is I think a good faith programmatic decision.
32. It was not one that was made solely on the basis of cost, al-
33. though that obviously was an overwhelming factor in it. Programmatically

1. the director of the department, whom I think we should
2. give a chance to try to straighten out this department, has
3. indicated that he would not want this institution quite
4. apart from the cost aspect of it. It is not absolutely
5. clear that the private sector will be able to absorb this,
6. but I think we should give it a chance.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. Well, Senator Netsch's logic always amazes me. What
11. the hell do we do if the private sector can't do it. Then
12. the school is closed, in other words this is an unreturnable
13. and irrevocable decision, and we have a new director, we've
14. had a hell of a lot of directors in there over the last few
15. years. The next director may want it. I'd say let's go
16. slow. In my district the Department of Children and Family
17. Services actually approved a foster home operated by a homo-
18. sexual and it was known to them, I had told them so. You
19. also had a deal where they had a boy chained to a bed up
20. in Belvidere. I've heard none of that kind of...charges brought
21. against the children who are problem children kept in the
22. Soldiers and Sailors Home, which is...has been an outstanding
23. place for youngsters for almost, as Senator Mitchler says,
24. all the way back to the Civil War. It is a kind of ir-
25. recocable decision. If...if Director Coler is such a hell of
26. a man, let's give him a chance and a year from now let's go
27. with him, but I've seen a lot of roses that bud in the Spring
28. that don't bloom in the Fall.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Channel 3 would like leave of the...permission to film
31. the debate. Is leave granted? Leave is granted. We have
32. in this order, the members who have requested to speak, Senator
33. Regner, Newhouse, Collins, Davidson, Maitland, Geo-Karis, and for

1. the second time, Senator Mitchler. Senator Regner.

2. SENATOR REGNER:

3. Well, Mr. President, and members. I rise in opposition
4. to this amendment. The only argument that I had really
5. heard up to this point to keep the home open. Of course we
6. know it's going to cost a lot of money on rehabilitation of
7. the physical plant and also to reprogram it, but the only
8. logical argument I'd heard up to this point is, the place-
9. ment of the children that are there now. Up until about
10. three or four days ago, all but ten or eleven of the children
11. were placed somewhere within the Department of Children
12. and Family Service system, in adequate training facilities.
13. Since then I have had a list from Director Coler showing
14. exactly where the other ten or eleven, whatever the number
15. was, I forget, are going. So the only logical...argument
16. was, where the children going to go. That has been accomp-
17. lished, we know exactly where they're going to go, and
18. where they are right now and I would urge the defeat of this
19. amendment because it is absolutely unnecessary to keep
20. this facility open at the cost that it would take to operate
21. it properly.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Newhouse.

24. SENATOR NEWHOUSE:

25. Mr. President. It is amazing to me how with such alacrity
26. we deal with the lives of the children of this State. The facts
27. of live are, that in the social services there has never been
28. any kind of consistent policy. We'll have deinstitutionalization
29. one day, institutionalization the other day, and in the Department
30. of Children and Family Services, and those other social services
31. agencies, there is little concern given for the lives of the
32. people involved. If we talk about money, the cost of misplacing
33. these children can be so extreme to this State at some point

1. in the future, in corrections, for example, and elsewhere,
2. that it would be minuscule by comparison to what we are
3. paying out today. I don't know how people can come in and
4. in a short period of time make decisions such as this that
5. will affect lives. We're not talking dollars, we're talking
6. lives, but the long run consequences of talking lives, is
7. the huge dollar cost that this is likely..this is likely to
8. present us with at some point in the future. There is no
9. rationality, the shutting down this institution on such a
10. quick take basis if..if that institution has been doing the
11. job that everyone gives it credit for doing. Those children
12. ought to be protected, that institution ought to stay open
13. till such time as we are absolutely satisfied that there is
14. an alternative that will serve their needs, as this institution
15. has in the past.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Collins.

18. SENATOR COLLINS:

19. Thank you, Mr. President. I can only echo the sentiments
20. expressed by Senator Newhouse. I know the history of that
21. department, and I'm not saying that the new director does not
22. have good intentions, and is actually making a sincere effort
23. to try to correct some of the problems of that department, but
24. I don't think that we, as legislator's knowing the history
25. of that department, and how things change from one year to
26. another, one month after another, that we can stand here, re-
27. cognizing that history, and recognizing the necessity for
28. providing services for hardcore children in this State, and
29. recognizing that we have had decisions from the administrative
30. division of that department in the past, that says that now
31. we got the solution to a problem, and only to find that we
32. see those same children, that they said that they had services
33. and resources for, sleeping in the hallways or turned loose on

1. the street or ending up in the Department of Corrections or
2. into county jails. What we're dealing here with now, with...
3. are reality, and reality do not have any place for those
4. children, and I suggest that if Director Coler does have
5. resources for them, let us say that we phase this program
6. out, find provisions for those children, provisions and
7. services, that we can guarantee that they...that the services
8. are available. Not based on what he says or anyone else
9. says, otherwise, I think we're going to be in serious trouble
10. if we phase-out that...Soldiers and Sailors Home, and I ask
11. that you support this amendment.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Davidson.

14. SENATOR DAVIDSON:

15. Mr. President, and members of the Senate. I rise in support
16. of this amendment. There was a report study done, it was reported
17. out in February, it...it serviced till, last week, said the
18. necessity of why this school should be kept. I think the most
19. important thing was a letter I think all of you got the same
20. as I, was the girl who was salvaged, made a useful citizen by
21. the advent of being at this school, had been well on her way
22. to prison, and had already a juvenile delinquent, was finally
23. placed in this home because of no control. I think the most
24. important reason to vote Aye for this amendment with the letter
25. that she sent to one and all of you, why this should be kept. If
26. we can salvage one person, useful citizen, such as she was, we
27. certainly can serve and save more. I urge you to vote Aye on
28. this amendment.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. For what purpose does Senator Lemke arise?

31. SENATOR LEMKE:

32. I move the previous question. This is a good reason why
33. in the Senate we shouldn't let TV cameras come in, because we

1. have everybody want to talk, and we're going to be here all
2. weekend. So let's...I move the previous question, let's get
3. on with the business, and let's make a rule that we don't let
4. the TV cameras or anybody in here anymore so we can get some
5. business done, and get down to the peoples business, as not having
6. all of these television stars.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Lemke has moved the previous question. Before
9. we put the question, we have Senator Davidson who spoke,
10. Senator Maitland, Geo-Karis, Grotberg, Mitchler, and Rock
11. for the second time, and Senator Johns. Those in favor
12. of adopting the motion say Aye. Those opposed. Previous
13. question has been moved. Senator Maitland.

14. SENATOR MAITLAND:

15. Thank you, Mr. President, and Ladies and Gentlemen of
16. the Senate. It is extremely difficult to stand before this
17. Body and oppose an amendment that affects an institution in
18. ones own district. I've tried for some months to support
19. the keeping open of this institution, had conversations with
20. the Governor. Indicated to him that if the placements for
21. the kids were not found, I would...would have no reservations
22. about opposing the attempt to close the institution. I've been
23. in weekly contact with the director, he has assured me, as he
24. has others that the placements were...were coming along. We
25. in fact, know that they are there. I shan't rise and tell you
26. that care at ISSCS has not been good, its been excellent. I've
27. attended the classes, talked with the kids, talked with the
28. teachers, with the counselors. They're doing a super job, but
29. this is not to say that this care can't be had in other areas.
30. Currently, my friends, we're spending thirty-three thousand dollars
31. a kid, at ISSCS. We have from seven-five to ninety kids there,
32. and a staff of one hundred and twenty-five. We can do it as
33. well and more efficiently in the private sector. Senator Newhouse,

1. I agree with your concern. I support those concerns
2. totally. What we have to do is to allow this much
3. needed money to be spent on more kids around the State.
4. DCFS has not had a good name in Illinois, we're trying
5. to improve that name. The care is there for the kids,
6. the homes are there for the kids, the education is there
7. for the kids, therefore, I think we should, I think we
8. should defeat this amendment.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Geo-Karis.

11. SENATOR GEO-KARIS:

12. Mr. President, and Ladies and Gentlemen of the Senate.
13. Not for the benefit of the TV cameras, but for the benefit
14. of the children. In the Walker administration they closed
15. many institutions in the same basis that we're going to
16. find places for relocation, and I'll tell you what they've
17. did. They found miserable places for relocation, they were
18. bad, bad, bad, I know I sat on several sub-committees in-
19. vestigating them, and I think we should give Director Coler
20. a chance to operate for at least a year, and then if he
21. comes through with a better solution, fine, I'd be the
22. first one to concur with my seatmate. However, I think
23. that the amendment is good, and I think we should continue
24. with the home, as long as it is being run well, because
25. already they're spending...in certain areas in Chicago
26. and DuPage County over a hundred dollars a day for children
27. that need it and need that kind of help, and frankly, they're
28. not any better than this particular home, and I move for
29. its adoption.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Grotberg.

32. SENATOR GROTBORG:

33. Mr. President, and members of the Senate. I stand in

1. opposition to this amendment. It's unconscionable that
2. on like forty-two or forty-five acres of ground, and some
3. forty buildings that the taxpayers of the State have to
4. keep up that whole plant, besides the care of thirty...less
5. than one hundred children. Now, the private sector does have
6. the capacity to take this, but the Governor's Rate Review
7. Board on these situations have been too stingy and they're
8. starving the private sector. We passed a law around here
9. two years ago, that says you got to pay the price or you...or
10. we will have your head. They still are not paying the
11. price and that is what is weakening the private sector. If
12. that agency would just obey the law, there would be plenty
13. of room and plenty of care in the private sector for every-
14. one of these children, and we wouldn't have to maintain
15. ...something the size of the State Fairgrounds to keep
16. one hundred kids on. Let's get at it and kill this amend-
17. ment and force their hand into obeying the law, one hundred
18. percent cost of...reasonable cost of care.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Johns.

21. SENATOR JOHNS:

22. Mr. President. We're willing to spend a million dollars
23. a year to lease a building for Corrections, but we can't
24. spend the money to take care of kids. They tell me these
25. kids are going to be put back somewhere else, right back where
26. they got them from. That's where they're going to put them,
27. they've been turned out three and four times. This is asinine.
28. I'm for this amendment, because I'll tell you what, you're going
29. to find this director is not as good as the past one. He's
30. slick, he's unctuous. You're going to find that out, cause
31. he won't look you in the eye and he won't give you a word,
32. and he won't follow through. You wait and see. I'm telling
33. you, where are these kids going to go to. Where are they
going to go? These are hard to handle kids, they need the

1. love and care that comes from this institution. Thirty percent
2. of the State budget right now, is going to private care,
3. why don't we sell this building, and rent someplace if we're
4. going to go back to private care. The word of this administration
5. is not worth a hoot, and you know it. Now, let me tell you
6. something, these kids are worth every...every penny that
7. we spend on them. This department is riddled with inefficiency
8. and you're throwing bouquets over this new director, you'd
9. better take a minute and look him over and put him to the
10. test before we start throwing the red carpet out.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Now, we've concluded the list of those speakers that
13. sought recognition for the first time, before Senator
14. Lemke's motion. Senator Mitchler, and then Senator Rock
15. for the second time. Senator Mitchler.

16. SENATOR MITCHLER:

17. Well, Mr. President, and members of the Senate. I think
18. you want to take a good look at this and say to your own
19. conscience, have I been to that facility, do I know the
20. operation, do I know these teenaged children, they're not
21. kids, kids are goats, and that's about how you're treating them.
22. Shifting them from one pen to another until you finally
23. get them out to slaughter and they wind up in our correctional
24. institutions. Now, these teenaged children need help, and that
25. facility has been sponsored by various organizations...I've
26. visited that institution long before I even thought about coming
27. to the State Senate. There's pilgrimages there annually by
28. the American Legion and the American Legion Auxiliary. They
29. care for the students in the various cottages. Now, the
30. Department of Children and Family Services is in a shambles.
31. I'm on the Legislative Audit Commission, they've got a thirty
32. million dollar deficiency over there that I confronted
33. that new director with, and the reason you don't have the

1. children there is because they haven't placed them there,
2. they've let that department...that school under their care
3. go into chaos. Now, they should get with it, and if this
4. Director Coler is on the ball...

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator, your time has expired.

7. SENATOR MITCHLER:

8. ...he should put the students there and...

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President, and Ladies and Gentlemen of
13. the Senate. Very briefly to respond to some of the, what
14. I think are irresponsible allegations that were heard earlier.
15. There was testimony in the committee, and there has been,
16. frankly, a lot of discussion over the past four or five months
17. with respect to this proposed closing. These children have,
18. in fact,...have, in fact, all been placed, and I think anything
19. ...anybody who says anything in the contrary simply doesn't
20. know what they're talking about.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Vadalabene may close the debate.

23. SENATOR BADALABENE:

24. Yes, thank you, Mr. President, and members of the Senate.
25. I'll try to be rational because I think some of us got carried
26. away about this, however, as Senator Knuppel has said, Director
27. Coler has been in Illinois since January, and has not been able
28. to convince the private sector to accept these kids even on a
29. temporary bases. The children continue to sleep in DFC offices
30. and will do so until emergency shelter is prepared. However,
31. let me say this, the DFCS has claims that all but a few of the
32. ISSC residents have placements as of today. The fact is that
33. with twenty-eight of these children, only referrals at a number

1. of placements have been made and last week three of the
2. children were rejected from their referral placements. There-
3. fore a referral should not be considered the same as a place-
4. ment. It also must be remembered that children at ISSCS being
5. placed in their communities or children who have completed
6. a seven month treatment program. These are the children who
7. are ready to return to their communities, and ISSCS must remain
8. open, not only for these ninety-two children, but for the
9. other teenagers in trouble who have a place to go, and Senator
10. Grotberg, just one question in regard to your remarks. I
11. believe the saving of the future of one teenager is worth
12. more than forty-eight acres of land, and I move for the
13. adoption of this amendment.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Question is, shall...for what purpose does Senator
16. Knuppel arise?

17. SENATOR KNUPPTEL:

18. On a question of personal privilege. I don't know who
19. Senator Rock's remarks were directed to, but I'll tell him,
20. and it's no lie, that the Department of Children and Family
21. Services, knowing that in my district, approved as a foster
22. home, a homosexual, and in addition to that, there was a
23. home approved in Belvidere where a child was chained to a
24. bed and burned to death, now you may be right, they've
25. been placed, but I want to know where they've been placed,
26. and just because they've been placed doesn't mean that
27. those homes are the kind of homes that these children ought
28. to be put into.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. The question is on the adoption of Amendment No. 4 to
31. House Bill 1644. Those in favor will vote Aye. Those opposed
32. will vote Nay. The voting is open. Have all voted who wish?
33. Have all voted who wish? Take the record. On that question,

1. the Ayes are 26, the Nays are 28. None Voting Present.
2. Amendment No. 4 having failed to received a majority is
3. declared lost. For what purpose does Senator Mitchler
4. arise?

5. SENATOR MITCHLER:

6. The negative votes.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Will all those Senators please be seated. Mr. Secretary.
9. And will you answer to roll call as your name is called. Will
10. you take a verification of the negative vote?

11. SECRETARY:

12. The following voted in the negative: Becker, Bloom,
13. Bowers, Buzbee, Chew, Coffey, D'Arco, Daley, Demuzio,..or
14. Donnewald, Egan, Grotberg, Maitland, Martin, McLendon, McMillan,
15. Moore, Nega, Netsch, Ozinga, Philip, Regner, Rhoads, Schaffer,
16. Shapiro, Sommer, Walsh, Weaver, Mr. President.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Are there any questions of the vote?

19. SENATOR MITCHLER:

20. Senator Egan.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Egan is in his seat.

23. SENATOR MITCHLER:

24. Senator Walsh.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Walsh is in front of you.

27. SENATOR MITCHLER:

28. That's all that I have.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Are there any...Senator Daley is standing at the podium.
31. Are there any further questions? If not, the roll call has
32. been verified and the Ayes are 26, the Nays are 28...for what
33. purpose does Senator Donnewald arise? The Ayes are 26, the

1. Nays are 28. None Voting Present. The amendment having failed
2. to receive a majority is declared lost. Senator Donnewald.

3. SENATOR DONNEWALD:

4. Well, I would like to have the attention of the member-
5. ship as to the schedule today and tonight. There will be
6. no break for lunch or for dinner. We're going to go straight
7. through, in order to complete our...our schedule on the Order
8. of 3rd reading, we're going to have to consider one hundred and
9. fifty bills on the Order of 3rd reading today, to get through
10. the Calendar on the Order of 3rd twice. So, I would hope that we'd all
11. use good judgement and act accordingly.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Are there any further amendments?

14. SECRETARY:

15. Amendment No. 5 offered by Senator Carroll.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President, and Ladies and Gentlemen of
20. the Senate. This is the one we had spoken about a moment
21. ago with Senator Grotberg's to reduce the planners both in
22. Chicago office and downstate of equal number and I would
23. move adoption of Amendment No. 5.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? If not, Senator Carroll moves
26. the adoption of Amendment No. 5 to House Bill 1644. Those
27. in favor will indicate by voting...saying Aye. Those opposed
28. Nay. The Ayes have it. Amendment No. 5 is adopted. Any
29. further amendments?

30. SECRETARY:

31. Amendment No. 6 offered by Senator Netsch.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Netsch. Amendment No. 6.

1. SENATOR NETSCH:

2. Yes, Mr. President. This amendment was prepared,
3. particularly at the request of some of the groups who
4. were interested in ISSC in the event that the amendment
5. to restore the funds did not prevail, which it did not.
6. The purpose of it is to have in the department's budget,
7. in effect, the authority to prepare a substitute smaller
8. scale group home, if, in fact, the private sector does
9. not come through as the department believes it will, and
10. as those of us who voted along with the department also
11. believe and hope it will. It is in a sense a back up
12. amendment, it is not expected nor intended that it will
13. have to be utilized, but it is there in case something
14. goes terribly wrong. That is the purpose of...and I
15. might say incidentally it provides only for the possibility
16. of a downstate residential facility. The budget was prepared
17. as I understand on the basis of a approximately twenty-
18. five to thirty person group home, which is what Director
19. Coler had indicated he would much prefer to an institution
20. the size of ISSC.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? Senator Regner.

23. SENATOR REGNER:

24. Will the sponsor yield to a question?

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. She indicates she will.

27. SENATOR REGNER:

28. Senator Netsch, do you say where this money was supposed
29. to be used? I couldn't hear you if you did.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Netsch.

32. SENATOR NETSCH:

33. No, only in the sense that it is specified to be "downstate"

1. but not in terms of a particular location, and presumably
2. that would be decided in terms of the departments needs, if
3. the need ever came about, and hopefully it would not. It is,
4. frankly, intended to be a back up, a safety valve in the event
5. that the department's and the private sectors judgment turns
6. out to be absolutely wrong, which obviously we hope it will
7. not be.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Regner.

10. SENATOR REGNER:

11. Well, Mr. President, and members. With no specific
12. usage of it, I had mentioned to the department and they're
13. convinced they don't need it either, and...it's six
14. hundred thousand dollars for something that nobody is
15. quite sure what it is, and like I said the department
16. has admitted that they don't need it, and I'd urge defeat
17. of this amendment.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Collins.

20. SENATOR COLLINS:

21. Question of the sponsor.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. She indicates she will yield.

24. SENATOR COLLINS:

25. Senator Netsch, you said this was a back up measure for
26. the department, that they wanted just in case they didn't
27. find the placements for those kids?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Netsch.

30. SENATOR NETSCH:

31. No, the department did not request this. This was requested
32. by...specifically by the Commission on Children, in the
33. event that the other amendment did not prevail, and I might say

1. the Commission on Children wanted the...Senator Vadalabene's
2. motion to prevail, to restore the ISSC funds. They recognized
3. that it might not, and they had asked that this amendment
4. be presented in that eventuality, so that there would be
5. a alternate, if it were needed.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Collins.

8. SENATOR COLLINS:

9. I can assure you it will be needed.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well for the lack of consistency, this beats it all.
14. The Department of Children and Family Services spend money
15. around here like a drunken sailor on leave, and they get
16. five million dollars, they don't want to work on weekends.
17. I had a judge here last week who told me that...just exactly
18. what I said you can't find any of these so-called social
19. workers when you need them. They hired somebody that...re-
20. hired somebody with a five million dollars that they got,
21. that had been laid off before and hadn't proved successful.
22. It's just ridiculous on the one hand to say that you
23. should close the Sailors Childrens...Sailors and Soldiers
24. Home in Bloomington, and then on the next ballot, vote for
25. money to do it some other way just in case, which automatically
26. admits that the present director doesn't have his feet on
27. the ground yet.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? Senator Netsch may close
30. the debate.

31. SENATOR NETSCH:

32. I think one thing should be pointed out. Director Coler,
33. had said to many of us who are on the committee hearing and

1. considering this, that under no circumstances would
2. he want an institution like ISSC continued. If it
3. turned out that he was wrong, and the private sector
4. could not absorb everyone who was being transferred
5. from ISSC and he felt very confident that they could,
6. but if it turned out...if he turned out to be wrong
7. he said he would want a small group home instead of
8. an institution like ISSC. That was the reason why some
9. of the groups prepared this amendment and offered it
10. in the eventuality that the ISSC was to continue to be
11. phased-out.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Netsch moves the adoption of Amendment No.
14. 6 to House Bill 1644. Those in favor will vote Aye. Those
15. opposed will vote Nay. The voting is open. Have all voted
16. who wish? Have all voted who wish? Take the...have all
17. voted who wish? Take the record. On that question, the
18. Ayes are 15, the Nays are 39. None Voting Present. Amendment
19. No. 6 having failed to received a majority is declared lost.
20. Any further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. 3rd reading. House Bill 1646, Senator Nimrod. House Bill
25. 1649, Senator Nimrod. House Bill 1652, Senator Grotberg.
26. House Bill 1656, Senator Nimrod. House Bill 1916, Senator Demuzio.
27. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 1916.

30. (Secretary reads title of bill)

31. 2nd reading of the bill. The Committee on Appropriations I
32. offers one amendment.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President, and Ladies and Gentlemen of
3. the Senate. There is a technical defect in this amendment.
4. We have a Floor amendment to correct it. I move to Table
5. Committee Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Carroll moves to Table Committee Amendment No.
8. 1 to House Bill 1916. Those in favor will indicate by
9. saying Aye. Those opposed. The Ayes have it. Amendment
10. No. 1 is Tabled. Senator Carroll.

11. SECRETARY:

12. No further committee amendments.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Any amendments from the Floor?

15. SECRETARY:

16. Amendment No. 2 offered by Senator Carroll.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President, and Ladies and Gentlemen of
21. the Senate. This amendment did what the last one was supposed
22. to do, and that's a reduction for the seven percent solution
23. of phase-in of one of the new attorneys and some other reductions
24. in contractual. We have additionally a further Floor amendment
25. to meet the needs if a certain substantive bill passes. I would
26. move adoption of Amendment No. 2.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? If not, Senator Carroll
29. moves the adoption of Amendment No. 2 to House Bill 1916. Those
30. in favor will vote...say Aye. Those opposed Nay. The Ayes
31. have it. Amendment No. 2 is adopted. Any further amendments?

32. SECRETARY:

33. Amendment No. 3 offered by Senator Carroll and Demuzio.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Thank you, Mr. President, and Ladies and Gentlemen of
5. the Senate. On behalf of Senator Demuzio and myself this
6. amendment would allow for hiring of an investigator chief
7. and an investigator, should the Legislature give this new
8. power to this particular agency, and we thought best to add
9. the money at this time, if the substantive does fail then we
10. will pull the money out. I would move adoption of Amendment
11. No. 3.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there any further discussion? If not, Senator
14. Carroll moves the adoption of Amendment No. 3 to House
15. Bill 1916. Those in favor will indicate by saying Aye.
16. Those opposed. The Ayes have it. Amendment No. 3 is
17. adopted. Any further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. 3rd reading. Is there leave to go back to the Order
22. of House Bill 1652? Leave is granted. Senator Grotberg,
23. on 1652. Read the bill, Mr. Secretary.

24.

25.

26.

27. (END OF REEL')

28.

29.

30.

31.

32.

33.

1. SECRETARY:

2. House Bill 1652.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Appropriations

5. II offers one amendment.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Buzbee.

8. SENATOR BUZBEE:

9. Thank you, Mr. President. This amendment has the effect
10. of a net reduction of one hundred ninety-five thousand dollars.
11. It reduces Personal Services, Retirement, and Social Security,
12. et cetera, by four hundred three thousand, six hundred dollars,
13. to bring DVR in line with the seven percent pay raise guideline.
14. One new position which will be picked up by the CETA funds, is
15. also cut, in general administration. Number two it shifts
16. twenty-five hundred dollars from the Illinois Children's Hospital
17. School, Tele-Communications to a new operation of Auto Equip-
18. ment for the hospital school. Number three, it adds two
19. ...two hundred and thirty thousand dollars cut from personal
20. services and related accounts, to the Case Service line to
21. avoid losing these Federal funds, and I would move its adoption.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? If not, Senator Buzbee moves
24. the adoption of Amendment No. 1 to House Bill 1652. Those in
25. favor will indicate by saying Aye. Those opposed. The Ayes
26. have it. Amendment No. 1 is adopted. Any further amendments?

27. SECRETARY:

28. No further committee amendments.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. 3rd reading. Is there leave to go back to the Order
31. of House Bill 1646, 1649, and 1656? Leave is granted.
32. Senator Shapiro, on 1646. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 1646.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. The Committee on Appropriations
4. I offers one amendment.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Senator Shapiro.
7. SENATOR SHAPIRO:
8. Senator Carroll, Mr. President, will handle the amendment.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Carroll.
11. SENATOR CARROLL:
12. Thank you, Mr. President, and Ladies and Gentlemen of
13. the Senate. This is a seven percent solution, and a reduction
14. of a little over a third of the new positions requested. The reduction
15. is basically taken in the Chicago offices as opposed to the
16. downstate offices and I would move adoption of Amendment No.
17. 1.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Is there further discussion? If not, Senator Carroll moves
20. the adoption of Amendment No. 1 to House Bill 1646. Those in
21. favor will indicate by saying Aye. Those opposed. The Ayes
22. have it. Amendment No. 1 is adopted. Any further amendments?
23. SECRETARY:
24. No further committee amendments.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Any amendments from the Floor?
27. SECRETARY:
28. No Floor amendments.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. 3rd reading. House Bill 1649. Read the bill, Mr. Secretary.
31. SECRETARY:
32. House Bill 1649.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Appropriations

2. I offers two amendment.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President, and Ladies and Gentlemen of
7. the Senate. Committee Amendment No. 1 is basically the seven
8. percent solution, with some eliminations of expanding positions
9. and I would move...and it breaks out certain line items in
10. EDP, into a special EDP account. I would move adoption of
11. Amendment No. 1.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there further discussion? If not, Senator Carroll
14. moves the adoption of Amendment No. 1 to House Bill 1649. Those
15. in favor will vote...signify by saying Aye. Those opposed. The
16. Ayes have it. Amendment No. 1 is adopted. Any further amendments?

17. SECRETARY:

18. Committee Amendment No. 2.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you, Mr. President, and Ladies and Gentlemen of
23. the Senate. At the request of Senator Sommer, this amend-
24. ment had been adopted in committee, to restore seventy-one
25. thousand plus dollars to seven officers in the downstate enforce-
26. ment program who are going to be terminated because of a change
27. in function to law enforcement, it was Senator Sommer's feeling
28. and the committee's concern that these people not be just suddenly
29. cut off, and that they be phased-out the same way in which we
30. phase-in people, and I move adoption of Amendment No. 2.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there further discussion? If not, Senator Carroll moves
33. the adoption of Amendment No. 2 to House Bill 1649. Those in favor

1. will say Aye. Those opposed. The Ayes have it. Amendment
2. No. 2 is adopted. Any further amendments?
3. SECRETARY:
4. No further amendments...no further committee amendments.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Any amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. 3rd reading. House Bill 1656. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 1656.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. The Committee on Appropriations
15. I offers three amendments.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Carroll.
18. SENATOR CARROLL:
19. Thank you, Mr. President, and Ladies and Gentlemen of the
20. Senate. Committee Amendment No. 1, is a reduction amendment
21. changing contractual services .putting back into contractual
22. services those people originally in contractual, but pbt into
23. personal services by the House. The reason for this, was so
24. that these people in these particular functions terminate will
25. not have been personal service employees, but contractual, and
26. I would move adoption of Amendment No. 1.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. Is there further discussion? If not, Senator Carroll moves
29. the adoption of Amendment No. 1 to House Bill 1656. Those in
30. favor will say Aye. Those opposed. The Ayes have it. Amendment
31. No. 1 is adopted. Any further Amendments?
32. SECRETARY:
33. Committee Amendment No. 2.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Thank you, Mr. President, and Ladies and Gentlemen of
5. the Senate. This would reappropriate the bond funds by
6. category rather than lump sum, lowering the reappropriation
7. to comply with the latest...EPA records, and to appropriate
8. new bond funds by category rather than lump sum. I would move
9. adoption of Amendment No. 2.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator Carroll
12. moves the adoption of Amendment No. 2 to House Bill 1656.
13. Those in favor will indicate by saying Aye. Those opposed.
14. The Ayes have it. Amendment No. 2 is adopted. Any further
15. amendments?

16. SECRETARY:

17. Committee Amendment No. 3.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Carroll.

20. SENATOR CARROLL:

21. Thank you, Mr. President, and Ladies and Gentlemen of the
22. Senate. This amendment would add the State's share, twelve and
23. a half percent of the Planning Commission's match to receive
24. Federal 208 Funds, in those three planning agencies that receive
25. these types of funds, and the other areas of the State, the
26. State picks up the entire tab for this, and in the spirit of
27. compromise and summit, we included greater Egypt in this grant.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? If not, Senator Carroll
30. moves the adoption of Amendment No. 3 to House Bill 1656.
31. Those in favor signify by saying Aye. Those opposed. The
32. Ayes have it. Amendment No. 3 is adopted. Any further amend-
33. ments?

1. SECRETARY:
2. No further committee amendments.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Any amendments from the Floor?
5. SECRETARY:
6. Amendment No. 4 offered by Senator Carroll.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Senator Carroll.
9. SENATOR CARROLL:
10. Well, thank you. This is a restoration amendment, of
11. a hundred and thirty thousand, five hundred dollars. After
12. discussions with the department as to its priorities, it is
13. to...an attempt to avoid conference and to resolve the problem.
14. We are restoring the amendment, I assume this, Mr. Secretary,
15. is on page 2 line 6, by deleting two million, two, four, nine,
16. okay, and I would move adoption of the amendment.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Is there further discussion? If not, Senator Carroll
19. moves the adoption of Amendment No. 4 to House Bill 1656.
20. Those in favor indicate by saying Aye. Those opposed. The
21. Ayes have it. Amendment No. 4 is adopted. Any further amend-
22. ments?
23. SECRETARY:
24. Amendment No. 5 offered by Senator Bruce.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Senator Bruce. Senator Bruce on the Floor? Senator Bruce
27. on the Floor?
28. SENATOR BRUCE:
29. Thank you, Mr. President, and members of the Senate. This
30. would add twelve thousand, seven hundred...twelve million, seven
31. hundred and seventy thousand dollars to...to the anti-pollution
32. fund, for Enviromental Protection Agency, planning, financing,
33. and construction of municipal sewer plants, where there is a

1. health hazard. As you may recall, for several years, we have
2. had this in the budget. It was taken out...in one year the
3. Thompson administration it was in, and another year it was out.
4. the Department of...we have had legislation pass this Body
5. already, which authorizes the expenditure of the money, the
6. towns involved are all small in nature, and the additional money
7. would be placed and used to fund these smaller communities that
8. have little or no hope of getting on to the major priority list,
9. but they have been certified by the Department of Public Health
10. as being health hazard grants. I'd move the adoption of Amendment
11. No. 5.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there further discussion? Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President, and Ladies and Gentlemen of the
16. Senate. I rise in opposition to this amendment. This is a
17. twelve million, seven hundred and seventy thousand add on, be-
18. yond the priority list, while many of these projects are considered
19. worthwhile, we have been attempting to keep our spending within
20. the State's ability to spend, and not overspend the available
21. resources. I have personally always felt that the only way to
22. present any type of meaningful tax relief to the citizens of Illinois
23. is to also watch our spending, and not throw everything on the
24. Governor's Desk, and I think this twelve million dollars
25. would be an additional amount that we cannot at this time afford
26. even though they would be bond funds they would have to be paid
27. back in the future, and I would oppose this amendment.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? Senator Sommer.

30. SENATOR SOMMER:

31. Senator Bruce, could you indicate where these projects
32. would be? Our list is shuffled in the papers somewhere.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Bruce.

2. SENATOR BRUCE:

3. If I might just read them, they're Broton, Compton, Fildon,
4. Little Swan Lake, Loraine, Nelson, Newman, Nolomis, Orient, Pitts-
5. burg, Pulaski, Ruma, and Ohlman. I understand all of these
6. projects are in towns probably of a thousand or less, and
7. I understand that Public Health is coming out with a new list.
8. There will be an addition of about three communities, but
9. those that are on this list, will stay on the list.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? Senator Sommer.

12. SENATOR SOMMER:

13. Well, it seems to me that we could support this at this
14. time, until we examine it, frankly, this is something we haven't
15. examined, but at this time we will support it, I believe.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? Senator Carroll for the
18. second time.

19. SENATOR CARROLL:

20. Just a question of Senator Sommers' comment. If he's saying
21. it's and administrative proposal...administration proposal, I
22. have no objections.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Sommer.

25. SENATOR SOMMER:

26. It is my understanding, I just don't know anything about
27. this amendment, it came up on us today, and I would like to
28. examine it. Can we put it on, and look at it?

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Carroll.

31. SENATOR CARROLL:

32. My only objection before had been overspending the Governor's
33. request. If his party want's it put on, I of course support
the position.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Question is on the adoption of Amendment No. 5 to House
3. Bill 1656. Those in favor will indicate by saying Aye. Those
4. opposed. The Ayes have it. Amendment No. 5 is adopted. Any
5. further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. 3rd reading. House Bill 2004, Senator Lemke. Senator
10. Lemke, House Bill 2004. House Bill 2098, Senator Regner.
11. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 2098.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Appropriations II
16. offers two amendments.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Buzbee.

19. SENATOR BUZBEE:

20. Thank you, Mr. President. Amendment No. 1 cuts 3.1 million
21. dollars, added by the House for community service grants in
22. region 1B. Number two it restores twelve funds funding...twelve
23. months funding for the central office. The House in their
24. wisdom had only funded the central office for six months. Number
25. three, it reduces the operation sections of the bill, by one
26. million, three hundred twenty-six thousand, six hundred dollars
27. in General Revenue. These cuts are in addition to the two
28. million, three hundred and seventy-three thousand, four hundred
29. GR reductions made by the House. For a total cut of three million
30. seven hundred thousand dollars in operations. All but one hundred
31. forty-nine thousand dollars of this is in Personal Services, and
32. related accounts, and I would move its adoption.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there further discussion? If not, Senator Buzbee
2. moves the adoption of Amendment No. 1 to House Bill 2098.
3. Those in favor will indicate by say Aye. Those opposed.
4. The Ayes have it. Amendment No. 1 is adopted. Any further
5. amendments?

6. SECRETARY:

7. Committee Amendment No. 2.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Thank you, Mr, President. No. 2 transfers five hundred
12. eighty-seven thousand, three hundred dollars of General Revenue,
13. as follows, DD persons private facilities, five hundred and
14. fourteen thousand. MI, children private facilities, sixty
15. thousand five hundred. MI, persons private facilities, twelve
16. thousand, three hundred, from the DD community service grants,
17. of five hundred eighty-seven thousand, three hundred. This
18. transfer allows residential schools a 5.6 percent rate in-
19. crease which was approved by the Purchase Care Rate Review
20. Board. The offset is from the per diem supplementation of
21. the specialized living centers, because they are not opening on
22. time. The amount Grant and Aid Facilities receive...
23. will not be affected by the transfer of Federal grants to
24. State facilities, is increasing a hundred and fifty-nine
25. thousand, two hundred dollars more than originally expected.
26. This amendment also increases Federal project lines by this
27. amount. The changes for each facility is attached, and I would
28. move its adoption.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? If not, Senator Buzbee moves
31. the adoption of Amendment No. 2 to House Bill 2098. Those in
32. favor will say Aye. Those opposed. The Ayes have it. Amendment
33. No. 2 is adopted. Any further amendments?

1. SECRETARY:

2. No further committee amendments.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Any amendments from the Floor?

5. SECRETARY:

6. Amendment No. 3 offered by Senator Carroll.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Carroll.

9. SENATOR CARROLL:

10. Thank...excuse me. Thank you, Mr. President, and Ladies
11. and Gentlemen of the Senate. Amendment No. 3 is a result of
12. some questioning in committee, of the Director of the Department
13. of Mental Health. He had indicated for FY '79, many of the
14. complaints that a lot of us received from our community based
15. mental health facilities that they were not being adequately
16. funded, especially in Region 2. Doctor De Vito stated that
17. the reason for that, was that he was putting the thrust of the
18. dollars into the State run institutions, and therefore, the
19. Region's bottom line did not allow for adequate funding of the
20. community base. In one of the prior amendments to this bill
21. for FY '80, we have, in fact, reduced the funding to the State
22. owned facilities in Region 2, and elsewhere, and therefore, I
23. felt and other members that we should provide a dollar for dollar
24. return of those monies into the Regions for the community
25. based facilities. This is an attempt not to add additional
26. dollars, but to say as Doctor De Vito said last year, last year
27. the thrust was on State owned institutions. This year if we're
28. reducing the State owned we should put them into the community
29. based facilities, so within each region there will be no loss
30. of dollars in the MI Program to service our constituents, and
31. I would move adoption of Amendment No. 3.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? Senator Buzbee.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. On of the very, very rare
3. times, Senator Hall will be gald to hear that the big
4. 4 are split. I rise in opposition. I rise in opposition to
5. my seatmate's amendment. For the first time in five years, I
6. supported this year, an increase in developmental disability
7. grants, dollars. You'll recall this is a perennial fight
8. we have, whatever we put in there is not enough. Whatever
9. amounts we add the lobbyists are always there saying we need
10. more. I had never...I had never supported that position in
11. the past, however, I did this year on the basis of test-
12. imony given in sub-committee. As a matter of fact, I refused
13. to speak to the lobbyist beforehand because I just got tired
14. of being lobbied all the time on that issue, and I said you'll
15. all have your chance to have your say in the committee, in
16. the sub-committee, which they did, and in the sub-committee
17. hearing I became convinced that the developmentally disabled
18. grant lines were not sufficient this year and, in fact, did
19. support an addition that they had requested, but at no time
20. did we have testimony that the...mentally ill grants people
21. wanted to have an increase over the amount that was in thier
22. budget, and then after we supported the DD increase, suddenly
23. the MI people came up and said we how about us. After all
24. you ought to give us some more if you're going to give them
25. some more, and they had not built the case, I did not think.
26. Now I know that that is not the reason Senator Carroll put
27. this amendment in. He put this amendment in becasue he, in
28. fact, does believe that there needs to be more money in those
29. grant items for MI, but until they have made their case and...
30. and built it to me, it seems that we should not support this
31. amendment at this time.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? The Associated Press wishes to

1. take some still photographs. Is leave granted? Leave is
2. granted. Senator Regner.

3. SENATOR REGNER:

4. Question of the sponsor.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. He indicates he will yield.

7. SENATOR REGNER:

8. Senator Carroll, are these funds specified for any
9. particular area? I think you know what I'm getting at,
10. Region 2, mainly and a little bit of Region 1B have been
11. tremendously shortchanged by the agency over the years,
12. and that's why I'm asking the question, whether it's
13. earmarked or just thrown into the whole pot for them?

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you, Mr. President. First I might mention, especially
18. to Senator Hall. We had talked about having a summit meeting
19. of the big 4 on this. We couldn't decide whether it was
20. going to be Cairo, Illinois or Cairo, Egypt. Either Cairo or
21. Cairo was acceptable. No this is not specified by Region, but
22. it is because of the concerns and testimony we have heard from
23. the various community based facilities, that they have, in fact,
24. be short changed, especially in Region 2, and especially in
25. Region 1B. We have some communication with the director, since
26. that's where we will be taking the money from the State owned
27. institutions, that that's where it will be spent in the community
28. based facilities.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? Senator Carroll.

31. SENATOR CARROLL:

32. Assuming no other, to close, Mr. President.

33. PRESIDING OFFICER: (SENATOR SAVICKAS),

You may close.

1. SENATOR CARROLL:

2. All right, as Senator Buzbee said, it is not because
3. of the lobbyists or any other for MI or DD that we should be
4. making...we, in fact, are making these decisions. I don't be-
5. lieve in it as an us verses them, as they sometimes approach
6. it. That should not be, and hopefully will not be where
7. we are at, but, in fact, last year, the MI's did not get money
8. in the community based facilities, because the department
9. thought it more important to spend money in Tinley Park, et
10. cetera, et cetera, in what they...are the State owned in-
11. stitutions. This year, we...since we are taking the money out
12. of the State owned institutions, it was my feeling, at least,
13. that we should leave the bottom line the same, and thereby
14. spend the monies in the community based facilities, so that
15. we can provide dollar for dollar, the type of mental health
16. care, that the citizens of our State need and, in fact, deserve,
17. and I would move adoption of Amendment No. 3.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Carroll moves the adoption of Amendment No. 3 to
20. House Bill 2098. Those in favor will signify by saying Aye.
21. Those opposed. The Ayes have it. Amendment No. 3 is adopted.
22. Any further amendments?

23. SECRETARY:

24. Amendment No.4 offered by Senator Buzbee.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you, Mr. President. Yes...no, Senator Carroll it does
29. not follow that you ought to have to oppose me on this...on my
30. amendment. It's not...it's not part of the program. This
31. amendment restores the appropriations for the regional offices
32. in the Department of Mental Health, at the following levels,
33. which, by the way, is ninety-nine thousand, seven hundred

1. dollars below the introduced...introduced amount to keep
2. them...within the seven percent guideline. It restores
3. ...a total of three million, six hundred sixty-nine thousand
4. three hundred dollars. The amendment also deletes the one
5. million, four hundred fifty-five...four hundred fifty thousand
6. dollars, added by the House for community monitoring and
7. evaluation. It restores the funding of a Business Admin-
8. istrator, 2 at Anna, and it cuts a carpenter position at
9. Bowen, added by the House. This was the action that had
10. been taken by the House, in particular one legislator
11. there and we indicated to the department, as soon as they
12. got their problems ironed out with him that we would, in
13. fact, add these dollars back on the Floor, and so this
14. is in keeping, they now have their problem straightened
15. out with him, and this is in keeping with...with that
16. word, and I would move its adoption.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there any further discussion? If not, Senator
19. Buzbee moves the adoption of Amendment No. 4 to House
20. Bill 2098. Those in favor indicate by saying Aye. Those
21. opposed. The Ayes have it. Amendment No. 4 is adopted.
22. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. 3rd reading. House Bill 2425, Senator Schaffer. Read
27. the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 2425.

30. (Secretary reads title of bill)

31. 2nd reading of the bill. No committee amendments.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Schaffer...any amendments from the Floor?

1. SECRETARY:
2. Amendment No. 1 offered by Senator Schaffer.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Schaffer.
5. SENATOR SCHAFFER:
6. Well, I'm being programmed at the moment, and I understand
7. that I am to withdraw this amendment, because the
8. "Democrats" have another amendment. Is that correct Democrats?
9. Yes, it is, and in that case I withdraw the amendment, and
10. comply to my programming.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Is there any further amendments?
13. SECRETARY:
14. No further amendments.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Senator Carroll for what purpose do you rise?
17. SENATOR CARROLL:
18. The confusion, Senator Schaffer was because of whether
19. this was additional funds or replacement funds. These are
20. new Federal funds. We have asked for some data and information
21. from this commission, which would go from forty-five dollar
22. expense to a million, seven, so apparently the amendments are
23. still being computed. If you wouldn't mind moving the bill to 3rd
24. we could bring it back at some other time.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Senator Schaffer.
27. SENATOR SCHAFFER:
28. Well, as long as it's only Federal funds, there for a
29. second I though you were talking about taxpayers' money. Okay.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Are there any...Senator Carroll.
32. SENATOR CARROLL:
33. Yes, your amendment was to add Federal funds. We were

1. trying to see if we could save some State funds and just
2. replace them.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Are there any further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. 3rd reading. House Bill 2427, Senator Sommer. Read
9. the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 2427.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. The Committee on Appropriations I
14. offers five amendments.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President, and Ladies and Gentlemen of
19. the Senate. This is the Capital Development Board's new
20. construction monies and the first amendment, the committee
21. amendment is a merely reduction of seven-six million dollars.
22. Let me start off by stating as we had alluded to earlier
23. today. It was the decision of the majority of the members,
24. probably on both sides of aisle, that we just cannot come
25. in a billion dollars over a Governor's proposal and claim we
26. have been fiscally responsible. We have taken the posture of
27. therefore, keeping within the dollar amounts, that are truly
28. available, with available revenues to do both bonding and general
29. revenue type activities. We have suggested to the various
30. members who have special interest in special projects that
31. are over and above those dollar amounts, to find some other
32. project to pull out, if they can get agreements so to do, and
33. replace it dollar for dollar rather than go beyond what is truly
available revenues for us to be expending, and this amendment

1. is in that line. We have...excuse me...we have, in fact,
2. cut out some seventy-five million dollars that was added
3. by the House. I can go through the details of that amend-
4. ment, of what we have, in fact, reduced, we did, in fact,
5. add some income projects, and the Children's Hospital School
6. Project, and Sandburg Community College Project, and I would
7. rather than take the time now to go through the list, answer
8. question on what had been the sub-committee report on
9. capital, adopted it as amendment No. 1.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator Carroll
12. moves the adoption of Amendment No. 1 to House Bill 2427.
13. Those in favor indicate by saying Aye. Those opposed. The
14. Ayes have it. Amendment No. 1 is adopted. Any further amend-
15. ments?

16. SECRETARY:

17. Committee Amendment No. 2.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Carroll.

20. SENATOR CARROLL:

21. Thank you, Mr. President, and Ladies and Gentlemen of
22. the Senate. This is a construction defects lump sum amend-
23. ment, of a million seven hundred, and seventy-six thousand
24. dollars. There have been in the case of many...especially
25. the community colleges, construction defects that they
26. then go back to CDB, and say replace the roof or whatever,
27. rather than have all the members fighting on the Floor
28. constantly as to which community colleges should or should
29. not be involved. We have given CDB a lump sum that would then
30. be usable in an emergency bases to take care of the needs
31. during the entire fiscal year without having to come back for
32. a special appropriation for each of these...leaky roofs, et
33. cetera, and emergency type problems. I would move adoption
of Amendment No. 2.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not, Senator Carroll
3. moves the adoption of Amendment No. 2 to House Bill 2427.
4. Those in favor indicate by saying Aye. Those opposed. The
5. Ayes have it. Amendment No. 2 is adopted. Any further amend-
6. ments?

7. SECRETARY:

8. Committee Amendment No. 3.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President, and Ladies and Gentlemen of
13. the Senate. This is a language change on a sewer treatment
14. plant. There is no dollar change. It is for Vandalia Correctional
15. Center and I would move adoption of Amendment No. 3.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? If not, Senator Carroll
18. moves the adoption of Amendment No. 3 to House Bill 2427.
19. Those in favor indicate by saying Aye. Those opposed. The
20. Ayes have it. Amendment No. 3 is adopted. Any further amend-
21. ments?

22. SECRETARY:

23. Committee Amendment No. 4.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank you, Mr. President. This is a rehabilitation money
28. for Vandalia Power Plant, and I would move adoption of Amend-
29. ment No. 4.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, Senator Carroll
32. moves the adoption of Amendment No. 4 to House Bill 2427.
33. Those in favor indicate by saying Aye. Those opposed. The
Ayes have it. Amendment No. 4 is adopted. Any further amendments?

1. SECRETARY:

2. Committee Amendment No. 5.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President, and Ladies and Gentlemen of
7. the Senate. This is an addition for the vocational building
8. at the school for the deaf in Jacksonville. There is no
9. dollar change, and I would move adoption of Amendment No. 5.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator Carroll
12. moves the adoption of Amendment NO. 5 to House Bill 2427.
13. Those in favor indicate by saying Aye. Those opposed. The
14. Ayes have it. Amendment No. 5 is adopted. Any further
15. amendments?

16. SECRETARY:

17. No further committee amendments.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Any amendments from the Floor?

20. SECRETARY:

21. Committee...Floor Amendment No. 6 offered by Senator Rock.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Rock.

24. SECRETARY:

25. It...it did have your name on it, Senator Carroll. I
26. was told to change it. It consists of two lines on page 1 by
27. deleting line 8.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Carroll.

30. SENATOR CARROLL:

31. This is sixty-five thousand dollars for the court of claims
32. for their new building to CDB. Apparently, Space Needs has
33. determined that's the amount of monies is necessary to
put the building in shape for the new chief justice, so that he

1. is adequately accommodated in this new space, and I would...on
2. behalf of Senator Rock move adoption of Amendment No. 6.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Carroll moves...is there further discussion? If
5. not, Senator Carroll moves the adoption of Amendment No. 6
6. to House Bill 2427. Those in favor indicate by saying Aye.
7. Those opposed. The Ayes have it. Amendment No. 6 is adopted.
8. Any further amendments?
9. SECRETARY:
10. Floor Amendment No. 7 offered by Senator Sommer.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Senator Sommer.
13. SECRETARY:
14. Senator Sommer, on page 21 and 22, by deleting all of
15. Section 23.1, and on page...are you going to hold that one?
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Sommer.
18. SENATOR SOMMER:
19. Mr. President, and members. What this does, is it
20. reduces to zero, the monies in this bill for two very expensive
21. new a initiatives. One is private higher education buildings.
22. We're going to get into the business of building buildings
23. for private colleges, something we've never done, and second
24. ...second protion of this is to reduce monies to zero for the
25. constructions of libraries. Now if you want to see an expensive
26. program, think how manylibraries there are in this State. There
27. must be more than a thousand of them. I don't know, and we
28. would get to build each and everyone of them, and this is
29. just the first step in both instances, of a tremendous expend-
30. diture, and we're trying to, at this point in time, reject these
31. expenditures, and this amendment reduces them both to zero.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Is there further discussion? Senator Maragos.

1. SENATOR MARAGOS:
2. No wait a minute. Who's the sponsor of this amendment?
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Sommer.
5. SENATOR MARAGOS:
6. Okay. Senator Sommer, I know you're a little younger than
7. I am, but you still probably have gone to many small towns
8. throughout the country. When you see the Carnegie Library
9. was established in the small hamlets, and now many of those
10. libraries are in need of much help, and especially the big
11. research libraries, like in Chicago, which need a lot of help.
12. How are you going to replace those facilities or keep them up
13. in good shape, if you...if your amendment passes?
14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Senator Carroll...or I mean Senator Sommer.
16. SENATOR SOMMER:
17. I would suggest, Senator Maragos, that some communities
18. have built new libraries and they do it themselves. They don't
19. come running dow here.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Maragos.
22. SENATOR MARAGOS:
23. Those are the libraries that are contained within their
24. own localities or communities, that don't have other people
25. from areas coming in, but when you have big research libraries
26. throughout the State, that are...give service not only to the
27. people within their boundaries but throughout the State, in fact,
28. sometimes throughout the country don't you think they should be
29. funded by the State of Illinois?
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Senator Sommer.
32. SENATOR SOMMER:
33. No.
PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Maragos.

2. SENATOR MARAGOS:

3. Close...in closing, Mr. President, and members of the
4. Senate. I think one of the fundamental areas of education
5. is a good library system, and sometimes we are being penny wise
6. and pound foolish in this area and I ask you to not support
7. this amendment.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Further discussion? Senator Buzbee.

10. SENATOR BUZBEE:

11. Thank you, Mr. President. I rise in support of this
12. amendment. The two new initiatives we're taking here, as
13. Senator Sommer very accurately pointed out, is going to get
14. the State of Illinois into a business in which we have
15. never been before, two businesses. One is we're going to
16. be building every public library in this State, is going
17. to come in and say I got to have a new building, now I think
18. I am as much of an appreciator of books and libraries as any-
19. body else in here, but the fact of the matter is, we're going
20. to start getting into municipalities now, and into library
21. districts building them library buildings, and we're going
22. to be paying for it. We're going to be paying the bonds over
23. the next twenty-five years. We're going...this is a five
24. million dollar appropriation this year, next year it will come
25. back at fifteen or twenty, and then from then on it's just
26. going to explode. The other area that we're getting into is
27. building buildings for private higher education, and let me
28. tell you that the way that the legislation that is bringing about
29. this, bringing this about is written, it gives those private
30. education facilities priority over public education facilities.
31. Now...

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator, your time has expired.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. I just think this is
3. a good amendment, and it ought to be adopted.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? Senator Rock.

6. SENATOR ROCK:

7. Thank you, Mr. President, and Ladies and Gentlemen of
8. the Senate. I rise in opposition to Amendment No. 7. Both
9. of these programs, frankly, are contained in substantive bills
10. that are currently on our Calendar, and it seems to me at
11. this point to be a little premature, to be deleting the
12. money for proposals that we've not yet acted upon. I think
13. the proposals are good ones, I think the money ought to be
14. there, and I would urge opposition to Amendment No. 7.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Ladies and Gentlemen of the Senate. I might
19. add that if you don't like this version, Senator Sommer has
20. a few other versions filed, that would separate between library
21. grants and private higher ed grants. So this one is the one that's
22. trying to do them both at once, and if that's not successful, I
23. would assume he would then try and go separately with each,
24. cause he's filed those already. I am in support of these two
25. programs, and therefore opposed to Senator Sommer's amendment.
26. I think we have to recognize in both of these areas that this
27. has become an important State function. We have, in fact, been
28. providing all types of funding to private higher education, in
29. order to educate the students of Illinois. The least we can
30. do is also let them in on some of these bond funds as long
31. as they are separate and distinct from what, in fact, is the
32. priority list of general higher education, and that is sub-
33. stantive legislation is moving along this process so to do.

1. I don't think anybody should be questioning the need to
2. help the libraries of our municipalities State-wide in providing
3. an adequate libraries for the people of this State. That always
4. should have been a State funded project to provide for centers
5. of learning throughtout the State of Illinois, and again there
6. is substantive legislation moving through this Chamber
7. that will provide for that. It just seems to me logical that
8. at this point in time we provide some funds, and we did re-
9. duce the requests in both of these items. In one case from
10. ten million to one, and the other from five to three.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator, your seatmate is...

13. SENATOR CARROLL:

14. Is telling me my time is up. The point only is, if
15. the substantive legislation fails then this money should
16. come out, but while it's still moving along the money should
17. stay in.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Further discussion? Senator Shapiro.

20. SENATOR SHAPIRO:

21. Mr. President, and Ladies and Gentlemen of the Senate.
22. I think this is a good amendment, particularly in view of
23. the fact, that I think this General Assembly ought to be
24. taking stock of where it's going in the issuance of bonds,
25. whether it's for Capital Development, highways or what have
26. you, and to embark upon two new Capital Development programs,
27. one for private higher education, and the other for library
28. construction grants at this particular time I think is premature,
29. and I would urge everyone to vote for the amendment.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Bloom.

32. SENATOR BLOOM:

33. Well, no one gurrels with the logic, Senator Carroll, it's
just with the premise that captial expenditures for libraries and private

1. higher education, it is now elevated to God, motherhood, and
2. apple pie, and the argument of Senator Rock, that it would
3. be premature to delete money, we've heard the flip side out
4. of his mouth many times, as well as yours, Senator Carroll, saying
5. it would be premature to include money when the substantive
6. legislation hasn't passed. I would urge support of the amend-
7. ment.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? Senator Bruce.

10. SENATOR BRUCE:

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

12. I rise in support of this amendment which will delete money
13. going to private colleges. I keep reminding all of us that
14. the last election should have told us that, don't launch any
15. new...more...more new programs, and this is certainly a new
16. capital program and as Senator Shapiro so aptly pointed out
17. it is a bonded program, when we should be reviewing how many
18. bonds we are issuing, and secondly I think we ought to take
19. a look at what is going to happen to public school education
20. higher education, if we allow money that is earmarked for
21. public buildings to be used by private colleges. It just seems
22. to me that that is not the appropriate way to go, we are cutting
23. back dramatically on construction on the public area right now,
24. and to open up a brand new area of private schools, it just
25. seems to me the wrong approach at this time.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Is there further discussion? If not, Senator Sommer may
28. close the debate.

29. SENATOR SOMMER:

30. Mr. President, and members. Right now we know about
31. a hundred and seventy-four million dollars worth of these
32. projects are ticketed to go. You add the debt service, that's
33. over three hundred million dollars, and those are the ones we
know about. This is very expensive if we get into this new endeavor

1. and I urge everyone to vote Yes on this amendment, and delete
2. the funds.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Question is, shall...Senator Sommer moves to adopt
5. Amendment No. 7 to House Bill 2427. Those in favor indicate
6. by saying Aye. Those opposed. Those opposed. Roll call
7. has been requested. Those in favor of adopting Amendment No. 7
8. to House Bill 2427, will vote Aye. Those opposed will vote
9. Nay. The voting is open. Have all voted who wish? Have all
10. voted who wish? Take the record. On that question, the Ayes
11. are 36, the Nays are 16. None Voting Present. Amendment No.
12. 7 having received the majority is declared passed. Any further
13. amendments?

14. SECRETARY:

15. Floor Amendment No. 8 offered by Senator Philip.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. For what purpose does Senator Graham arise?

18. SENATOR GRAHAM:

19. I would like to rise, before we start another fight
20. for the purpose of an introduction. In the gallery behind
21. me, in a burgundy dress, so you'll all recognize her, is
22. Dorothy Snow Findley, a member of our Adult Parole System,
23. and she is from Lockport, Illinois. I would like for Dorothy
24. to stand and be recognized.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Any further amendments?

27. SECRETARY:

28. Amendment No. 8 offered by Senator Philip.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Philip. Could we have a little order and break up
31. our conferences We have a few more amendments on the bill,yet.
32. Senator Philip.

33. SENATOR PHILIP:

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

1. Senate. This amendment adds 11.1 million dollars for a
2. learning resource center, for DuPage County. The rationale
3. is, it's one of the largest junior colleges in the State
4. of Illinois. It's one of the few junior colleges that's
5. up in enrollment, they have a Federal grant pending. I hate
6. to say it, it's for ten years going on eleven years of one
7. million dollars. If they don't start construction by September
8. of 78 they're going to lose that grant. If there are any
9. questions I'll be happy to answer them.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? Senator Maragos. Senator Carroll.
12. SENATOR CARROLL:

13. Thank you, Mr. President, and Ladies and Gentlemen of
14. the Senate. I rise in opposition to this amendment, and let
15. them explain why, on these and others. I think the Board of Higher
16. Education did a masterful job in creating their priority list by
17. taking the five construction projects and putting them outside
18. the list hoping that the members would tack those on, some
19. thirty-six million dollars to the Governor's Budget. They
20. stopped at rehab and renovation, DuPage is next up on the list.
21. Then if I recall comes Danville, then one in my district, Oakton,
22. then SIU Edwardsville, and then North Eastern Illinois University
23. in my district. We have had discussions with the Governor on
24. several occasions and with BHE, and on why they had done this,
25. and what should happen for next year. Logic dictates, that if
26. these five projects are not funded this year, because they are
27. not within the Governor's level, and we fund everything above
28. them, they will become one, two, three, four, and five next year,
29. and get their funding at that time within the Governor's Budget.
30. We have indicated to BHE if they don't do that we will be doing
31. that, because logic does dictate they move up. I think we cannot
32. overspend the Governor in this or any of these other projects. I
33. think it is important if we are going to give tax relief, once
again, we do not throw millions, and millions, and millions of dollars

1. onto his desk over our available revenue, and I would oppose
2. this.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator would you bring your remarks to a close. Senator
5. Buzbee.

6. SENATOR BUZBEE:

7. Thank you, Mr. President. This is an addition of eleven
8. million, one hundred and ninety thousand dollars unbudgeted or
9. as much as may be necessary for the college of DuPage for con-
10. struction. We all have several projects in our respective
11. areas that we would like to see built, including one in my
12. town, where there is, in fact, a going classroom building that
13. is literally falling apart. I had a bill into attempt to correct
14. that, and knew that it didn't have much chance of passage, and,
15. in fact, did not. It, however, was almost as high on the priority
16. list as the project that Senator Philip wants to get added here.
17. I think to...for the sake of consistency, we ought to kill of
18. those projects, which are unbudgeted. I know that very powerful
19. interests are concerned about this, including the Speaker of
20. the House, but I can't get my project through, because it's not
21. budgeted and I understand that. I don't think anybody else ought
22. to get their project through that's not budgeted, and I think we
23. ought to just kill this right now.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator Rhoads.

26. SENATOR RHOADS:

27. A question of the sponsor of the amendment. Senator Philip
28. isn't it true that if we delay this any longer the project does,
29. in fact, become more expensive, because of the loss of Federal
30. funds?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Philip.

33. SENATOR PHILIP:

Senator Rhoads, that's absolutely correct. As I stated

1. in my opening statements. If they don't have it by September
2. of this year, start to do something, they will lose one
3. million dollars Federal funds. On top of that, in our area
4. we have a very much of a lull in construction. We have architects,
5. engineers, construction outfits are just looking for jobs, and
6. this is probably be one of the most competitive bid we've ever
7. had in the history of our junior college system.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Bruce.

10. SENATOR BRUCE:

11. Thank you, Mr. President, and members of the Senate. I
12. rise in support of this amendment. The Community College
13. Board has approved this project. It was the second highest
14. project on the CDB, capital program for this year. I think we
15. ought to move along with it. They are certainly in need of
16. a campus, they are in need of the construction involved here.
17. I see no reason why we can not afford the project, particularly
18. when CDB says it's the second most important project to them, in
19. the State of Illinois, and I would urge support and adoption of
20. this amendment.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? If not, Senator Philip may
23. close the debate.

24. SENATOR PHILIP:

25. Thank you, Mr. President, and Ladies and Gentlemen of
26. the Senate. I think in my fourteen years down in the General
27. Assembly, DuPage County hasn't received one cent from CDB, yet.
28. Not a penny. This is the first time we've come asking, it's
29. high on the priority list, it should be on the...in the Governor's
30. Budget, in my humble judgement I would hope that we'd see a lot
31. of green lights up there.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Question is, on the adoption of Amendment No. 8 to House Bill
2427, Senator Philip moves it's adoption. All those in favor will

1. indicate by saying Aye. Those opposed. The Nays have it.
2. Roll call has been requested. All those in favor will indicate
3. by voting Aye. All those opposed will vote Nay. The voting
4. is open. Have all voted who wish? Have all voted who wish?
5. Take the record. On that question, the Ayes are 35, the Nays
6. are 12. None Voting Present. Amendment No. 8 having received
7. the majority is declared passed. Any further amendments?

8. SECRETARY:

9. Amendment No. 9 offered by Senator Sommer.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Sommer.

12. SECRETARY:

13. On page two, by...deleting all of lines 36 and 37, and
14. inserting in lieu thereof the following.

15. SENATOR SOMMER:

16. Okay, Mr. President, and members, this is simply a technical
17. amendment, and I urge its adoption.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, Senator Sommer moves
20. the adoption of Amendment No. 9 to House Bill 2427. Those in
21. favor indicate by saying Aye. Those opposed. The Ayes have
22. it. Amendment No. 9 is adopted. Any further amendments?

23. SECRETARY:

24. Amendment No. 10 offered by Senator Weaver.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Weaver.

27. SENATOR WEAVER:

28. Thank you, Mr. President. Amendment No. 10 would restore
29. 8.2 million to the Food Research Capital Construction Program.
30. All these items were recommended by the Board of Higher Education.
31. The Governor is behind this program unfortunately there was a
32. figure that was left out of the budget, that may be negotiable
33. this amendment will take care of maybe several other amendments
that are on the Secretary's Desk, but it is the total program

1. recommended by the Board of Higher Education, and I'd move
2. its adoption.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President, and Ladies and Gentlemen of
7. the Senate. I rise in opposition of this eight million, two
8. hundred and fifty-eight, nine hundred and seven-five thousand
9. dollar addition to the Governor's Budget. The Governor said
10. he was in favor of food for Century III, and then decided
11. not to put it in his budget, and I don't think we should be
12. adding monies to his budget and causing the taxpayers to
13. spend monies that did not receive a high enough placement
14. on his priority list to be placed in the budget as presented to
15. us by His Excellency the Governor. I remind the members again
16. that if we are going to overspend in capital it is still tax-
17. payers money that repays these monies. If we are going to be
18. fiscally sound and fiscally responsible, we should be rejecting
19. these amendments. This particular one, Senator Weaver well
20. knows, there are a few that are fairly high on the list, just
21. below the cutoff, and there are a few that are at the very, very, very,
22. bottom of the list of priorities, where he really...to want
23. to pick up those he should have added about another hundred
24. million dollars of all those projects in between, that are now
25. going to be cut out, were this amendment adopted. I don't think
26. we should be going this way, and I would urge defeat of this
27. overspending by the General Assembly.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Further discussion? Senator Buzbee.

30. SENATOR BUZBEE:

31. Thank you, Mr. President. Well, Senator Carroll is absolutely
32. correct in that the Governors been all over the court on this
33. on, he goes all over the State telling the farming communities
and higher education communities that he very much favors the

1. continuation of the Food for Century III projects, and then
2. he does not call on his budget for the necessary dollars to
3. even...to even begin to spend one penny on it. So, you know,
4. that's...that's kind of having your cake and eating it too.
5. I was of the mind to oppose this originally, because it was
6. not on the Governor's Budget, however, it seems that the
7. floodgate has broken, we have just opted to spend eleven
8. million dollars for the College of DuPage. Now, it so happens
9. that these Foods for Century III projects will have some very
10. positive effects on some downstate communities, in Western
11. Illinois, and Central Illinois, and in Southern Illinois, so
12. if we're going to break the floodgate, I want to be a part of
13. that on rushing water, and I want to be sure and get projects
14. in my districts, so I'm going to support this amendment at this
15. time.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? Senator Demuzio.

18. SENATOR DEMUZIO:

19. Yes, I'd like to ask Senator Weaver a question if he
20. will yield.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. He indicates he will yield.

23. SENATOR DEMUZIO:

24. Senator Weaver, there is a Ag. research project in..in this
25. amendment, for West Central Illinois, is that a hundred percent
26. funding or is that seventy-five percent funding?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Weaver.

29. SENATOR WEAVER:

30. Under this amendment, Senator Demuzio, it is a hundred
31. percent. I'm informed.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Demuzio.

1. SENATOR DEMUZIO:

2. Well, I've spoken with you and of course our project
3. that was approved last year by the General Assembly for
4. the same subject matter was approved at the seventy-five
5. percent level, and twenty-five percent of those monies came
6. from the local community. I think it's only right that if
7. we're going to approve such a project that it too be funded
8. at the seventy-five percent level, and not at the one hundred
9. percent level and I see Senator McMillan is scratching his
10. whatever he's got over there, I would be very much interested
11. in hearing your response.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator McMillan.

14. SENATOR MCMILLAN:

15. Just very briefly, the main difference is in the Northern
16. Western Illinois Agronomy Research Center, there are two
17. forty acre, or two twenty acre tracks of land, which are being
18. put with this, so it's a slightly different set up, there
19. wasn't any land in...in the Southern one, there is land here,
20. so your very correct, it's a hundred percent of the amount
21. requested, but the amount requested was assuming that there
22. would be forty acres put with it to make it a total package.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there further dicussion? Senator, your time has
25. expired. Is there further discussion? If not...Senator Demuzio
26. for the second time.

27. SENATOR DEMUZIO:

28. I...I will talk with you privately about that. I just
29. don't understand the differential, cause to me, it's still a
30. hundred percent funding because apparently that was the money
31. that was approved by the Board of Higher Education, as I recall
32. correctly, so that's a hundred percent funding to me.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Weaver may close the debate.

1. SENATOR WEAVER:

2. Well, thank you, Mr. President. I would just like to
3. point out, this is a continuing program that there's been
4. dollars allocated every year to continue the whole Food
5. for Century III program. The Governor has indicated to me
6. yesterday, that there are some items in here that he fully
7. intends to fund, now which ones, I cannot answer you, but
8. unless we have this amendment on the bill, there is no room
9. for any funding and I would hope that the Senate would approve
10. this amendment.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there further discussion? I'm sorry. Senator Weaver
13. moves the adoption of Amendment No. 10 to House Bill 2427.
14. Those in favor will indicate by saying Aye. Those opposed.
15. The Ayes have it. Amendment No. 10 is adopted. The roll
16. call has been requested. All those in favor of adopting
17. Amendment No. 10 will vote Aye. Those opposed will vote
18. Nay. The voting is open. Have all voted who wish? Have all
19. voted who wish? Take the record. On that question, the
20. Ayes are 25, the Nays are 19. None Voting Present. Amendment
21. No. 10 having received a majority is declared passed. Any
22. further amendments?

23. SECRETARY:

24. Amendment No. 11 offered by Senator Coffey.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Coffey. Senator Coffey withdraws that amendment.
27. Any further amendments?

28. SECRETARY:

29. Amendment No. 11 offered by Senator Sommer.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Sommer.

32. SENATOR SOMMER:

33. Would you read it Mr. Clerk.

1. SECRETARY:
2. Yes, on...House Bill 2...2427, by adding immediately
3. preceding Section 25 the following: Section 24.4, the sum
4. of two hundred and fifty thousand, five hundred dollars.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Senator Sommer.
7. SENATOR SOMMER:
8. This is a project requested by a House member, Representative
9. Winchester. It's two hundred and fifty thousand dollars for
10. the South Eastern College resurfacing of parking lots.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Is there further discussion? Senator Carroll.
13. SENATOR CARROLL:
14. It's a bad amendment.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Is there further discussion? If not, Senator Sommer moves
17. the adoption of Amendment No. 11 to House Bill 2427. Those
18. in favor indicate by saying Aye. Those opposed. The Nays
19. have it. Amendment No. 11 fails. Further amendments?
20. SECRETARY:
21. Amendment No. 12 offered by Senator Sommer. Page 21,
22. Line 22, by deleting all of Section 23.1.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Senator Sommer.
25. SENATOR SOMMER:
26. Mr. Secretary, would you withdraw that amendment, please.
27. SECRETARY:
28. Amendment No. 12 offered by Senator Carroll.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Senator Carroll.
31. SENATOR CARROLL:
32. I assume this is the one on page 29, by deleting line 25?
33. SECRETARY:
Right.

1. SENATOR CARROLL:

2. All right, this is an amendment to take care of the
3. problem at the House, that is a physical rather than fiscal
4. problem. It's a fire trap, and Space Needs has asked for five
5. hundred and sixty-five thousand to add a fire stairwell for
6. the House side of the Capitol building, that will actually
7. end up having an outlet outside the building as required by
8. the Fire Code. There was apparently a mistake when that re-
9. development of the House side was designed, and I would move
10. adoption of Amendment No. 12.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there further discussion? Senator Regner.

13. SENATOR REGNER:

14. Will the sponsor yield to a question?

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. He indicate he will.

17. SENATOR REGNER:

18. Whose House ?

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Carroll.

21. SENATOR CARROLL:

22. The DuPage...Speaker's House.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Further discussion? Senator Schaffer.

25. SENATOR SCHAFFER:

26. Senator...Senator Carroll, actually that is the...for the
27. architectural planning fees for the fire escape and actually
28. I think of it as implications on both ends of the building, al-
29. though we appear to be in better shape than the House, although
30. it's probably tacky of us to suggest that.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Further discussion? Senator Mitchler.

33. SENATOR MITCHLER:

A question of Senator Carroll. What is the total cost

1. of this fire escape?

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Carroll.

4. SENATOR CARROLL:

5. I honestly don't recall, Senator Mitchler, and as to
6. Senator Schaffer, who may recall, also I think because we are
7. still in the rehab process here, we can make the changes as
8. the design is going along, the House having already completed
9. couldn't do it, but maybe Senator Schaffer can give the exact
10. dollar amount. I don't remember.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Schaffer, can you straighten them out?

13. SENATOR SCHAFFER:

14. Senator...no I doubt it. The costs though, that relate to
15. this are still somewhat in the air, and that's what part of the
16. justification for the money that we're asking for. There appear
17. to be two ways to go. There's the expensive way, which is quite
18. expensive, it's eight million dollars, and involves adding twenty
19. feet on the end of each of the ends of the Captiol Building for
20. the fire escape and it also solves some other problems. The cheap
21. way is about a million two, unfortunately that involves putting
22. a stairwell through the middle of Governor Thompson's office, and
23. we may be forced to do it, but we'd like to consider the alternatives,
24. so that we can convince him that the stairwell through his office
25. is necessary. I think it also goes throught the Secretary of
26. State's office too, so we're being bi-partisan.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? Senator Buzbee.

29. SENATOR BUZBEE:

30. I have a question. What happens...of the sponsor. I have
31. a question, what happens if we don't do this? Is the State
32. Fire Marshal going to close down the Capitol Building?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

1. SENATOR CARROLL:

2. Very honestly, I would hope so. The State Fire Marshal
3. very appropriately at the request of the Speaker, the Speaker
4. became aware of this, and became quite concerned, and I think
5. he was right to do so. The State Fire Marshal, has not been actually
6. going through the State of Illinois Capitol Building, doing
7. it's surveys, until this was brought to our attention by the
8. Fire Marshal and I guess he would have the power to close
9. this up.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Buzbee, you still have some time.

12. SENATOR BUZBEE:

13. Yes, thank you. Well, I'd like to point out that the
14. State Fire Marshal works for us, and I see no reason for us
15. to spend eight million dollars to come into compliance with
16. something he wants in the Capitol Building, that's taxpayer
17. dollars. This is a pretty nice building, I think there's a
18. hazard anytime your inside a big building. of the possibility
19. of fire, but I see no reason for us to spend this kind of money
20. and if the State Fire Marshal doesn't like it, let's just
21. fire him and get a new one.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Well like most mausoleium the House will have to have
26. this or they'll condemn it for not having a fire escape.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Berning.

29.

30.

31.

32.

33.

(END OF REEL)

1. SENATOR BERMAN:

2. I concur with Senator Buzbee. This is a beautiful building.
3. We've chopped it up enough with aluminum doors at various points
4. throughout the hallways and any other desecration of it, in my
5. opinion, ought to be avoided. I say we should take the bull by
6. the horns and say that we are not going to spend this money for
7. what, in my opinion, is a needless addition. We have stairways...
8. the main stairways from the second and third and we have the side
9. stairways, we have the back stairways. What more do we really need?
10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. For the second time, Senator Mitchler.

12. SENATOR MITCHLER:

13. Thank you, Mr. President. The reason I asked the cost is,
14. I thought I'd generate some interest in this. Just a few minutes
15. you declined to provide two million dollars to keep open a Soldier's
16. and Sailor's Children's School up in Normal and now you want to
17. spend eight million dollars and you're really buying "a pig in a
18. poke" 'cause you really don't know what you're getting into. How
19. big the wing is, you may find out it goes all the way over to
20. Edwards and...and all the way across Monroe before they get through
21. with all this designing, but eight million dollars for two fire-
22. escapes, one at each end of the Capital Building can't justify my
23. vote and I think you ought to take a good look at this. You're
24. spending taxpayer's money. Eight million dollars will build a couple
25. of nice high schools out in your district. A couple of grade schools
26. and I think the money ought to be given priority.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. For the second time, Senator Schaffer.

29. SENATOR SCHAFFER:

30. Well, I didn't want to muddy the waters and I guess it's easy
31. to do that at this time of year. Senator Mitchler, nobody is
32. committed to the eight million dollars. This money would...be in-
33. volved in the planning and the architectural studies...to allow us

1. make a decision. The Space Needs Commission will be meeting
2. in late August and will be proceeding on this. In the meantime,
3. whether we like it or not or whether this Fire Marshal or the
4. next Fire Marshal likes it or not, there are office space...there
5. is office space in the House that the only way out is the elevator.
6. I mean, there are people in there that in any kind of fire condition
7. would be in major trouble. Senator Shapiro suggests we maybe ought
8. to get a gun and look for the architect that handled the rehab on
9. the House and maybe that's a very appropriate suggestion, but un-
10. fortunately he's gone and we have a new architect, we have a...we
11. have our own laws to obey and we have to do something. Whether we
12. do it the cheapy way and tear the building asunder or go the
13. expensive way or do something in between, yet remains to be decided,
14. but obviously we've got to make the right decision and we need the...
15. the...

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Schaffer, your time has expired.

18. SENATOR SCHAFFER:

19. ...backup to make that decision. Support the amendment.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. For the first time, Senator Graham.

22. SENATOR GRAHAM:

23. Thank you, Mr. President and members of the Senate. I have
24. one observation or two. I've been here twenty-one years and I've
25. never been here during a Session that some part of this Capital
26. hasn't been torn up. Now, we're remodeling now. We're picking
27. up the tab for the blundering of Bobby "Blue Eyes" Blair when he
28. remodeled the House of Representatives and I think maybe the tax-
29. payers...the way we've been acting will be glad if the Fire Marshal
30. did close us up so we get out of here before midnight tonight and
31. it might do us all a favor.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Davidson for the first time.

1. SENATOR DAVIDSON:

2. Senator Schaffer and Senator Carroll covered the points
3. pretty well. The Fire Marshal came in to do the study at the
4. request of the Speaker of the House. I don't know how many of you ever
5. involved in a fire and I hope none of you were. Speaker Redmond
6. and I both had a little experience of a few years back and most
7. of you sitting in here my age or older participated in the same
8. experience. That's why he asked for the Fire Marshal to do the
9. study. The fifth and sixth floor on the House end does not have
10. normal fire escape openings. Now, maybe you haven't been through
11. some of the holocaust that he and I served on a carrier. I was
12. and all we're asking for is planning money to make correct
13. decisions and then all of you other people who have been pounding
14. the Space Needs Committee for office space or additional facilities
15. besides solving the problem to save life support...

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator, your time has expired.

18. SENATOR DAVIDSON:

19. ...there's twenty thousand square feet of office space that
20. would be involved. I urge you to vote Aye.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? If not, Senator Carroll may
23. close the debate.

24. SENATOR CARROLL:

25. Yes, I'm kind of surprised at some of the comments on this
26. particular amendment. We are talking about the Capital Building
27. of the State of Illinois and the fact that for whatever reasons
28. the House side, which was completed was designed without adequate
29. Fire Safety Codes and we're not talking about the Fire Marshall
30. coming in and suggesting to us all kinds of things. He was invited
31. by us because there was not adequate exit ability of the fifth and
32. sixth floor on the House side as completed, nor on our own side.
33. The only reason we can correct it on our side is that we are still

1. in construction. They, in fact, closed down the project on this
2. side because it was a hazard to the employees who are up there
3. doing the...renovations at the time. There's just no way out in
4. the case of a fire. Now, for us not to say we're going to plan
5. and then make available access to people in case of a fire to be
6. able to get out of those office spaces, then our other decision
7. should be to close them down, not use four, five and six on either
8. side of the Chambers and then find other space for everybody so
9. that they won't be able to be in this building, but we can't use
10. them unless we can provide some means for them to get out in case
11. of a fire. That's what this amendment starts to do and I would
12. urge its adoption.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Carroll moves the adoption of Amendment No. 12 to
15. House Bill 2427. Those in favor will indicate by...a roll call
16. has been requested. Indicate by voting Aye. Those opposed vote
17. Nay. The voting is open. Have all voted who wish? Have all voted
18. who wish? Take the record. On that question, the Ayes are 36,
19. the Nays are 4, none Voting Present. Amendment No. 12 having
20. received the majority vote is declared passed. Any further amend-
21. ments?

22. SECRETARY:

23. Amendment No. 13 offered by Senator Carroll.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
28. This the request of the Space Needs 'cause it...Commission for
29. remodeling and rehab monies at 300 West Monroe and demolition of
30. properties that it is acquiring and I would move adoption of
31. Amendment No. 13.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? If not, Senator Carroll moves

1. the adoption of Amendment No. 13 to House Bill 2427. Those in
2. favor indicate by saying Aye. Those opposed. The Ayes have it.
3. Amendment 13 is adopted. Any further amendments?

4. SECRETARY:

5. Amendment No. 14 offered by Senator Shapiro.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Shapiro.

8. SENATOR SHAPIRO:

9. Mr. President and Ladies and Gentlemen of the Senate. This
10. amendment is an appropriation from the General Revenue Fund to
11. the Capital Development Board for the Office of the Governor for
12. remodeling and repair to the Governor's Capital reception area.
13. That's that large room right off of the Rotunda in the amount of
14. forty thousand dollars. I would urge its adoption.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there further discussion? Senator Buzbee.

17. SENATOR BUZBEE:

18. Thank you, Mr. President. A question to the sponsor. Are we
19. going to do this remodeling before we put this stairway down in
20. through the Governor's Office or are we going to wait until after-
21. wards? We're going to spend the forty thousand dollars, then come
22. back and tear it all out and put the stairway down through the
23. Governor's Office. Is that the way we're going to do it?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Shapiro.

26. SENATOR SHAPIRO:

27. It's my understanding, Senator Buzbee, that they're just
28. going to be doing things like putting in carpeting, things that
29. can be done immediately to spruce up the room and that the stairway...
30. that would be put in. The fire escape would not be affecting this
31. particular area.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Buzbee.

1. SENATOR BUZBEE:

2. Well, it...it's always my...Senator, I'm in agreement that
3. the Governor's Office ought to be...look nice and I would be glad
4. to support such a...an appropriation, but why should we bond for
5. twenty-five years and pay interest on carpeting that will not
6. begin to last for twenty-five years?

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. Senator Buzbee, it comes from General Revenue.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Buzbee, your time has expired. Senator Carroll.

13. SENATOR CARROLL:

14. Thank you. My only concern with this...Senator Buzbee says
15. to use my time to tell you he apologizes. My only concern with
16. this is basically two. One, if the Governor wants to remodel his
17. office, why didn't he put it in his own budget. It does not belong
18. in CDB. It belongs within his own budget or within the...the building,
19. which is the Secretary of State's building, but he didn't see fit to
20. put it in his budget so that we find it in the last hour...tacked
21. on, hidden in the CDB amendment. The Governor should have been up
22. front with this. It should have come in with the budget when the
23. budget was proposed, not just be talked about this last week of the
24. Session for the very first time as forty thousand dollars to make
25. the carpeting pretty in his outer office. If he wants it, come in,
26. put it in his budget, put it up front so it goes through both
27. committees and that everybody can discuss it and see whether or not
28. this is a legitimate State expense.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? If not, Senator Shapiro may
31. close the debate.

32. SENATOR SHAPIRO:

33. Just in response to Senator Carroll. Some of your points are

1. well taken and I do not argue with you on that particular point.
2. The reason the money is appropriated out of General Revenue to the
3. Capital Development Board is that they handle all the remodeling
4. and so on and so forth, but I will still...would urge a favorable
5. roll call.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Shapiro moves the adoption of Amendment No. 14 to
8. House Bill 2427. Those in favor indicate by saying Aye. Those
9. opposed. A roll call has been requested. Those in favor of
10. adopting Amendment No. 14 will indicate by voting Aye. Those
11. opposed vote Nay. The voting is open. Have all voted who wish?
12. Have all voted who wish? Take the record. On that question, the
13. Ayes are 33, the Nays are 16, none Voting Present. Amendment No. 14
14. having received the majority is declared passed. Any further amend-
15. ments?

16. SECRETARY:

17. Amendment No. 15 offered by Senators Carroll and Demuzio.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. For what purpose does Senator Buzbee arise?

20. SENATOR BUZBEE:

21. I just wanted to point out, Mr. President, there are at least
22. thirty-three people in this Chamber that maybe some day hope they
23. will be able to take advantage of those repairs and remodeling in
24. the Governor's Office.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Carroll on Amendment No. 15.

27. SENATOR CARROLL:

28. Withdraw it and please.

29. SECRETARY:

30. Amendment No. 15 offered by Senator Maragos.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Maragos.

33. SENATOR MARAGOS:

1. Mr. President and members of the Senate. A few minutes ago
2. everyone was complaining that Amendment No. 7 was the right thing
3. to do to take out the funds for the libraries, especially since
4. they were going to involve private institutions. Well now, this
5. is your chance to see if you really meant it, that you want to
6. help the library system, especially the public sector and I ask
7. for your adoption of Amendment No. 15 to House Bill 2427, which
8. restores the five million dollars for the public libraries and
9. not the private libraries, which was the big complaint earlier.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? Senator Sommer.

12. SENATOR SOMMER:

13. Mr. President and members. Could we..Mr. President...

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Would you break up that conference there...

16. SENATOR SOMMER:

17. Mr. President and members. This is another attempt to start
18. us down the road on that very expensive program. There has to be
19. hundreds and hundreds of towns and districts that have library
20. buildings that would like to get them built. They will be in here
21. every year. They will have you, each Senator, carrying their
22. project, trying to get it through. It's going to cost us millions
23. of dollars and that doesn't even talk about the great big libraries
24. in the large cities that will every year get a slice of this money.
25. This is a very expensive new initiative and I don't think we should
26. be going for at this time and I would urge the members to vote No.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Martin.

29. SENATOR MARTIN:

30. Yes, I would rise in opposition to this and I'll tell you
31. what happens when they build big, new libraries. You have a great
32. big building and you have a lot of people working there and pretty
33. soon you have a budget the way you do in my town with ten percent

1. of the budget going for books because the cost of the building
2. and the cost of the personnel that go with it make the real
3. reason for a library cease to exist and this amendment should be
4. defeated. It's not the building, it's the books that are ultimately
5. the important thing.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? If not, Senator Maragos may
8. close the debate.

9. SENATOR MARAGOS:

10. Mr. President and members of the Senate. If you don't have
11. a building you can't put in the books and because the library in...
12. your area, Senator Lynn Martin, may be mismanaged, doesn't mean
13. every other library is mismanaged. I feel very strongly in this
14. area that we should provide adequate libraries to...it's to back
15. up our educational system and books are a very important ingredient
16. for our educational system. Please do not...do not deny our future
17. students the opportunity to get a good education and have facilities
18. for good libraries. Please vote Aye on this one because this...
19. the public sector, not the private sector.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Maragos moves the adoption of Amendment No. 15 to
22. House Bill 2427. Those in favor will indicate by voting Aye.
23. Those opposed Nay. The Ayes...the voting is open. Have all voted
24. who wish? Have all voted who wish? Have all voted who wish? It
25. didn't help, Charlie. Take the record. On that question, the
26. Ayes are 24, the Nays are 30. Amendment No. 15 having failed to
27. receive a majority is declared lost. Any further amendments?

28. SECRETARY:

29. Amendment No. 16 offered by Senator Buzbee.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Thank you, Mr. President. I...I think I will withdraw this

1. amendment at this time and...and see what happens in Conference
2. Committee, perhaps try to put it on then.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Any further amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. 3rd reading. House Bill 2428, Senator Shapiro. Read the
9. bill, Mr. Secretary.
10. SECRETARY:
11. House Bill 2428.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. The Committee on Appropriations I offers
14. two amendments.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Senator Shapiro. Senator Carroll.
17. SENATOR CARROLL:
18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. Amendment No. 1 is a, basically, technical amendment to
20. change the total authorization level for correctional purposes
21. to reflect the Governor's signing of HB 942, which had increased
22. the authorization to...by some four million six eighty and I would
23. move adoption of Amendment No. 1.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Is there further discussion? If not, Senator Carroll moves
26. the adoption of Amendment No. 1 to House Bill 2428. Those in
27. favor indicate by saying Aye. Those opposed. The Ayes have it.
28. Amendment No. 1 is adopted. Any further amendments?
29. SECRETARY:
30. Committee Amendment No. 2.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Senator Carroll.
33. SENATOR CARROLL:

1. Thank you, Mr. President and Ladies and Gentlemen of the
2. Senate. Committee Amendment No. 2 reduces the authorization level
3. some forty-three million seven hundred thousand below the level
4. as introduced. It does contain still an authorization for some
5. of the programs that were cut in the...in 2427. We will have
6. further amendments later on as we...always do to bring it in line
7. to what we end up being the final work product and at this time I
8. would move adoption of Amendment No. 2.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? If not, Senator Carroll moves
11. the adoption of Amendment No. 2 to House Bill 2428. Those in
12. favor indicate by saying Aye. Those opposed. The Ayes have it.
13. Amendment No. 2 is adopted. Any further amendments?

14. SECRETARY:

15. No further committee amendments.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Any amendments from the Floor?

18. SECRETARY:

19. Floor Amendment No. 3 offered by Senator Shapiro.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Shapiro.

22. SENATOR SHAPIRO:

23. Mr. President and Ladies and Gentlemen of the Senate. I assume
24. that this is the amendment on page 4 by...with deletes lines 25
25. through 33. In the preceding bill, House Bill 2427, which were the
26. new appropriations for the Capital Development Board. This Body
27. deleted the Capital grants for private higher ed and for library
28. construction. What this amendment would do would delete the
29. substantive language in the authorization bill to accomplish what
30. we have already done in the appropriation bill, so that I...I would
31. urge its adoption.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? If not, Senator Shapiro moves the

1. adoption of Amendment No. 3 to House Bill 2428. Those in favor
2. indicate by saying Aye. Those opposed. The Ayes have it. Amend-
3. ment No. 3 is adopted. Any further amendments?
4. SECRETARY:
5. No further amendments.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. 3rd reading. For what purpose does Senator Shapiro arise?
8. SENATOR SHAPIRO:
9. Now, there's going to be a revised authorization level. Do
10. you want to leave the bill on 2nd? That information will be ready
11. this afternoon or do you want to bring it back from 3rd?
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. We can move it back from 3rd.
14. SENATOR SHAPIRO:
15. Okay.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. House Bill 2486, Senator Daley. Read the bill. I'm...I'm
18. sorry. House Bill 2428, 3rd reading. House Bill 2486, Senator
19. Daley. Read the bill, Mr. Secretary. For what purpose does
20. Senator Nash arise?
21. SENATOR NASH:
22. Mr. President, on a point of personal privilege.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. State your point.
25. SENATOR NASH:
26. Right behind us we have the gentleman who prepared the food
27. for the party at the Mansion last night, Jimmy (Greek name), his
28. brother Marco, his wife Maritza and Jimmy.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Will they...will they stand and be recognized. And extend
31. our compliments to the chefs. Senator Geo-Karis.
32. SENATOR GEO-KARIS:
33. On a point of personal privilege. That among those who prepared

1. the lambs was Mayor Mooney from Bourbonnais of the district of
2. Senator Jerome Joyce.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Well. Will they stand and be recognized.
5. SECRETARY:
6. House Bill 2486.
7. (Secretary reads title of bill)
8. 2nd reading of the bill. The Committee on Appropriations I offers
9. one amendment.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Senator Carroll.
12. SENATOR CARROLL:
13. Thank you, Mr. President and Ladies and Gentlemen of the
14. Senate. This amendment is a slight reduction to recognize
15. previous lapses in personal service line item. I would move
16. adoption of Amendment No. 1.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Is there any discussion? Senator Carroll moves the adoption
19. of Amendment No. 1 to House Bill 2486. Those in favor indicate
20. by saying Aye. Those opposed. The Ayes have it. Amendment No. 1
21. is adopted. Any further amendments?
22. SECRETARY:
23. No further 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. Do we have leave just to pass 2569 for a moment?
30. Leave is granted. House Bill 2575, Senator Weaver. Read the bill,
31. Mr. Secretary.
32. SECRETARY:
33. House Bill 2575.

1. (Secretary reads title of bill)

2. 2nd reading of the bill. The Committee on Appropriations I offers

3. two amendments.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Carroll.

6. SENATOR CARROLL:

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

8. Senate. This amendment cuts seven...to the seven percent, breaks

9. out statistics in tabulating services, makes some slight reductions

10. in equipment and travel. We have a corrective amendment later that

11. we have worked out with the commissioner. I would move adoption

12. of Amendment No. 1.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? If not, Senator Carroll moves

15. the adoption of Amendment No. 1 to House Bill 2575. Those in

16. favor indicate by saying Aye. Those opposed. The Ayes have it.

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

18. SECRETARY:

19. Committee Amendment No. 2.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Carroll.

22. SENATOR CARROLL:

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

24. Senate. This is a reduction in the Bank and Trust Company Fund

25. from seven hundred and fifty thousand to four hundred and fifty

26. thousand. It meets with the approbation of the Commissioner of

27. Banks. I move its adoption.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? If not, Senator Carroll moves

30. the adoption of Amendment No. 2 to House Bill 2575. Those in

31. favor indicate by saying Aye. Those opposed. The Ayes have it.

32. Amendment No. 2 is adopted. Any further amendments?

33. SECRETARY:

1. No further committee amendments.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Any amendments from the Floor?

4. SECRETARY:

5. Floor Amendment No. 3 offered by Senator Weaver.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Weaver.

8. SENATOR WEAVER:

9. Thank you, Mr. President. This is an addition of a hundred

10. and ten thousand dollars to take care of the commissioner's duties

11. as it relates to the Electronic Funds...Transfer and Transmission

12. Facilities Act and I'd move its adoption.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? Senator Rock.

15. SENATOR ROCK:

16. What does this one do?

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Could we have a little order, please.

19. SENATOR ROCK:

20. Where...where is Senator Bloom? I was going to say...are

21. we now...the cart before the horse again. I...which way do you

22. want me to go on this one?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Bloom.

25. SENATOR BLOOM:

26. Well, I can't tell you which way I want...

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Can we have a little order and break up those conferences by

29. Senator Sommer in the back there. .

30. SENATOR BLOOM:

31. Thank you. I can't tell you...

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Geo-Karis. Senator Bruce, take these conferences

1. off the Floor.

2. SENATOR BLOOM:

3. You want to control yourself, Chew. I can't tell you which
4. way to go, Senator Rock, until Senator Weaver gives me a copy
5. of the amendment. Thank you. This apparently will give some
6. cheese to the Commissioner of Banks and Trust Companies so he
7. could put on a striped shirt and blow a whistle when they...bank
8. groups come crying to him.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? If not, Senator Weaver moves
11. the adoption of Amendment No. 3 to House Bill 2575. Those in
12. favor will say Aye. Those opposed. A roll call has been requested.
13. Those in favor of Amendment No. 3 will vote Aye. Those opposed
14. will vote Nay. The voting is open. Have all voted who wish?
15. Have all voted who wish? Take the record. On that question, the
16. Ayes are 12, the Nays are 27, none Voting Present. Amendment No. 3
17. to House Bill 2575 having failed to receive a majority vote is
18. declared lost. Any further amendments?

19. SECRETARY:

20. Amendment No. 4 offered by Senator Carroll.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Carroll.

23. SENATOR CARROLL:

24. Thank you, Mr. President. We had several discussions with the
25. commissioner and I've attempted to resolve his problems. This
26. restores thirty-two thousand six forty and I would move its
27. adoption.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? If not, Senator Carroll moves
30. the adoption of Amendment No. 4 to House Bill 2575. Those in
31. favor indicate by saying Aye. Those opposed. The Ayes have it.
32. Amendment No. 4 is adopted. Any further amendments?

33. SECRETARY:

1. No further amendments.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. 3rd reading. House Bill 2578, Senator Schaffer. Read the
4. bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 2578.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. The Committee on Appropriations II
9. offers seven amendments.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. Amendment No. 1...the effect of
14. this is to delete everything after the enacting clause and start
15. over again. The reason is that the House in their wisdom only
16. funded the department at...for half a year because all of us
17. know of our various irritations with the Department of Public
18. Health, however they have cleaned house over there. The...the
19. big four of the Public Health Department are no longer there. I
20. think it's only fair that we give the new regime an opportunity
21. to do the job they're supposed to do and so this amendment would
22. restore the bill in its original form so that it reflects a twelve
23. month funding and I would move its adoption.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator Mitchler.

26. SENATOR MITCHLER:

27. Mr. President and members of the Senate. The remark that
28. Senator Buzbee made sort of caught me. We ought to give the new
29. regime over there an opportunity to prove themselves. You know
30. and I think you may agree with me, Senator Buzbee, I'm not speaking
31. for you, but after I complete my remarks...you know, we change a-
32. round here...change these directors like you shuffle cards. You
33. know, you pick up the paper today and you find that you got a new

1. warden at Stateville. Ten months ago we brought a fellow in
2. from over in Iowa, oh, what a great job he was going to do at
3. Stateville, going to shake it down. He lasted ten months and
4. we shuffle him. We've shuffled the warden at Pontiac. You've
5. shuffled the Department of Children and Family Services with a
6. director. Well, the one at Public Health, he...they found out
7. so much was going on over there they had to get a new director
8. there. Margaret Kennedy, she didn't last long in DCFS over
9. there either and you know, now we want to give another chance by
10. funding the Department of Public Health. I don't know when we're
11. going to get our act around here. I know that I've got two
12. Caterpillar Tractor Plants in my district. One at Aurora and one
13. at Joliet and when the President of Caterpillar Tractor Company
14. in the general office down there in Peoria decides to put a
15. manager in at Aurora, he doesn't put somebody in there that he's
16. going to try out...

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator, your time is expired.

19. SENATOR MITCHLER:

20. ...that fellow is going to prove himself and he doesn't fire
21. him in ten months.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? Senator Buzbee may close the
24. debate. Senator Buzbee moves for the adoption of Amendment No. 1
25. to House Bill 2578. Those in favor indicate by saying Aye. Those
26. opposed. The Ayes have it. Amendment No. 1 is adopted. Any
27. further amendments?

28. SECRETARY:

29. Committee Amendment No. 2.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Thank you, Mr President. This amendment does the following

1. things to the FY '80 appropriation of the Department of Public
2. Health. It...number one, it cuts thirty new positions reduced
3. by the House for a savings of two hundred forty thousand nine
4. hundred dollars in Personal Services. Number two, it reduces
5. Personal Services by two hundred ten thousand three hundred dollars
6. in nearly every division to bring pay increases to the seven per-
7. cent level and number three, it breaks out the Public Health labs
8. in Chicago, Carbondale and Springfield. Number four, it adds
9. three hundred eighty-seven thousand six hundred dollars for twenty-
10. two local health departments, which were to receive less assistance
11. from the Department of Public Health in FY '80 than they received
12. in FY '79. This was done also by the House. Number five, it adds
13. thirty-six thousand five hundred dollars to Disease Control for
14. a...screening program for those exposed to DES and I'll not attempt
15. to pronounce the name. This was done by the House. Number six,
16. it adds three...thirty-five thousand seventy dollars...it adds
17. thirty-five thousand seven hundred dollars in PHS funds to allow
18. for medical preparations for rheumatic fever patients as was done
19. in the House. Number seven, it breaks out the Women and Infant
20. Care Program in the grants and administration and adds one
21. hundred sixty thousand three hundred dollars to the program.
22. Number eight, it adds one hundred forty-two thousand PHS to
23. Environmental Health for twelve month funding of the Federally
24. assisted Pesticide Program and I would move its adoption.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? Channel 20 has requested leave
27. to film the proceedings. Is leave granted? Leave is granted.
28. Senator Buzbee moves the adoption of Amendment No. 2 to House Bill
29. 2578. Those in favor indicate by saying Aye. Those opposed. The
30. Ayes have it. Amendment No. 2 is adopted. Any further amendments?

31. SECRETARY:

32. * Committee Amendment No. 3.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Mr...Senator Buzbee.

2. SENATOR BUZBEE:

3. Thank you, Mr. President. This amendment adds three million
4. one hundred forty-four thousand three hundred dollars to the FY '80
5. appropriation of the Department of Public Health in the following
6. areas. One, it adds one million five hundred thousand for the
7. Paranatal Program Tertiary Care to bring the FY '80 total to four
8. million nine hundred thousand dollars. DPH requested one million
9. seven hundred and sixty thousand less for this purpose in FY '80
10. than was appropriated in FY '79 and this probably will not be
11. sufficient because they are never...they're always behind in their
12. payments. Number two, it adds a new line for Paranatal grants at
13. the secondary care level in the amount of one million two hundred
14. thousand dollars. Number three, it adds a line for staffing and
15. training grants to Paranatal Centers in the amount of four hundred
16. forty-four thousand three hundred dollars. This line and amount
17. was included in the FY '79 appropriation of DPH, but was not
18. included in their FY '80 request and I would move its adoption.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there further discussion? If not, Senator Buzbee moves
21. the adoption of Amendment No. 3 to House Bill 2578. Those in
22. favor indicate by saying Aye. Those opposed. The Ayes have it.
23. Amendment No. 3 is adopted. Any further amendments?

24. SECRETARY:

25. Committee Amendment No. 4.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Thank you, Mr. President. This amendment was added by Senator
30. Schaffer. It's for a thirty-three thousand nine hundred eighty-
31. seven dollars for PKU followup. The figures were provided to the
32. commission by...rather, provided by the commission on Mental
33. Health...Developmental Disabilities by the Bureau of the Budget and

1. I would move its adoption.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? If not, Senator Buzbee moves
4. the adoption of Amendment No. 4 to House Bill 2578. Is there any...
5. those in favor indicate by saying Aye. Those opposed. The Ayes
6. have it. Amendment No. 4 is adopted. Any further amendments?

7. SECRETARY:

8. Committee Amendment No. 5.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. Thank you, Mr. President. This amendment was requested by
13. Senator Regner. It adds one dentist and one administrative
14. assistant for six months to the Dental Health Division, a total
15. addition of sixty-one thousand four hundred dollars and I would
16. move its adoption.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there further discussion? If not, Senator Buzbee moves
19. the adoption of Amendment No. 5 to House Bill 2578. Those in
20. favor indicate by saying Aye. Those opposed. The Ayes have it
21. and...Amendment No. 5 is adopted. Any further amendments?

22. SECRETARY:

23. No further committee amendments.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Any amendments from the Floor?

26. SECRETARY:

27. Amendment No. 6 offered by Senator Daley.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Daley.

30. SECRETARY:

31. Now wait just a minute, Mr. President.

32. SENATOR DALEY:

33. One more committee amendment, isn't there?

1. SECRETARY:

2. Committee Amendment No. 6.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Thank you, Mr. President. As a matter of fact, I think
7. there are two more committee amendments. Okay. Committee
8. Amendment No. 6 is an addition of eight hundred forty-seven
9. thousand five hundred seventy-six dollars. One hundred twenty-
10. four thousand five hundred General Revenue to provide funding
11. for the preparation of a nuclear emergency response plan. Seven
12. hundred twenty-three thousand seventy-six dollars will provide
13. funding for the phase-in of continuous remote monitoring of
14. nuclear generating facilities. This appropriation is needed
15. with the passage of Senate Bill 1084 and I would move its adoption.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? If not, Senator Buzbee moves
18. the adoption of Amendment No. 6 to House Bill 2578. Those in
19. favor indicate by saying Aye. Those opposed. The Ayes have it.
20. Amendment No. 6 is adopted. Any further amendments?

21. SECRETARY:

22. Committee Amendment No. 7.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Thank you, Mr. President. This amendment provides eighty-
27. five thousand one hundred dollars to General Revenue to the
28. Office of Health Finance. This is a department amendment effective
29. control of the State expenditures for health care and social
30. services requirements. It requires that program coordination be
31. carried on a programmatic as well as fiscal basis. This staff
32. would enable the Office of Health Finance to expand its work
33. in coordinating State programs with their fiscal implications.

1. This includes assisting other agencies in evaluation of programs
2. effectiveness in coordinating cost reporting requirements with
3. desired programatic goals and developing cost containment
4. strategies, which will not undermine program goals and I would
5. move its adoption.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? If not, Senator Buzbee moves
8. the adoption of Amendment No. 7 to House Bill 2578. Those in
9. favor indicate by saying Aye. Those opposed. The Ayes have it.
10. Amendment No. 7 is adopted. Any further amendments?

11. SECRETARY:

12. No further committee amendments.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Any amendments from the Floor?

15. SECRETARY:

16. Amendment No. 8 offered by Senator Daley.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Daley.

19. SENATOR DALEY:

20. Mr. President and fellow Senators. This is an appropriation
21. for a hundred and ninety-four thousand for the nurses aid training,
22. which corresponds to Senate Bill 316 in regards to the nursing home
23. industry. I'd ask for adoption.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? If not, Senator Daley moves
26. the adoption of Amendment No. 8 to House Bill 2578. Those in
27. favor indicate by saying Aye. Those opposed. The Ayes have it.
28. Amendment No. 8 is adopted. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. 3rd reading. House Bill 2579, Senator Regner. Read the bill,
33. Mr. Secretary.

1. SECRETARY:

2. House Bill 2579.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Appropriations I
5. offers one...offers three amendments.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Carroll.

8. SENATOR CARROLL:

9. Thank you, Mr. President and Ladies and Gentlemen of the
10. Senate. Amendment No. 1 is basically the seven percent solution
11. and deleting grants that were not within the Federal funding levels.
12. I would move adoption of Amendment No. 1.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? If not, Senator Carroll moves
15. the adoption of Amendment No. 1 to House Bill 2579. Those in
16. favor indicate by saying Aye. Those opposed. The Ayes have it.
17. Amendment No. 1 is adopted. Any further amendments?

18. SECRETARY:

19. Committee Amendment No. 2.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President and Ladies and Gentlemen of the
24. Senate. This amendment eliminates the funds in which the House
25. added on in General Revenue match to grants to regional commissions
26. because there is no dollar amount as yet set by Congress for
27. Federal funds for these regional commissions and I would move
28. adoption of Amendment No. 2.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there any discussion? Senator Carroll moves the adoption
31. of Amendment No. 2 to House Bill 2579. Those in favor indicate
32. by saying Aye. Those opposed. The Ayes have it. Amendment No. 2
33. is adopted. Any further amendments?

1. SECRETARY:

2. Committee Amendment No. 3.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President and Ladies and Gentlemen of the
7. Senate. Committee Amendment No. 3 is a restoration of four
8. particular projects. The comments when questioning the director
9. in committee and his fiscal officer, he indicated that these
10. particular projects were not on the Federal plan two to ILAC
11. and two to the Supreme Court. We were surprised with that
12. comment. In checking it we found they were within the Federal
13. funding levels and therefore, within the ILAC plan and we have
14. restored them. They have agreed they made a mistake in their
15. testimony and these restore those four projects. I would move
16. adoption.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there further discussion? If not, Senator Carroll moves
19. the adoption of Amendment No. 4...No. 3 to House Bill 2579. Those
20. in favor indicate by saying Aye. Those opposed. The Ayes have it.
21. Amendment No. 3 is adopted. Any further amendments?

22. SECRETARY:

23. No further 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. Senator Rock. House Bill 2004. Do we have
30. leave to go back to the Order of House Bill 2004? Leave is
31. granted. House Bill 2004, Senator Lemke. Read the bill, Mr.
32. Secretary.

33. SECRETARY:

1. House Bill 2004.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. The Committee on Appropriations I

4. offers seven amendments.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Carroll.

7. SENATOR CARROLL:

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

9. Senate. Amendment No. 1 is the report of the subcommittee on

10. these commission's bills. It had brought in all the various

11. people interested in various commissions and reported out a

12. list of some thirty-four commissions. There were some that

13. were deleted for not showing. Senator Lemke later heard from

14. these people and there are amendments to add some of that money

15. back. I would answer questions on each of these, but would

16. rather move adoption. There are later amendments, Senator

17. Davidson, to add back those who failed to show. Senator Davidson,

18. for example, was interested in the Governor's Commission on

19. Physical Fitness. No one showed. In between Lemke, Rupp and

20. Nash no one there was concerned about physical fitness, so it

21. was not included in the first amendment and I would move adoption

22. of Amendment No. 1.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Carroll...Is there further discussion? Senator

25. Carroll moves the adoption of Amendment No. 1 to House Bill 2004.

26. Those in favor indicate by saying Aye. Those opposed. Amendment

27. No. 1 is adopted. Any further amendments?

28. SECRETARY:

29. Committee Amendment No. 2.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Carroll.

32. SENATOR CARROLL:

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

1. Amendment No. 2 is thirty-five thousand for the Ethnic Heritage
2. Commission and I would move adoption.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, Senator Carroll moves
5. the adoption of Amendment No. 2 to House Bill 2004. 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. Committee Amendment No. 3.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Carroll.

12. SENATOR CARROLL:

13. To answer Senator Buzbee's question, Amendment No. 3 is
14. the Vehicle Recycling Fund and I would move adoption of Amendment
15. No. 3.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? If not, Senator Carroll moves
18. the adoption of Amendment No. 3 to House Bill 2004. Those in
19. favor indicate by saying Aye. Those opposed. The Ayes have it.
20. Amendment No. 3 is adopted. Any further amendments?

21. SECRETARY:

22. Committee Amendment No. 4.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Carroll.

25. SENATOR CARROLL:

26. Thank you, Mr. President and Ladies and Gentlemen of the
27. Senate. This was Senator Hall's request. It's the Institute
28. of Natural Resources research...a hundred thousand dollars in
29. Committee Amendment No. 4. I'd move its adoption.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, Senator Carroll moves
32. the adoption of Amendment No. 4 to...House Bill 2004. Those in
33. favor indicate by saying Aye. Those opposed. The Ayes have it.

1. Amendment No. 4 is adopted. Any further amendments?

2. SECRETARY:

3. Committee Amendment No. 5.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Carroll.

6. SENATOR CARROLL:

7. Consolidation of Water Resources amendment. This is for

8. forty-five thousand seven hundred dollars and I would move its

9. adoption.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator Carroll moves

12. the adoption of Amendment No. 5 to House Bill 2004. Those in

13. favor indicate by saying Aye. Those opposed. The Ayes have it.

14. Amendment No. 5 is adopted. Any further amendments?

15. SECRETARY:

16. Committee Amendment No. 6.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. For what purpose does Senator Mitchler arise?

19. SENATOR MITCHLER:

20. Well, maybe...I was just going to ask Senator Carroll...

21. what does it mean by the consolidation of the Water Resources

22. Commission?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Carroll.

25. SENATOR MITCHLER:

26. Who do we consolidate with?

27. SENATOR CARROLL:

28. This was forty-five thousand seven hundred after Personal

29. Services for their other expenses of travel commodities and that

30. was consolidated into Water Resources. Okay.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Further amendments?

33. SECRETARY:

1. Committee Amendment No. 6.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Carroll.

4. SENATOR CARROLL:

5. This was three hundred thousand for the Displaced Homemakers
6. Program that Senator Schaffer was concerned with and I move its
7. adoption.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? If not, Senator Carroll moves
10. the adoption of Amendment No. 6 to House Bill 2004. Those in
11. favor indicate by saying Aye. Those opposed. The Ayes have it.
12. Amendment No. 6 is adopted. Any further amendments?

13. SECRETARY:

14. Committee Amendment No. 7.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you. This was the Governor's request for fourteen
19. thousand, once again for the International Year of the Child for
20. FY '80 expenses of the International Year of the Child and I
21. would move adoption of Amendment No. 7.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? If not, Senator Carroll moves...
24. Senator Mitchler.

25. SENATOR MITCHLER:

26. It's hard to hear, but I...I thought I heard right. This is
27. an appropriation now for the International Year of the Child that
28. we previously knocked off another bill or amendment back here a
29. few weeks ago. I...I want to be sure...

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is that a question of Senator Carroll?

32. SENATOR MITCHLER:

33. Yes.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Carroll.

3. SENATOR CARROLL:

4. What was the question?

5. SENATOR MITCHLER:

6. Didn't...didn't we eliminate this, Senator Carroll, from
7. a previous bill at one time? Wasn't it on or did the House
8. knock it off?

9. SENATOR CARROLL:

10. No...the House had knocked off the FY '79 appropriation.
11. The Governor has released his request for FY '79 monies for
12. the Year of the Child. It was a twenty thousand dollar request.
13. Now that we're in to the next year...we're down to fourteen
14. thousand for FY '80 request. There is no FY '79 request, so
15. we've saved a year and six thousand dollars and the FY '80
16. request is fourteen thousand.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Well, I don't know why it just went down that much if...it
21. should have gone down the full ten thousand because it would just
22. be for a half a year. If we...if we missed it for the first
23. part of the year, we only have a half a year to go, it ought to
24. go down to ten thousand for those that want to vote on it, but
25. I know a lot of the heat that a lot of the United States Senators
26. and members of Congress got for voting five million for that
27. International Women's Year and it...

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator, your time has expired.

30. SENATOR MITCHLER:

31. ...got all these conferences going to so...

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? Senator Berning.

1. SENATOR BERNING:

2. A question of the sponsor, please.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. He indicates he will yield.

5. SENATOR BERNING:

6. To whom is the appropriation made, Senator?

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Carroll.

9. SENATOR CARROLL:

10. The Department of Children and Family Services for expenses
11. related to the activities of the International Year of the Child.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Berning.

14. SENATOR BERNING:

15. Is not the International Year of the Child just that, Inter-
16. national and are we thereby authorizing people or members from
17. the Department of Children and Family Services to attend National
18. ...and International meetings?

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Carroll.

21. SENATOR CARROLL:

22. To the best of my recollection, Senator Berning, and it's
23. merely the best of my recollection, the monies that we were
24. always talking about we in order to host meetings here in
25. Illinois for International Year of the Child activities to bring
26. others within Illinois to have functions here.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Berning.

29. SENATOR BERNING:

30. Is there any indication at all as to where and how these
31. funds will be spent and for what? International Year of the
32. Child really doesn't tell anybody anything.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator, your time has expired. Is there further discussion?
2. If not, Senator Carroll may close the debate.
3. SENATOR CARROLL:
4. It's my understanding that those monies always were for
5. meetings here within the State of Illinois. Also, to have essay
6. contests in schools and things of that nature to emphasize the
7. International Year of the Child and I would move adoption of
8. Amendment No. 7 at the request of the Governor.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Carroll moves the adoption...
11. SENATOR CARROLL:
12. At the request of the Governor...at the request of the Governor.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Carroll moves the adoption of Amendment No. 7 to
15. House Bill 2004. A roll call has been requested. All those in
16. favor of adopting Amendment No. 7 will vote Aye. Those opposed
17. vote Nay. The voting is opep. Have all voted who wish? Have
18. all voted who wish? Take the record. On that question, the Ayes
19. are 34, the Nays are 10, none Voting Present. Amendment No. 7
20. having received the majority is declared adopted. Any further
21. amendments?
22. SECRETARY:
23. No further committee amendments.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Any amendments from the Floor?
26. SECRETARY:
27. Amendment No. 8 offered by Senator Hall.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator Hall.
30. SENATOR HALL:
31. What...what...which one is that?
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Amendment No. 8.

1. SENATOR HALL:

2. Thank you, Mr. President and Ladies and Gentlemen of the
3. Senate. This amendment would appropriate forty-eight thousand
4. seven hundred to...dollars...it's appropriated to the State
5. Fire Marshal to assist...municipalities in need of emergency
6. funds for firefighting equipment or protective gear. I'd ask the
7. ...support of this amendment.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? Senator Sommer.

10. SENATOR SOMMER:

11. Mr. President and members. Quickly, this...this amendment
12. is constitutionally infirm. It has substantive language in it
13. and has...it's simply ineffective, Senator, and I would urge
14. opposition to it.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there further discussion? Senator Carroll.

17. SENATOR CARROLL:

18. Yes, Mr. President, I had opposed this in committee for...
19. for two reasons. Not because he's saying...don't need this
20. type of assistance that the Fire Marshal may be able to offer
21. them, but this is substantive language in the appropriation bill
22. and in Benjamin versus Devonne Bank the Supreme Court of this
23. State has ruled that that is clearly and patently unconstitutional.
24. That was a case where I was on the losing side, I might add,
25. and in addition thereto, this were to be embarking upon a new
26. program of putting State dollars into local governments fire
27. departments and I would assume would mushroom into a multi-
28. billion program once it got underway. I think we should have
29. substantive legislation to create this program and this would
30. just be an ineffective way of trying to do it.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there further discussion? If not, Senator Hall may close
33. the debate.

1. SENATOR HALL:

2. Well, you just heard from two of the big four. Now, we're
3. getting right back to this same thing again. I'm just asking
4. for a mere...after...and when I think of all of this money that's
5. being passed out around here, I'm only asking...I...here...I was
6. turned down for a mere five thousand dollars yesterday. Now, I
7. come begging with tears in my eyes, pleading to you. Now...or
8. it's time for you Gentlemen here to quite listening to the big
9. four. Now, it's time for you to wake up and let's do something
10. for ourselves, so with that I would ask green lights on this
11. appropriation. Thank you.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Hall moves for the adoption of Amendment No. 8 to
14. House Bill 2004. Those in favor will signify by saying Aye.
15. Those opposed. Those opposed. The Nays have it. A roll call
16. has been requested. A roll call has been requested. No. Senator
17. Wooten. Senator Hall, for what purpose do you arise?

18. SENATOR HALL:

19. I think my hearing is pretty good and I haven't heard any-
20. body request a roll call. I...I will abide by your decision and
21. you said the Ayes have it so...

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. I did not say the Ayes had it.

24. SENATOR HALL:

25. What did you say?

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. I said the Nays had it and a roll call was requested.

28. SENATOR HALL:

29. Well, I must be hearing wrong. Since we're going to do that
30. let's...let's go on the roll call then.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. All those in favor of adopting a number...voting for number...

1. Amendment No. 8 will vote Aye. Those opposed vote Nay. The
2. voting is open. Have all voted who wish? Have all voted who
3. wish? Take the record. On that question, the Ayes are 21,
4. the Nays are 25, none Voting Present. Amendment No. 8 to
5. House Bill 2004 having failed to receive a majority is declared
6. lost. Any further amendments?

7. SECRETARY:

8. Floor Amendment No. 9 offered by Senator Berning.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Berning.

11. SENATOR BERNING:

12. Thank you, Mr. President. Amendment No. 9 provides ten
13. thousand dollars for the model Deaf and Hard of Hearing Study
14. Commission. It was inadvertently overlooked and I would move
15. for the adoption of Amendment No. 9.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? If not, Senator Berning moves
18. the adoption of Amendment No. 9 to House Bill 2004. Those in
19. favor indicate by saying Aye. Those opposed. The Ayes have it.
20. Amendment No. 9 is adopted. Any further amendments?

21. SECRETARY:

22. Amendment No. 10 offered by Senator Davidson.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Davidson.

25. SENATOR DAVIDSON:

26. Yes, this restores the forty thousand dollars to the Governor's
27. Physical Fitness Counsel...

28. PRESIDENT:

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you. As we said in the first amendment, the subcommittee
32. made up of Lemke, Rupp and Nash did not...since no one showed up
33. they were not strong advocates of Physical Fitness unless there

1. was some concomitant amount of money for those who weren't
2. inclined to be physically fit. Senator Davidson has since
3. shown up and Senator Lemke has informed me that this is with-
4. in the guidelines and I would urge its adoption.

5. PRESIDENT:

6. All right. Senator Carroll has moved the adoption of
7. Amendment No. 10 to House Bill 2004. Is there any further
8. discussion? If not, all in favor signify by saying Aye.
9. All opposed. The Ayes have it. The amendment is adopted.
10. Any further amendments?

11. SECRETARY:

12. Amendment No. 11 offered by Senator Lemke.

13. PRESIDENT:

14. Senator Lemke. Senator Lemke.

15. SENATOR LEMKE:

16. Well, that's to put back the money we took out for the...
17. on the...Counsel on Nutrition. No one showed up so we took it
18. out, but now they appeared and we ask for...to put the money
19. back in. We ask for its adoption.

20. PRESIDENT:

21. Senator Lemke has moved the adoption of Amendment No. 11
22. to House Bill 2004. Is there any discussion? If not, all in
23. favor signify by saying Aye. All opposed. The Ayes have it.
24. The amendment is adopted. Further amendments?

25. SECRETARY:

26. Amendment No. 12 offered by Senator Hall.

27. PRESIDENT:

28. Senator Hall. Senator Hall.

29. SENATOR HALL:

30. Thank you, Mr. President and Ladies and Gentlemen of the
31. Senate. Well, let's see, so far I'm batting a thousand, so at
32. this...now, at this time since you people don't like to pass
33. small amounts, I'm only asking for a million nine hundred thousand

1. dollars and it's appropriated to the Illinois Industrial
2. Development Authority for the purpose of making loans for
3. industrial development. Now, this is a vital thing and this
4. is State-wide. It will help all of you in your areas. We're
5. talking about stimulating the economy, finding jobs and this
6. is the way to do it, Gentlemen, so at this time I'd ask your
7. most favorable support of this amendment.

8. PRESIDENT:

9. Senator Hall has moved the adoption of Amendment No. 12.
10. Is there any discussion? Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. First to correct Senator Hall, we did give him a
14. hundred thousand dollars in Amendment No. 4 for the East St.
15. Louis area, but more to this point, I commend Senator Hall for
16. the innovation. The original one came in of the substantive
17. legislation that would allow this million nine to have been
18. spent, failed in the House. It went onto the Spring Calendar
19. rather than failing, excuse me, but it went on the Spring
20. Calendar. The...we have already funded an additional million
21. to the Industrial Development Authority. I have been reliably
22. informed that this would be over and above that million and,
23. therefore, not within the Governor's recommendations of spending
24. levels and I think we should let that million which works well
25. go well and if the substantive legislation does pass next Spring
26. we could then come back and fund this new program.

27. PRESIDENT:

28. Further discussion? Senator Sommer.

29. SENATOR SOMMER:

30. Mr. President and members, I adopt everything Senator Carroll
31. said and urge defeat of this amendment.

32. PRESIDENT:

33. All right. Senator Hall has moved the adoption of Amendment

1. No. 12 to House Bill 2004. Those in favor signify by saying
2. Aye. Those opposed. In the opinion of the Chair the Noes
3. have it. The amendment fails. Further amendments?

4. SECRETARY:

5. Amendment No. 13 offered by Senator Egan.

6. PRESIDENT:

7. Senator Egan.

8. SENATOR EGAN:

9. Yes, thank you...

10. SECRETARY:

11. Senator Egan, I have two.

12. SENATOR EGAN:

13. That's correct.

14. SECRETARY:

15. The...

16. SENATOR EGAN:

17. The following two amendments are identical in some, but
18. they are put into different budgets because of the lack of
19. enabling legislation that is now pending its way...winding
20. its way through the General Assembly. One of these is going
21. to be vetoed and I urge the adoption of Amendment No. 13, as
22. I will with No. 14.

23. PRESIDENT:

24. ...Senator Egan has moved the adoption of Amendment No. 13
25. to House Bill 2004. Is there any discussion? Senator Egan.

26. SENATOR EGAN:

27. It funds the Criminal Sentencing Commission and I move its
28. adoption.

29. PRESIDENT:

30. Senator Egan moves the adoption of Amendment No. 13 to House
31. Bill 2004. Is there any further discussion? If not, all in
32. favor signify by saying Aye. All opposed. The Ayes have it.
33. The amendment is adopted. Further amendments?

1. SECRETARY:

2. Senate...Amendment No. 14 offered by Senator Egan.

3. PRESIDENT:

4. Senator Egan.

5. SENATOR EGAN:

6. This is the same amendment, but put into a different budget.

7. I move its adoption.

8. PRESIDENT:

9. Senator Egan has moved the adoption of Amendment No. 14 to
10. House Bill 2004. Is there any discussion? If not, indicate...
11. Senator Egan has moved the adoption of Amendment No. 14 to
12. House Bill 2004. Is there any discussion? If not, all in favor
13. signify by saying Aye. All opposed. The Ayes have it. The
14. amendment is adopted. Any further amendments?

15. SECRETARY:

16. Amendment No. 15 offered by Senator Daley.

17. PRESIDENT:

18. Senator Daley.

19. SENATOR DALEY:

20. Mr. President, fellow Senators. This is an appropriation
21. of twenty-five thousand to the Supreme Court for payment for a
22. court appointed counsel dealing with the mentally ill and
23. mentally retarded, which we passed a bill last year.

24. PRESIDENT:

25. Senator Daley has moved the adoption of Amendment No. 15
26. to House Bill 2004. Is there any discussion? If not, all in
27. favor signify by saying Aye. All opposed. The Ayes have it.
28. The amendment is adopted. Further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. Senator Donnewald, for what purpose do you arise?

33. SENATOR DONNEWALD:

*HB 2569
6/26/79
2nd reading*

1. Yes, if I could have the attention of the Body, I would
2. ask now for a recess of one hour to reconvene at 1:15.

3. PRESIDENT:

4. Senator...

5. SENATOR DONNEWALD:

6. I defer now to Senator Johns.

7. PRESIDENT:

8. Senator Johns.

9. SENATOR JOHNS:

10. Thank you, Mr. President. There will be a caucus of the
11. Democratic Senate immediately in Room 400...400 immediately.

12. PRESIDENT:

13. Senator Shapiro.

14. SENATOR SHAPIRO:

15. Mr. President, I would like to announce to the Republican
16. members that there will be a very short caucus in my office
17. immediately upon recess.

18. PRESIDENT:

19. All right. The Senate stands in recess until the hour of
20. 1:15.

(RECESS)

(AFTER RECESS)

23. PRESIDENT:

24. The Senate will come to order. Will those not entitled to
25. the Floor please vacate the premises. On the Order of House
26. Bills, 2nd reading, page 31 on the Calendar, House Bill 2569.

27. Mr. Secretary.

28. SECRETARY:

29. House Bill 2569.

(Secretary begins to read title of bill)

30. House Bill 2569 was read a second time on the 21st of June.
31. Amendment No. 1 and 2 were Tabled and Amendment No. 3 was adopted.
32. 2nd reading of the bill. No further committee amendments.
33.

1. PRESIDENT:
2. Are there amendments from the Floor?
3. SECRETARY:
4. Amendment No. 4 offered by Senator McMillan.
5. PRESIDENT:
6. Senator McMillan.
7. SENATOR McMILLAN:
8. Mr. President and members of the Senate. Amendment No. 4...
9. PRESIDENT:
10. Senator Bruce, for what purpose do you arise?
11. SENATOR BRUCE:
12. I've been apprised, there's more than one amendment. I
13. wonder if...if each sponsor when he began the explanation would
14. read off the LRB number, particularly the last two digits and
15. then perhaps we will know exactly where we are.
16. PRESIDENT:
17. All right. The Secretary indicates he can read that off,
18. Senator McMillan. All right. Mr. Secretary.
19. SECRETARY:
20. LRB number...last...let's read the...the letters LDVAM15.
21. PRESIDENT:
22. Senator McMillan.
23. SENATOR McMILLAN:
24. That number is correct. This particular amendment strips
25. everything after the enacting clause and offers in its place what
26. is essentially the product of the Governor's Study Committee to
27. come up with a solution for replacement of the Corporate Personal
28. Property Tax. It has a 2.25 rate on corporations, a 1.25 rate
29. on partnerships, a .75 on invested capital. This will raise the
30. base amount four hundred and sixty-eight million dollars, the
31. amount that is necessary for replacement and will increase in such
32. a manner as to provide the necessary revenue. It includes the
33. reclassification language of 2569 which is, in fact, better than

1. was in 2700. It has dollar for dollar distribution based on
2. collections in 1978. It has distribution beginning in March 31st
3. of 1980 and quarterly thereafter. This particular piece of...of
4. legislation is the one proposal which provides for replacement
5. based on exactly the amounts that the units of local government
6. are going to lose. This has a rate, which is the lowest possible
7. rate we can place upon the corporations of the State and it has
8. a distribution, which is fair to each unit of government involved.

9. PRESIDENT:

10. Is there any discussion? Senator Gitz.

11. SENATOR GITZ:

12. A question of...of the sponsor of the amendment.

13. PRESIDENT:

14. He...indicates he will yield. Senator Gitz.

15. SENATOR GITZ:

16. Senator McMillan, is it not true that the effective date in
17. your amendment is January 1?

18. PRESIDENT:

19. Senator McMillan.

20. SENATOR McMILLAN:

21. That is quite correct and that date is necessary if the
22. amount of revenue is going to be raised and still keep the rate
23. low enough to be bearable.

24. PRESIDENT:

25. Senator Gitz.

26. SENATOR GITZ:

27. Well, you can correct me if I'm wrong but it seems to me
28. that one of the reasons you're able to offer an amendment at a
29. 2.225 rate is because you're making a January 1 effective date.
30. That means that all the businesses in the State are going to be
31. stuck with a quarterly bill that's going to come due in September.
32. At the same time they're going to...be paying last year's
33. Corporate Personal Property Tax and that seems to me to be a

1. tremendous burden to put upon them this coming year.

2. PRESIDENT:

3. Senator McMillan.

4. SENATOR McMILLAN:

5. That particular thing is necessary because as...as you know
6. that Personal Property Taxes that are paid this year are for the
7. liability accrued in 1978 and so this is not imposing any...any
8. double liability even though, as you have stated clearly the
9. payment would occur in the same year.

10. PRESIDENT:

11. Further discussion? Senator D'Arco.

12. (END OF REEL)

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1. SENATOR D'ARCO:

2. Does this amendment also include estates...decedent's
3. estates? Are you taxing decedent's estates as well as trusts?
4. In this amendment?

5. PRESIDENT:

6. Senator McMillan.

7. SENATOR McMILLAN:

8. This...this bill includes a tax on...the broad statement
9. of fiduciaries and it also indicates that it's on estates.

10. PRESIDENT:

11. Senator D'Arco.

12. SENATOR D'ARCO:

13. Well, isn't it a fact that in the Hanley decision that
14. the Supreme Court of Illinois indicated that minor incompe-
15. tent in decedent's estates because of the involuntary nature
16. of the...of...of the...status of these estates were not
17. subject to taxation in Illinois.

18. PRESIDENT:

19. Senator McMillan.

20. SENATOR McMILLAN:

21. This is only those which are taxable and if the court
22. has, in fact, indicated that there are some states which are
23. not, they will not be taxable. This includes only those which
24. are taxable.

25. PRESIDENT:

26. Senator D'Arco.

27. SENATOR D'ARCO:

28. You are...you are taxing all...all the decedent's estates.

29. PRESIDENT:

30. Senator McMillan.

31. SENATOR McMILLAN:

32. This indicates that those will not be taxed which are
33. now exempt from the personal property tax.

1. PRESIDENT:

2. Senator D'Arco.

3. SENATOR D'ARCO:

4. You are...you are including in...in your definition all
5. trusts that were exempt under the Revenue Act of 1929 also,
6. isn't that true?

7. PRESIDENT:

8. Senator McMillan.

9. SENATOR McMILLAN:

10. It says, in the case of a trust or estate other than a
11. trust or estate which is exempt from payment of the taxes
12. imposed on personal property by the Revenue Act of 1939, then
13. a replacement tax shall be paid. So those that are exempt
14. from it will not be taxed under this.

15. PRESIDENT:

16. Senator D'Arco.

17. SENATOR D'ARCO:

18. Under...under that Act, if a trust pays...an Illinois...
19. a...a trust...an Illinois corporation pay...an Illinois trust
20. pays a personal property tax, it would...it would not be subject
21. to taxation. And...and you're...

22. PRESIDENT:

23. Senator McMillan.

24. SENATOR McMILLAN:

25. I...I guess I didn't hear the end of his...

26. PRESIDENT:

27. All right. Further discussion? Senator Bruce.

28. SENATOR BRUCE:

29. Well, Senator McMillan, just one question. How much lost
30. revenue will we have from your inclusion of foreign source
31. income...being included as a deduction from the base income
32. for Illinois corporations?

33. PRESIDENT:

1. Senator McMillan.

2. SENATOR McMILLAN:

3. You mean how much less would there be than would have been
4. the case had it not been included?

5. PRESIDENT:

6. Senator McMillan.

7. SENATOR McMILLAN:

8. Approximately ten to twelve million which means had it
9. not been in there, the amount raised the first year would
10. probably be 478 for '80 instead of 468.

11. PRESIDENT:

12. Senator Bruce.

13. SENATOR BRUCE:

14. Mr. Chairman...Mr. President and members of the Senate.
15. I rise in opposition to this amendment, mainly for two reasons.
16. I think that the proposal that we move back to January the 1st
17. on tax liability is just unconscionable. This will put on the
18. taxpayers of the State of Illinois, the corporate taxpayers,
19. an additional two hundred and forty-four million dollars in
20. tax liability at the rate before we compute out the foreign
21. source income exclusion. That is income tax they don't anticipate
22. paying as income tax they don't know anything about and when
23. they start filing their quarterly returns in September, October
24. and November, they are going to get a nine month liability
25. statement from the State of Illinois. Now, if you want to
26. put a real cold chill on...on growth in Illinois, pass this
27. amendment. If I were a businessman or had a client, I would
28. say one thing you don't want to do in Illinois is open up
29. business today. Because if you don't open until January the
30. 1st, you're going to loose the full twelve months liability.
31. If you open on September the 1st or October the 1st, you're
32. going to accrue all the liability for that entire year. The
33. best thing to do to live with this amendment is to leave it at

1. home. The two and a quarter percent has another flaw and that
2. it is not going to raise enough money. By the Governor's own
3. commission, he...we need at least...at least four hundred and
4. sixty million, not including any...any exemptions or any escrow
5. amounts and not including any factor for growth, four hundred
6. and sixty million dollars. This is going to raise in the
7. neighborhood of four hundred and twenty-one million dollars,
8. not even enough to replace the revenue going to local govern-
9. ments. It will put a tremendous strain on every unit of local
10. government to raise real estate taxes and I will rise in opposition
11. to Amendment 4 for that reason alone.

12. PRESIDENT:

13. Any further discussion? Senator McMillan may close.

14. SENATOR McMILLAN:

15. With...with respond...in response to Senator Bruce's
16. comments. Number one, his last statement is...is in error.
17. It will raise the four hundred and sixty-eight million dollars,
18. which is necessary and which the...the Governor's Commission's
19. work indicate should be raised. It needs to be made very
20. clear that it's nice to talk about the fact that the other
21. proposal, which is a three percent rate on corporations, would
22. be easy on them the first year, but then you beat hell out of
23. them from that time onward. This is one what they does, put a
24. bite on corporations the first year, but from that time onward
25. and the time in which businesses will be locating in Illinois,
26. their tax will be at a 2.25 rate, rather than the three percent
27. rate which is being talked about on the other side. The
28. Constitution calls for replacement and replacement only, and
29. this is the only package that offers that at this point. The
30. business community, already overburdened, wants the lowest
31. possible rate and this is the only package alive now that
32. offers a low rate. And local governments have every right to
33. expect dollar for dollar distribution to them, but they have
34. absolutely no right to any windfall and this is the only

1. package that offers just dollar for dollar and not a lot of
2. extra gravy for any unit of government. I would seek a favorable
3. roll call. It was developed carefully, it's based on the facts
4. that relate to the issue and I would seek a favorable roll call.
5. PRESIDENT:

6. All right. Senator McMillan has moved the adoption of
7. Amendment No. 4 to House Bill 2569. Those in favor of the
8. amendment will vote Aye. Those opposed will vote Nay. The
9. voting is open. Have all voted who wish? Have all voted who
10. wish? Take the record. On that question the Ayes are 26,
11. the Nays are 31, none Voting Present. The amendment fails.
12. Further amendments?

13. SECRETARY:

14. Amendment No. 5 offered by Senator McMillan.

15. PRESIDENT:

16. Senator McMillan.

17. SENATOR McMILLAN:

18. Mr. President, this is the amendment that...that ends with
19. thirty-two and what it says on top, I believe, is McMillan-32.
20. This is the amendment whose explanation is...is very simple.
21. It eliminates the provision in 2569 which would call for
22. distribution of the revenue under this tax to be put into
23. two kitties. First of all, 51. some odd percentage points
24. in the Cook County kitty and then 48 percent in the downstate
25. kitty. What this would do, is...have a procedure for distribution
26. that allows every unit to have dollars access to the fund based
27. on exactly what was collected on their behalf at the last known
28. year. There's no justification that I can find, in looking at
29. all of the data that has been collected which would indicate
30. any reason why we should arbitrarily take fifty-two percent
31. of the revenue raised under this replacement tax and put it
32. in a special tax related to Cook County and only put forty-eight
33. percent downstate, when, in fact, collections are a lot closer

1. to being the reversal of those two percentages rather than
2. in that way.

3. PRESIDENT:

4. Any discussion? Senator Bruce.

5. SENATOR BRUCE:

6. Well, thank you, Mr. President and members of the Senate.
7. I rise in opposition. Senator, I can give you the justification
8. you need if you start looking at the tax year '72 - '73 levy
9. versus collection, '73 - '74, '74 - '75, '75 - '76 and '76 - '77.
10. The average collection State-wide for Cook County are 53.4
11. percent. I don't know if anyone is going to stand up and
12. dispute that, but that's what they are. And...and right now
13. the...the formula puts out 51.6 to 48 and I...I can't see of
14. any fairer distribution than that. It is true that in the last
15. couple of years the collection rate has gone down in Chicago
16. and Cook County dramatically, but that doesn't mean that
17. those corporate property taxpayers aren't still up there and
18. still not liable for the tax. I also remind every member
19. here that we are not talking about what should have been
20. collected. Both bills and all the proposals now before this
21. Body, as I understand it, deal with factoring in collections.
22. We're not talking about, when we talk about five hundred and
23. thirty-three million or four hundred and ninety-nine million
24. or four hundred and sixty million, the three figures...that
25. have bounced around us in this Chamber, about extensions.
26. Extensions last year were eight hundred million dollars and
27. we're just talking about replacing collections with a factor
28. for growth and this just says that what our average collections
29. were over the last five years, they ought to be stabilized
30. at 51/48 and that's exactly what this bill would...would reserve
31. those figures and deny to many of the taxpayers in Illinois, any
32. kind of real estate tax relief.

33. PRESIDENT:

1. Further discussion? Senator Schaffer.

2. SENATOR SCHAFFER:

3. I just want to comment that it's funny when...any...ever...
4. anyone needs any gas tax or someplace to dump their sludge, they
5. think of the collar counties, but when they think of preferential
6. treatment, suddenly we're downstate again.

7. PRESIDENT:

8. Is there any further discussion? Senator McMillan may
9. close.

10. SENATOR McMILLAN:

11. The Constitution calls in this particular case for a
12. tax that will replace revenues lost by local units of govern-
13. ment. We all want to provide relief for real estate, but this
14. is not the purpose of this Act. It would be nice in lots of
15. our instances if we could come up with data that just happens
16. to fit what we want to do. The fact of the matter is, what needs
17. to be replaced is...is the dollars that local units of govern-
18. ment are losing. If you want to go way back to 1972, we could
19. probably come up with lots of things that would benefit one
20. group or another. But it should be very clear that what this
21. does by putting in the 52/48 arbitrary percentages is, give
22. a great deal more money to Cook County and relatively, it
23. hurts, relative to what Cook County is getting. All the rest
24. of downstate, whichever time has had an excellent record of
25. collections and a record that's been continuing while the
26. record in Cook County has been gradually declining. I would
27. seek a favorable roll call.

28. PRESIDENT:

29. Senator McMillan has moved the adoption of Amendment No. 5
30. to House Bill 2569. Those in favor will vote Aye. Those opposed
31. will vote Nay. The voting is open. Have all voted who wish?
32. Have all voted who wish? Take the record. On that question
33. the Ayes are 28, the Nays are 30, none Voting Present. The

1. amendment fails. Further amendments?

2. SECRETARY:

3. ...Amendment No. 6 offered by Senator McMillan and it is 35.

4. PRESIDENT:

5. Senator McMillan.

6. SENATOR MCMILLAN:

7. This is the amendment which was recently distributed to
8. your desk which says McMillan New Rate Amendment on it and
9. it has 2.25 percent rate on the left. There was an earlier
10. one distributed yesterday which...which is not being offered
11. and which this one is being substituted for it. What this bill
12. does, in order to give us a chance to lower the rate to absolutely
13. the lowest rate possible, is...is to change the start-up date
14. back to January 1 of 1979 and lowers the rate to 2.25 percent.

15. PRESIDENT:

16. Senator McMillan has moved the adoption of Amendment No. 6.
17. Is there any discussion? Senator Bruce.

18. SENATOR BRUCE:

19. Well, thank you Mr...Mr. President and members of the Senate.
20. This is the amendment which has only the new rate. The liability
21. has moved to January the 1st. I wonder if Senator McMillan
22. on your...you're indicating that this will raise two hundred
23. and forty-four million dollars. Over what period of time
24. will you be able to raise that amount of money?

25. PRESIDENT:

26. Senator McMillan.

27. SENATOR MCMILLAN:

28. In order to be distributed by the end of the first fiscal
29. ...to be distributed by September under the distribution plan
30. that is in 2569.

31. PRESIDENT:

32. Senator Bruce.

33. SENATOR BRUCE:

1. Are...are you saying that we will raise your amount of
2. money to four hundred and sixty-eight million you need to
3. replace by September of 1980? Is that...is that the date?

4. PRESIDENT:

5. Senator McMillan.

6. SENATOR McMILLAN:

7. That amount would be raised by May of 1980.

8. PRESIDENT:

9. Senator Bruce.

10. SENATOR BRUCE:

11. Well, I...I think that is the flaw, that first of all this
12. moves back the date to January the 1st and I don't know who
13. you guys talked to, but we met with the State Chamber of Commerce
14. yesterday and talked to them about the idea of moving back the
15. liability date to January the 1st and they said absolutely no
16. way are they going to support legislation which increases their
17. liability this year. January the 1st was absolutely not acceptable
18. to them. Secondly, this bill does not raise the amount of money
19. that you need to go back to local governments. Sure, we can
20. raise this amount of money by May of next year on a liability
21. date beginning January the 1st. So you knock business in the
22. head because in September of this year they will pay their
23. quarterly income tax returns for nine months of liability.
24. They will pay their personal property tax in September and
25. then we're not even going to raise enough money, but by May
26. of next year, we can start paying back local governments,
27. who, by the way in September, started issuing tax anticipation
28. warrants and paying interest. Now this bill you can move
29. it to May or August, you could go to a two percent rate if
30. you had the collection period from January the 1st until
31. August or September or November or December of last year...
32. or next year. The problem is you have to raise the amount
33. of money collected and the liability of the taxpayer ought
34. to be the amount needed, not that you can spend it over seventeen

1. or eighteen months. So because this bill does not even come
2. close to raising what even the Governor's Task Force, four
3. hundred and sixty million dollars says, I would rise in
4. opposition to it.

5. PRESIDENT:

6. Any further discussion? Senator Nimrod.

7. SENATOR NIMROD:

8. Mr. President, it seems to me that the last speaker, Senator
9. Bruce selectively supports and disagrees with the State Chamber
10. of Commerce on any issues that seem to benefit their cause.
11. I would think that the overall picture would be, if we want
12. to improve the business climate, you know what has to happen.
13. And certainly this amendment is a good one.

14. PRESIDENT:

15. Any further discussion? Senator McMillan may close.

16. SENATOR McMILLAN:

17. For the first year, businesses are going to be socked
18. with about the same amount. Because under both bills we
19. try to raise the amount that's needed to be replaced the
20. first year. If they start August... at a three percent
21. rate, they're going to raise the same amount by...by next
22. May as under this case. I've talked with the Chamber...hundreds
23. of times and they have never once indicated that they want
24. a three percent rate forever instead of a 2.25 percent rate that
25. would begin a little bit earlier. I understand what you're
26. saying, but I can't understand any businessman who expects
27. to be in business longer than the end of the year who would
28. opt for a three percent additional tax rate instead of a
29. 2.25 percent rate that would begin a little earlier.

30. PRESIDENT:

31. All right. Senator McMillan has moved the adoption of
32. Amendment No. 6 to House Bill 2569. Those in favor of the
33. amendment will vote Aye. Those opposed will vote Nay. The

1. voting is open. Have all voted who wish? Have all voted who
2. wish? Take the record. On that question the Ayes are 26, the
3. Nays are 32, none Voting Present. The amendment fails. Further
4. amendments?

5. SECRETARY:

6. Amendment No. 7 offered by Senator McMillan. Senator
7. McMillan it's number 26.

8. PRESIDENT:

9. Senator McMillan.

10. SENATOR McMILLAN:

11. This is the amendment that says seven percent, I believe
12. it says McMillan, seven percent cap on it, but it is the one
13. that has 26. What this does is say that there will be a mechanism
14. by which the liability and the payments to any corporate tax-
15. payer will not increase more than seven percent a year. The
16. basis of this is quite simple. Historically the growth pattern
17. for the...for the corporate income tax has been at a rate of
18. from ten to twelve percent. On the other hand, the Corporate
19. Personal Property Taxes growth rate has been, depending on
20. what part of the State you live in, from 4.2 percent to 5.,
21. depending on how you analyze it, between four and five and
22. a half percent. It was felt that by having a cap of seven
23. percent, everybody who is a local unit of government in
24. receipt of these taxes, will be protected and that this will
25. provide some cap on the liability that will accrue every
26. business, particularly if this bill that is...is now remains
27. intact stays at a very high three percent rate, 'cause after
28. awhile the three percent rate is going to raise considerably,
29. frighteningly more money than is needed to replace and at
30. least this seven percent cap would put some limit on that
31. growth.

32. PRESIDENT:

33. Senator McMillan has moved the adoption of Amendment No. 7.

1. Is there any discussion? Senator Bruce.

2. SENATOR BRUCE:

3. Thank you, Mr. President and members of the Senate. Senator
4. McMillan is right that the Illinois Income Tax on corporations
5. has certainly fluctuated. And we are saying to local governments
6. that no longer is there any stability in your revenue growth.
7. That's been about five percent on collections on personal
8. property tax on corporations. But since 1972 when we went to
9. the Corporate Income Tax to 1978, the fluctuation in collections
10. in that particular fund have fluctuated between five percent
11. growth and twenty-seven percent growth. What this amendment
12. really says is in bad times you suffer, in good times when
13. corporations are making a profit and have the ability to
14. pay the tax, they don't have to pay it. Now there is...for
15. several years we heard the arguments from everyone, including
16. individuals when they paid personal property tax, get rid of
17. the personal property tax that's not based on income. When I make
18. a...when I have a good profit, it's all right, but when I
19. have a loss I still have to pay it. And so we have listened
20. to them in 1971 and got rid of it on individuals and now
21. in 1979 we're getting rid of it on corporations. It has
22. to go on income. And if no one makes any profit next year,
23. no one is going to pay a dime of Corporate Income Tax. And
24. then what happens to the units of local government. Now,
25. your projections, you talk about tremendous growth rates.
26. In your own budget book, I think on page 29 or 30, it
27. says we're going to raise five hundred and four million
28. dollars this year in corporate income, we're going to
29. raise four hundred and ninety million dollars next year.
30. Now folks when you look at 504 and you go to 490 next
31. year, that doesn't seem to me to be any five or six or
32. ten or twelve percent growth. It's just not there. And
33. if your budget book isn't accurate, let's have some accurate

1. figures. I'm told that that's now 522, but it's still flat
2. rate growth for next year and if there's no growth at all,
3. where does local government go. They've had a five percent
4. growth. They ought to continue to enjoy that five percent
5. growth and there's nothing that says that if we have an
6. increase, we find a lot of money going back to local govern-
7. ment that bills cannot be put in here to allocate that money
8. to tax relief in the way of real estate tax relief. I think
9. this amendment works the wrong way against the poor fellow
10. who's going to pay real estate taxes in Illinois by putting
11. a cap on what corporations are going to pay in the good years
12. and making him suffer and pay his real estate taxes in the
13. bad years.

14. PRESIDENT:

15. Senator...any further discussion? Senator McMillan may
16. close.

17. SENATOR McMILLAN:

18. I would merely repeat that this is a not a day on which
19. we are discussion as the main subject, real estate tax relief.
20. I would support real extate tax relief. But the purpose of
21. this legislation and the requirement under the Constitution
22. and the Court Order is that we replace the Corporate Personal
23. Property Tax. With regard to the budget book, that is not
24. my budget book. I don't know who you were referring to, but
25. it's not my budget book. As long as we were talking about
26. what was a reasonable rate on business for replacement, then
27. we didn't offer a cap. But when it gets to the place where
28. an exorbitant rate, like three percent, which will raise
29. far more money than is necessary if a replacement is offered,
30. I don't know how anybody could say that we don't need some kind
31. of a reasonable cap to prevent raising far more money than is
32. needed to replace the Corporate Personal Property taxes that are
33. lost.

34. PRESIDENT:

1. Senator McMillan has moved the adoption of Amendment No. 7
2. to House Bill 2569. Those in favor will vote Aye. Those opposed
3. will vote Nay. The voting is open. Have all voted who wish?
4. Have all voted who wish? Take the record. On that question
5. the Ayes are 27, the Nays are 30, none Voting Present. The
6. amendment fails. Further amendments?

7. SECRETARY:

8. Amendment No. 8 offered by Senator Regner.

9. PRESIDENT:

10. ...Senator Regner.

11. SENATOR REGNER:

12. Mr. President and members. This amendment provides for the
13. elimination of foreign income from the Illinois base income.
14. It takes care of dividends, interest and other income from
15. foreign sources which would not be subject to replacement
16. tax because they are not part of the Illinois...Illinois
17. operations. I move for its adoption.

18. PRESIDENT:

19. Senator Regner has moved the adoption of Amendment No. 8
20. to House Bill 2569. Is there any discussion? Senator Maragos.

21. SENATOR MARAGOS:

22. Question of the sponsor.

23. PRESIDENT:

24. Indicates he'll yield. Senator Maragos.

25. SENATOR MARAGOS:

26. What will be the fiscal impact of your amendment, Senator
27. Regner?

28. PRESIDENT:

29. Senator Regner.

30. SENATOR REGNER:

31. Senator Maragos, I'm not sure what it is, but in discussing
32. with Senator McMillan, who worked very hard on this bill, he
33. said it's a very minimal amount.

34. PRESIDENT:

35. Senator Maragos.

1. SENATOR MARAGOS:

2. Well, I like when you're talking about millions of dollars,
3. you're talking about minimal amounts, but I'd like to know... I'm
4. sure with all your geniuses and staff over there in the Governor's
5. staff, you should give us a direct answer on this question.

6. PRESIDENT:

7. Senator Regner indicates he'll yield. Senator McMillan.

8. SENATOR McMILLAN:

9. A...the very direct answer to that is...the exact same
10. answer I responded to a similar question to Senator Bruce and
11. that is about between ten and twelve million dollars and when
12. it...when it refers to the five hundred and thirty...five
13. hundred and thirty-three million dollars that...that you're raising
14. under the bill. We can easily afford that and I think it's only
15. just to do that to some of the businesses that are likely to be
16. leaving the State if we don't provide some tax relief.

17. PRESIDENT:

18. Further...Senator Maragos.

19. SENATOR MARAGOS:

20. Senator Regner or Senator McMillan, does this amendment
21. also have the question of consolidated returns in it?

22. PRESIDENT:

23. ...Senator Regner.

24. SENATOR REGNER:

25. No.

26. PRESIDENT:

27. Further discussion? Senator Egan.

28. SENATOR EGAN:

29. Thank you, Mr. President, members of the Senate. I...I
30. would like to just explore the number of corporations that
31. are...are affected...by the amendment. I know that the
32. Caterpillar Corporation is the principal one. It will increase
33. their tax by a substantial amount, but I'm curious to know
34. how many others that would be affected. I know that Illinois

1. is a great exporter and if they sold the goods to Indiana,
2. in Indiana or in Wisconsin, they would not pay a tax. But
3. just because they sell them to a foreign country, to Canada,
4. to Mexico, any other foreign country, they have to pay a tax.
5. Now, it seems to me to be a...a...a mistake to thwart the
6. efforts of Illinois corporations just because they sell in
7. foreign lands. Any idea, Senator McMillan?

8. PRESIDENT:

9. Senator McMillan.

10. SENATOR MCMILLAN:

11. In response to the question, I can't give you a number that
12. would be accurate. But we're not talking about the sales throw-
13. back, we're talking about exclusion of...of...net rents and
14. royalties, patent and copyright royalties and so forth, that
15. relate to...that have as their source the foreign part of the
16. business.

17. PRESIDENT:

18. Senator Egan.

19. SENATOR EGAN:

20. My remarks are addressed to the wrong amendment. I'm...
21. I beg your pardon.

22. PRESIDENT:

23. All right. Further discussion? Senator Bruce.

24. SENATOR BRUCE:

25. Thank you, Mr. President and members of the Senate. I
26. stand in opposition to this, first of all, the first thing we've
27. always been told by business community is that they would like
28. to have the tax kept as clean as possible. And what you are
29. doing is dividing and deciding which people in the State of
30. Illinois are going to be benefited by changes in the income
31. tax base and perhaps that ought to be addressed in other
32. legislation, not in replacement tax. Sure, it's going to
33. cost ten to twelve million dollars, but who makes it up.

1. What you're saying is that a company that has foreign operations
2. ought to get a break and the guy that works in Illinois ought
3. not to get one. Now, there aren't many retailers in Illinois
4. who are going to benefit from foreign source sales or dividends
5. or interests or license fees or copyrights and patents. But
6. I can tell you, most of the income tax is not derived from
7. foreign based corporations or corporations based in Illinois
8. that have foreign source income. It's based on the little
9. guy in the main streets of Illinois who pay a four percent
10. income tax on every dime they make. And I don't think you
11. ought to say to the large companies, that look, here's a
12. little benefit for you and the other guys are going to
13. make it up, 'cause fellas, there's one thing for sure, whatever
14. your tax base is, you have to drive the rate against it. And
15. if the rate doesn't generate enough money to replace the
16. property tax in Illinois, it's going to be replaced by
17. somebody else. Either by the little guy, by a higher rate,
18. or it's going...to be replaced by the real estate taxpayer.
19. And that's the problem we have with this amendment. Finally,
20. and...and...the amendment adds one thing that I didn't think
21. anyone was going to ask for and that is to allow deduction
22. for management service fees. Even the Governor's people said
23. that they...they wouldn't allow that. That went beyond what
24. they considered a...a proper deduction. I don't know whether you
25. what that means, that is the deduction allowed for what one division
26. of a corporation charges another division of a corporation for
27. for services rendered to their own company. Now that folks,
28. you can just jack up as high as you want to and you're going
29. to allow that as the deduction. I just don't...I can't see
30. that, license fees, too far, management license fees just
31. goes a lot too far...royalties rents you can at least compute,
32. but that part of your bill is a...it just goes beyond, I
33. think, rationality.

1. PRESIDENT:

2. Further discussion? Senator McMillan.

3. SENATOR MCMILLAN:

4. I...I would only point out that the management fees to
5. which the Senator refers are not included in this particular
6. amendment and would indicate further that our initial attempt
7. was to do what we could to get that rate down for small
8. taxpayers and large taxpayers alike, but that has failed.

9. PRESIDENT:

10. ...Oh, Senator Bruce.

11. SENATOR BRUCE:

12. Well, it...it's more parliamentary. I may have read the
13. wrong one. I will apologize. On the bottom of page 2, on
14. line 35, it says,"net income from management, service, or
15. license fees." Am I reading the wrong amendment? And,if so,
16. ...what was the LRB number on this one, Senator?

17. PRESIDENT:

18. Senator Regner.

19. SENATOR REGNER:

20. Senator Bruce, I had distributed an amendment yesterday
21. and I withdrew it today and there was another one that...that
22. we're doing right now, because there were errors in the one
23. that was distributed yesterday and that's apparently what
24. you have.

25. PRESIDENT:

26. All right. Any further discussion? Senator Regner, you
27. wish to close?

28. SENATOR REGNER:

29. Just very shortly. Since the personal property tax applied
30. only to Illinois property, the base for the replacement tax
31. should be limited to Illinois operations and I ask for a favorable
32. roll call.

33. PRESIDENT:

1. Senator Regner has moved the adoption of Amendment No. 8
2. to House Bill 2569. Those in favor of the amendment will
3. vote Aye. Those opposed will vote Nay. The voting is open.
4. Have all voted who wish? Have all voted who wish? Take
5. the record. On that question the Ayes are 26, the Nays
6. are 32, none Voting Present. The amendment fails. Further
7. amendments?

8. SECRETARY:

9. Amendment No. 9 offered by Senator DeAngelis and Senator
10. DeAngelis it is...hasn't got a final number, but the last
11. ...it's NJWAM.

12. PRESIDENT:

13. Senator DeAngelis.

14. SENATOR DeANGELIS:

15. Thank you, Mr. President and member...persons of the Senate.
16. I wonder if I could hear Senator Bruce's objections and then I'll
17. ...

18. PRESIDENT:

19. He...he wants to tailor his explanation to meet your objection,
20. Senator Bruce.

21. SENATOR DeANGELIS:.

22. That's right.

23. PRESIDENT:

24. Senator DeAngelis.

25. SENATOR DeANGELIS:

26. One of the largest problems facing our country today is
27. inflation. And one of the major causes of inflation is both
28. are on favorable balance of trade and our dollar deficit, making
29. our currency weak in foreign markets. Under the current proposal
30. sales to foreign countries are considered local transactions.
31. What this amendment would do would omit those sales to foreign
32. designations from the sales factor which is one of three factors
33. used in apportioning income and avoids punishing companies who are
34. shipping (continued on next page)

1. overseas. In addition, it leaves more than sufficient revenue
2. for the replacement. I move for its adoption.

3. PRESIDENT:

4. Senate...is there any discussion? Senator Egan.

5. SENATOR EGAN:

6. Yes, this was the amendment that I had just questioned.
7. Do you have any idea, as of now, how many corporations outside
8. of Caterpillar that it affects?

9. PRESIDENT:

10. Senator DeAngelis.

11. SENATOR DeANGELIS:

12. I can't tell you how many corporations, but the net impact
13. is somewhere between eight and ten million dollars. A figure
14. which I think is high, but I'll accept that figure for right
15. now.

16. PRESIDENT:

17. Senator Egan.

18. SENATOR EGAN:

19. Well, it seems to me that it punishes Illinois corporations
20. just because they export their goods. It makes absolute...
21. no sense to me...absolutely no sense to me that this should be
22. part of the bill and I am opposed to it. I...I'm in favor
23. of your amendment and opposed to the idea of excluding it.

24. PRESIDENT:

25. Further discussion? Senator Bruce.

26. SENATOR BRUCE:

27. Well...Senator Egan, you want to clarify what you just
28. said? Yeah, would you?

29. PRESIDENT:

30. Senator Egan.

31. SENATOR EGAN:

32. I said that I am in favor of the amendment, Senator Bruce,
33. because I think it's illogical to punish an Illinois corporation

1. just because he exports his product...to a foreign country. I
2. see no difference selling to Canada...than I do to selling to
3. the State of New York.

4. PRESIDENT:

5. All right. Further discussion? Senator Bruce.

6. SENATOR BRUCE:

7. Yeah, well...the problem is we're now into the Illinois
8. Income Tax Act and how you compute base income is based
9. on three factors, sales, property and payroll. And what you're
10. saying is that...the...the sales made outside of the United
11. States ought not to somehow be included in income. We have
12. a three factor basis for the Illinois Income Tax and you
13. apportion between the sales the property and the payroll.
14. Senator DeAngelis, I...I disagree with Senator Egan. I don't
15. see how this does...do harm to a company that's based here.
16. The throw-back arrangement on foreign sales I think will
17. not be beneficial to companies located in Illinois that do
18. not have extensive foreign sales. And that...that's why I
19. stand in opposition to it.

20. PRESIDENT:

21. Further discussion? Senator Bloom.

22. SENATOR BLOOM:

23. Well, thank you. I...I rise in support of this amendment
24. for obvious reasons from where I'm...from. But the arguments
25. advanced by the last speaker on the prior amendment and on this
26. amendment is a mixture of apples and oranges and basically
27. a smoke screen with a little class warfare thrown in. What
28. we're about today is replacing a tax on tangible property
29. in Illinois and we should be tying the replacement tax to
30. Illinois operations and we should be making it as minimal as
31. possible and that's the long and the short of it.

32. PRESIDENT:

33. Is there any further discussion? Senator McMillan.

1. SENATOR McMILLAN:

2. Mr. President, members of the Senate. I would merely rise
3. and say that under the high income tax rate under this particular
4. tax as it now stands, we can afford this. I think it's very
5. clear that the few instances in...in which there will be some
6. substantial relief will not in any way cost any other taxpayers
7. and I would merely point out that we have a lot of small businesses
8. in this State who make their livelihood because they can sell
9. to or provide parts or...or tools and so forth for a lot of...
10. lot of the larger corporations that are in the export business.
11. And so I think there is benefit in providing for this particular
12. ...exemption which will accrue not only to the specific businesses
13. involved, but lots of others like the small parts manufacturers
14. who happen to be in my district, who have their livelihood
15. stemming from some of the exporters in the State.

16. PRESIDENT:

17. Further discussion? Senator Maragos.

18. SENATOR MARAGOS:

19. Will the sponsor yield to a question?

20. PRESIDENT:

21. He indicates he will yield. Senator Maragos.

22. SENATOR MARAGOS:

23. Who has the right to elect...under your amendment? Is it
24. all mandatory or does the taxpayer itself have the opportunity
25. to elect under that...

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator DeAngelis.

28. SENATOR DeANGELIS:

29. Senator Maragos, I don't understand your question.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Maragos.

32. SENATOR MARAGOS:

33. The question is, who decides whether they can take that

1. income out? The taxpayer, the foreign, income out of the taxpayer
2. or the Department of Revenue?
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator DeAngelis.
5. SENATOR DeANGELIS:
6. Senator Maragos, they are not taking out income, they are
7. taking out their sales that are...overseas sales from the
8. apportionment factor.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Senator Maragos.
11. SENATOR MARAGOS:
12. I understand that, Senator DeAngelis, but that's still
13. taking income from those sales that is not going to be taxable.
14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Senator DeAngelis.
16. SENATOR DeANGELIS:
17. There are three factors used in apportioning that income.
18. What you're doing is diminishing one of the factors by the
19. amount of overseas sales.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Maragos.
22. SENATOR MARAGOS:
23. Mr...
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Senator Maragos.
26. SENATOR MARAGOS:
27. But you still haven't answered, is that a right given to
28. every taxpayer to do without...without the Department of Revenue
29. having the authority to deny it or not deny it, that's my
30. question?
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Senator DeAngelis.
33. SENATOR DeANGELIS:

1. It's done automatically, because you...you end up with
2. that figure. It's done in the formula of calculation.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Maragos.

5. SENATOR MARAGOS:

6. You still are missing my question, Senator DeAngelis.

7. Who...does a taxpayer automatically have the right to
8. determine that income? Or does it have to be given to him by
9. the Department of Revenue whether it gives them the authority
10. to take that income out? That's my question.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator DeAngelis.

13. SENATOR DeANGELIS:

14. Well, I'll try one more time. I...you know we Mediterraneans
15. shouldn't have this difficulty, but...foreign sales are reported
16. by all companies, all you're doing is deducting the foreign
17. sales, that's all, And...

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator...

20. SENATOR DeANGELIS:

21. ...it's a matter of audited statement.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Maragos.

24. SENATOR MARAGOS:

25. All you're saying is that if the taxpayer wants..he automatically
26. can take those deductions against his income tax. That's what I
27. was just trying to find out because there are some proposals, that's
28. why I was asking, Senator DeAngelis, that the department had the
29. right to allow it in certain cases and not allow it in other
30. cases...you're telling me it's automatic. That's what the concern
31. is. Now, do you have one more question? What's the fiscal
32. impact...based on the past returns as to the...your amendment?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator DeAngelis.

2. SENATOR DeANGELIS:

3. Well, right now, we would have to guess at a figure. The
4. figure the Department of Revenue comes up with is about...BOB
5. is eight to ten million. I think it's a little high, but I'll
6. accept that figure.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Maragos.

9. SENATOR MARAGOS:

10. And, of course, you're only talking about the replacement
11. ...facet of this tax, not the...the whole income tax. Is that
12. correct?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator DeAngelis.

15. SENATOR DeANGELIS:

16. Senator Maragos, I'm glad you brought up that point. It
17. only applies to the Corporate Personnel Property Tax Replacement,
18. correct.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Maragos.

21. SENATOR MARAGOS:

22. That's why I'm bringing it up because they used to tell in
23. the amendment that I had originally, which was...it was defeated,
24. they would tell me fifty and sixty million, but it had a different
25. lock in because it included all income tax. Thank you.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Further discussion? Senator Egan.

28. SENATOR EGAN:

29. Yes, thank you, Mr. President, members of the Senate. Senator
30. Bruce, I...I fully respect the...the problem that you have. You
31. want the bill in the shape in which you wish it to be in when it's
32. voted on. I'm against the principle of an income tax. I don't think
33. it replaces the tax. I...I have some pride in authorship of
34. my own bill, I'm opposed to your bill and I will support you
35. as you wish. And when I vote No, I'm going to hold my nose.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not, Senator DeAngelis moves
3. for the adoption of Amendment No. 9 to House Bill 2569. All
4. those in favor will vote Aye. Those opposed vote Nay. The
5. voting is open. Have all voted who wish? Have all voted who
6. wish? Take the record. On that question the Ayes are 31, the
7. Nays...the Ayes are 26, the Nays are 31. Amendment No. 9
8. having failed to receive a majority is declared lost. Any
9. further amendments?

10. SECRETARY:

11. Amendment No. 10 offered by Senators Grotberg and Moore
12. and it's not an LRB Amendment.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Well, they both rose. Senator Grotberg.

15. SENATOR GROTBORG:

16. Yes, does it not being an LRB Amendment put the curse of
17. the seven white geese on it? Because this is an Illinois State
18. Chamber of Commerce Amendment. The same organization that you
19. were raving about, Senator Bruce. And it just simply...without
20. this amendment the replacement income tax will be added back
21. to the Federal taxable income to arrive at the Illinois base
22. income in determining the tax. Now this add-back was not
23. required for the...Corporate Personal Property Tax nor will
24. it be required of the invested capital tax on...imposed on
25. utilities. We need this to make it fair for everybody concerned
26. as they deal with establishing their taxable base. And...I would
27. be gladly answer any and all questions and those that I can't,
28. for God's sake, somebody help me. But it will cost fourteen
29. million dollars, about, and I...do you have a fast answer as to
30. when you going to let us adopt it? I'd like to keep the debate
31. down. You'll take this one? What's the answer? Okay. Roll call.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? Senator McMillan.

1. SENATOR MCMILLAN:

2. I...I would just like to begin by saying I just wish Senator
3. Egan could have held his nose and voted Yes. It would have...
4. would have helped. In response to the question, this is probably
5. one amendment that...that I can see a lot of support for because
6. this does not cost the State, this prevents the State from picking
7. up a sizeable windfall. The old Corporate Personal Property Tax
8. was deductible from the income tax. The invested capital tax
9. on utilities that we're imposing under, whichever bill comes
10. forth, is deductible. What this says is that the income tax
11. that is, in fact, the Corporate Personal Property Tax Replacement
12. is deductible from the regular Corporate Income Tax. What it
13. means is the State won't end up with a fourteen plus million
14. dollar windfall and instead the businesses that are having this
15. huge tax imposed upon them, will have some small amount of relief.
16. Not in what they're paying into the Corporate Personal Property
17. Tax Replacement Fund, but what additional Corporate Income Tax
18. they would be paying.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Moore. We have Senator Moore, Bruce, Knuppel, Carroll
21. and Buzbee. Senator Moore.

22. SENATOR MOORE:

23. Thank you, Mr. President and members of the Senate. I rise
24. in support of this Amendment No. 10. This does nothing more than
25. to allow the replacement tax paid by a corporation to be deducted
26. from the adjusted gross income of your Federal tax return. Just
27. like we, as individuals, deduct our real estate taxes. And it has
28. ...this is all this amendment does, I...I think that, you know,
29. we're all concerned about a business climate in Illinois and so
30. forth. I guess Senator Bruce indicated, I'll yield to Senator
31. Bruce.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Bruce.

1. SENATOR BRUCE:

2. Well, Senator Moore, we're not talking about the Federal
3. income tax, any State taxes paid are deduction against Federal
4. income tax. So, I mean, it's already deductible and will continue
5. to be deductible whatever happens with this bill. This relates
6. to the deduction of Illinois income tax from an Illinois income
7. tax, that's the only point involved.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. ...Senator Bruce. Senator Knuppel.

10. SENATOR KNUPPTEL:

11. Well we realize...we realize what you're saying and we're
12. working on that and we may have something on it, but the...this
13. particular amendment only compounds the felony of...of misapplying
14. this tax because those corporations that are paper corporations
15. and didn't have any personal property tax will be getting the
16. benefit even though they don't deserve it. The people who are
17. entitled to this benefit are not those paper corporations, but
18. those corporations with inventories of personal property or
19. large amounts of personal property. Now, we'll find something
20. to solve that problem, I'll guarantee you, but this sure as hell
21. don't do it, it only compounds what is already inequitable.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Carroll. That wasn't a question, Senator. You'll
24. have an opportunity to...what...what...state your point.

25. SENATOR GROTBORG:

26. I want to make sure that...they...they have the right,...this
27. is another case where there were two amendments drifting around
28. and I want to make sure that Senator Knuppel was addressing
29. the right one.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Well, what is your right amendment? Do you have the number?

32. SENATOR GROTBORG:

33. This is the one that has no LRB number on, Senator Knuppel

1. and we, I thought we clarified the compounding of the problem
2. with this amendment, which we did.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Carroll.

5. SENATOR CARROLL:

6. Just amplifying on what Senator Knuppel said. The problem
7. with both versions, Senator Grotberg, is that you're giving
8. a tax break to the person who never paid personal property tax
9. in the past and therefore never had a deduction in the past
10. and now you are giving a new deduction, not replacing an
11. existing deduction. You know, there's many of us who feel
12. that a person who paid personal property tax and deducted
13. that from his State income tax and now cannot, may be entitled
14. to some form of relief, but this doesn't do that. This says
15. that anybody who pays this new replacement tax, deducts this
16. tax whether or not they paid personal property tax in the
17. past, and that's wrong. We should only be helping the person
18. who paid personal property tax in the past, had a deduction
19. and has now lost it.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Thank you, Mr. President. I too rise in opposition to this
24. amendment. Senator, I'm in agreement with what...with part of
25. what you're attempting to do and that is to give that person,
26. who in the past has paid a large personal property tax, such
27. as an automobile dealer, an implement dealer, a coal mining
28. company that has a lot of large striping equipment, or any
29. corporation that has a lot of personal property. But what
30. the effect of your amendment is going to do, is to give all
31. of those folks, such as banks, which have paid no personal
32. property in the past or any other paper corporation, you're
33. going to give them a deduction which they were never allowed

1. to have in the past because they didn't pay personal property
2. tax in the past. So I agree with what Senator Knuppel said,
3. we're going to come up with some solution to those corporations
4. who, in fact, have been paying personal property tax in the
5. past which will allow them to deduct from their new add-on
6. income tax. But your...your method would go much further
7. than that and I think is beyond acceptability.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator McMillan.

10. SENATOR McMILLAN:

11. I know I'm speaking for the second time, but I would merely
12. say to Senator Carroll's arguments, there are a large number
13. of people, particularly under the excessively high tax rate that
14. this bill would impose, that are going to pay a whopping big
15. additional tax that they never paid before. And it seems
16. quite odd to me that one is crying over providing some tax
17. relief for the very people who are probably most unfairly
18. hit and those are the ones that have to pay under this that
19. had no liability before.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Davidson.

22. SENATOR DAVIDSON:

23. Just correct part of the statement that Senator Buzbee
24. said about banks not paying personal property tax. They
25. may not down in your counties, but they...those banks in
26. Sangamon County have paid personal property tax.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Berning.

29. SENATOR BERNING:

30. Thank you, Mr. President. Yes, somewhat in response
31. to Senator Buzbee and others who have spoken lefthandedly
32. in support of the objective here and modify that by saying
33. we will come up with something. I suggest to you that this
34. is a defensible amendment and until you do come up with something

1. better, we ought to, in all good conscience, adopt this amendment.
2. If you then, do come up with a better idea that works more
3. logically, provides better benefits, then remove this and
4. reinsert whatever you develop. But I think it's totally unconscionable
5. for us to require, under the existing Act, which we seek to amend
6. here, that the personal property replacement income tax is not
7. allowed to be deducted from the total income tax. I think that's
8. absolutely wrong. That's compounding an already bad situation.
9. And I suggest this amendment should be adopted.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Further discussion? Senator Buzbee, for the second time.

12. SENATOR BUZBEE:

13. Very briefly, Senator Davidson, your statement just almost
14. completely misses the accuracy that I was trying to achieve.
15. Because banks, in fact, whether they're in Springfield, Chicago,
16. Carbondale or wherever, pay very little personal property tax
17. 'cause they just don't have much personal property. But when
18. they do have it, they pay it, I would assume.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. Well, just for information, since the banks in this area,
23. came to me and said support it, they will be paying less tax
24. under the Income Tax Corporate Personal Property Tax per bank
25. than what they're paying now in personal property tax. There
26. was only three areas that collected it, Chicago or Cook County,
27. Sangamon County and the other one I don't know, all the other
28. banks didn't pay it.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Bloom.

31. SENATOR BLOOM:

32. Where the banks...banks make out is that they pay almost
33. no income tax and they do pay a substantial amounts of Corporate

1. Personal Property Tax, to clear that up.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Bruce.

4. SENATOR BRUCE:

5. Well, I think we have to keep in mind two things, we're
6. talking about the corporate taxpayer. In a survey done by
7. the Department of Revenue forty-five percent of the corporations
8. who filed returns in this State didn't pay a penny of...of
9. any kind of personal property tax, didn't even send a dime
10. in, didn't claim a deduction. Forty-five percent of the returns
11. from corporations don't even claim it and Senator Davidson, you
12. made the strongest argument I can...can think of why this shouldn't
13. be. You just said the bank in your area is going to pay less
14. income tax than they did in personal property tax. You know
15. what you're going to allow them by this amendment? To reduce
16. the liability even more by deducting the lessor amount of
17. the income tax they're paying. You know, that...that's, yeah,
18. I know, that's why the banks in your area be for this one. When
19. you get a taxpayer that's paying less money, you give him an
20. extra deduction...doesn't seem to make a great deal of sense.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? Senator Grotberg may close
23. the debate.

24. SENATOR GROTBORG:

25. Well, thank you. I don't know how this turned into
26. a banking bill because of all the corporations in the State of
27. Illinois they are the least in number. And forty-five percent
28. of the corporations...banks...of the corporation didn't pay
29. any personal property tax? I would submit to you sir, that
30. about ninety-eight percent of those forty-five percent are in
31. Chicago and Cook County and that's why I can't understand
32. why Senator Buzbee is joining you in your opposition to this
33. good fair shake for all corporations. It has nothing to do

1. with about half of the dialogue that's gone on here. It is an
2. adjustment to your adjusted gross when you determine the base
3. for which to pay the replacement tax, that's all it is and let's
4. put it on. Let's do one decent thing here.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. The question is shall...for what purpose does Senator
7. Moore arise?

8. SENATOR MOORE:

9. For my second time around, Mr. President. We're all
10. concerned about the business climate, Mr. President and members
11. of the Senate. Now we know that it's a hard thing to do to
12. replace the personal property tax. We're mandated to do it
13. and I'm sure we'll come up with something. But should we, in
14. effect, create another tax upon the business community in the
15. State of Illinois by allowing another fourteen million dollars
16. to be paid into the General Revenue Fund through the State income
17. tax. I don't think this is right. I don't think it's fair.
18. Now there...we're...we're at three percent and it appears as
19. though we're going to be a three percent unless the Governor
20. in his wisdom decides to use his Amendatory Veto, which I
21. hope he will. But I don't think it's fair to throw another
22. fourteen million into the General Revenue Fund...

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Just a moment, Senator. For what purpose does Senator
25. Buzbee arise? State your point.

26. SENATOR BUZBEE:

27. Thank you. I don't...I don't want to get nasty or anything
28. like this, but I believe the sponsor had already closed his
29. argument and...and...

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. ...these are hyphenated cosponsors, they both jumped up to
32. speak on it.

33. SENATOR BUZBEE:

34. Very well, I withdraw my point.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Knuppel.

3. SENATOR KNUPPTEL:

4. Well, I just want to reassure Senator Moore that I told
5. him we're going to do something about it and we're going to
6. do something that's fair and right. This isn't the last day
7. of the Session.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. You may continue, Senator Moore. He's done. Oh, the question
10. is shall Amendment No. 10 to House Bill 2569 be adopted. Those
11. in favor will vote Aye. Those opposed vote Nay. The voting
12. is open. Have all voted who wish? Have all voted who wish?
13. Take the record. On that question the Ayes are 31...the Ayes
14. are 27, the Nays are 31, none Voting Present. Amendment No. 10
15. to House Bill 25 having failed to receive a majority vote is
16. declared lost. Any further amendments?

17. SECRETARY:

18. Amendment No. 11 offered by Senator Walsh. Amend Amendment
19. No. 3 on page 25, line 19, by deleting 1976 and inserting in lieu
20. thereof number 1977 and so forth.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Walsh.

23. SENATOR WALSH:

24. Mr. President and members of the Senate. This amendment
25. concerns itself with the manner in which these taxes are to
26. be distributed. The bill in its present form provides that
27. taxes be distributed on the basis as to downstate on 1977
28. personal property tax collections, and in Cook County on
29. the basis of 1976 collections. Certainly if we could, we
30. should base these distributions on 1978 collections because
31. that will be the information most accurate. Since that's
32. not now available, this amendment would provide that distributions
33. be made on the basis of 1977 collections as to downstate and
34. Cook County for the Fiscal Year ending 1980 and thereafter
35. on the basis of 1978 collections. This is just pure equity and

1. I would hope you would all support this amendment.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? Senator Carroll.

4. SENATOR CARROLL:

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

6. I rise in opposition to this amendment. I don't know why Senator
7. Walsh is so intent on hurting the school districts and local
8. governments of his area, but that's his decision so to make.
9. As he well knows, however, that it's not as simple as he states
10. the case. The problem in Cook County is on the collections in
11. that it takes the State's Attorney some eighteen to twenty-four
12. months to file suit on those who, in fact, do not pay at the
13. time they are billed and are contesting the tax as assessed
14. by the assessor. There's no method of contesting beyond awaiting
15. law suit. The law suit takes eighteen to twenty-four months
16. for our State's Attorney in Cook County to file and, in fact,
17. the only good data that we have that is a complete year in
18. which the vast majority of whatever is going to be collected
19. is collected, is '76 which is then fully wrapped up by the
20. end of '78 or early '79 beyond the stragglers amounts of money
21. and that's the only data that you can really use is what you
22. really expect to be collected using the lateness of the State's
23. Attorney and proceeding in getting the collections of those who
24. don't pay at the time they are billed. So the harm that he
25. is causing is based upon knowing that it takes that long to
26. find out what, in fact, would have been, a year's tax. And
27. the only recent data, the most recent complete type data for
28. Cook is '76 and for downstate '77.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? Senator McMillan.

31. SENATOR McMILLAN:

32. Mr. President and members of the Senate. I would...would
33. merely add that it is possible to get the best possible data

1. to use in order to provide for the...the various fractions
2. involved in allocating the funds. As a downstater, I would
3. have to admit that my gravest concern is that fifty-two
4. percent goes to Cook County and then forty-eight percent
5. downstate. But I think people should be made clearly aware
6. of the fact that once the fifty-two percent goes to Cook
7. County, the suburban part...of...of Cook County also gets
8. a little whammy action done on them and the only way, I
9. think we can quit fighting among ourselves in different
10. parts of the State is get as close as we can come to the
11. actual dollars collected the last time the tax was collected
12. and that is provided for in Senator Walsh's amendment.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Rhoads.

15. SENATOR RHOADS:

16. Yeah, well in response to Senator Carroll, I'm getting
17. just a little bit tired of people talking about non-payment
18. in Cook County when part of the real problem is, that the
19. assessor's office carries on the book's corporation which
20. have gone out of existence three and four years ago. It's
21. the most terrible record keeping system of any county assessor's
22. office in the State and that's another reason that they're
23. having problems.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Netsch.

26. SENATOR NETSCH:

27. I think that one other factor, Mr. President, that might
28. be added to what Senator Carroll said, is a factor that I
29. think Senator Walsh is fully aware of and that is the cost
30. and loss technique by which a good deal of that non-collected
31. ...Corporate Personnel Property Tax has, in fact, been collected
32. but in the form of real estate taxes shifted to a number of others.
33. No effort has been made to make the replacement base include that

1. amount, which under some arguments it well could, with respect
2. to Cook County. And I think given that, it makes no sense at
3. all to use the later year which would really compound that
4. error even more.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President. If I were a...a frightful
9. downstater, I might...might take a real close look at this
10. one. But I think that this bill ought to do equity between
11. all parts of our State. And frankly, I...I don't understand
12. why someone from Cook County would want to do this. The
13. opinion came out in March of 1979, just when collections
14. were starting. The '78 taxing year on which Senator Walsh
15. wishes to go is now being collectable this year. And even
16. by 1980 or 1981 we're not even...going to have a good look
17. at what...taxes were to have been collected in 1978. The
18. net effect of this amendment is to reduce the proportion of
19. the pot that Cook County would share with downstate Illinois.
20. And I...I just don't quite comprehend why a 1978 tax year
21. aids anyone. We went to '76 for Cook County because that
22. is a solid year for them. They are still collecting about
23. 12.9 million dollars a year based on 1976 taxing year and we
24. went to a '77 year for downstate because we collect taxes
25. and our collection rate is higher. We collect about
26. ninety-four percent right off the bat and we go after the
27. rest of it later on and finally get up to about ninety-
28. eight percent. But this year...I...I anticipate and there
29. has been in fact thousands and thousands more protests filed
30. after the March 1979...opinion and that is the taxing year
31. that you're affecting, '78 taxes collected in '79. It just
32. seems to me that when you base it on this year, you are
33. denying Cook County a significant source of revenue from the

1. replacement fund.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

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

5. SENATOR WALSH:

6. Mr. President and members of the Senate. Senator Bruce,
7. if I may...your statements were...were just plain inaccurate
8. as to the effect of this amendment. It does not in anyway
9. affect the fifty-two, forty-eight percent allocation between
10. Cook County and downstate. It would only affect the manner
11. in which the tax once raised, is distributed within those
12. two areas. And the point of this amendment is that we
13. should allocate or distribute the tax money on the basis of
14. the 1978 collections, but since they are not now available,
15. it would provide that in Fiscal Year 1980 and thereafter,
16. after Fiscal Year 1980 it be distributed on the basis of
17. 1978. Now in response to Senator Carroll's observation, let
18. me say that there are many personal property tax cases for
19. 1976 and propably earlier years which are still pending and
20. may not be settled until next year or the year thereafter.
21. So, as a practical matter, the distributions which will be
22. made under this bill are tentative, but they will be increased
23. as collections are made in future years.

24.

25.

26.

27.

28.

End of Reel #4

29.

30.

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33.

1. The point is, it should be on the basis of 1978 rather than any other
2. year and I would urge your support.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. The question is, shall Amendment No. 11 be adopted. Those in
5. favor will vote Aye. Those opposed will vote Nay. The voting is
6. open. Have all voted who wish? Have all voted who wish? Take the
7. record. On that question the Ayes are 25. The Nays are 32. None
8. Voting Present. Amendment No.11 having failed to receive a majority
9. is declared lost. Any further amendments?

10. SECRETARY:

11. Amendment No. 12 offered by Senator Bruce, LRB No. 28.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Bruce.

14. SENATOR BRUCE:

15. Here it is. Thank you, Mr. President and members of the
16. Senate. I'm sorry. I apologize. I thought we had one more
17. amendment before this one. Well, Senator McMillan and I sort of
18. have an agreement that we would allow all the amendments to be
19. drawn and I would bring on the technical amendment last so that it
20. would not affect any amendment. With leave of the Body, I'd like
21. to withdraw my amendment and hold it until last so that it doesn't
22. mess up anyone else's amendment in the event mine...were to be
23. adopted.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Any further amendments?

26. SECRETARY:

27. Amendment No. 12 offered by Senator Nimrod.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Nimrod.

30. SENATOR NIMROD:

31. Thank you, Mr. President and Ladies and Gentlemen of the
32. Senate and Senator Bruce. What this amendment does is, in fact,
33. addresses itself to the problems which were stated by Senator Bruce

1. on...on the amendments to Senator McMillan. What this amendment
2. does, in fact, is allow a three percent for the first year and
3. then drop it to two and a quarter. The results of this would be
4. to satisfy the objections which were made to the other one and I
5. think it's a very sensible approach and...in light of the objections,
6. this should be an acceptable amendment.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? Senator Bruce.

9. SENATOR BRUCE:

10. Thank you, Mr. President and members of the Senate and I apolo-
11. gize. Once again in talking about the Real Estate Taxpayer and I
12. guess everyone thinks that somehow these taxes are not related, but
13. let me just tell you why they are. Every dime of Personal Property
14. Tax, whether paid by corporations of individuals is raised and spent
15. locally. Every dime of Real Estate Taxes raised locally is spent
16. locally and so when you do not raise enough money in the Corporate
17. Replacement Fund, you are putting the burden on the Real Estate Tax-
18. payer to operate local government. That is their source of revenue
19. other than some of the Gas Tax and one twelfth of the Income Tax,
20. but the major portion of their budgets are Real Estate Tax oriented.
21. Now, this bill, folks, take a look at it. This ought to be the Real
22. Estate Taxpayers tax hike. Now, this bill says something that's very
23. interesting. The first year out you're going to raise five hundred
24. and thirty-three million dollars. The second year out you're going
25. to raise five hundred and twenty-two million dollars. The third year
26. out you're going to raise five hundred and and seventeen million dol-
27. lars. Now that does...and this...old Bruce is giving you the best
28. shot at it. That's a ten percent growth in Corporate Income Tax. Ten
29. percent and an eight percent in invested capital for utility companies.
30. I gave you the best figures I could and they go down. Now, let me
31. tell you who runs local government and who pays for the cost. The
32. Real Estate Taxpayer is going to take it every year under this amend-
33. ment as prices go up, as costs go up, the amount of money we're

1. shipping back to them is going down and folks, the only place you're
2. going to get it is hitting the poor old real estate guy sitting
3. there with a house to pay the increased costs of this amendment.
4. This one is going to run your Real Estate Taxes right out of the
5. roof and I oppose it.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Further discussion? Senator McMillan.

8. SENATOR McMILLAN:

9. I would merely say that the five hundred thirty-three, five hun-
10. dred seventeen, five hundred twelve million dollars that Senator
11. Bruce talked about are all more money than is necessary to replace
12. the Corporate Personal Property Tax. I think that particular part
13. is important.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? If not, Senator Nimrod may close
16. the debate.

17. SENATOR NIMROD:

18. Well, Mr. President, it seems to me that the arguments that
19. were given against the first proposal seem to be satisfied here.
20. Now, I hear that Senator Bruce is saying that the windfall that the
21. local governments get, he's objecting to that windfall only being a
22. temporary one. Well, I think what he has done in this case is
23. admitted that, in fact, the local governments are going to get some
24. extra money which we certainly discussed in the beginning, but it
25. does then equalize it after the first or second year. It brings it
26. down to a sensible figure. The other advantage in this proposal is
27. this...is that after the first year you will know whether or not
28. three percent was too much or too little to be the replacement and
29. you will know whether two and a quarter is or is not and we can always
30. come back and adjust that within this Legislature in the future year
31. without ever hurting anyone. I think this is a proper approach. It
32. satisfies all the objections and it does, in fact, guarantee that we
33. are concerned about the business climate and does say that we will

1. have to tax our businesses at two and a quarter percent if, in fact,
2. that's enough money. I would urge your favorable roll call.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. The question is, shall Amendment No. 12 be adopted. Those in
5. favor will vote Aye. Those opposed will vote No. The voting is
6. open. Have all voted who wish? Have all voted who wish? Take the
7. record. On that question the Ayes are 26. The Nays are 31. None
8. Voting Present. Amendment No. 12 having failed to receive a majority
9. is declared lost. Any further amendments?

10. SECRETARY:

11. Amendment No. 13 offered by Senator Bruce. It's No. 28 LRB.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Bruce.

14. SENATOR BRUCE:

15. This is LRB No. 28. I have given a copy of this to Senator
16. McMillan. I think he may have circulated it under...other members.
17. It makes several technical and corrective changes and then does make
18. some substantive changes to the bill as passed out and while I'm
19. on my feet, Mr. President, several members have inquired about the
20. large amendment which is down at the desk. That is not an amendment.
21. For those of you who have not yet received an Enrolled and Engrossed
22. copy of 2569, it is down at the desk. That is not an amendment.
23. That is...that is, in fact, a copy of the bill that we are going
24. to be discussing. It eliminates some language which would have
25. prohibited estimated payment of Replacement Income Tax prior to
26. January, 1980, through an oversight. We wanted to make sure that
27. estimated Income Tax were, in fact, allowed if the tax effective
28. date is other...prior to January the 1st, '80. It clarifies that
29. revenues from Invested Capital Taxes on utilities are certified
30. quarterly and that is the way they presently file them, rather than
31. on a monthly basis. Provides that the two year Hold Harmless Clause
32. begins with the first distribution of the revenues rather than with
33. the date of the Act and insures... eliminate any problem of the start-

1. up period when we start making distributions rather than effective
2. date of the Act and also there are language to insure that there's
3. no double taxation on the combination of gas and electric utilities
4. and there's also language relating to the problems under the Illinois
5. Messages Act which relate to ATT Long Lines to make sure that when
6. they sell and float bonded debentures and pass them off to Illinois
7. Bell or another company that people in the utility companies, the
8. Messages Act, are not doubly taxed for that distribution of...really
9. foreign or bonded money to their Illinois subsidiary. I would move
10. the adoption of Amendment No. 13 to House Bill 2569.

11. PRESIDENT:

12. Senator Bruce has moved the adoption of Amendment No. 13. Is
13. there any discussion? Senator McMillan.

14. SENATOR McMILLAN:

15. I would want to add that having looked over the amendment and
16. Senator Bruce, when you gave it to me, I did not distribute it. I
17. assumed you were going to distribute your own amendment, but the
18. technical changes, I think, are very much in order and I have no
19. objection them. I think it would be in order for you to explain
20. once again the details of the substantive thing that relates to
21. problems that Illinois Bell had and indicate how many dollars we're
22. talking about and what...whether...what net loss there will be to
23. the five hundred and thirty-three million dollars which your bill
24. would raise.

25. PRESIDENT:

26. Senator Bruce.

27. SENATOR BRUCE:

28. Thank you, Mr. President. First of all, in checking with
29. Illinois Economic Fiscal Commission last night and early this
30. morning, their returns as filed with the Illinois Commerce Commis-
31. sion do not, in fact, compute in the amount of transfers intra-company
32. and because of that, the way the Illinois Economic and Fiscal
33. Commission informs us there will be no net revenue loss. It does,

1. however, affect the liability of ATT Long Lines by reducing their
2. tax liability from something approaching thirteen million dollars
3. down to something approaching three million dollars. Their net
4. increase, as I understand it, is...their total tax liability right
5. now is forty-six million dollars. This with the net change between
6. ATT Long Lines who are not paying any, which would have gone to
7. thirteen million, the net wash is that they will pay forty-one
8. million dollars in Income Taxes rather than forty-six million dollars
9. on the Invested Capital rather, rather than forty-six million dollars
10. presently paid on Personal Property Tax, a net change of five million
11. dollars, but ATT Long Lines would pay three million dollars, I think,
12. that they are presently not paying.

13. PRESIDENT:

14. Further discussion? Senator Rhoads.

15. SENATOR RHOADS:

16. Senator Bruce, I have lost track with all the changes. Now
17. you and I had discussed an amendment which would lift definitions
18. from the Federal IRS Statutes to incorporate it. Is that now in?

19. PRESIDENT:

20. Senator Bruce.

21. SENATOR BRUCE:

22. Senator Rhoads, it's still not in. I'm going to try to persuade
23. you not to put that one in, but if I can't, we will go with it some
24. time tomorrow, but I...it is just more complicated than you can
25. imagine.

26. PRESIDENT:

27. Any further discussion? All right. Senator Bruce has moved the
28. adoption of Amendment No. 13 to House Bill 2569. All in favor signify
29. by saying Aye. All opposed. The Ayes have it. The amendment is
30. adopted. Any further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDENT:

1. 3rd reading. All right. We will move to the Order of House
2. Bills on 3rd reading. A number of the members have indicated
3. they have bills they wish again to recall for purposes of an
4. amendment. I am causing to have distributed if...Mr. Sergeant-at-
5. Arms, can we get one of this army of pages up here? Here comes...
6. here comes our army. We'll...we'll distribute a list as we currently
7. have it. These are amendments which have already been filed with
8. the Secretary and we will attempt, I hope, to handle these with
9. some dispatch. Yes, Senator Grotberg, for what purpose do you rise?
10. SENATOR GROTBORG:

11. Parliamentary Inquiry. Is it the intention of the Chair to...to
12. do any of the Postponed Consideration on 3rd at this time.

13. PRESIDENT:

14. Not at this point in recall.

15. SENATOR GROTBORG:

16. They won't die on the Calendar for lack of amendment...

17. PRESIDENT:

18. No, Sir.

19. SENATOR GROTBORG:

20. They'll die for other reasons.

21. PRESIDENT:

22. I would hope. All right. If I can have your attention, it
23. would be helpful if the members could be in their seats and those
24. not entitled to the Floor would please vacate. We will go right
25. down the list as you have had it presented to you and I would suggest
26. that if a sponsor does not wish the bill recalled, it won't be recalled.
27. On the Order of House Bills 3rd reading, House Bill 445, Senator
28. Maragos. On the Order of House Bills 3rd reading, House Bill 513,
29. Senator Wooten. Senator Wooten seeks...on the Order of House Bills
30. 3rd reading, bottom of page 4, is House Bill 513. Senator Wooten
31. seeks leave of the Body to return 513 to the Order of 2nd reading
32. for purposes of an amendment. Is leave granted? Leave is granted.
33. On the Order of House Bills 2nd reading, House Bill 513.

1. SECRETARY:

2. Amendment No. 2 offered by Senator DeAngelis.

3. PRESIDENT:

4. All right. Senator DeAngelis, let's try to get a little order
5. so you can present this. Will the members please be in their seats
6. and those not entitled to the Floor please vacate and would...could
7. I ask the pages to light someplace? Senator DeAngelis.

8. SENATOR DEANGELIS:

9. Thank you, Mr. President, memberpersons of the Senate. In
10. the State of Illinois currently, under the current formula there are
11. about seventeen school districts which are not getting their full
12. entitlements. Senate Bill 513 not only is going to raise the State
13. guarantee level, but is also over a three year period, going to
14. guarantee full access to those areas which are not at the access
15. rate. I think it would be only decent and fair that in doing that
16. we at least bring those seventeen school districts to full entitlement.
17. I urge passage of Amendment No. 2.

18. PRESIDENT:

19. Senator DeAngelis has moved the adoption of Amendment No. 2
20. to House Bill 513. Is there any discussion? Senator Berman.

21. SENATOR BERMAN:

22. Thank you, Mr. President. Ladies and Gentlemen of the Senate.
23. I rise in opposition to this amendment. As you may recall, I had
24. an amendment to take care of one school district in particular and
25. about thirty-five others...in an effort to try to move the School
26. Aid Formula along before July 1. I have withdrawn that amendment.
27. This is an amendment that takes care of seventeen school districts
28. and I'm sure that there isn't...that every...I am sure that every
29. member on this Floor could prepare an amendment that would take care
30. of one, two, twenty or fifty or a thousand school districts that have
31. particular problems. 513 was worked out in the House. It is not
32. perfect as is no piece of legislation that we pass, but I think it's
33. a reasonable compromise. I think it should remain as is and I urge

1. the members who want to move along towards a quick and fair approach
2. to School Aid Formula to oppose this amendment.

3. PRESIDENT:

4. Further discussion? Senator Wooten.

5. SENATOR WOOTEN:

6. Thank you, Mr. President. I, too, oppose this amendment for the
7. very reasons articulated by Senator Berman. I, too, have a school...
8. couple of school districts I would like to get some kind of special
9. treatment for because they just keep going down every formula change
10. we make. Out of the one thousand and thirteen districts in the State,
11. this would apply only to seventeen. I think we should resist this
12. amendment and move on to the passage of the bill.

13. PRESIDENT:

14. Is there any further discussion? Senator DeAngelis may close
15. the debate.

16. SENATOR DEANGELIS:

17. Thank you, Mr. President. I don't think it's a question of
18. whether we're doing a special favor or it's only seventeen school
19. districts. Justice is justice. If we're going to raise the State
20. guarantee level, we're going to allow full access, let's at least
21. be decent enough to bring those schools that are entitled it to
22. the full funding. I urge passage of this amendment.

23. PRESIDENT:

24. All right. Senator DeAngelis has moved the adoption of
25. Amendment No. 2 to House Bill 513. Any further discussion? If not,
26. all in favor signify by saying Aye. All opposed. In the opinion of
27. the Chair the Noes have it. The amendment fails. Roll call has been
28. requested. Senator DeAngelis has moved the adoption of Amendment No.
29. 2. Those in favor of the amendment will vote Aye. Those opposed will
30. vote Nay. The voting is open. Have all voted who wish? Have all
31. voted who wish? Take the record. On that question the Ayes are 27.
32. The Nays are 28. None Voting Present. The amendment fails. Yes,
33. Senator DeAngelis.

1. SENATOR DEANGELIS:

2. Could I have a verification of the negative roll call?

3. PRESIDENT:

4. Senator DeAngelis...will the members please be in their seats.

5. Senator DeAngelis has requested a verification of the negative votes.

6. Secretary will read the negative votes. Will the members please

7. respond.

8. SECRETARY:

9. The following voted in the negative: Berman, Bruce, Buzbee,
10. Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald, Egan,
11. Gitz, Hall, Johns, Jerome Joyce, Lemke, Maragos, McLendon, Merlo,
12. Nedza, Nega, Newhouse, Sangmeister, Savickas, Vadalabene, Washington,
13. Wooten, Mr. President.

14. PRESIDENT:

15. Here. Senator DeAngelis, do you...

16. SENATOR DEANGELIS:

17. Senator Chew.

18. PRESIDENT:

19. Senator Chew is in the phone department.

20. SENATOR DEANGELIS:

21. Senator Daley.

22. PRESIDENT:

23. ...Senator Daley on the Floor? Senator Daley on the Floor?
24. Senator Daley is on the Floor. Senator DeAngelis, anything further?
25. The roll has been verified. On that question the Ayes are 27. The
26. Nays are 28. None Voting Present. The amendment fails. Further
27. amendments?

28. SECRETARY:

29. Amendment No. 3 offered by Senator Berning.

30. PRESIDENT:

31. Senator Berning.

32. SENATOR BERNING:

33. Thank you, Mr. President and members of the Senate. Amendment

1. No. 3 to House Bill 513 is a very timely and simple amendment. Allows
2. parents to have the right of choice for their students. It's commonly
3. known as the Voucher System and Mr. President and members of the
4. Senate, I respectfully suggest that the time has arrived when we
5. ought to be allowing the parents to make some determinations for
6. themselves as to where their students, their children are to be
7. educated. I would respectfully suggest that this amendment be adopted
8. so as to provide that option.

9. PRESIDENT:

10. There any...Senator Berning has moved the adoption of Amendment No.
11. 3 to House Bill 513. Is there any discussion? Senator Berman.

12. SENATOR BERMAN:

13. Thank you, Mr. President. I rise in opposition to this
14. amendment. First of all, I don't think it's constitutional, but on
15. the merits, I think it throws out the entire concept that we have
16. been working under and that the schools are used to, that the
17. Legislature is...understands and it would be the demise of the
18. public school system if this amendment was adopted. I urge a No
19. vote.

20. PRESIDENT:

21. Further discussion? Senator Wooten.

22. SENATOR WOOTEN:

23. Thank you, Mr. President. Senator Berman has already alluded
24. to the constitutional questions. Two U. S. Supreme Court decisions
25. have already gone against this concept. By the way, I don't think...
26. this is not a subject that we should not look at sometime in the
27. future, but for the time being, if we were to put it on this bill,
28. it would immediately bankrupt every district in the State, cost
29. Chicago School District twenty million dollars right out of the gate.
30. I just don't think it is a good thing to try to tack this very
31. controversial topic onto what is going to be some badly needed
32. changes in the school aid formula. I ask everyone on both sides of
33. the aisle to resist this amendment.

1. PRESIDENT:

2. Further discussion? Senator Davidson.

3. SENATOR DAVIDSON:

4. Normally I don't like to get up and oppose someone from my
5. side of the aisle. This is an amendment which he brought to me
6. saying this is an idea I'd like to bounce off. It's a great idea
7. depending on what perspective you're coming from. Put it in in a
8. separate bill and let's debate it on that merit. Let's not try to
9. hang it onto the school formula which we hope to get out of here, get
10. a decision so the school districts will know what they're doing for
11. funds when the school year starts. I urge my side to either vote
12. No, Present, or don't vote.

13. PRESIDENT:

14. Any further discussion? Senator Berning may close.

15. SENATOR BERNING:

16. Thank you, Mr. President. There isn't a more likely vehicle
17. than the School Aid Formula to put this kind of an amendment on
18. and I submit to you that if our school system, as we know it, is
19. so tenuous that it would face demise as stated by one of the speakers,
20. because of this amendment then perhaps it's time that the thing do
21. die. The simple fact of the matter is that we have school systems or
22. schools within the school system which are not meeting the need of our
23. students and many and many and many of the parents are dissatisfied
24. with the results that they see with their students. There isn't
25. anything wrong under our competitive free enterprise system with
26. allowing people to make a choice for themselves. School District A
27. may be doing a better job than School District B and if I want to
28. send my child to B instead of A that's my own private busing operation
29. it appears to me. I submit this is a defensible approach and to have
30. to say now or admit now that we'd have to wait for a separate bill
31. is saying it will be two years before we can consider this again. I
32. would like to see a favorable roll call on this so that we can say to
33. the parents of our students throughout the State of Illinois you have

1. the right to make the choice. Your students will be educated how
2. and where you want them to be. I submit that this would put the
3. school districts and those who are involved with them on their toes
4. and perhaps we'd get better results. Thank you, Mr. President.

5. PRESIDENT:

6. All right. Senator Berning has moved the adoption of Amendment
7. No. 3 to House Bill 513. Those in favor of the amendment will
8. vote Aye. Those opposed will vote Nay. The voting is open. Have
9. all voted who wish? Have all voted who wish? Take the record. On
10. that question the Ayes are 13. The Nays are 34. 2 Voting Present.
11. The amendment fails. Further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDENT:

15. 3rd reading. Is Senator Bruce on the Floor? Senator Martin
16. on 834. Oh, there you are. 716. Yes, pardon me, Senator Martin.
17. We'll get right back to you. On the Order of House Bills 3rd
18. reading, House Bill 716. Senator Bruce seeks leave of the Body to
19. return 716 back to the Order of 2nd reading for purposes of an
20. amendment. Is leave granted? On the Order of House Bills 2nd
21. reading, House Bill 716. Mr. Secretary.

22. SECRETARY:

23. Amendment No. 2 offered by Senator Wooten.

24. PRESIDENT:

25. Senator Wooten.

26. SENATOR WOOTEN:

27. Thank you, Mr. President. Earlier this year we passed out of
28. here Senate Bill 630 which provided that an educator legislator could
29. be given a...clarifying that he could be given a leave of absence.
30. We have a letter from the State Board of Education, their legal office,
31. saying that the language in that bill which went through both Houses
32. simply does not meet the question. It should be leaves of absence
33. during that portion of the school year when the General Legislature

1. is in Session so as Senator Bruce has very kindly allowed us to
2. get this correct language onto this bill so I'd move the adoption
3. of Amendment No...whatever it is.

4. PRESIDENT:

5. Senator Wooten has moved the adoption of Amendment No. 2 to
6. House Bill 716. Is there any discussion? Senator Maitland.

7. SENATOR MAITLAND:

8. Yes, Mr. President and Ladies and Gentlemen of the Senate.

9. A question of the sponsor, please.

10. PRESIDENT:

11. Indicates he'll yield. Senator Maitland.

12. SENATOR MAITLAND:

13. Senator Wooten, this issue has been debated on a number of
14. occasions and generally I agreed with it, but we did insert into
15. one of those other bills a proviso that indicated that at least one
16. time within a given school year the teacher had to be in the class-
17. room. Isn't that correct?

18. PRESIDENT:

19. Senator Wooten.

20. SENATOR WOOTEN:

21. At this point, Senator, I don't remember. I don't...no. I'm
22. looking at 630 and that's not in there.

23. PRESIDENT:

24. Well, I'm sorry, but we put that...that was Senator Bruce's bill
25. and we...we had that put in there. Now, I don't know what happened
26. to it, but that was the agreement that we had.

27. PRESIDENT:

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Maybe you're referring to language that talked about part of
31. the school year which turned out to be the legal problem. What we
32. have done is change it for those parts of the school year when the
33. General Assembly or its committees are convened to tie it down just

to those times and no other.

1. PRESIDENT:

2. Senator Maitland.

3. SENATOR MAITLAND:

4. One further question, Senator. Do we have the assurance that
5. the teacher will, in fact, be in school on a part of the school year?

6. PRESIDENT:

7. Senator Wooten.

8. SENATOR WOOTEN:

9. That's why we used this language.

10. PRESIDENT:

11. Senator Maitland.

12. SENATOR MAITLAND:

13. Thank you.

14. PRESIDENT:

15. Any further discussion? If not, Senator Wooten has moved the
16. adoption of Amendment No. 2. Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President and members of the Senate, listening to the debate
19. between...and the inquiries between Senator Maitland and Senator Wooten
20. you say during the period that the General Assembly is in Session or
21. their committees. Now, the committees and commissions, they meet out-
22. side of the Hanuary till June period. Are you specifying January till
23. June or what about...you know, in the Fall of the year?

24. PRESIDENT:

25. Senator Wooten.

26. SENATOR WOOTEN:

27. The language is quite specific, Senator. Those parts of the
28. school year when the General Assembly or its committees are convened.
29. No words about commissions or anything else.

30. PRESIDENT:

31. Further discussion? Senator Davidson.

32. SENATOR DAVIDSON:

33. Mr. President and members of the Senate, I rise in support of
this amendment. We did send out a bill here. It was agreed in
which Senator Maitland spoke to. It went to the Governor's desk.

1. It was totally inoperable according to the legal opinion from IOE
2. and...oh, whoever else they get their legal opinions on the way it
3. was worded. The amendment presented by Senator Wooten is to do
4. two things. One is give those people who are school teachers and
5. members of the Legislature an opportunity to be a Legislator and
6. not be punished by the local school board. The other part of the
7. amendment was to do what Senator Maitland asked is so that the
8. person didn't get a free ride for the whole year of building up time.
9. Now, I...that's the way the amendment's been explained to me and
10. that's what it's supposed to do so I suggest let's put the amendment
11. on, then let's double check it on the legality that it does those
12. two things. If it doesn't, we can certainly bring it back and
13. correct it yet today or tomorrow.

14. PRESIDENT:

15. Further discussion? Senator Maitland.

16. SENATOR MAITLAND:

17. Thank you, Mr. President. Senator Wooten, just along with
18. Senator...what Senator Davidson says, just so that we have an
19. understanding that this is a legal opinion from IOE and we'd like
20. to see this to make sure that it's doing exactly what we had
21. intended in the beginning. I would appreciate that.

22. SENATOR WOOTEN:

23. Sure, yeah, and there's...if there's any question, of course,
24. we'll go back and straighten it out because what we're trying to
25. do is to get this question nailed down once and for all. Make it
26. exact. I move the adoption of the amendment.

27. PRESIDENT:

28. Senator Wooten has moved the adoption of Amendment No. 2 to
29. House Bill 716. Any further discussion? If not, all in favor signify
30. by saying Aye. All opposed. The Ayes have it. The amendment is
31. adopted. Further amendments?

32. SECRETARY:

33. No further amendments.

HB 834
Rohde
6-25-77

1. PRESIDENT:

2. 3rd reading. Middle of page 7, on House Bills 3rd reading is
3. House Bill 834. Senator Martin seeks leave of the Body to bring
4. House Bill 834 back to the Order of 2nd reading for purposes of an
5. amendment. Is leave granted. Leave is granted. On the Order of
6. House Bills 2nd reading, House Bill 834. Mr. Secretary.

7. SECRETARY:

8. Amendment No. 5 offered by Senator Shapiro.

9. PRESIDENT:

10. Senator Shapiro.

11. SENATOR SHAPIRO:

12. Mr. President and Ladies and Gentlemen of the Senate, Amendment
13. No. 5 would allow political committees that are registered pursuant
14. to the Campaign Finance Act to purchase copies of computer tapes,
15. discs or other electronic data processing information from county
16. clerks which contain only voter registration information. The
17. reasonable cost, as specified by the bill would be cost of duplication
18. plus fifteen percent for administration. The individual representing
19. such political committee shall sign a sworn affidavit that the
20. information shall be used only for the bonafide political purposes
21. including by or for candidates for office or incumbent officeholders
22. and shall not be used under any circumstances by anyone on the com-
23. mittee or anyone else for commercial solicitation or other business
24. purposes. It also carries a penalty for violation of this law and
25. that penalty is a Class IV Felony. I would urge adoption of the
26. amendment.

27. PRESIDENT:

28. Senator Shapiro has moved the adoption of Amendment No. 5 to
29. House Bill 834. Is there any discussion? If not, all in favor
30. signify by saying Aye. All opposed. The Ayes have it. The
31. amendment is adopted. Further amendments?

32. SECRETARY:

33. Amendment No. 6 offered by Senator Rhoads.

1. PRESIDENT:

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Thank you, Mr. President, members of the Senate. Amendment
5. No. 6 is the same as an amendment that Representative Collins put
6. on in the House on this same bill, House Bill 834. It was deleted
7. by the Senate Elections Committee totally in error. We thought
8. we were adopting a technical amendment in committee. In fact,
9. it was a substantive change. This amendment puts back the substan-
10. tive change which affects the signature requirements for independent
11. candidates for office. The...for the General Assembly. The main
12. bill affects the signature requirements for partisan nominees. This
13. will affect the signature requirements for independent candidates.
14. I've spoken with Senator Lemke. He's in agreement with putting this
15. language back in pursuant to the intent of the House sponsor. What-
16. ever the merits of it might be, we can discuss that on 3rd reading.

17. PRESIDENT:

18. Further discussion? Senator Wooten.

19. SENATOR WOOTEN:

20. Senator Rhoads, it's nice to have you on both sides of an
21. issue in the course of one Session of the General Assembly. You
22. are purporting now to put in a provision against which we were
23. yoked in arms to oppose, is that correct, Senator?

24. PRESIDENT:

25. Senator Rhoads.

26. SENATOR RHOADS:

27. Senator Wooten, this wouldn't be the first time I've been both...
28. on both sides of an elections issue, but I...I am offering this
29. amendment because it is consistent with the House sponsor's desire
30. and because it was deleted by accident in...in the Senate committee
31. and I think we ought to have the bill in the proper shape. Whatever
32. the merits of it might be, we can discuss that on 3rd reading.

33. PRESIDENT:

1. Senator Wooten.

2. SENATOR WOOTEN:

3. Well, I don't know...improper shape might be the correct term.
4. I...what exactly are the provisions of this amendment and how does
5. it articulate with the signature requirements for...let's say regular
6. candidates?

7. PRESIDENT:

8. Senator Rhoads.

9. SENATOR RHOADS:

10. The main bill doubles the signature requirement for partisan
11. nominee candidates for members of the General Assembly. This
12. amendment doubles the signature requirement for independent candidates
13. for General...members of the General Assembly from a minimum of
14. five percent of the total vote up to minimum of ten percent of the
15. total vote.

16. PRESIDENT:

17. Any further discussion? If not, Senator Rhoads has moved the
18. adoption of Amendment No. 6 to House Bill 834. All in favor signify
19. by saying Aye. All opposed. The Ayes have it. The amendment is
20. adopted. Further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDENT:

24. 3rd reading. Middle of page 7. On the Order of House Bills 3rd
25. reading is House Bill 859. Senator Geo-Karis, do you wish this returned?
26. Senator Geo-Karis seeks leave of the Body to return House Bill 859
27. to the Order of 2nd reading for purpose of an amendment. Is leave
28. granted? On the Order of House Bills 2nd reading, House Bill 859.
29. Mr. Secretary.

30. SECRETARY:

31. Amendment No. 3 offered by Senator Berning.

32. PRESIDENT:

33. Senator Berning.

1. SENATOR BERNING:
2. Mr. President, we will have to ask leave of the Body to
3. reconsider the vote by which the second amendment was adopted so
4. that that can be Tabled.
5. PRESIDENT:
6. Senator Geo-Karis.
7. SENATOR GEO-KARIS:
8. I'd like to ask...we've had a technical mistake in the Amendment
9. 2 and I'd like...having moved...the prevailing side, I move to recon-
10. sider the vote in which Amendment 2 was adopted by this Body.
11. PRESIDENT:
12. All right. Senator Geo-Karis has moved to reconsider the vote
13. by which Amendment No. 2 to House Bill 859 was adopted. All in
14. favor signify by saying Aye. All opposed. The Ayes have it. The
15. vote is reconsidered. Senator Geo-Karis now moves to Table Amendment
16. No. 2 to House Bill 859. All those in favor signify by saying
17. Aye. All opposed. The Ayes have it. The amendment is Tabled.
18. Further amendments?
19. SECRETARY:
20. Amendment No. 3 offered by Senator Berning.
21. PRESIDENT:
22. Senator Berning.
23. SENATOR BERNING:
24. I'll defer to Senator...
25. PRESIDENT:
26. Senator Geo-Karis.
27. SENATOR GEO-KARIS:
28. Amendment No. 3 is exactly like Amendment No. 2 except it's
29. technically correct because it refers to the right section. I
30. would like to move its adoption at this time.
31. PRESIDENT:
32. Senator Geo-Karis has moved the adoption of Amendment No. 3
33. to House Bill 859. Is there any discussion? If not, all in favor

1. signify by saying Aye. All opposed. The Ayes have it. The
2. amendment is adopted. Further amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDENT:

6. 3rd reading. Bottom of page 7. Senator Netsch on...on House
7. Bills 3rd reading is House Bill 921. Senator Netsch seeks leave of
8. the Body to return 921 to the Order of 2nd reading for purposes of
9. an amendment. Is leave granted? Leave is granted. On the Order
10. of House Bills 2nd reading, House Bill 921. Mr. Secretary.

11. SECRETARY:

12. Amendment No. 3 offered by Senator Netsch.

13. PRESIDENT:

14. Senator Netsch.

15. SENATOR NETSCH:

16. I...if I'm not mistaken, Mr. Secretary, the only one that was
17. adopted was Amendment No. 2. The first one had been Tabled.

18. SECRETARY:

19. You're right, but this is...

20. SENATOR NETSCH:

21. All right. I would first...having prevailed...having voted on
22. the prevailing side I would move to reconsider the vote by which
23. Amendment No. 2 was adopted for purposes of Tabling it. The new
24. amendment incorporates everything.

25. PRESIDENT:

26. Senator Netsch has moved to reconsider the vote by which
27. Amendment No. 2 to House Bill 921 was adopted. All in favor signify
28. by saying Aye. All opposed. The Ayes have it. The vote is re-
29. considered. Senator Netsch now moves to Table Amendment No. 2 to
30. House Bill 921. All in favor signify by saying Aye. All opposed.
31. The Ayes have it. The amendment is Tabled. Further amendments?

32. SECRETARY:

33. Amendment No. 3 offered by Senator Netsch.

1. PRESIDENT:

2. Senator Netsch.

3. SENATOR NETSCH:

4. Thank you, Mr. President. Amendment No. 3 incorporates all
5. that was in the prior amendment, but includes a corrected provision
6. dealing with the question of what constitutes delivery of an
7. Executive Order to the General Assembly and the method by which
8. the sixty day period is to be counted. It is much clearer than the
9. prior provision and I would now move the adoption of Amendment No.
10. 3 to House Bill 921.

11. PRESIDENT:

12. Senator Netsch has moved the adoption of Amendment No. 3 to
13. House Bill 921. Is there any discussion? If not, all in favor
14. signify by saying Aye. All opposed. The Ayes have it. The
15. amendment is adopted. Any further amendments?

16. SECRETARY:

17. No further, amendments.

18. PRESIDENT:

19. 3rd reading. 1372, Senator Bruce. It's a new entry on the list.
20. 1372 was not on your list. It was filed after we announced we'd
21. go to this Order. On the Order of House Bills 3rd reading, bottom
22. of page 9 is Senate...House Bill 1372. Senator Bruce seeks leave of
23. the Body to return it to the Order of 2nd reading for purposes of an
24. amendment. Is leave granted? On the Order of House Bills 2nd
25. reading, House Bill 1372. Mr. Secretary.

26. SECRETARY:

27. Amendment No. 4 offered by Senator Bruce.

28. PRESIDENT:

29. Senator Bruce.

30. SENATOR BRUCE:

31. Thank you, Mr. President...Thank you, Mr. President and members
32. of the Senate. This amendment clarifies in the Examination Bill
33. that is before this Body, the issuance of a temporary license to

1. insurance salesmen and not brokers and makes sure that the
2. temporary license shall expire on the ninety-first day following
3. the date which you file an application or the thirty-first day
4. after the date the application is scheduled to appear for an
5. examination and I think it clarifies some questions. It was
6. just handed to me and it's language out of the Insurance Act,
7. Section 1063.43-1. I would move its adoption.

8. PRESIDENT:

9. Senator Bruce has moved the adoption of Amendment No. 4 to
10. House Bill 1372. Is there any discussion? If not, all in favor
11. signify by saying Aye. All opposed. The Ayes have it. The
12. amendment is adopted. Further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDENT:

16. 3rd reading. 1408, Senator McMillan. On the Order of House
17. Bills 3rd reading, top of page 10 is House Bill 1408. Senator
18. McMillan seeks leave of the Body to return this bill to the Order
19. of 2nd for purpose of an amendment. Is leave granted? Leave is
20. granted. On the Order of House Bills 2nd reading, House Bill 1408.
21. Mr. Secretary.

22. SECRETARY:

23. Amendment No. 1 offered by Senator McMillan.

24. PRESIDENT:

25. Senator McMillan.

26. SENATOR McMILLAN:

27. After our prior discussion this afternoon and after it was
28. mentioned several times that there was need for Real Estate Tax
29. relief I have decided to go ahead and offer an amendment which does
30. provide for some relief. What, in fact, the amendment that I'm
31. offering to House Bill 1408 would do is to offer the provisions of
32. of the Tax Extension Limitation Package which we passed out of this Body
33. earlier and the Truth in Taxation Package which we offered earlier.

1. This would provide for a limit on the increases that local units
2. of government can make in the taxes that they extend. It would
3. relate back to the last known figures for growth of income in
4. Illinois. It would provide for the exclusions that are necessary
5. to cover higher limits that might have been established by referen-
6. dum. I would provide for exclusions for extensions on bond authoriza-
7. tions. It provides for a provision whereby any annexation or discon-
8. nection or consolidation that might involve local units of government
9. can be dealt with. It provides for a standard levy date for all
10. units of government, the last Tuesday in December. It would take
11. effect immediately and it would provide for an effective notice
12. before any local unit of government could raise their taxes. This
13. is, as I said earlier, the substance of the two bills that we passed
14. out of here about a month ago that would provide for a meaningful
15. limit on the growth of local units of government and a provision
16. whereby local taxpayers would be notified of any increase even if
17. it was not above that limit.

18. PRESIDENT:

19. Senator McMillan has moved the adoption of Amendment No. 1.
20. Is there any discussion? Senator Egan.

21. SENATOR EGAN:

22. Yes, thank you, Mr. President and members of the Senate. Well,
23. you know we don't really have enough time in the world to conduct
24. ourselves like this. Senator, this...this amendment contains the
25. Governor's whole tax program. It was adequately heard in the Revenue
26. Committee. I thought it had a fair deliberation. I thought that...
27. I thought you did very well as a matter of fact and we don't have
28. time for this. I wish we could just vote it down on a voice roll call
29. and get on with it.

30. PRESIDENT:

31. Further discussion? Senator Berman.

32. SENATOR BERMAN:

33. Question of the sponsor. 1408 appears on the Calendar on 3rd

1. reading without amendment. Is there another bill that would do
2. the same thing, namely allow the senior citizen that reaches 65
3. to claim his Homestead Exemption for that year? Is there another
4. bill that will do that because if you put these amendments on that
5. bill may go down and I don't want to hurt the senior citizens.

6. PRESIDENT:

7. Senator McMillan.

8. SENATOR McMILLAN:

9. The House sponsor of the bill when he talked with me about
10. picking up the bill indicated that the bill was one of those shells
11. without a turtle in it and that he preferred that we go ahead and
12. use it for this purpose.

13. PRESIDENT:

14. Senator Berman.

15. SENATOR BERMAN:

16. Well, I'm not sure if I share the feelings of the House sponsor
17. I think the bill is a good bill as is, without amendments and I
18. would urge a No vote on these amendments.

19. PRESIDENT:

20. Further discussion? Senator McMillan may close.

21. SENATOR McMILLAN:

22. I would merely respond that there are other vehicles around if
23. there is need to accomplish the goal that Senator Berman has sought
24. and I would also indicate that I'm really not attempting to do
25. anything other than what Senator Egan has described and that is to
26. offer here two bill that were heard in committee in the Senate and
27. supported, heard on the Senate Floor and voted out with a good roll
28. call. They did get tubed in the House and I'm bringing them back to
29. offer them once again and would seek a favorable roll call.

30. PRESIDENT:

31. Senator McMillan has moved the adoption of Amendment No. 1 to
32. House Bill 1408. Senator Egan, for what purpose do you rise? Senator
33. McMillan has closed.

1596
6/26/79

- 1. SENATOR EGAN:
- 2. Yes, I just wanted to remind everybody that we have a good
- 3. tax limitation bill on the Calendar. We don't need this.
- 4. PRESIDENT:
- 5. Senator McMillan has moved the adoption of Amendment No. 1
- 6. to House Bill 1408. All in favor signify by saying Aye. All opposed.
- 7. Roll call has been requested. Question is on the adoption of
- 8. Amendment No. 1 to House Bill 1408. Those in favor will vote Aye.
- 9. Those opposed will vote Nay. The voting is open. Have all voted
- 10. who wish? Have all voted who wish? Take the record. On that
- 11. question the Ayes are 25. The Nays are 31. None Voting Present.
- 12. The amendment fails. Further amendments?
- 13. SECRETARY:
- 14. No further amendments.
- 15. PRESIDENT:
- 16. 3rd reading. On the Order of House Bills 3rd reading, 1596,
- 17. Senator Regner. Senator...middle of page 10. On the Order of
- 18. House Bills 3rd is House Bill 1596. Senator Regner seeks leave of
- 19. the Body to return this bill to the Order of 2nd reading for the
- 20. purpose of an amendment. Is leave granted? Leave is granted. On
- 21. the Order of House Bills 2nd reading, House Bill 1596. Mr. Secretary.
- 22. SECRETARY:
- 23. Amendment No. 4 offered by Senator Carroll.
- 24. PRESIDENT:
- 25. Senator Carroll.
- 26. SENATOR CARROLL:
- 27. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
- 28. When we were in committee with this bill organized labor had
- 29. requested a type of amendment that is acceptable to Senator Regner
- 30. that would provide information on these exemptions from taxation
- 31. on what the impact on jobs were of the purchase of this equipment,
- 32. whether it was a positive or negative impact and to basically have
- 33. the Department then report on a regular basis on that which would

1. be public information available and I would move adoption of
2. Amendment No. 4.

3. PRESIDENT:

4. Senator Carroll has moved the adoption of Amendment No. 4
5. to House Bill 1596. Is there any discussion? If not, all in
6. favor signify by saying Aye. All opposed. The Ayes have it.
7. The amendment is adopted. Any further amendments?

8. SECRETARY:

9. Amendment No. 5 offered by Senator Egan.

10. PRESIDENT:

11. Senator Egan.

12. SENATOR EGAN:

13. Thank you, Mr. President and members of the Senate. As
14. you'll recall Senate Bill 922 left the Chamber with a quite sub-
15. stantial vote, went to the House where the committee felt that this
16. bill would do a better job. Now, what we are doing is trying to
17. restore some of the provisions from Senate Bill 922 into this bill.
18. Amendment No. 2 expands the Sales Tax Exemption to include materials
19. and...equipment, what the manufacturer keeps for its own in-house
20. use. It is contained in Senate Bill 22...922 and there are some
21. technical changes that are necessary on it. I move its adoption.

22. PRESIDENT:

23. Senator Egan has moved the adoption of Amendment No. 5 to
24. House Bill 1596. Is there any discussion? If not, all in favor
25. signify by saying Aye. All opposed. The Ayes have it. The
26. amendment is adopted. Any further amendments.

27. SECRETARY:

28. Amendment No. 6 offered by Senator Egan.

29. PRESIDENT:

30. Senator Egan.

31. SENATOR EGAN:

32. Yes, thank you, Mr. President and members of the Senate.
33. Amendment No. 4...

1. PRESIDENT:

2. 6.

3. SENATOR EGAN:

4. Is that correct?

5. PRESIDENT:

6. No.

7. SENATOR EGAN:

8. 6, I'm sorry...expands upon the definition of equipment and
9. includes tools, dies and fixtures, molds, but specifically excludes
10. hand tools and it's consistent with Senate Bill 922. I move its
11. adoption.

12. PRESIDENT:

13. Senator Egan has moved the adoption of Amendment No. 6 to House
14. Bill 1596. Is there any discussion? If not, all in favor signify
15. by saying Aye. All opposed. The Ayes have it. The amendment is
16. adopted. Any further amendments?

17. SECRETARY:

18. Amendment No. 7 offered by Senator Egan.

19. PRESIDENT:

20. Senator Egan.

21. SENATOR EGAN:

22. Amendment No. 7, Mr. President and members of the Senate, makes
23. additional changes to clarify that the Certificates of Exemption
24. will not have to be submitted for each transaction. It clearly
25. helps the person who has to make out the forms administratively and
26. I move its adoption.

27. PRESIDENT:

28. Senator Egan moves the adoption of Amendment No. 7 to House
29. Bill 1596. Is there any discussion? If not, all in favor signify
30. by saying Aye. All opposed. The Ayes have it. The amendment is
31. adopted. Any further amendments?

32. SECRETARY:

33. No further amendments.

1. PRESIDENT:

2. 3rd reading. On the Order of House Bills 3rd reading, middle
3. of page 11 is House Bill 1635. Senator Bloom seeks leave of the Body
4. to return 1635 to the Order of 2nd reading for purposes of an
5. amendment. Is leave granted? Leave is granted. On the Order of
6. House Bills 2nd reading, House Bill 1635. Mr. Secretary.

7. SECRETARY:

8. Amendment No. 3 offered by Senator Carroll.

9. PRESIDENT:

10. Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
13. This is an add-back of 1400 to provide for the rent necessary for the
14. Law Officers Enforcement Training Board after we have seen the lease,
15. etc. I would move adoption.

16. PRESIDENT:

17. Senator Carroll has moved the adoption of Amendment No. 3 to
18. House Bill 1635. Is there any discussion? If not, all in favor
19. signify by saying Aye. All opposed. The Ayes have it. The amendment
20. is adopted. Any further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDENT:

24. 3rd reading. On the Order of House Bills 3rd reading, House
25. Bill 1639. Senator Bloom seeks leave of the Body to return 1639
26. to the Order of 2nd reading for purposes of an amendment. Is leave
27. granted? Leave is granted. On the Order of House Bills 2nd reading,
28. House Bill 1639. Mr. Secretary.

29. SECRETARY:

30. Amendment No. 5 offered by Senator Carroll.

31. PRESIDENT:

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
2. This restores a salary of thirty-five thousand to a person who
3. would have otherwise gotten a dollar nine and I move adoption of
4. Amendment No. 5.

5. PRESIDENT:

6. Senator Carroll has moved the adoption of Amendment No. 5 to
7. House Bill 1639. Is there any discussion? If not, all in favor sig-
8. nify by saying Aye. All opposed. The Ayes have it. The amendment
9. is adopted. Any further amendments?

10. SECRETARY:

11. No further amendments.

12. PRESIDENT:

13. 3rd reading. 1641, Senator Sommer. On the Order of House Bills
14. 3rd reading is House Bill 1641. Senator Sommer seeks leave of the
15. Body to return this bill to the Order of 2nd reading for purposes of
16. an amendment. Is leave granted? Leave is granted. On the Order of
17. House Bills 2nd reading, House Bill 1641. Mr. Secretary.

18. SECRETARY:

19. Okay.

20. PRESIDENT:

21. All right. Senator Sommer. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President. We wish to Table Amendment No. 2.
24. Having voted on the prevailing side, I move to reconsider the vote
25. by which Amendment No. 2 was adopted for purposes of Tabling. This
26. was an amendment that reduced the contractual account for CDB, Mr.
27. Linton's operation in Washington. They've established the value of
28. that office to the members on our side who had been opposed to that
29. and we now, therefore, wish to Table Amendment No. 2.

30. PRESIDENT:

31. All right. Senator Carroll has moved to reconsider the vote
32. by which Amendment No. 2 to House Bill 1641 was adopted. Is there
33. any discussion? If not, all in favor signify by saying Aye. All

1. opposed. The Ayes have it. The vote is reconsidered. Senator
2. Carroll now moves to Table Committee Amendment No. 2 to House Bill
3. 1641. All in favor signify by saying Aye. All opposed. The Ayes
4. have it. Amendment No. 2 is Tabled. Further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDENT:

8. 3rd reading. 1643, Senator Maitland. On the Order of House
9. Bills 3rd reading, House Bill 1643. Senator Maitland seeks leave
10. of the Body to return 1643 to the Order of 2nd reading for purposes
11. of an amendment. Is leave granted? Leave is granted. On the
12. Order of House Bills...2nd reading is House Bill 1643. Mr. Secretary.

13. SECRETARY:

14. Amendment No. 2 offered by Senator Maitland.

15. PRESIDENT:

16. Senator Maitland.

17. SENATOR MAITLAND:

18. Thank you, Mr. President. I'll refer to Senator Carroll.

19. PRESIDENT:

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you, Mr. President...Ladies and Gentlemen of the Senate.
23. There is an add-back of six positions that the Department had placed
24. as its priority in an attempt to avoid a conference committee. We have
25. negotiated with them this particular budget and I would move adoption
26. of Amendment No. 2.

27. PRESIDENT:

28. Senator Carroll has moved the adoption of Amendment No. 2 to
29. House Bill 1643. Is there any discussion? If not, all in favor
30. Signify by saying Aye. All opposed. The Ayes have it. The amendment
31. is adopted. Any further amendments.

32. SECRETARY:

33. No further amendments.

1. PRESIDENT:
2. 3rd reading. 1645, Senator Rupp. On the Order of House Bills
3. 3rd reading is House Bill 1645. Senator Rupp seeks leave of the
4. Body to return this bill to the Order of 2nd for purposes of an
5. amendment. Is leave granted? Leave is granted. On the Order of
6. House Bills 2nd reading, House Bill 1645. Mr. Secretary.
7. SECRETARY:
8. Mr. President, I don't have an amendment on this bill.
9. PRESIDENT:
10. There is nothing on file. How did it get on the list?
11. SECRETARY:
12. Just a minute, Mr. President. Number is out of order.
13. Amendment No. 4 offered by Senator Regner.
14. PRESIDENT:
15. Senator Sommer.
16. SENATOR SOMMER:
17. May I ask leave to handle this since Senator Regner isn't here?
18. PRESIDENT:
19. Leave is granted.
20. SENATOR SOMMER:
21. I would ask at this time, having voted on the prevailing side
22. that we Table...reconsider the vote by which Amendment No. 2 was
23. adopted and then move to Table.
24. PRESIDENT:
25. All right. Senator Sommer seeks leave of the Body to...or seeks
26. to...has moved to reconsider the vote by which Amendment No. 2 to
27. House Bill 1645 was adopted. All in favor signify by saying Aye.
28. All opposed. The Ayes have it. The vote is reconsidered. Senator
29. Sommer now moves to Table Amendment No. 2 to House Bill 1645. Is
30. there any discussion? If not, all in favor signify by saying Aye.
31. All opposed. The Ayes have it. The amendment is Tabled. Further
32. amendments?
33. SECRETARY:

1. Amendment No. 4 offered by Senator Regner.

2. PRESIDENT:

3. Senator...Sommer.

4. SENATOR SOMMER:

5. This amendment provides the money for the move. It's now been

6. justified and we have the information. We hope to avoid a conference

7. by adding this.

8. PRESIDENT:

9. All right. Senator Sommer has moved the adoption of Amendment

10. No. 4 to House Bill 1645. Is there any discussion? If not, all

11. in favor signify by saying Aye. All opposed. The Ayes have it.

12. The amendment is adopted. Any further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDENT:

16. 3rd reading. 1653. Senator Walsh seeks leave of the Body

17. to return House Bill 1653 to the Order of 2nd reading for purposes

18. of an amendment. Is leave granted? Leave is granted. On the Order of

19. House Bills 2nd reading, House Bill 1653. Mr. Secretary.

20. SECRETARY:

21. Amendment No. 2 offered by Senator Carroll.

22. PRESIDENT:

23. Senator Carroll.

24. SENATOR CARROLL:

25. Mr. President, first we would have to...having voted on the

26. prevailing side move to reconsider the vote by which Amendment No.

27. 1 was adopted for purposes of Tabling and then replace it with the

28. corrective amendment.

29. PRESIDENT:

30. All right. Senator Carroll moves to reconsider the vote by

31. which Amendment No. 1 to House Bill 1645 was adopted. All in favor

32. signify by saying Aye. All opposed. The Ayes have it. The vote

33. is reconsidered. Senator Carroll now moves to Table Amendment No. 1

1. to House Bill 1645. Is there any discussion? If not, all in
2. favor signify by saying Aye. All opposed. The Ayes have it. The
3. amendment is Tabled. Further amendments?
4. SECRETARY:
5. Amendment No. 2 offered by Senator Carroll.
6. PRESIDENT:
7. Senator Carroll.
8. SENATOR CARROLL:
9. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
10. This is a corrective amendment at the corrected amount to meet the
11. needs of this office and hopefully avoid conference. I would
12. move adoption of Amendment No. 2. It restores some three thousand
13. dollars.
14. PRESIDENT:
15. Senator Carroll has moved the adoption of Amendment No. 2 to
16. House Bill 1645. Is there any discussion? If not, all in favor
17. signify by saying Aye. All opposed. The Ayes have it. The
18. amendment is adopted. Further amendments?
19. SECRETARY:
20. No further amendments.
21. PRESIDENT:
22. 3rd reading. 1679, Senator Vadalabene. On the Order of House
23. Bills 3rd reading, top of page 12 is House Bill 1679. Senator Vada-
24. labene seeks leave of the Body to return that bill to the Order of
25. 2nd reading for purposes of an amendment. Is leave granted? Leave
26. is granted. On the Order of House Bills 2nd reading, House Bill 1679.
27. Mr. Secretary.
28. SECRETARY:
29. Amendment No. 1 offered by Senator Vadalabene.
30. PRESIDENT:
31. Senator Vadalabene.
32. SENATOR VADALABENE:
33. Yes, Amendment No. 1 to House Bill 1679 amends on page 1, line

1. 13 by inserting after period the following: This section shall
2. apply only to school districts having less than five hundred
3. thousand inhabitants and I move for adoption to Amendment No. 1.
4. PRESIDENT:
5. Senator Vadalabene has moved the adoption of Amendment No. 1
6. to House Bill 1679. Is there any discussion? Senator Maitland.
7. SENATOR MAITLAND:
8. Yes, thank you, Mr. President and Ladies and Gentlemen of the
9. Senate. Why, Senator Vadalabene?
10. PRESIDENT:
11. Senator Vadalabene.
12. SENATOR VADALABENE:
13. Yes, this is a residency requirement bill and it amends
14. Chicago out of it because the already adopt this by ordinance.
15. PRESIDENT:
16. Further discussion? Senator Davidson.
17. SENATOR DAVIDSON:
18. Well, I thought Chicago had a residency requirement and by
19. you amending them out then Chicago will be able to make a requirement
20. for residency for their teachers, but none of the other districts.
21. of the State will. Is that correct?
22. PRESIDENT:
23. Senator Vadalabene.
24. SENATOR VADALABENE:
25. Yes, that is correct.
26. PRESIDENT:
27. Is there any further discussion? If not, Senator Vadalabene
28. has moved the adoption of Amendment No. 1 to House Bill 1679. All
29. in favor signify by saying Aye. All opposed. The Ayes have it.
30. The amendment is adopted. Further amendments?
31. SECRETARY:
32. No further amendments.
33. PRESIDENT:

1. 3rd reading. 1682. Senator Netsch seeks leave of the Body
2. to return House Bill 1682 to the Order of 2nd reading for the
3. purpose of an amendment. Is leave granted? Leave is granted. On
4. the Order of House Bills 2nd reading, House Bill 1682. Mr. Secretary.

5. SECRETARY:

6. Amendment No. 3 offered by Senator Carroll.

7. PRESIDENT:

8. Senator Carroll.

9. SENATOR CARROLL:

10. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
11. This is to restore some funding for a vacant position. We had taken
12. out too much in the original amendment and I would move adoption of
13. Amendment No. 3.

14. PRESIDENT:

15. Senator Carroll has moved the adoption of Amendment No. 3 to
16. House Bill 1682. Is there any discussion? If not all in favor
17. signify by saying Aye. All opposed. The Ayes have it. The amendment
18. is adopted. Any further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDENT:

22. 3rd reading. Top of page 13, 1911. Senator Rupp seeks leave of
23. this Body to return House Bill 1911 to the Order of 2nd reading for
24. purposes of an amendment. Is leave granted? Leave is granted. On
25. the Order of House Bills 2nd reading, House Bill 1911. Mr.
26. Secretary.

27. SECRETARY:

28. Amendment No. 3 offered by Senators Davidson, Rupp and Vadalabene.

29. PRESIDENT:

30. Senator Rupp...oh, I beg your pardon. Senator Davidson.

31. SENATOR DAVIDSON:

32. Mr. President...Mr. Secretary, we had an amendment that we
33. adopted...I think it's Amendment No. 2 that deals with one thirty-

1. second and then two thirty-seconds. We have to Table that amendment.

2. Tell me whether it's 1 or 2, would you please?

3. SECRETARY:

4. Amendment No. 2.

5. SENATOR DAVIDSON:

6. Mr. President, I move to...

7. PRESIDENT:

8. Senator Davidson moves to reconsider the vote by which Amendment

9. No. 2 to House Bill 1911 was adopted. All in favor signify by saying

10. Aye. All opposed. The Ayes have it. The vote is reconsidered.

11. Senator Davidson now moves to Table Amendment No. 2 to House Bill

12. 1911. All in favor signify by saying Aye. All opposed. The Ayes

13. have it. The amendment is Tabled. Further amendments?

14. SECRETARY:

15. Amendment No. 3 offered by Senators Davidson, Rupp and Vadalabene.

16. PRESIDENT:

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. Mr. President and members of the Senate, this amendment does

20. what the last half of Amendment No. 2 did which we agreed in commit-

21. tee that three thirty-seconds will go to the Bi-State for this year

22. and automatically July 1, 1980, will go back down to two thirty-

23. seconds unless they put a local effort to it. If they don't put a

24. local effort, it goes to one thirty-second. The first part of

25. Amendment No. 2 is not necessary because that's been worked out under

26. the distributive formula to the other mass transit districts down-

27. state. Move the adoption of Amendment No. 3.

28. PRESIDENT:

29. Senator Davidson has moved the adoption of Amendment No. 3

30. to House Bill 1911. Is there any discussion? If not, all in favor

31. signify by saying Aye. All opposed. The Ayes have it. The amendment

32. is adopted. Further amendments.

33. SECRETARY:

1. No further amendments.

2. PRESIDENT:

3. 3rd reading. 1935, Senator Washington. On the Order of

4. House Bills 3rd reading, page 13, is House Bill 1935. Senator

5. Washington seeks leave of the Body to return 1935 to the Order of

6. 2nd reading for purposes of an amendment. Is leave granted? Leave

7. is granted. On the Order of House Bills 2nd reading is House Bill

8. 1935. Mr. Secretary.

9. SECRETARY:

10. Amendment No. 1 offered by Senators Joyce and Bloom.

11. PRESIDENT:

12. Senator Joyce.

13. SENATOR JEREMIAH JOYCE:

14. Yes, Mr. President. Thank you. This is the multi-bank holding

15. company. We have...I have been asked by several members to put this

16. amendment on on a separate bill. This deletes the other bill that...

17. and it will be...we'll be acting on it as a separate issue. We have

18. not done that this Session. I won't bring it back again, but Illinois

19. is only one of two States in the nation that is clinging to an archaic

20. unit banking system and these amendments would allow banks to affiliate

21. under a common ownership through a multi-bank holding company. There

22. are five holding company regions to be established in...let's see.

23. The holding companies are regulated by the Federal Reserve under the

24. Federal Banking Holding Act, 1956, and so forth. We have discussed

25. this issue before and I will be happy to answer any questions and

26. defer to Senator Bloom if I can't.

27. PRESIDENT:

28.

29.

30.

31.

32.

33. (END OF REEL #5)

1. SENATOR BLOOM:

2. Well, let's...let's take some questions on this. I mean,
3. now that I'm unmuzzled, I don't think it's any...I don't think
4. it's any secret as to my feelings. It's long overdue, that
5. somehow the commercial banking facet of the finance industry
6. ought to be dragged into the 20th Century and the multibank
7. holding company approach is the most painless way, it gives
8. small bankers a...a break. Be glad to answer any questions
9. on the bill as...on the amendment as offered.

10. PRESIDENT:

11. Further discussion? Senator Nash.

12. SENATOR NASH:

13. Yeah, Mr. President, Ladies and Gentlemen of the Senate.
14. You tried putting this same amendment on last week and it was
15. defeated. Now why are we wasting the Senate's time with the
16. same subject. We do have a bill, in the working study sub-
17. committee that would deal with this subject. I don't think
18. we need...I urge a No vote.

19. PRESIDENT:

20. You're...you're third. You're third. Further discussion?
21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Thank you, Mr. President. A few years ago I sponsored
24. a bill in the Senate which dealt with another subject. I
25. went to Senator...then Senator Hynes and asked him to vote
26. for my bill and he said, "well I've, so far when this bill
27. has come up I've voted Yes, No and Present, so I'm flexible".
28. I've kind of been flexible on this...on this situation.
29. As I have explained to Senator Bloom and other people before,
30. I don't have any idea what the impact of this is, I haven't
31. found a banker yet who's been able to explain to me what
32. the impact of this is, because from time to time my bankers
33. in my district change their own positions. I don't know if

1. this is good for consumers or not good for consumers and
2. until the banking industry gets their act together in
3. this State, I'm just going to announce right now, I'm
4. voting No on every banking bill that comes before this
5. Body from now on and every amendment. I had to ask Senator
6. Joyce awhile ago how I'd voted on this the first time, 'cause
7. I, quite frankly, don't remember. So, I'm going to vote
8. No. He informed me I voted yes the last time, so that'll
9. make me...I can be on all sides of the issue now. I'm
10. going to vote No on everything that deals with banks from
11. now on, I'm going to vote No on till the banks get their
12. act together and decide what's good for consumers.

13. PRESIDENT:

14. Further discussion? Senator Gitz.

15. SENATOR GITZ:

16. Mr. President and members of the Senate. I rise on
17. this amendment as a member of the Finance Committee. I'd
18. like to remind the members that this was aired. It was
19. probably the most vigorous discussion that took place in
20. quite a while in the Finance Committee. There is a working
21. subcommittee. There's an old saying, "if it isn't broke,
22. don't fix it." I don't understand why there's this compelling
23. argument that we have to deal with this situation only. Senator
24. Buzbee posed the question, what happens if we adopt this?
25. Two of the things which have happened in other states which
26. have adopted this, is the fact that there's a further concentration
27. of power and the charter request for new banks have receded,
28. they have reduced themselves. Now I have banks on both sides
29. of the question, but I'd like to suggest again. If it isn't
30. broke, don't fix it. This is going to be thoroughly aired in
31. the coming months in subcommittee hearings, it will be around
32. the State. I see no necessity in the waning hours of this
33. Session that we have to adopt this amendment, which has very

1. far reaching ramifications.

2. PRESIDENT:

3. Further discussion? Senator D'Arco.

4. SENATOR D'ARCO:

5. Well...this amendment has been a bill on...it's going to
6. wind up in a conference committee on some bill. It's been
7. ...around about six or seven times now and it'll be around
8. a few other times until we adjourn and then when I go home
9. and sleep, it's going to wind up in my dreams. I oppose
10. this amendment and it's driving me nuts.

11. PRESIDENT:

12. Is there any further discussion? Senator Egan.

13. SENATOR EGAN:

14. Yes, it's hard to kill a good idea.

15. PRESIDENT:

16. Further discussion? Senator Bowers.

17. SENATOR BOWERS:

18. Well, thank you, Mr. President. In answer to Senator D'Arco,
19. I think this is the second time we've considered this. And in answer
20. to Senator Gitz, it seems to me that this is an awfully important
21. subject and I would agree with him, except that we have some other
22. bills floating around here that we've already passed out that
23. also impact on this. I think the two are tied together. We
24. all know really what it does. It's an extremely limited and I...I
25. just have to over emphasize that, it's an extremely limited
26. type of holding company. I, for the life of me, do not see how
27. any smalltime banker or small banker can positively think that
28. he can be...or possibly think that he can be hurt by this. It's
29. good legislation. It's as much of a compromise as we're ever
30. going to get and I would hope we could pass it out of here.

31. PRESIDENT:

32. Further discussion? Senator Demuzio.

33. SENATOR DEMUZIO:

1. Well, I...I just have one question of the...of the sponsor.
2. Is the...is the de novo out of this? It is. Well, someone had
3. suggested to me that this is the medley movers of the...of the
4. Session, so I would rise in opposition to this...this amendment.

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. With the exception of...we...we go from the ridiculous
9. to the...sublime, but with the exception for a couple of hours
10. here when we were dealing with the replacement of the Corporate
11. Personal Property Tax, hell, all we've doing is shredding
12. paper here for the last two weeks. And here we are with the
13. Medley Multibanking Bill and gentleman across the way says
14. this is just an easy little uncomplicated bill. Well, I'll
15. remind him, entry is the most difficult part, and after that
16. there's nothing to it.

17. PRESIDENT:

18. Further discussion? Senator Joyce may close.

19. SENATOR JEROME JOYCE:

20. I ask for a favorable roll call.

21. PRESIDENT:

22. The question is on the adoption of Amendment No. 1 to House
23. Bill 1935. Those in favor will vote Aye. Those opposed will
24. vote Nay. The voting is open. Have all voted who wish? Have
25. all voted who wish? Have all voted who wish? Take the record.
26. On that question the Ayes are 26, the Nays are 27, none Voting
27. Present. The amendment fails. Further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDENT:

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

32. SENATOR BLOOM:

33. I wanted a verification of the negative votes.

1. PRESIDENT:

2. That request is in order. All right, will the members
3. please be in their seats. Senator Bloom has requested a
4. verification of the negative votes. The Secretary will
5. read the negative votes and ask the membership to respond.

6. SECRETARY:

7. The following voted in the negative; Becker, Bruce, Buzbee,
8. Carroll, Coffey, Collins, D'Arco, DeAngelis, Demuzio, Geo-Karis,
9. Gitz, Graham, Johns, Knuppel, Maitland...no...McMillan, Merlo,
10. Nash, Nedza, Netsch, Nimrod, Ozinga, Rupp, Savickas, Sommer,
11. Vadalabene, Weaver.

12. PRESIDENT:

13. Senator Bloom.

14. SENATOR BLOOM:

15. Coffey.

16. PRESIDENT:

17. Senator Coffey on the Floor? He is on the Floor.

18. SENATOR BLOOM:

19. DeAngelis.

20. PRESIDENT:

21. Senator DeAngelis on the Floor? Is Senator DeAngelis on
22. the Floor? Strike his name from the roll, Mr. Secretary.

23. SENATOR BLOOM:

24. Okay...Senator Savickas.

25. PRESIDENT:

26. Senator Savickas is on the Floor.

27. SENATOR BLOOM:

28. Philip...Senator Philip.

29. PRESIDENT:

30. Senator Philip is not on the roll call.

31. SENATOR BLOOM:

32. Okay, thank you.

33. PRESIDENT:

34. All right. The roll has been verified. There are 26 Ayes
35. and 26 Nays, none Present. The amendment fails. Further amendments?

HB 2012
Recalled
6-26-79

1. SECRETARY:

2. No further amendments.

3. PRESIDENT:

4. 3rd reading. 1936 did...that...that amendment will be
5. withdrawn. 2012, Senator Bruce. On the Order of House Bills
6. 3rd reading, bottom of page 13 is House Bill 2012. Senator
7. Bruce seeks leave of the Body to return that bill to 2nd
8. reading for purposes of an amendment. 2012, Mr. Secretary.
9. On the Order of House Bills 2nd reading is House Bill 2012.
10. Mr. Secretary.

11. SECRETARY:

12. Amendment No. 7 offered by Senator Bruce.

13. PRESIDENT:

14. Senator Bruce.

15. SENATOR BRUCE:

16. Thank you, Mr. President. House Bill 2012, Senator Merlo
17. put on an amendment which I have discussed with him that relates
18. to the downstate Teacher's Retirement System on this particular
19. bill. The problem is that we already have many districts that
20. are already sheltering pension income and they have already
21. received from the Internal Revenue Service opinions on the
22. matter. Therefore, it is unnecessary and tends to complicate
23. accounting procedures and payments to the Internal Revenue
24. Service. The amendment corrects that and makes sure that the
25. chief administrator of the Teacher Retirement System Board can
26. handle the deductions presently in existence and school boards
27. that have already agreed and gone into this operation. And I
28. would move the adoption of Amendment No. 7.

29. PRESIDENT:

30. Senator Bruce has moved the adoption of Amendment No. 7
31. to House Bill 2012. Is there any discussion? If not, all in
32. favor signify by saying Aye. All opposed. The Ayes have it,
33. the amendment is adopted. Further amendments?

SECRETARY:

1. No further amendments.

2. PRESIDENT:

3. 3rd reading. 2194. Senator Gitz. The middle of page 15,
4. on the Order of House Bills 3rd reading, is House Bill 2194.
5. Senator Gitz seeks leave of the Body to return that bill to
6. the Order of 2nd reading for purposes of an amendment. Is leave
7. granted? Leave is granted. On the Order of House Bills 2nd
8. reading, House Bill 2194. Mr. Secretary.

9. SECRETARY:

10. Amendment No. 2 offered by Senator Gitz.

11. PRESIDENT:

12. Senator Gitz.

13. SENATOR GITZ:

14. Mr. President and members of the Senate. Amendment No. 2
15. corrects an existing technical defect in the bill. This portion
16. of House Bill 2194 relates to notices, to taxpayer homeowners.
17. The way the bill is presently constituted, it would suggest that
18. you would have to put a notice in the newspaper for each and
19. every homeowner. That certainly is not our intent. This changes
20. it to a plural. I urge its adoption.

21. PRESIDENT:

22. Senator Gitz has moved the adoption of Amendment No. 2 to
23. House Bill 2194. Is there any discussion? Senator McMillan.

24. SENATOR McMILLAN:

25. Senator Gitz has discussed that amendment to me. I don't
26. think it changes the bill substantially, but it does prevent
27. what could be a...a situation which he didn't intend and I
28. think the amendment is acceptable.

29. PRESIDENT:

30. All right. Senator Gitz has moved the adoption of Amend-
31. ment No. 2 to House Bill 2194. All in favor signify by saying
32. Aye. All opposed. The Ayes have it. The amendment is adopted.
33. Any further amendments?

34. SECRETARY:

1. No further amendments.

2. PRESIDENT:

3. 3rd reading. 2205, Senator Berman. Top of page 16 on the
4. Order of House Bills 3rd reading is House Bill 2205. Senator
5. Berman seeks leave of this Body to return 2205 to the Order
6. of 2nd reading for the purpose of Tabling an amendment. On
7. the Order of House Bills 2nd reading is House Bill 2205.
8. Senator Berman.

9. SENATOR BERMAN:

10. Thank you, Mr. President. The amendment that's under
11. consideration now was a...question as to whether the Special
12. Education Program run by the Department of Corrections should
13. be under the Department...funded under the Department of
14. Corrections or funded through the Illinois Office of Education.
15. Yesterday we put Amendment No. 2 on which shifted them...which
16. kept them under the Department of Corrections. The staff has
17. analyzed and Senator Buzbee and I have discussed. We've agreed
18. that they should...we should accede to the request of the
19. Department of Corrections and Department of Illinois Office
20. of Education and...allow them to be funded as is every other
21. type of school facility through the Illinois Office of Education.
22. Therefore I move to reconsider the vote by which Amendment No. 2
23. was adopted and I will then Table it.

24. PRESIDENT:

25. All right. Senator Berman has moved to reconsider the
26. vote by which Amendment No. 2 to House Bill 2205 was adopted.
27. All in favor signify by saying Aye. All opposed. The Ayes
28. have it. The vote is reconsidered. Senator Berman now moves
29. to Table Amendment No. 2 to House Bill 2205. Is there any
30. discussion? If not, all in favor signify by saying Aye.
31. All opposed. The Ayes have it, the amendment is Tabled.
32. Any further amendments?

33. SECRETARY:

34. No further amendments.

HB 2301
Recall
6-28-79

1. PRESIDENT:

2. 3rd reading. 2301, Senator Schaffer. In the middle of page
3. 17 on the Order of House Bills 3rd reading is House Bill 2301.
4. Senator Schaffer seeks leave of the Body to return 2301 to
5. the Order of 2nd reading for purposes of an amendment. Is leave
6. granted? Leave is granted. On the Order of House Bills 2nd
7. reading, House Bill 2301, Mr. Secretary.

8. SECRETARY:

9. Amendment No. 2 offered by Senator Schaffer.

10. PRESIDENT:

11. Senator Schaffer.

12. SENATOR SCHAFFER:

13. Mr. President and members of the Senate. This bill deals
14. with immunization levels in our school children. After going
15. through two committee hearings and being over here for the
16. better part of three months, a small army of lobbyists maintained
17. down here by the education people suddenly discovered that they
18. might have troubles living up to the compliance levels. This
19. amendment would loosen those, provide for eighty percent
20. compliance at first and then ninety percent. The City of
21. Chicago indicates they can meet those standards and perhaps
22. it's the reasonable thing to do.

23. PRESIDENT:

24. Senator Schaffer has moved the adoption of Amendment No. 2
25. to House Bill 2301. Is there any discussion? If not, all in
26. favor signify by saying Aye. All opposed. The Ayes have it,
27. the amendment is adopted. Any further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDENT:

31. 3rd reading. 2426, Senator Sommer. On the Order of House
32. Bills 3rd reading, the middle of page 19 is House Bill 2426.
33. Senator Sommer seeks leave of the Body to return that bill

1. to the Order of 2nd reading for purposes of an amendment. Is
2. leave granted? Leave is granted. On the Order of House Bills
3. 2nd reading, House Bill 2426, Mr. Secretary.

4. SECRETARY:

5. Amendment No. 5 offered by Senator Carroll.

6. PRESIDENT:

7. Senator Carroll.

8. SENATOR CARROLL:

9. Thank you, Mr. President and Ladies and Gentlemen of the
10. Senate. This is a reduction in the reappropriation for a
11. project...to...take out a project that has been dropped by
12. Space Needs and I would move adoption of Amendment No. 5.

13. PRESIDENT:

14. Senator Carroll has moved the adoption of Amendment No. 5
15. to House Bill 2426. Is there any discussion? If not, all
16. in favor signify by saying Aye. All opposed. The Ayes have
17. it. The amendment is adopted. Further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDENT:

21. 3rd reading. 2508, Senator Wooten. On the Order of House
22. Bills 3rd reading, at the bottom of page 20 is House Bill
23. 2508. Senator...Wooten seeks leave of the Body to return
24. that bill to the Order of 2nd reading for purposes of an
25. amendment. Is leave granted? Leave is granted. On the Order
26. of House Bills 2nd reading, House Bills 2508, Mr. Secretary.

27. SECRETARY:

28. Amendment No. 2 offered by Senators Moore and Berman:

29. PRESIDENT:

30. Senator Moore.

31. SENATOR MOORE:

32. Thank you, Mr. President, members of the Senate. Amendment
33. No. 2 to House Bill 2508 provides that a school board of any

1. district which prior to the amendatory...the date of this
2. Amendatory Act has contracted for health care services with
3. a not-for-profit corporation may levy a tax not to exceed .544
4. percent of the value of the taxable property for a term of not
5. more than four years in order to maintain health care purposes.
6. This applies...and this bill, or this amendment has been
7. drafted very carefully. It applies to only one school district
8. in the State of Illinois, the Robbins-Posen school district
9. in...in my district. We...they have embarked upon a model
10. plan whereby they are providing health care for this very,
11. very poor area...in...in my district and in the State of Illinois.
12. It's one of the poorest school districts in the State. As I said,
13. it's worded so that it only applies to this one school district.
14. It can only be levied for up to four years. There is a provision
15. for a backdoor referendum. I'd appreciate a favorable roll call.

16. PRESIDENT:

17. All right. Senator Moore has moved the adoption of Amend-
18. ment No. 2 to House Bill 2508. Is there any discussion? If
19. not, all in favor signify by saying Aye. All opposed. The
20. Ayes have it, the amendment is adopted. Any further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDENT:

24. 3rd reading. 2526. Senator Merlo, on the bottom of page 20.
25. Senator Merlo seeks leave of the Body to return House Bill 2526
26. to the Order of 2nd reading for purposes of an amendment. Is
27. leave granted? Leave is granted. On the Order of House Bills
28. 2nd reading, House Bill 2526. Senator Merlo.

29. SENATOR MERLO:

30. Thank you, Mr. President. I would like to yield to Senator
31. D'Arco to remove a...an amendment.

32. PRESIDENT:

33. Senator D'Arco.

HB 2563
Recall
6-26-79

1. SENATOR D'ARCO:

2. Thank you, Mr. President. What we did yesterday was to
3. amend the Guarantee Sales Act that will come into effect
4. for real estate brokers to provide that they put up ten percent
5. of the sales price of the house in escrow. That...I got some
6. feedback on it. It's a little stringent, there is a penalty
7. provision in this bill now that says that there would be
8. a ten thousand dollar fine and revocation of their license
9. if they did violate the Act. We think that's consistent
10. with the bill, therefore, I move to reconsider the vote
11. by which Amendment No. 1 to House Bill 2526 was adopted.

12. PRESIDENT:

13. Senator D'Arco has moved to Table Amendment No. 1
14. to House Bill 2526. Is there any discussion? If not, all
15. in favor signify by saying Aye. All opposed. The Ayes have
16. it. Oh, it was adopted, I beg your pardon. All right. Senator
17. D'Arco has moved to reconsider the vote by which Amendment No. 1
18. to House Bill 2526 was adopted. All in favor signify by saying
19. Aye. All opposed. The Ayes have it. The vote is now reconsidered.
20. Senator D'Arco now moves to Table Amendment No. 1 to House Bill
21. 2526. All in favor signify by saying Aye. All opposed. The
22. Ayes have it, the amendment is Tabled. Further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDENT:

26. 3rd reading. On the Order of House Bills 3rd reading is
27. House Bill 2563. Senator Egan seeks leave of the Body to return
28. 2563 to the Order of 2nd reading for purposes of an amendment.
29. Is leave granted? Leave is granted. On the Order of House
30. Bills 2nd reading, House Bill 2563, Mr. Secretary.

31. SECRETARY:

32. Amendment No...Amendment No. 2 offered by Senator Berman.

33. PRESIDENT:

1. Amendment No. 2, Senator Rupp.

2. SENATOR RUPP:

3. Thank you, Mr. President. The question...

4. PRESIDENT:

5. Is...who's the...wait a minute. Senator Berman is it your

6. ...amendment? Oh, I beg your pardon. Senator Berman.

7. SENATOR BERMAN:

8. Thank you, Mr. President. This amendment adds two categories
9. to the exemptions listed under the Tax Limitation Bill. The
10. first exemption would be the working cash funds and the other
11. one is the Governmental Tort Immunity Fund. Move the adoption
12. of Amendment No. 2.

13. PRESIDENT:

14. All right. Senator Berman has moved the adoption of
15. Amendment No. 2 to House Bill 2563. Is there any discussion?
16. Senator Rupp.

17. SENATOR RUPP:

18. Question. I...I have in front of me an Amendment No. 2,
19. already.

20. PRESIDENT:

21. Senator...Egan.

22. SENATOR EGAN:

23. Yes...I Tabled Committee Amendment No. 1, we adopted
24. Amendment No. 2 on the Floor so Senator Rupp is correct, this
25. should properly be Amendment No. 3.

26. PRESIDENT:

27. Senator Berman has moved the adoption of Amendment No. 3
28. to House Bill 2563. Is there any discussion? Senator McMillan.

29. SENATOR McMILLAN:

30. Well, if it's been settled that we're talking about the
31. same amendment here, it's...it's on line. Is this the one
32. that's on line 9 begins with 10 in parentheses? And are you
33. saying that you want to have exempt from the limitations

1. what the school can levy for the working cash fund and are
2. you saying you want to exempt from the limit tax levies pursuant
3. to the provisions of local government and Government Employees
4. Tort Immunity Act? I...I really think the first one particularly
5. gets to a position where we're providing no limitation at all.
6. Is that the amendment we're talking about Senator Egan?

7. PRESIDENT:

8. Senator Berman.

9. SENATOR BERMAN:

10. Yes, that's the amendment.

11. PRESIDENT:

12. Senator McMillan.

13. SENATOR MCMILLAN:

14. Could I ask then why it's necessary to exempt the levy
15. for the working cash fund?

16. PRESIDENT:

17. Senator Berman.

18. SENATOR BERMAN:

19. Both of these are in response to the...to the needs of
20. the schools in particular and other units of local government
21. in order for them to operate on a day to day basis. The working
22. cash fund is...is exactly that. It's to...to allow the schools
23. to have ongoing cash resources in order to meet their bills.
24. The second one is to respond to the costs of tort liability,
25. but even more onerous is the imposition that has been imposed
26. upon them through unemployment compensation expenses. And
27. in order for them to meet the mandates that have been imposed,
28. I am suggesting strongly that these two funds be exempt.

29. PRESIDENT:

30. Is there further discussion on Amendment No. 3? Senator
31. Rupp.

32. SENATOR RUPP:

33. Thank you, Mr. President. I would like to have a question
34. on number 2 when it comes.

1. PRESIDENT:
2. Well, that's not in order at this point. You can question
3. the bill when...
4. SENATOR RUPP:
5. Pardon, no that's what my original...question was. It was
6. on...number 2 not number 3 and then it went ahead.
7. PRESIDENT:
8. All right. Senator Weaver.
9. SENATOR WEAVER:
10. Question of the sponsor, Mr.President.
11. PRESIDENT:
12. Indicates he'll yield, Senator Weaver.
13. SENATOR WEAVER:
14. Well, Senator Berman, aren't you just about gutting the
15. bill then with this amendment?
16. PRESIDENT:
17. Senator Berman.
18. SENATOR BERMAN:
19. No, just to the contrary. We're taking two distinct
20. funds and we're indicating that they should be added to the
21. ...long list of exemptions.
22. PRESIDENT:
23. Senator Weaver.
24. SENATOR WEAVER:
25. I wonder what percentage of the coverage of this bill
26. would be represented by these two exemptions...of the local
27. tax bill?
28. PRESIDENT:
29. Senator Berman.
30. SENATOR BERMAN:
31. I don't have those figures, but I...my impression would be...
32. slight.
33. PRESIDENT:

1. Senator Weaver.

2. SENATOR WEAVER:

3. Well it may be slight in your area, but it's about seventy
4. percent in my area.

5. PRESIDENT:

6. Senator Berman.

7. SENATOR BERMAN:

8. I...I'll close it.

9. PRESIDENT:

10. Further discussion on Amendment No. 3? Senator Shapiro.

11. SENATOR SHAPIRO:

12. Mr. President, will the sponsor of the amendment...yield
13. for a question?

14. PRESIDENT:

15. Indicates he will yield. Senator Shapiro.

16. SENATOR SHAPIRO:

17. Senator Berman, is this a tax limitation bill or is it,
18. not...now if this amendment is adopted?

19. PRESIDENT:

20. Senator Berman.

21. SENATOR BERMAN:

22. It's a tax limitation bill with certain funds exempted.

23. PRESIDENT:

24. Senator Shapiro. Senator Wooten...Rupp. Well, the problem
25. I have, Senator Rupp is that Amendment No. 2 has been...has been
26. adopted and that is not now before the Body. Senator Rupp.

27. SENATOR RUPP:

28. ...Well let me just...I...this was the one I came up
29. and asked you about Amendment No. 2 has a...line written through
30. it in ink.

31. PRESIDENT:

32. Oh, that is correct...that is correct. You did ask me
33. about...I didn't know that was your point. The question here

1. was whether or not it had been adopted. It had, in fact, been
2. adopted...I think prior to passage you certainly have a right
3. to call into question. Any further discussion on Amendment
4. No. 3. If not, Senator Berman may close.

5. SENATOR BERMAN:

6. Thank you. This amendment to House Bill 2563 was requested
7. by the Illinois Association of School Boards. It's in order
8. to...it's a...it's an amendment that will allow the schools
9. to respond to their needs for working cash from day to day and
10. to also respond to mandates that have been imposed upon them
11. in the payment particularly of Unemployment Insurance costs.
12. I urge your affirmative vote.

13. PRESIDENT:

14. All right. Senator Berman has moved the adoption of
15. Amendment No. 3 to House Bill 2563. Is there any discussion?
16. If not, all in favor signify by saying Aye. Roll call has been
17. requested. Those in favor of the amendment will vote Aye.
18. Those opposed will vote Nay. The voting is open. Have all
19. voted who wish? Have all voted who wish? Take the record.
20. On that question the Ayes are 26, the Nays are 25, 3 Voting
21. Present. The amendment is adopted. Senator Weaver for what
22. purpose do you arise? Senator Weaver has requested a verification.
23. Will all the members please be in their seats. Secretary will
24. read the affirmative votes, we ask the membership to respond.
25. Mr. Secretary.

26. SECRETARY:

27. The following voted in the affirmative; Berman, Carroll,
28. Chew, Collins, D'Arco, Daley, Egan, Gitz, Hall, Johns, Knuppel,
29. Lemke, Maragos, McLendon, Merlo, Nash, Nedza, Nega, Netsch,
30. Newhouse, Sangmeister, Savickas, Vadalabene, Washington, Wooten,
31. Mr. President.

32. PRESIDENT:

33. Senator Weaver.

1. SENATOR WEAVER:
2. Senator Chew.
3. PRESIDENT:
4. Right in the middle aisle, Senator Chew is on the Floor.
5. SENATOR WEAVER:
6. Senator Newhouse.
7. PRESIDENT:
8. Senator Newhouse is over with Senator Washington right on
9. the Floor.
10. SENATOR WEAVER:
11. Senator Johns.
12. PRESIDENT:
13. Senator Johns on the Floor? Senator Johns on the Floor?
14. Strike his name from the roll, Mr. Secretary. On that...yes
15. Senator Berman.
16. SENATOR BERMAN:
17. Request a verification of the...of the negative.
18. PRESIDENT:
19. Senator Berman has requested a verification of the negative
20. votes. Will the members please be in their seats. Secretary
21. will read the negative votes.
22. SECRETARY:
23. The following voted in the negative; Becker, Berning, Bloom,
24. Bowers, Coffey, Davidson, DeAngelis, Geo-Karis, Graham, Grotberg,
25. Maitland, Martin, McMillan, Mitchler, Moore, Nimrod, Ozinga, Philip,
26. Regner, Rupp, Schaffer, Shapiro, Sommer, Walsh and Weaver.
27. PRESIDENT:
28. Senator Berman.
29. SENATOR BERMAN:
30. Senator Moore.
31. PRESIDENT:
32. Senator Moore on the Floor? Senator Moore on the Floor?
33. Strike his name from the roll, Mr. Secretary. Senator Weaver,
34. for what purpose do you arise?

1. SENATOR WEAVER:
2. Senator McLendon on the Floor?
3. PRESIDENT:
4. Wait...wait...wait. We have already verified the...pursuant
5. to your request, we have already verified the affirmative votes.
6. Senator Berman has requested the negative votes..pardon me?
7. SENATOR WEAVER:
8. Are we still on verification?
9. PRESIDENT:
10. We are on verification of the negative votes. On that
11. ...the roll has been verified, on that question the Ayes are
12. 25, the Nays are 24, 3 Voting Present. The amendment is adopted.
13. Further amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDENT:
17. , 3rd reading. 2577, Senator Rupp. On the Order of House
18. Bills 3rd reading is House Bill 2577. Senator Rupp seeks leave
19. of the Body to return 2577 to the Order of 2nd reading for
20. purposes of an amendment. Is leave granted? Leave is
21. granted. On the Order of House Bills 2nd reading, House Bill
22. 2577, Mr. Secretary.
23. SECRETARY:
24. Amendment No. 4 offered by Senator Carroll.
25. PRESIDENT:
26. Senator Carroll.
27. SENATOR CARROLL:
28. First, Mr. President, the technical defect, having voted
29. on the prevailing side, I would move to reconsider the vote
30. by which Amendment No. 2 was adopted for purposes of Tabling.
31. Amendment No. 2 dealt with UI as a breakout of extra help
32. and we have a corrective amendment later. I would first move
33. technically to Table Amendment No. 2.

1. PRESIDENT:

2. All right. Senator Carroll has moved to reconsider the
3. vote by which Amendment No. 2 was adopted. All in favor
4. signify by saying Aye. All opposed. The Ayes have it, the
5. vote is reconsidered. Senator Carroll now moves to Table
6. Amendment No. 2 to House Bill 2577. All in favor signify
7. by saying Aye. All opposed. The Ayes have it, the amendment
8. is Tabled. Amendment No. 3...Senator Bruce. Senator Bruce
9. moves to reconsider the vote by which Amendment No. 3 to
10. House Bill 2577 was adopted. All in favor signify by saying
11. Aye. All opposed. The Ayes have it, the vote is reconsidered.
12. Senator Bruce now moves to Table Amendment No. 3 to House Bill
13. 2577. All in favor signify by saying Aye. All opposed. The
14. Ayes have it, the amendment is Tabled. Amendment...further
15. amendments?

16. SECRETARY:

17. Amendment No. 4...offered by Senator Carroll.

18. PRESIDENT:

19. Senator Carroll.

20. SENATOR CARROLL:

21. This would be the one then...on line...on page 2, line 8,
22. by deleting 32-6-83?

23. SECRETARY:

24. Right.

25. SENATOR CARROLL:

26. Okay. This amendment makes an additional reduction of
27. seven hundred and ten thousand, four hundred in Federal Funds
28. to their appropriation request. It deals with what we had
29. called the lump sum vacation pay amounts. The amendment divides
30. UI Personal Services into regular and extra help correcting
31. what had been the defect of number 2. We have discussed this
32. with the department, they are in basic accord and I would move
33. adoption of Amendment No. 4.

1. PRESIDENT:

2. Senator Carroll has moved the adoption of Amendment No. 4
3. to House Bill 2577. Is there any discussion? If not, all in
4. favor signify by saying Aye. All opposed. The Ayes have
5. it, the amendment is adopted. Any further amendments?

6. SECRETARY:

7. Amendment No. 5 offered by Senator Carroll.

8. PRESIDENT:

9. Senator Carroll.

10. SENATOR CARROLL:

11. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
12. This amendment divides UI into regular and intermittent. There
13. is no dollar change. It would help to keep a more accurate
14. head count. I would move adoption of Amendment No. 5.

15. PRESIDENT:

16. Senator Carroll has moved the adoption of Amendment No. 5
17. to House Bill 2577. Is there any discussion? If not, all in
18. favor signify by saying Aye. All opposed. The Ayes have it,
19. the amendment is adopted. Any further amendments?

20. SECRETARY:

21. Amendment No. 6 offered by Senator Carroll.

22. PRESIDENT:

23. Senator Carroll.

24. SENATOR CARROLL:

25. Mr. President, Ladies and Gentlemen of the Senate. This
26. is a decrease in BES's CETA request of four hundred and fifty
27. thousand and eight hundred to bring it into conformity with
28. the personal services request detailed in the budget forms.
29. I would move adoption of Amendment No. 6.

30. PRESIDENT:

31. Senator Carroll has moved the adoption of Amendment No. 6
32. to House Bill 2577. Is there any discussion? If not, all in
33. favor signify by saying Aye. All opposed. The Ayes have it,

718 2649
2nd reading
6-26-77

1. The amendment is adopted. Any further amendments?
2. SECRETARY:
3. No further amendments.
4. PRESIDENT:
5. 3rd reading. Senator Buzbee ready? On the Order of
6. House Bills 3rd reading is House Bill 2649. Senator Buzbee
7. seeks leave to bring that bill to the Order of 2nd reading
8. for purposes of an amendment. Is leave granted? Leave is
9. granted. On the Order of House Bills 2nd reading, House
10. Bill 2649, Mr. Secretary.
11. SECRETARY:
12. Amendment No. 5 offered by Senator Buzbee.
13. PRESIDENT:
14. Senator Buzbee.
15. SENATOR BUZBEE:
16. Thank you, Mr. President. This amendment restores a
17. million, five hundred thousand dollars to the Appropriation
18. for Special Education Reimbursement to school districts serving
19. children in foster homes and State institutions to reflect
20. the reimbursement which will be provided to the Department
21. of Corrections. And it transfers five hundred thousand dollars
22. from the downstate Bilingual Education Appropriation to the
23. Appropriation for Pupil Transportation and I would move its
24. adoption.
25. PRESIDENT:
26. All right. Senator Buzbee has moved the adoption of
27. Amendment No. 5 to House Bill 2649. Is there any discussion?
28. If not, all in favor signify by saying Aye. All opposed. The
29. Ayes have it. The amendment is adopted. Any further amendments?
30. SECRETARY:
31. No further amendments.
32. PRESIDENT:
33. 3rd reading. Senator Washington, are you ready on 893?
34. Okay. Amendment is...all right, we don't have to worry about
35. it. All right, on top of page 11, on the Order of House Bills

1. 3rd readings is House Bill 1634. Senator Mitchler seeks leave
2. of the Body to bring 1634 to the Order of 2nd reading for
3. purposes of an amendment. Is leave granted? Leave is granted.
4. On the Order of House Bills 2nd reading, House Bill 1634, Mr.
5. Secretary.

6. SECRETARY:
7. Amendment No. 5 offered by Senator Regner.

8. PRESIDENT:
9. Senator Regner.

10. SENATOR REGNER:
11. Mr. President, what this does is make a technical change
12. in the page number. The amendment that was offered did have
13. an error in a reference to a page number and I move its adoption.

14. PRESIDENT:
15. All right. Senator Regner has moved the adoption of
16. Amendment No. 5 to House Bill 1634. Is there any discussion?
17. If not, all in favor signify by saying Aye. All opposed.
18. The Ayes have it. The amendment is adopted. Any further amendements?

19. SECRETARY:
20. No further amendements.

21. PRESIDENT:
22. 3rd reading. We have two other categories of bills. There
23. are two requests for bills on the Agreed Bill List and there are
24. also further amendements filed on bills that were moved this
25. morning from 2nd to 3rd reading. So in order to make some...try
26. to make some sense out of this, we'll go right in order. If you'll
27. turn to page 25 on the Calendar on the Agreed Bill List is House
28. Bill...under House Bills 3rd reading is House Bill 832. Senator
29. Jeremiah Joyce seeks leave of this Body to return that bill to
30. the Order of 2nd reading for purposes of an amendment. 832, Mr.
31. Secretary. If leave granted? Leave is granted. On the Order
32. of House Bills 2nd reading, House Bill 832. Mr. Secretary.

33. SECRETARY:

1. Amendment No. 1 offered by Senator Bloom.

2. PRESIDENT:

3. Senator Bloom.

4. SENATOR BLOOM:

5. Thank you...Mr. President and fellow Senators. This...this

6. puts in basically the Freedom of Information Act at the State

7. level. It applies to public bodies and says what...where

8. feasible and possible, the information should be available.

9. Senator...Senator...Senator Wooten is a little more familiar

10. with the bill so questions I can't answer perhaps he can

11. answer or Senator Netsch. All right, questions I can't answer,

12. Senator Netsch can answer.

13. PRESIDENT:

14. Is there any further discussion? Senator Bloom has moved

15. the adoption of Amendment No. 1 to House Bill 832. All in

16. favor signify by saying Aye. All opposed. Roll call has

17. been requested. Those in favor of the amendment will vote

18. Aye. Those opposed will vote Nay. The voting is open. Have

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

20. On that question the Ayes are 16, the Nays are 30, 1 Voting

21. Present. The amendment fails. Any further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading, Agreed Bill List. All right, also on the

26. Agreed Bill List...on the bottom of page 26, House Bill 1956.

27. Senator Daley seeks leave of the Body to return that bill to

28. the Order of 2nd reading for purposes of an amendment. Is

29. leave granted? Leave is granted. On the Order of House Bills

30. 2nd reading, House Bill 1956, Mr. Secretary.

31. SECRETARY:

32. Amendment No. 1 offered by Senator Daley.

33. PRESIDENT:

34. Senator Daley.

1. SENATOR DALEY:

2. Mr. President and fellow Senators. Amendment No. 1 deals
3. with persons appointed to be members of a police or a security
4. force within the State of Illinois working for the State, must
5. complete a course by the Illinois Local Governmental Law Enforce-
6. ment Officers Training Board in relationship to firearms training
7. for police officers. That's all the amendment does.

8. PRESIDENT:

9. Senator Daley has moved the adoption of Amendment No. 1
10. to House Bill 1956. Is there any discussion? If not, all in
11. favor signify by saying Aye. All opposed. The Ayes have it,
12. the amendment is adopted. Any further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDENT:

16. 3rd reading. There are also three bills...that were
17. advanced this morning to which there are further amendments,
18. House Bill 2098. On the Order of House Bills 3rd reading is
19. House Bill 2098. Senator Regner seeks leave of the Body to
20. return that bill to the Order of 2nd reading for purposes of
21. an amendment. Is leave granted? Leave is granted. On the
22. Order of House Bills 2nd reading, House Bill 2098, Mr. Secretary.

23. SECRETARY:

24. Amendment No. 5 offered by Senator Buzbee.

25. PRESIDENT:

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you, Mr. President. This amendment restores five
29. hundred thirty-one thousand, nine hundred dollars to the FY-'80
30. appropriation of the Department of Mental Health and Developmental
31. Disabilities to correct an error made in a previous Senate Amend-
32. ment. This amount should have been added when the regional
33. offices were restored and I would move its adoption.

1. PRESIDENT:

2. All right. Senator Buzbee has moved the adoption of
3. Amendment No. 5 to House Bill 2098. Is there any discussion?
4. If not, all in favor signify by saying Aye. All opposed. The
5. Ayes have it, the amendment is adopted. Further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDENT:

9. 3rd reading. On the Order of House Bills 3rd reading,
10. House Bill 2425. Senator Schaffer seeks leave of the Body to
11. return that bill to the Order of 2nd reading for purposes of
12. an amendment. Is leave granted? Leave is granted. On the
13. Order of House Bills 2nd reading, House Bill 2425. Mr. Secretary.

14. SECRETARY:

15. Amendment No. 1 offered by Senator Carroll.

16. PRESIDENT:

17. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President and Ladies and Gentlemen of the
20. Senate. This amendment transfers some five hundred fifty-nine
21. thousand from Personal Services into contractual in the hopes
22. that there may be some Federal funds coming in the future
23. and I would move adoption of Amendment No. 1. It makes no dollar...

24. PRESIDENT:

25. Senator...Senator Carroll moves the adoption of Amendment
26. No. 1 to House Bill 2425. Is there any discussion? If not,
27. all in favor signify by saying Aye. All opposed. The Ayes
28. have it. The amendment is adopted.. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. On the Order of House Bills 3rd reading is
33. House Bill 2575. Senator Weaver seeks leave of the Body to

1. return that bill to the Order of 2nd reading for purposes of
2. an amendment. Is leave granted? Leave is granted. On the
3. Order of House Bills 2nd reading, House Bill 2575, Mr. Secretary.

4. SECRETARY:

5. Amendment No. 5 offered by Senator Weaver.

6. PRESIDENT:

7. Senator Weaver.

8. SENATOR WEAVER:

9. Thank you, Mr. President. This would appropriate a
10. hundred and ten thousand to the Commissioner of Banks to
11. administer the Electronic Funds Transfer legislation.

12. PRESIDENT:

13. Senator Weaver has moved the adoption of Amendment No. 5
14. to House Bill 2575. Is there any discussion? Senator Buzbee.

15. SENATOR BUZBEE:

16. Thank you, Mr. President. This amendment seems to be
17. kind of like the Multi-holding Banking Company's Bill, it
18. keeps reappearing. We've already defeated this amendment once
19. today and I would suggest that...that same kind of action
20. happen once again, it'll be given the proper burial that
21. it deserves.

22. PRESIDENT:

23. Further discussion? Senator Weaver.

24. SENATOR WEAVER:

25. Thank you, Mr. President. Well, I was led to believe
26. that these two bills passed the House today, they formally
27. had passed the Senate. It is incumbent upon the Commissioner
28. of Banks and Trust to supervise this operation and certainly
29. there's going to be some money needed. I would rather be
30. up-front with a hundred and ten thousand dollars than to have
31. to come in later on with a deficiency appropriation to handle
32. this operation by the Commissioner of Banks. I understood
33. that there had been some discussion held by members on your

1. side, Senator Buzbee and that this was a reasonable amount to
2. administer Electronic Funds Transfers legislation that was
3. passed in the House and also in the Senate.

4. PRESIDENT:

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. Well, I was only..without having that knowledge before
8. I spoke, Senator Weaver, I...I still am going to oppose it
9. 'cause I'm going to vote No on everything dealing with banks.
10. But I understand your reasoning for wanting it passed now.

11. PRESIDENT:

12. Is there any further discussion? If not, Senator Weaver
13. has moved the adoption of Amendment No. 5 to House Bill 2575.
14. All in favor signify by saying Aye. All opposed. The Ayes
15. have it, the amendment is adopted. Further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDENT:

19. 3rd reading. On the Order of House Bills 3rd reading is
20. ...House Bill 2012. Senator Bruce seeks leave to return that
21. bill to the Order of 2nd reading for the purpose of an amendment.
22. Is leave granted? Leave is granted. On the Order of House Bills
23. 2nd reading, House Bill 2012, Mr. Secretary.

24. SECRETARY:

25. Amendment No. 8 offered by Senator Bruce.

26. PRESIDENT:

27. Senator Bruce.

28. SENATOR BRUCE:

29. Thank you, Mr. President, members of the Senate. This is
30. the legislation which allows the pension systems around the
31. State of Illinois to shelter income from taxation and this
32. amendment, suggested at the behest of Senator Merlo and many
33. of the pension systems, will allow the program to be voluntary or

1. or at the option of the system and I would move the adoption
2. of Amendment No. 8.

3. PRESIDENT:

4. Senator Bruce has moved the adoption of Amendment No. 8
5. to House Bill 2012. Is there any discussion? Senator Berning.

6. SENATOR BERNING:

7. Question of the sponsor.

8. PRESIDENT:

9. Indicates he'll yield. Senator Berning.

10. SENATOR BERNING:

11. Did you say that the option is strictly the system or is
12. the participant given that option?

13. PRESIDENT:

14. Senator Bruce.

15. SENATOR BRUCE:

16. No...it...it is with the system. Each employer may pick
17. up the contribution required by this section for all compensation
18. earned after December 31, 1979. If an employer decides not to
19. pick up the contribution, the amount that would have been picked
20. up shall continue to be deducted from compensation. So it's...
21. it's an employer only opted into the program. It's been at
22. request of some of the systems that would like to watch Senate
23. Bill 700 which is before us and there is no objection to doing
24. it for the State University Retirement System that has been
25. brought to my attention and they thought let's take the universities
26. and let them try it, if we like it we'll join in the
27. next year.

28. PRESIDENT:

29. Further discussion? If not, Senator Bruce has moved the
30. adoption of Amendment No. 8 to House Bill 2012. All in favor
31. signify by saying Aye. All opposed. The Ayes have it. The
32. amendment is adopted. Further amendments?

33. SECRETARY:

34. No further amendments.

1. PRESIDENT:

2. 3rd reading. Messages from the House. Senator Vadalabene,
3. for what purpose do you arise?

4. SENATOR VADALABENE:

5. Yes, in a form of an announcement before you get started
6. on some other business. In the back of the Senate Chambers
7. here just a few minutes ago, I was deliberating with Senator
8. Netsch and as I looked over on the Floor, I...I saw some
9. money and it was two dollars. Now, it could be that one
10. of the Pages lost these two one dollar bills and if they
11. are...if it was one of them they can come over here and
12. claim it, however if it was anyone beside Pages, they're
13. going to have to give me the serial numbers of both of
14. these bills.

15. PRESIDENT:

16. Senator Johns, for what purpose do you arise?

17. SENATOR JOHNS:

18. That was two dollars I was betting on his horse.

19. PRESIDENT:

20. All right. Messages from the House.

21. SECRETARY:

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

23. Mr. President - I am directed to inform the Senate the
24. House of Representatives has refused to concur with the Senate
25. in the adoption of their amendments to the following House Bills:

26. House Bill 14 with Senate Amendment No. 1.

27. House Bill 83 with Senate Amendment No. 1.

28. House Bill 751 with Senate Amendment No. 2.

29. House Bill 909 with Senate Amendment NO. 1.

30. House Bill 925 with Senate Amendment No. 1.

31. PRESIDENT:

32. Secretary's Desk, Nonconcurrency. Yes, Senator Buzbee,
33. for what purpose do you arise?

34. SENATOR BUZBEE:

HC 2148
6/26/77
302

1. Point of personal privilege Mr. President. I was wondering
2. if your...if your feelings about chicken still hold as you
3. announced a couple of weeks ago that you don't like chicken
4. and you don't intend to have any brought in, is that...?

5. PRESIDENT:

6. You are correct. All right. With leave of the Body,
7. we'll move to the Order of House Bills 3rd reading. We will
8. continue where we left off the other day with House Bill 2146.
9. I would point out to the membership that we have a couple of
10. hundred bills to consider so let's get at it. On the Order
11. of House Bills 3rd reading, House Bill 2148, Senator Sangmeister.
12. On the Order of House Bills 3rd reading, House Bill 2148. Read
13. the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 2148.
16. (Secretary reads title of bill)
17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Sangmeister.

20. SENATOR SANGMEISTER:

21. Yes, Mr. President and members of the Senate. When we
22. dropped out of 3rd readings...I believe it was yesterday,
23. this was the last of the township assessor bills that I was
24. handling and as you recall we already passed a bill that set
25. up qualifications from assessors over twenty-five thousand.
26. This particular bill sets up qualifications for under twenty-
27. five thousand and requires that...the assessor pass, before
28. the expiration of his first year in office, a basic course
29. in property assessment principles and practices approved
30. by the Department of Local Governmental Affairs. Be happy
31. to answer any questions or, if not, that's what the bill is
32. all about.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there discussion? The question is shall House Bill
2. 2148 pass. Those in favor vote Aye. Those opposed vote Nay.
3. The voting is open. Have all those voted who wish? Have all
4. those voted who wish? Take the record. On that question the
5. Ayes are 52, the Nays are 3. House Bill 2148, having received
6. the constitutional majority is declared passed. House Bill
7. 2159, Senator Sangmeister. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 2159.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Sangmeister.
14. SENATOR SANGMEISTER:
15. Thank you, Mr. President and members of the Senate. This
16. is very simply, this applies only to the Waukegan and Joliet,
17. in fact it only applies to Joliet. Under this Act they want
18. to and have already negotiated the purchase, in fact, they
19. bought it, a building and they're a little skeptical about
20. what they've done because it is an office building, which also
21. has the Royalto Theatre in it and if we put this language into
22. the bill it will validate their sale. So it applies only
23. to Joliet. Would ask for a favorable vote.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Is there discussion? The question is shall House Bill
26. 2159 pass. Those in favor vote Aye. Those opposed Nay. The
27. voting is open. Have all those voted who wish? Have all those
28. voted who wish? Take the record. On that question the Ayes
29. are 52, the Nays are 1, 1 Voting Present. House Bill 2159
30. having received the constitutional majority is declared passed.
31. 2160, Senator D'Arco. Read the bill, Mr. Secretary.
32. SECRETARY:
33. House Bill 2160.
34. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator D'Arco.

4. SENATOR D'ARCO:

5. Thank you, Mr. President. This amends the Chicago Police-
6. men's Pension Fund to provide that if a policeman returns to
7. active duty after having been on duty disability and he
8. stays an active policeman for two years and then again returns
9. to duty disability as a result of an injury from the same
10. cause that caused the initial injury, his rate of pay will
11. commence at the period of time from the time that he is on
12. the second duty disability. If there are any questions I
13. would be happy to answer them.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there discussion? Senator Berning.

16. SENATOR BERNING:

17. Yes, I rise in support of this bill. There's a very, very
18. nominal cost involved and it is good legislation.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? The question is shall House
21. Bill 2160 pass. Those in favor vote Aye. Those opposed Nay.
22. The voting is open. Have all those voted who wish? Have all
23. those voted who wish? Take the record. On that question the
24. Ayes are 55, the Nays are none. House Bill 2160, having
25. received the constitutional majority is declared passed.
26. House Bill 2161, Senator Nash. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 2161.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Nash.

33. SENATOR NASH:

1. Mr. President and Ladies and Gentlemen of the Senate. House
2. Bill 2161 amends the Pharmacy Practice Act. Under this bill the
3. board...the State Board of Pharmacy will be empowering, in addition
4. to revoking their license, to suspend their delay implementation
5. of judgment and to place the license on probation. Presently
6. the only disciplinary action that can take...against a pharmacist
7. is revocation. This bill is supported by the Department of
8. Registration and Education and the Pharmaceutical Association.
9. I urge a Yes vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there...is there discussion? The question is shall
12. House Bill 2161 pass. Those in favor vote Aye. Those opposed
13. Nay. The voting is open. Have all those voted who wish? Have
14. all those voted who wish? Take the record. On that question
15. the Ayes are 55, the Nays are none. House Bill 2161 having
16. received a constitutional majority is declared passed. House
17. Bill 2167, Senator McLendon. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 2167.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator McLendon.

24. SENATOR McLENDON:

25. Thank you, Mr. President. This bill amends the Fair
26. Employment Act to authorize the hearing officer to order
27. reinstatement or...or hiring back pay for a period of not
28. more than two years prior to the filing of the charge,
29. cost and reasonable attorney's fees.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? Senator Grotberg.

32. SENATOR GROTBORG:

33. Well, thank you, Mr. President. The part of the bill that

1. the sponsor just explained has been out of the Senate. It's
2. over in the House and well on its way to the Governor. The
3. facts are this is now a bill that's completely changed from
4. its original intent. It...contains our old faithful Senate
5. Amendment No. 1 that adds the language that the...when you
6. ...buy or sell a business in the State of Illinois, that you
7. buy and sell the union contract that goes with it and all
8. of the conditions, collective bargaining conditions, that
9. go with it. We defeated that soundly here in the Senate.
10. It has a child care leave adaptation to it and under the
11. basic part of it, that's far out of perspective with the
12. original intent of the bill, which makes...was to conform
13. with the Federal Pregnancy Law. The Child Care provision is
14. not in the Federal Law and under this bill when a woman
15. returns to work after her maternity leave and she's to be
16. given back her same job within the two weeks application,
17. but when a worker returns from a child care leave, he or
18. she is to be given the first available position for which she's
19. required, he or she. This provision would violate seniority
20. rights to promotion clauses that are in many collective
21. bargaining agreements. Then you add the fact that you got
22. a chance to buy and sell people here instead of businesses
23. adds a little cloud to this bill. I would urge a resounding
24. defeat.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Berning.

27. SENATOR BERNING:

28. Yes, thank you, Mr. President. I rise also in opposition
29. to this bill. It goes much further than what originally meets
30. the eye. I might want...I would like to point out that when
31. a person leaves on a child care leave and wants to return to
32. work, that person must be given the first available position
33. for which the individual might qualify while retaining all

HB 2168
3rd reading
6-26-68

1. seniority rights. It seems to me that we are going a little
2. too far here and that we ought to be considerate of, not
3. only the employee, but the employer. This is a bad bill
4. and ought to be defeated.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Nimrod.

7. SENATOR NIMROD:

8. Yes, thank you, Mr. President. Senator McLendon, I
9. want to remind you that as Senator Grotberg has indicated,
10. Senate Bill 1386...Senator Washington, I agreed to take
11. care of the main provisions of this bill, which...which it
12. was intended. But I think what's more important that the
13. amendments that have been added on to this are directly
14. in contradiction to the Supreme Court Justice White's
15. rulings. And I think that's something that ought to be
16. taken in consideration at this particular point and I also
17. remind you that the AFSCME present agreement and AFSCME
18. contract, collective bargaining contract here in the State,
19. that this would be in conflict with that. So I think there
20. are some serious problems with this and I would certainly
21. say that the provisions of your bill, which we all agree with,
22. are already taken care of in another bill in agreement with
23. Senator Washington and I would think that this bill is totally
24. unnecessary.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Senator McLendon may close.

27. SENATOR McLENDON:

28. I have nothing further to add,...Senator Savickas, did
29. you want to speak on...he said no, I'll ask for a roll call at
30. this time, I have nothing further.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. The question is shall House Bill 2167 pass. Those in
33. favor vote Aye. Those opposed Nay. The voting is open.

34. Have all those voted who wish? Have all those voted who wish?

HB 2168
3rd Reading
6-26-88

1. Take the record. On that question the Ayes are 33, the Nays
2. are 22. House Bill 2167, having received the constitutional
3. majority is declared passed. House Bill 2168, Senator Daley.
4. Read the bill, Mr. Secretary.

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End of Reel #6

1. SECRETARY:

2. House Bill 2168.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Daley.

7. SENATOR DALEY:

8. Mr. President and fellow Senators, this changes the...clarifies
9. the effective date, states that any product which is...which was
10. in or entered the stream of commerce on or after January 1, 1979,
11. clarifies some language. I'd ask for a favorable roll call.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there discussion? Question is, shall House Bill 2168 pass.

14. Those in favor vote Aye. Those opposed Nay. The voting is open.

15. Have all those voted who wish? Have all those voted who wish?

16. Take the record. On that question the Ayes are 53. The Nays are

17. 2. House Bill 2168, having received the constitutional majority,

18. is declared passed. House Bill 2175, Senator Netsch-Newhouse.

19. Read the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 2175,

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Netsch.

26. SENATOR NETSCH:

27. Thank you, Mr. President. As amended this bill would authorize
28. the Secretary of State, not require, but authorize the Secretary of
29. State to make available copies of the United States and Illinois
30. Constitutions in Spanish, Polish, Italian, German and Greek, which
31. as I understand it, are the same languages in which the Rules of
32. the Road are also made available. It also includes the language which
33. Senator Nimrod had requested that the bilingual editions will be ar-

1. ranged so that there is a comparison of the English and the foreign
2. language version.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Is there discussion? Senator Philip.

5. SENATOR PHILIP:
6. Question of the sponsor.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Indicates she will respond.

9. SENATOR PHILIP:
10. Have any idea on the cost?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Netsch.

13. SENATOR NETSCH:
14. Eventually the cost would be nothing because they are to be
15. sold. The fiscal note on the bill indicated that in order to gear
16. up for it, there would have to be some money available and I believe
17. the amount is forty-eight thousand five hundred dollars to print
18. the initial stock. That would be recovered because the...it is clear
19. that there is to be a charge for these Constitutions eventually.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator Philip.

22. SENATOR PHILIP:
23. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
24. I suppose if they don't sell any copies, Senator Netsch, we're
25. going to be stuck with X amount of copies. I might say this, you're
26. one of the big proponents of ERA and always flagging the right...
27. the flag for equal rights, etc. What about the other nationalities
28. that you've left out. The Bohemians, the East Indians, the American
29. Indians, in Hebrew, etc. Shame, shame, shame on you, Senator Netsch.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Is there further discussion? Senator Geo-Karis.

32. SENATOR GEO-KARIS:
33. Mr. President and Ladies and Gentlemen of the Senate, I might

1. concur with Senator Philip, but I think the need is there. I'd rather
2. they understand the Rules of the Road in their own native tongue and,
3. obviously, those are the groups that are the greater majority in the
4. State and I'd rather they know what the rules are so they don't go
5. hitting us at the wrong time and I speak in favor of the bill. I have
6. an apparent conflict of interest since it includes Greek.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Senator Netsch may close.

9. SENATOR NETSCH:

10. I did provide an opportunity, Senator Philip, for anyone to
11. file an amendment with respect to any other language and all of those
12. that were requested were included in the bill. It wasn't started...
13. the bill was started as a simple lesson in Americanism. There are
14. people who do not...who are not fully fluent in English as yet and
15. they ought to have an opportunity to know and understand our State
16. Constitution as well as our Federal Constitution.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. All right. The question is, shall House Bill 2175 pass.
19. Those in favor vote Aye. Those opposed Nay. The voting is open.
20. Have all those voted who wish? Have all those voted who wish?
21. Have all those voted who wish? Take the record. On that question
22. the Ayes are 25. The Nays are 21. 1 Voting Present. House Bill
23. 2175, not having received a constitutional majority, is declared
24. lost. House Bill 2179, Senator Weaver. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 2179.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Weaver.

31. SENATOR WEAVER:

32. Thank you, Mr. President. House Bill 2179 addresses itself to
33. non-home rule cities. It would allow them to levy taxes for water

1. and sewage which were not considered into their maximum corporate
2. rate which is twenty-five cents. They would be able to levy above
3. that rate by 0...or .01666. If there's any questions, be happy to
4. try to answer them.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there discussion? Question is, shall House Bill 2179 pass.
7. Those in favor vote Aye. Those opposed Nay. The voting is open.
8. Have all those voted who wish? Have all those voted who wish?
9. Have all those voted who wish? Take the record. On that question
10. the Ayes are 27. The Nays are 15. 2 Voting Present. House Bill
11. 2179, not having received the constitutional majority, is declared
12. lost. House Bill 2184, Senator Graham. Read the bill, Mr.
13. Secretary.

14. SECRETARY:

15. House Bill 2184.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Graham.

20. SENATOR GRAHAM:

21. This is a little old harmless bill, comes about as the result
22. of the William Rainey Harper College overextending what they thought
23. the population might be in two or three years. They went out and
24. bought some land and now they want to sell the land and use the
25. money for operating funds and we were going along pretty good
26. until we ran into Senator Davidson and Senator Bruce. Senator
27. Davidson put on an amendment which he will be glad to explain and
28. Senator Bruce can do any kind of explanation he wants to. I think
29. maybe if the bill is amended, get it out of here, it might go to
30. conference committee. I have been told the House sponsor will not
31. accept the Senate Amendments, so if you want to ask any questions
32. about the amendment that Senator Davidson put on I yield to the
33. gentleman from Springfield.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Bruce.

3. SENATOR BRUCE:

4. Thank you, Mr. President. I stand in support of this bill.
5. Senator Graham has certainly beat us about the head and body and
6. said he didn't want the amendment and we all know that Representative
7. Chapman didn't want it and he's been a valiant and strong warrior for her
8. and tried to get this bill just the way she wanted it. He appeared
9. twice before the Higher Education Committee and they promised this
10. is...Representative Chapman would be there three of four times and
11. he was good on his promise and we were good on our promise to get
12. this bill out and put the amendment on that we all agreed to except
13. Senator Graham and this bill is in such grand shape that I think it ought
14. to go out of here with a unanimous roll call.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Davidson.

17. SENATOR DAVIDSON:

18. I agree. The amendments were to protect the taxpayer. If you're
19. going to sell that property, pay off the bonded indebtedness and reduce
20. the tax levy. That's all it does. I ask a Yes vote.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Question is, shall House Bill 2184
23. pass. Those in favor vote Aye. Those opposed Nay. The voting is
24. open. Have all those voted who wish? Have all those voted who wish?
25. Take the record. On that question the Ayes are 57. The Nays are 1.
26. House Bill 2184, having received the constitutional majority, is
27. declared passed. House Bill 2185, Senator McMillan-Hall. Senator
28. McMillan. Read the bill, Mr. Secretary.

29. SECRETARY:

30. House Bill 2185.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator McMillan.

2. SENATOR McMILLAN:

3. Mr. President, members of the Senate, the purpose of House Bill
4. 25 is to strengthen substantially the State's ability to collect Il-
5. linois Income Tax that's due from non-residents. This is a bill that's
6. been worked on for nearly a year. It's had input from a large number
7. of people that were quite concerned by legislation passed a couple
8. years ago that, I think, imposed some withholding requirements that are
9. unnecessary. This does now include provisions that would require
10. withholding for personal service income under contract, for large
11. prizes and lottery winnings. Provides for an information return on
12. rents and royalties that are paid. There's already and...and ready
13. to go when this passes a provision whereby the Illinois Department of
14. Agriculture will get from the U. S. Agricultural Stabilization
15. and Conservation Service detailed records that will let us know when
16. farm land in Illinois is owned by a non-resident and the Real Estate
17. Transfer Tax Act is amended to provide that any transfer of property
18. from a non-resident, social security number, name and address and
19. so forth will now go to the Department of Revenue. I think it does
20. the job and does it well and I would seek a favorable roll call.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Maragos.

23. SENATOR MARAGOS:

24. Is there further discussion? Question is, shall House Bill
25. 2185 pass. Those in favor vote Aye. Those opposed Nay. The voting
26. is open. Have all those voted who wish? Have all those voted who
27. wish? Take the record. On that question the Ayes are 53. The
28. Nays are 1. House Bill 2185, having received a constitutional majority,
29. is declared passed. 2191, Senator D'Arco. Read the bill, Mr. Sec-
30. retary.

31. SECRETARY:

32. House Bill 2191.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator D'Arco.

4. SENATOR D'ARCO:

5. Thank you, Mr. President. What this does is change the mandatory
6. retirement age from 65 to age 70 in compliance with the Federal man-
7. date and I would ask for a favorable vote.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there discussion? Question is shall House Bill 2191 pass.
10. Those in favor vote Aye. Those opposed Nay. The voting is open.
11. Have all those voted who wish? Have all those voted who wish? Take
12. the record. On that question, the Ayes are 54. The Nays are 2.
13. House Bill 2191, having recieved a constitutional majority is
14. declared passed. House Bill 2192, Senator Nedza. House Bill 2193,
15. Senator Jeremiah Joyce. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 2193.

18. (Secretary reads title of bill)

19. 3rd reading of the the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Jeremiah Joyce.

22. SENATOR JEREMIAH JOYCE:

23. Thank you, Mr. President and members of the Senate. House Bill
24. 2193 will allow the Chicago Park District to deal with the impoundment
25. of vessels in violation of Park District regulation, Also permit
26. the Park district to regulate and to license the chartering of vessels
27. in waters within the Park District and finally to rent space for the
28. storage of these vehicles. Park district presently enjoys this power
29. under ordinance. I move your favorable consideration at this time.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? Senator Rhoads.

32. SENATOR RHOADS:

33. Senator Joyce, if they have it now under ordinance, why is the

1. bill needed?

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Jeremiah Joyce. Is there further discussion? Senator
4. Martin.

5. SENATOR MARTIN:

6. Senator Joyce, aren't there some real questions about how the
7. Park District does allow leasing of their space? Isn't that been
8. kind of constant in Chicago that...sort of you had to know somebody
9. to get the space? Why would we want to start this into law if it
10. is available in ordinance about...a practices and I'm sure they've
11. stopped under Superintendent Kelly and all that, but there have been...
12. I can remember back years and still up to years that that's always
13. been a rather questionable operation, Belmont Harbor and stuff like
14. that.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Jeremiah Joyce.

17. SENATOR JEREMIAH JOYCE:

18. I assume your question was rhetorical?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Savickas.

21. SENATOR SAVICKAS:

22. Mr. President, members of the Senate, the assignment of slips
23. in the harbors are by lottery only. They are not assigned off the
24. top of the head and the impoundment procedure is needed because
25. there are many boats that are left there or people move their boats
26. into...slots that are assigned to other boats and the Park District
27. just wants the Statutory authority when they tow these boats to a..
28. place to store them and charge the fee for them and impound the vessels
29. to remove them from these slips that they illegally occupy. There's
30. nothing wrong with it. They just wanted to make sure that when they
31. impound these boats that they are doing it legally and statutorily.
32. That's what this bill is all about.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Question is shall House Bill 2193
2. pass. Those in favor vote Aye. Those opposed Nay. The voting is
3. open. Have all those voted who wish? Have all those voted who wish?
4. Take the record. On that question the Ayes are 50. The Nays are none.
5. 2 Voting Present. House Bill 2193, having received the constitutional
6. majority is declared passed. 2194...2200, Senator Schaffer. Read the
7. bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 2200.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Schaffer.

14. SENATOR SCHAFFER:

15. Mr. President, members of the Senate, this is kind of a unique
16. concept. I did pass our a hand-out sheet. This would provide for
17. the creation of a non-game check-off on the Income Tax forms. At
18. no expense to the taxpayers...the check-off would come from the
19. Income Tax returns. People, instead of getting the money back that
20. they have over-paid could at their option request to keep that money
21. or put that money in a special fund in the Department of Conservation
22. to promote non-game animals. Non-game animals are simple those
23. animals that are not hunted, fished or otherwise targets in the State.
24. There's a tremendous need, really, in the State for this. This bill
25. is supported by numerous conservation, environmental groups. It
26. is, I think, a very good bill. I'd be happy to answer any questions
27. and appreciate your support.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Thank you, Mr. President and members of the Senate. I rise
32. in support of this bill after having opposed it in committee and I
33. frankly changed my mind after doing a little homework on what the

1. experience was in the State of Colorado. I think it has worked
2. well there and I would urge a favorable vote.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Vadalabene. Senator Vadalabene.

5. SENATOR VADALABENE:
6. Yes, I would like to ask Senator Schaffer a question, please.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Indicates he will respond.

9. SENATOR VADALABENE:
10. As a sportsman and a membership in one of the big sportsmen
11. clubs in the State of Illinois, now would this money be used to
12. handicap some of the hunters...through the environmental groups?
13. Will they be given money now to restrict these people from hunting
14. in some of these areas?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Schaffer.

17. SENATOR SCHAFFER:
18. No. In fact, it would be used just to promote non-game animals.
19. In Colorado, as Senator Rhoads just mentioned, one of the biggest
20. groups of people supporting this on their Income Tax form are, in
21. fact, the hunters. The sad fact is that here in Illinois we only
22. spend about thirty thousand dollars a year that can be identified in
23. the...any budget to support animals that we don't intent to blow up,
24. slaughter, shoot, hook, etc. We're talking about song birds and
25. eagles and that type of thing that there's no profit in slaughtering
26. and I think it's a good bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Is there further discussion? Senator Savickas.

29. SENATOR SAVICKAS:
30. Yes, how many check-offs do we have now on the Income Tax form?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Schaffer.

33. SENATOR SCHAFFER:

1. Senator Savickas, right now...well, this is a sort of tail-end
2. check-off because it's on the return. This would be the first. It
3. is workable. I have talked to the Department of Revenue. They
4. aren't happy about it. It's done in five western States. There are
5. four other states implementing it, including New Jersey, by the way.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Savickas.

8. SENATOR SAVICKAS:

9. Well, I just see...this is the first of a check-off system.
10. Next year we'll come in with check-off for some other project. Next
11. year a check-off for another. I think it's a good concept, a good
12. idea, but I think it should be done by donations and not on the Income
13. Tax form and open the door for it.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Senator Philip. Senator Philip.

16. SENATOR PHILIP:

17. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
18. Would you yield for a question?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Indicates he will.

21. SENATOR PHILIP:

22. I'd like to have the definition of promoting. You're talking
23. about building wildlife refuges, bird houses, feeding them or are
24. you talking about advertising or promoting, etc. I would like to
25. know...I tend to be for what you want to do if...if you're going to
26. do something to help them.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Schaffer.

29. SENATOR SCHAFFER:

30. Senator Bloom suggests it's similar to the Flat Dog Act. I'm
31. not quite sure what...how he draws that analogy. It would be used
32. to promote the habitat for these type of animals. Be used to protect a
33. rare and endangered species. It would be used for public information

programs. Be used for research and inventories of this type of
1. animal to protect and promote them. The fund is in the Department
2. of Conservation, by the way. It would be done by that Department.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Davidson.

5. SENATOR DAVIDSON:

6. I'd like to speak in support of this bill. This will give
7. those people who regularly call up I, who as a hunter whose money has
8. bought most of the wildlife refuge, all the State parks and a good
9. many other things who they want to give h-e double l because I have
10. the audacity to want to hunt a bird, this will give all those people
11. an opportunity to put their money where their mouth is by checking
12. off that they don't want one, two or five or ten dollars of their
13. Income Tax refunded to them and go to a good purpose. This is a good
14. bill. I urge you all to vote for it.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator...Jerome Joyce.

17. SENATOR JEROME JOYCE:

18. Yes, Mr. President, thank you. Would the sponsor yield?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Indicates he will.

21. SENATOR JEROME JOYCE:

22. Who gets the money?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. The money is put in a special fund in the Department of Conser-
27. vation to promote non-game animals.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Joyce.

30. SENATOR JEROME JOYCE:

31. Who decides...you know, who decided where the money goes? What
32. group does this or is it a group and...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Schaffer.

1. SENATOR SCHAFFER:

2. In other state...it would be the Department. In other states
3. committees have been formed by the Department to advise the Depart-
4. ment on the expenditures of these type of funds and I would suspect
5. that similar procedure would prevail here in Illinois or obviously,
6. no one would be willing to check off the money unless the programs
7. had public support.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Joyce.

10. SENATOR JEROME JOYCE:

11. Well, then this money would go to the Department of Conservation
12. and what...do they have...are they in favor of this? They have said
13. they have a special fund set up and they are going to decide what needs
14. to be put where...whether you're going to put muskrats in the creeks
15. or whatever?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Schaffer.

18. SENATOR SCHAFFER:

19. Well first of all, I don't want to be categorized as putting
20. muskrats in creeks. I'm too smart for that. I don't...I honestly...
21. I know that they are in support of it. I don't know what their
22. public posture is.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Joyce, your time has expired. Senator McMillan.

25. SENATOR McMILLAN:

26. Mr. President and members of the Senate. I reluctantly rise...
27. to differ with many of my colleagues on this side of the aisle, but
28. I really think however well intended this may be, it's simply a bad
29. idea. It's a bad thing to try to do with the Income Tax forms and
30. Income Tax system that we have. I think it's an exception to a lot
31. of the things that we courageously try to fight off day after day and
32. if we agree to this then we're going to be faced with everybody's
33. pet means of getting money outside of the normal appropriations chan-

nels and I think it is not good government and it's not wise for
1. our revenue system and I would ask for a No vote.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Egan.

4. SENATOR EGAN:

5. Thank you, Mr. President and members of the Senate. I certainly
6. am not opposed to the concept of protecting non-game wildlife. I
7. think it's a great idea. However, to the check-off system...is...
8. really out of the question. Why can't the Department have a line
9. item budget for this purpose just like everything else that they do?
10. That's...the proper approach. Unfortunately, this bill was not so
11. designed and consequently, I'm opposed.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Grotberg.

14. SENATOR GROTBORG:

15. I stand in support of this bill because when you think of the
16. millions of dollars we spend on the up-land game and all of the game
17. that we hunt and fish in the State of Illinois and the clubs and
18. sportsmen feel that they kind of have a special lock on the Depart-
19. ment of Conservation for that purpose, this gives those unspoken
20. millions of birdwatchers...if we can save the robin and the cardinal
21. by voluntary...these are voluntary donations to the State of Illinois.
22. I think it's a marvelous new idea and once in a while we should have
23. some new ideas around here that do good for innocent animals and
24. birds and for well-meaning people to help off-set some of us who
25. prefer to hunt. Frankly, I like to hunt and I like to listen to song
26. birds both...good bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. Mr. President and members of the Senate, I think we ought to
31. know approximately how much money this is going to put into the
32. Department of Conservation for them to play with over there and we
33. should also know just what type of a program they would have. Now,
if this were a line item budget and they were coming in front of the

1. big four, Senator Hall, they would have to explain how they were
2. going to do it, what they were going to do. They'd have some
3. questions and answers, but you're really buying another pig in a poke if
4. you're going to protect that animal...maybe with it there, Senator
5. Carroll, and I don't know if that's an endangered species or what,
6. but...you know the concept of using State Income Tax for a check-
7. off list for anything...maybe the Cancer Fund, maybe the Heart
8. Association...all of these things would have a good moral and
9. substantial reason for going for it, but to interfere with the
10. Income Tax, that's the bad part of it.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Seems to me we're spending an awful lot of time on this bill.
13. Senator Maragos.

14. SENATOR MARAGOS:

15. Mr. President, members of the Senate. I rise in support of
16. this bill for one good reason. The young lady who testified at our
17. committee, she was heartbroken...a little teenager, and I committed
18. myself to her...she thought she had lost the bill...that I would vote
19. for it and I think it's a novel idea for my young people and I will
20. support this measure.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Let's quit playing games. This is non-game.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. All right. The...Senator Schaffer...Senator Mitchler, for
27. the second time?

28. SENATOR MITCHLER:

29. Well, to counteract Senator Maragos, when I took the belly dancer
30. home last night she told me this was a bad bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Schaffer may close if he wishes.

33. SENATOR SCHAFFER:

Yes, I think I'd better. Mr. President, members of the Senate,
1. this is a novel idea. Here are a group of people asking us to give
2. them the privilege of giving us money to create a...to promote a
3. very worthwhile objective. Instead of coming down here, Senator
4. Egan, and trying to raid the till, they are willing to come up with
5. their own dollars to do it. Senator Savickas and Senator McMillan,
6. since Colorago adopted this in 1977, they haven't even had a request
7. for any other check-off. This isn't necessarily opening the flood
8. gates. They haven't got one other thing on their Income Tax form.
9. It's a good idea. It's a novel idea. I don't see why anyone would
10. wish to oppose it. I'd appreciate a favorable roll call.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Question is, shall House Bill 2200 pass. Those in favor vote
13. Aye. Those opposed Nay. The voting is open...All those voted who
14. wish? Take the record. On that question the Ayes are 42. The Nays
15. are 10. House Bill 2200, having received a constitutional majority,
16. is declared passed. We are going to...we are going to skip appropria-
17. tion bills this evening and start with those the first thing in the
18. morning, all of them. House Bill 2204, Senator Gitz. Read the bill,
19. Mr. Secretary.

20. SECRETARY:

21. House Bill 2204.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Gitz.

26. SENATOR GITZ:

27. Thank you, Mr. President and members of the Senate. House Bill
28. 2204 provides a way for local districts to carry out special education
29. remodeling constuction. Now, many of you amy be familiar with the
30. fact that right now we used to have a Statutory requirement that we
31. provided reimbursement and a thousand dollars per professional worker.
32. If you can tell me how that relates to construction, then you are far
33. wiser than I because it has no correlation basically. For the last three
years, this formula has not been funded. Many local districts who were

1. authorized to have an eight year levy for taxes...they didn't have
2. the matching funds. An example is Kankakee and Speaker Ryan's district.
3. They levied their local match. They didn't get the State money and
4. consequently, they had fifty severely handicapped students that they
5. are trying to educate in a church. This provides a way through the
6. Grant Index, very similar to school construction grants. It takes the
7. existing debt service, a ten million dollar levy. It has no increase
8. in bond funds and allows this to be utilized for special education
9. construction and matching funds.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there discussion? Senator Bloom.

12. SENATOR BLOOM:

13. Would you read me the language in this bill, Senator, that
14. refers to referenda, whether it's front end or back door?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Gitz.

17. SENATOR GITZ:

18. There is no referendum unless you are talking about the local
19. levies which have nothing to do with the bill. We don't alter that.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Bloom.

22. SENATOR BLOOM:

23. ...It does authorize the districts to levy a tax and issue bonds
24. for these projects and I think three years ago we took this off and
25. said that special tax would go...correct me if I'm wrong.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Gitz.

28. SENATOR GITZ:

29. Senator Bloom, that's existing language. That's not changed by
30. the bill at all. We're talking about how the State provides it's
31. portion and the fact is, they haven't provided the portion. You're
32. looking at existing language.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator...is there further discussion? Question is, shall
2. House Bill 2204 pass. Those in favor vote Aye. Those opposed Nay.
3. The voting is open. Have all those voted who wish? Have all those
4. voted who wish? Take the record. On that question the Ayes are
5. 43. The Nays are 4. 3 Voting Present. House Bill 2204, having
6. received a constitutional majority is declared passed. House Bill
7. 2206, Senator Maitland. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 2206.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Maitland.
14. SENATOR MAITLAND:
15. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
16. House Bill 2206 increases the fees for certification in three different
17. areas. First of all, for the initial fee, presently it's ten dollars.
18. It increases that to twenty dollars. The renewal fee, currently two
19. dollars will be increased to four dollars. A duplicate fee also will
20. be increased from two dollars to four dollars.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Is there discussion? Question is, shall House Bill 2206 pass.
23. Those in favor vote Aye. Those opposed Nay. The voting is open.
24. Have all those voted who wish? Have all those voted who wish? Take
25. the record. On that question the Ayes are 48. The Nays are 6. House
26. Bill 2206, having received the constitutional majority is declared
27. passed. House Bill 2209, Senator Berman. Read the bill, Mr. Secretary.
28. SECRETARY:
29. House Bill 2209.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Berman.

1. SENATOR BERMAN:

2. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
3. House Bill 2209 is a bill that's a companion to a line item that is
4. in the Categorical Aid Bill with an appropriation of a half a million
5. dollars. This is a bill that seeks to set forth the guidelines for
6. voluntary transfer of students between school districts for the
7. purpose of promoting cultural and racial integration. The bill would
8. require approval by the parents of the child, the sending district
9. and the receiving district. It's a small step towards trying to give
10. the school districts and the parents the opportunity to respond to the
11. many, many regulations and pressures that are upon these school districts
12. concerning the integration and the problems that we face when we're...
13. when school districts are faced with pressures from the Federal
14. government and the State government concerning integration. It is
15. totally voluntary. It is a program that we hope will be given a
16. chance to work and see whether we can encourage racial and cultural
17. integration between school districts, I urge your affirmative vote.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Martin.

20. SENATOR MARTIN:

21. Senator Berman, certainly the purpose is laudable, but I asked
22. the question of the Appropriations Committee concerning that line
23. item and the superintendent indicated that no district outside the
24. city had really moved to do or to show real interest. They had taken
25. some people up to Milwaukee. They had done a few other things,
26. but their...I have to ask the awful question. Do you really think
27. that other districts are...the outside collar districts are going
28. to respond to this? I guess I'm saying I hate to pass legislation
29. that sounds like you are trying to do something and it turns out that
30. the reality is very different.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Berning...Berman.

33. SENATOR BERMAN:

1. Thank you. Yes, I think that this...that this bill is meaning-
2. ful. Now, first of all, it's meaningful because we are not imposing
3. any penalty on the sending district. It is also attractive to a num-
4. ber of districts because they are going to be receiving extra money
5. for accepting on a voluntary basis children from...as a receiving
6. district. Now, there are many districts that are losing pupils that
7. are being faced with a problem of cutting back in programs, firing
8. teachers, closing schools. This is a method by which they can
9. increase their enrollment, get extra money and maintain those pro-
10. grams. When they have to cut back on programs, everybody in their
11. school district suffers. It's a very terrible experience for the
12. school district to vote for these closings, for the children that
13. are involved in the reshuffling of the programs. This is a voluntary
14. program to encourage...again, I can't underline too heavily the
15. word voluntary with a small financial incentive. I think there are
16. districts that will accept these children and will be able to put it
17. to good use.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Martin...Senator Martin, your time is up. Senator Collins.

20. SENATOR COLLINS:

21. Question of the sponsor. Okay. Senator Berning...Berman, I'm
22. sorry. Will the sending district also receive its normal reimbursment
23. for that student?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Berman.

26. SENATOR BERMAN:

27. Yes.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Collins.

30. SENATOR COLLINS:

31. Okay. So the additional...how much money you say?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Berman.

1. SENATOR BERMAN:
2. There's a line item for half a million dollars to...and the way
3. this is worked is that the receiving district receives a...okay.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Collins can use her time.
6. SENATOR COLLINS:
7. Yeah...what...one half million dollars going to do? What are
8. are you going to be paying for...car fare or what?
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Berman.
11. SENATOR BERMAN:
12. No, this is a grant to the receiving district as on a...for
13. taking this child.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Collins.
16. SENATOR COLLINS:
17. Well, you know I really have to kind of go along with Senator
18. Martin over there. I can't see that's enough money to really do
19. that much in terms of having any real impact on integration unless
20. you're talking about a demonstration project, a pilot project. I don't
21. see that as being enough money to do anything with any impact.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Collins, your time has expired. Senator Davidson.
24. SENATOR DAVIDSON:
25. Senator Berman, how many students will be affected with this
26. half a million dollars?
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator Berman.
29. SENATOR BERMAN:
30. I believe the figure is about two hundred and fifty students so
31. it's really a...it is in effect a pilot project with the limited
32. amount of money that we're talking about.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Davidson.

2. SENATOR DAVIDSON:

3. And it's a voluntary basis by the parent or the...whoever is
4. the guardian of the child. If there's more than two hundred and fifty
5. volunteer to do this who's going to choose which ones are going to
6. be able to participate?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Berman.

9. SENATOR BERMAN:

10. The State Board is authorized to appoint regional coordinating
11. councils for purposes of facilitating the implementation of this
12. Act. They will try to work it out with this council and with the
13. cooperation of the sending and receiving districts and the parents.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Davidson.

16. SENATOR DAVIDSON:

17. I Voted Present in committee, but if I'm going to have a
18. regional council decide who's going to get it, I urge you all to
19. vote No.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Berning.

22. SENATOR BERNING:

23. Thank you, Mr. President. Just let me recap with the sponsor
24. here. This is voluntary on the part of the parent and the child.
25. The State is going to pay the tuition at the receiving school. It
26. does run through June 30th, 1983, so conceivably the five hundred
27. thousand is going to be considerably more for the next four year,
28. right?

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator...Berman.

31. SENATOR BERMAN:

32. Every year you will appropriate or not appropriate as the Legis-
33. lature sees fit.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Berning.

3. SENATOR BERNING:

4. Mr. President, I really ought to vote for this legislation
5. because as I interpret it here we are taking the first small step
6. toward my voucher plan, but I think the sponsor of this bill
7. rejected the voluntary...involuntary voucher plan and I can't quite
8. understand his rationale here in now coming through with a baby
9. voucher plan.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Walsh.

12. SENATOR WALSH:

13. Mr. President and members of the Senate, just briefly in
14. opposition to this bill. We're talking about five hundred thousand
15. dollars for two hundred and fifty pupils. That's two thousand dollars
16. a pupil. I can see this program getting to be one that we could
17. not afford under any circumstances. Furthermore, we'd be staffing
18. the sending district schools and increasing the staff of the
19. receiving district schools. We're paying more than twice just to
20. accommodate some students traveling from one district to another. I
21. would urge a No vote.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Kenneth Hall.

24. SENATOR HALL:

25. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
26. I rise in support of this. Do you realize that if this bill is
27. implemented it provides a mechanism to make effective use of
28. school districts' facilities? It gives...with this change in enroll-
29. ment pattern. This is a good bill. It should get all of the Aye
30. votes.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Savickas.

33. SENATOR SAVICKAS:

1. Yes, Mr. President. I have a question of the sponsor.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Indicates he'll respond.

4. SENATOR SAVICKAS:

5. This is a voluntary agreement between school districts, not only
6. between the parents of students, but between school districts, isn't
7. it, Senator?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Berman.

10. SENATOR BERMAN:

11. Yes.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there...Senator Savickas.

14. SENATOR SAVICKAS:

15. Well, I would just like to comment on that. Since this is a
16. voluntary program and it is between the districts and their decision
17. whether to enter into it or not and their reimbursement is based on
18. that decision, I would say that we should support this bill. I think
19. it's a good bill and should be implemented, at least tested anyway.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Berman may close.

22. SENATOR BERMAN:

23. Thank you, Mr. President. You know we sit here and we...many times
24. when we go home from the General Assembly, we see the headlines in the
25. paper about the Federal government coming down regarding integration
26. on the schools, the State Board of Education pressuring the school
27. districts regarding integration, about closing of schools because of
28. lack of enrollment. This bill on a very small basis addresses each one
29. of those problems and it's a very small step with a small appropriation,
30. totally voluntary to address the needs of integration, cultural en-
31. richment and the declining enrollments in many districts. I see
32. nothing wrong with this bill. Some people have waved red herrings to
33. try to get some opposition to it, but it is a small step along a very
important road. I urge a very affirmative vote.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Question is, shall House Bill 2209 pass. Those in favor vote
3. Aye. Those opposed Nay. The voting is open. Have all those voted
4. who wish? Have all those voted who wish? Have all those voted who
5. wish? Take the record. On that question the Ayes are 27. The Nays
6. are 25. 1 Voting Present. House Bill 2209, not having received a
7. constitutional majority is declared...Senator Berman.

8. SENATOR BERMAN:

9. Postponed.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Move to Postponed Consideration. Consideration will be postponed.
12. House Bill 2210, Senator Vadalabene. House Bill 2212. Senator
13. Lemke. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 2212.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Lemke.

20. SENATOR LEMKE:

21. What this does is it provides that the purpose of...calculating
22. each district's State aid four or more clock hours on school work
23. may be counted as a full day of attendance for handicapped children
24. below the age of six. I ask for a favorable vote. I think it's a
25. very good bill for the handicapped children.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? Question is, shall House Bill 2212 pass.
28. Those in favor vote Aye. Those opposed Nay. The voting is open.
29. Have all those voted who wish? Have all those voted who wish? Take
30. the record. On that question the Ayes are 51. The Nays are 1.
31. House Bill 2212, having received a constitutional majority, is
32. declared pass. House Bill 2226, Senator Regner. House Bill 2228,
33. Senator Nedza. Read the bill, Mr. Secretary.

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1. SECRETARY:

2. House Bill 2228.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Nedza.

7. SENATOR NEDZA:

8. Thank you, Mr. President. This bill amends the Election Code
9. and Campaign Financing Act...provides that a candidate shall receive
10. the notice of obligations, manual of instructions and report forms
11. at the time of his petitions are filed and shall receive through
12. the election official therefore. Provides that an agent of the
13. candidate filing petitions on behalf of the candidate shall receive
14. such notice, manual, forms, etc., but the election official shall
15. also send such notice, manual and forms to the candidate by certified
16. mail. It provides that a notice of obligation shall include a
17. statement that the manual of instructions and reporting forms are
18. available at the office of the appropriate election official and
19. it shall be sent by certified mail at least thirty days before each
20. reporting date. The purpose of the proposal or the purpose of this
21. legislation is to limit the number of times the State Board of
22. Election or county clerks would be required to send a manual of
23. instructions and reporting forms to political committees. The
24. enactment of this bill would save a great deal of money by reducing
25. the number of manuals and forms printed and save the considerable
26. cost of repeated bulk certified mailings. This is a State Board of
27. Elections recommendation and is also endorsed by the Election Laws
28. Commission.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Rhoads.

31. SENATOR RHOADES:

32. Yes, Mr. President. I rise in support of House Bill 2228.
33. The first amendment is a technical amendment. It would save a

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3rd reading
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1. great deal of money and I urge your favorable roll call.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there discussion? Question is shall House Bill 2228 pass.

4. Those in favor vote Aye. Those opposed Nay. The voting is open.

5. Have all those voted who wish? Have all those voted who wish?

6. Take the record. On that question the Ayes are 57. The Nays are

7. none. House Bill 2228, having received the constitutional majority,

8. is declared passed. House Bill 2233, Senator Demuzio. Read the

9. bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 2233.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Demuzio.

16. SENATOR DEMUZIO:

17. Well, thank you, Mr. President and members of the Senate. House

18. Bill 2233 does numerous things. It does...as the Calendar indicates

19. provides that rules adopted by the school board shall be filed for

20. public inspection in the administrative office of the district. It

21. was also amended to indicate that the school district budget form

22. should be prepared and provided by the State Board of Education and

23. at the request of the State Board of Education the effective date

24. was changed from 1981 to 1982. It was further amended also to provide

25. that it would allow all school employees upon request to have deducted

26. from their compensation payments and contributions to a labor or a

27. professional organization. I think that portion was substantially

28. debated not too long ago in this Body and I would move for adoption

29. of House Bill 2233.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion?...Senator Bloom. Senator Bloom.

32. SENATOR BLOOM:

33. What concerns me about this is not so much probably what is the

1. more visible controversial thing, but the fact that it mandates
2. local school districts...the IOE would...to use a certain specified
3. budget forms that would be set up by rule and regulation from the
4. Illinois Office of Education and the problem with this bill is that
5. you've stuffed...you've stuffed too many bodies...too many turtles
6. into it. So it makes it very hard for us to support other turtles.
7. When you put good turtles and bad turtles in the same shell, you're
8. going to have some problems.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator DeAngelis.

11. SENATOR DEANGELIS:

12. Thank you, Mr. President and members of the Senate. Time
13. after time we've heard that a lot of legislation is needed because
14. school boards and school administrators are not effective. Well, I
15. would submit to you that if we continue to pile this kind of legisla-
16. tion and other legislation on them that will become a self-fulfilling
17. prophesy. The amendment put on by Senator Demuzio was defeated once
18. before. Now, we have a repeated attempt to stick a bill that was beat
19. here and try to pass it in a different way. I oppose this bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Maitland.

22. SENATOR MAITLAND:

23. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
24. Senator DeAngelis is right. This concept has been defeated on this
25. Floor before. I...I really think there's no place for this in the
26. educational system in Illinois and additionally I want the Body to
27. know that with the original bill, although the intent seems admirable,
28. only about half of the school districts are presently on that kind of
29. a system and it would be very difficult to implement it, so, obviously,
30. this is an increase cost to local school districts and I urge opposition
31. to the bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Schaffer.

1. SENATOR SCHAFFER:

2. Well, speaking to the bill and not the amendment, one of the
3. things that is virtually impossible to do in this State is to
4. compare one unit of government with another unit of government. The
5. 1970 Constitution, I think wisely, mandated uniform accounting
6. procedures between like units of government. That mandate, by the
7. way, has as the expression we are fond of using, slipped through the
8. cracks. I have a group of citizens who monitor school districts
9. and try and compare costs and they have been practically reduced to
10. insanity trying to compare school district A to school district B.
11. They've all got little different forms, little different techniques
12. and the end result is that the private citizen has no way to compare
13. his district to any other. I think the concept of uniform accounting
14. procedures as was the main thrust of the bill before the amendment is
15. one we all ought to support. It's time the citizens can compare their
16. school district to another. Try and explain that to a school superin-
17. tendent, you'll probably get punched in the nose.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Joyce...J. J.

20. SENATOR JEROME JOYCE:

21. Yes, thank you, Mr. President. This...the amendment to this
22. bill was the bill that I had to begin with and I might point out to
23. Senator Maitland that we passed House Bill 903 which allowed a corn
24. check-off for farmers and I don't see so much difference between
25. doing that and doing this for...employees of a school board.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Walsh.

28. SENATOR WALSH:

29. Mr. President and members of the Senate. It appears that all
30. of Senator Joyce's proposals get more than one chance. This...this
31. is one that Senator Demuzio apparently agrees with so we are going
32. to, with his blessing, give it another shot. I would remind the
33. membership that apparently we have defeated not just one bill, but

1. two that have been amended into this bill and unfortunately, Senator
2. Schaffer, we can't just address the bill. We must address the bill
3. as amended and because it does require...it mandates that school
4. districts withhold from compensation any dues that teachers owe to
5. an organization to which they belong, it would impose a duty by the
6. State on the local school board and as I indicated before, if
7. Senator Knuppel's bill becomes law, we're going to have reimburse
8. that school district for the cost incurred. I think it's a bad
9. concept. The teacher and the organization to which he or she belongs
10. can work our their arrangement in any way they like, but there's
11. no reason to bring the school district into any check-off procedure.
12. I urge a No vote.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Bruce.

15. SENATOR BRUCE:

16. Thank you, Mr. President and members of the Senate. This bill
17. does simply two things and for Senator Bloom who is worried about
18. turtles, the first part of this bill is relatively simple, Senator
19. Bloom. It just says that if you make rules you have to post them
20. which seems to be a reasonable requirement and the second part of the
21. bill says that school boards, after the teachers sign an authorization,
22. subject to his approval and all the other protections, can deduct dues
23. to organizations and so, that's what it does. I don't see any...
24. third amendment, Senator, is what it does. The second amendment
25. was the effective date and...it only does those two things. One deals
26. with dues deduction and the bill deals with posting rules.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Shapiro.

29. SENATOR SHAPIRO:

30. Well, Mr. President and Ladies and Gentlemen of the Senate, I
31. just want...want to reiterate what so many speakers before me have
32. said...that this bill does mandate for any employee of a school district,
33. any contribution to whatever organization they belong which could

1. include political contributions to any organization to which they
2. belong. I think that's wrong and I think the bill should be defeated.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Demuzio may close.

5. SENATOR DEMUZIO:

6. Well, thank you, Mr. President. I...I want to point out to
7. some of the members that have spoke...at least to the first part of
8. this bill that in terms of the budget accounting system on a State-wide
9. basis which is favored by the Illinois Office of Education, the
10. amendment was put on on the effective date for the prescribing of
11. the forms was put on at the Illinois Office of Education's request
12. and up to that point in the bill, they support the bill. The
13. amendment that has been added is simply the one that we've heard
14. some...some things about today and that is allowing a...an employee
15. to, by request, have the school board simply deduct his dues to a
16. professional organization and I would ask for a favorable support.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Bruce, for what purpose do you arise?

19. SENATOR BRUCE:

20. Well, just to apologize to the Body and correct the record.
21. The bill, in fact, does three things. It does deal with program
22. budgeting. I thought that amendments two and three were...were...one
23. of those was non-substantive, but, in fact, it does deal with
24. program budgeting. My apologies to Senator Bloom and to the member-
25. ship. There are just too many sheets of paper in the file.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. All right. The question is shall House Bill 2233 pass. Those
28. in favor vote Aye. Those opposed Nay. The voting is open. Have
29. all those voted who wish? Take the record. On that question the
30. Ayes are 35. The Nays are 20. 2 Voting Present. House Bill 2233,
31. having received the constitutional majority is declared passed.
32. House Bill 2237, Senator Weaver. Read the bill, Mr. Secretary.

33. SECRETARY:

House Bill 2237.

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(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER:

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. House Bill 2237 I think makes some sense inasmuch as many times we come in with requests to rebuild and fire damage, etc. on the county fairs. All these requests would be funneled through the Department of Agriculture. They'd make judgment by October the 1st, make recommendations to the General Assembly. We would appropriate the money. It allows for the county...it mandates that the county fairs put up twenty-five percent of the money and I think it's a reasonable approach to re-construction and new structures on county fairs for downstate particularly.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there discussion? Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, Mr. President. Thank you. I support this wholly. I'm a joint sponsor with Senator Weaver. I think that it will also relieve a burden from us with everyone coming in here with their appropriations for their county fairs that they have to try and get through and...you know, if one does it someone else has to do it and I think this is the fair and just way to go about that so I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? The question is shall House Bill 2237...Senator Mitchler.

SENATOR MITCHLER:

Mr. President and members of the Senate. I'm in full support of this and this is for the downstate county fairs, but you know you got to treat the State...no, you got to treat the State Fair, which belongs to you just a much as the county fairs when they have to have

1. their storm damage repaired and ice damage repaired and you turned that
2. down today for about a hundred and eight thousand dollars or a
3. hundred and five thousand dollars. You let the buildings leak out
4. there and everything, but I'm still for this. I believe in it and
5. I hope some day you'll help your own State Fair out here just like
6. you are helping the county fairs out.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Question is shall House Bill 2237 pass. Those in favor vote
9. Aye. Those opposed Nay. The voting is open. Have all those voted
10. who wish? Take the record. On that question the Ayes are 54.
11. The Nays are none. House Bill 2237, having recieved the constitutional
12. majority is passed. House Bill 2240, Senator Maragos. Read the
13. bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 2240.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Maragos.

20. SENATOR MARAGOS:

21. Mr. President and members of the Senate. Senate Bill 2240
22. reinstates the law as it was before several years ago. It states
23. that any public agency that builds buildings and other bridges and
24. roads should use materials and steel and other products manufactured
25. in Illinois and give them preference. Therefore, I ask for your
26. kind support. This is sponsored by the Economic Development Commission
27. as well as by other people throughout the State and many of the labor
28. groups as well. Senator Moore, who is the Chairman of that commission,
29. will verify that it has the sponsorship of that commission.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Moore.

32. SENATOR MOORE:

33. Thank you, Mr. President. As the bill is now amended it is

1. acceptable and I would move support of House Bill 2240.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Grotberg.

4. SENATOR GROTBORG:

5. Just to remind the membership that to make this bill better
6. it is my amendment that says that we give preference to Illinois
7. suppliers when all else is equal and I think you can debate the
8. issue on the main bill, but if it goes I wanted this in there and
9. I think it's a good amendment to remember our Illinois manufacturers
10. of merchandise who oftentimes lose contracts for the same price
11. to out-of-state suppliers.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Nimrod.

14. SENATOR NIMROD:

15. Mr. President, I think we're all reading the wrong bills.
16. Ladies and Gentlemen of the Senate, I think if you look at the amend-
17. ments on this bill what has happened is it's turned this bill which
18. was originally conceived by the U. S. Steel to help them in the
19. steel market, it was a good concept. Since then even U. S. Steel
20. is not in favor of this bill. I talked to their representatives
21. and what this is...this is a labor bill. All it does is provides
22. for every product to be bought to put into a building...it's going
23. to raise the cost of our buildings by at least fifteen percent. It's
24. going to provide for total inefficiency and I tried to put the
25. amendment on this when it was at 2nd reading and I have a note and
26. letter here both from the original company that sponsored it out
27. of Senator Maragos' district and I know they have talked to him
28. about this. This is a bad concept that we've taken a good bill
29. which could have helped us and buy American and what we have done
30. is destroyed it by making it a labor package. It's a bad concept.
31. It's going to cost us a lot of extra money for no reason at all and
32. I would say that we should defeat this bill so that we can come
33. back and we'll put it on Postponed Consideration so that we can

1. adopt the bill that will, in fact, do us some good and be of
2. credit to us. The dumping of the steel by the Japanese and from
3. foreign countries is still going to continue even with this bill.
4. They are now dumping steel at fifteen percent over cost and I
5. urge you to reconsider this and what you're doing to this bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator, your time has expired. Senator Bruce.

8. SENATOR BRUCE:

9. Thank you, Mr. President and members of the Senate. I don't
10. know whether I'm standing in opposition to this bill or not, but
11. I...I think that I am. Senator Grotberg, your amendment, I don't
12. believe added anything. If it did, it contravenes the Public Contracts
13. Act. If it doesn't, it...is meaningless. It says you shall give
14. preference. Do you mean by that that if the Illinois manufacturer
15. comes in at six times the Indiana manufacturer of a product we have
16. to go with the six times higher product? Then, Senator, it has
17. absolutely no meaning whatsoever. It's nice and as Senator Vadalabene's
18. one...he said cast this to the winds of hilarity. If it doesn't con-
19. travene the Illinois Purchasing Act, it doesn't have any impact.
20. If a...if a foreign manufacturer or Indiana manufacturer does it
21. cheaper we'll have to buy it. The other thing is I'm not sure, Senator
22. Maragos, the last paragraph of your Act, I think, frankly, is almost
23. unmanageable. You will not authorize payment unless the head of
24. agency is...after inquiry is satisfied that the person has complied
25. with the provisions of this Act. If I were a contractor in the State
26. of Illinois and had any business with the State I would immediately
27. stop doing any work at all. You have the right under this by the
28. determination of any...any public agency just to say we don't believe
29. that you've used Illinois products and therefore, we are withholding
30. twenty-five percent of your payment. That's just absolutely unfair
31. to do that to a contractor.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Maragos may close.

1. SENATOR MARAGOS:

2. Mr. President and members of the Senate. I think we are
3. building false strawmen here because what we're trying to do here
4. is what other states...Pennsylvania is doing, many other states
5. throughout the nation are doing, protecting their own. It means
6. more jobs for our people in the State of Illinois and in answer to
7. Senator...Nimrod. I'd like to state to him that just because he
8. favors one industry, which is a very good industry in my district,
9. doesn't mean other industries should not be benefited and they are
10. not against this amendment. They would like to have had only the
11. steel industry, but they are not against this bill if...because they
12. couldn't have it their way. They say they still like the concept
13. and they are not in opposition to it. I don't like to have false
14. trails put against it. I think this is a good concept. It's supported
15. by Business and Economic Development Commission and I think all
16. of us should support it in order to create more jobs for the State
17. of Illinois and I ask for your support and vote.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. All right, the question is shall House Bill 2240 pass. Those
20. in...Senator Newhouse, for what purpose do you rise?

21. SENATOR NEWHOUSE:

22. Mr. President, members of the Senate. U. S. Steel...the plant
23. gate's in the middle of my district and I have heard nothing from
24. them in opposition to this bill so I certainly...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator, Senator Maragos was closing his argument.

27. SENATOR NEWHOUSE:

28. Was closing his argument...I'm sorry.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. The question is shall House Bill 2240 pass. Those in favor vote
31. Aye. Those opposed Nay. The voting is open. Have all those voted
32. who wish? Have all those voted who wish? Take the record. On that
33. question the Ayes are 31. The Nays are 17. 3 Voting Present. House

1. Bill 2240, having received the constitutional majority, is declared
2. passed. Senator Nimrod, for what purpose do you arise? Senator Nim-
3. rod, for what purpose do you arise?

4. SENATOR NIMROD:

5. ...Before we go, let me at least talk to the Senator. Give me
6. the courtesy...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Well, now, Senator, we...we're on a tight schedule. For what
9. purpose do you arise?

10. SENATOR NIMROD:

11. A verification of the affirmative...

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. All right...a verification is requested. Will the members please
14. be in their seats. Secretary will call the affirmative vote.

15.

16.

17.

18.

(END OF REEL #7)

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1.
2. Can the affirmative roll, please.

3. SECRETARY:

4. The following voted in the affirmative: Becker, Berman,
5. Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Egan, Geo-
6. Karis, Gitz, Grotberg, Hall, Johns, Jerome Joyce, Knuppel,
7. Lemke, Maragos, McLendon, Merlo, Moore, Nash, Nedza, Netsch,
8. Newhouse, Rhoads, Sangmeister, Savickas, Vadalabene, Washington,
9. Mr. President.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator...Senator Nimrod.

12. SENATOR NIMROD:

13. Senator Chew.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is Senator Chew on the Floor? Remove his name. The
16. roll has been verified. On that question, the Ayes are 30,
17. the Nays are 17. 3 Voting Present. House Bill 2240, having
18. received the constitutional majority is declared passed.

19. Senator Rock for what purpose do you rise? He moves to
20. reconsider...

21. SENATOR ROCK:

22. Yes.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. ...and Senator Johns moves...that lie on the Table.
25. Those in favor indicate by saying Aye. Those opposed. The motion
26. carries.

27. SENATOR ROCK:

28. President...Mr. President, while I'm still on my feet, I've
29. discussed with the Minority Leader, the possibility of working
30. until about 9:00 o'clock tonight. I just wanted the membership
31. to aware. I think twelve hours on any job is certainly enough.
32. We do...we do...we do have an enormous ...amount of bills to
33. handle, and my suggestion is that at that point we will adjourn
until 9:00 o'clock tomorrow morning, and promptly at 9:00 we will

1. begin with the Agreed Bill List, and then start running...the
2. Chairman and Minority Spokesman of the Appropriations
3. Committee indicate they're ready we can run all those out,
4. and get back to the Order of 3rd reading, and just keep...
5. and just keep going. I can't suggest how late we'll have
6. to go to get through them all but let's do as much as we
7. can between now and 9:00. o'clock.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Maragos, for what purpose do you rise?

10. SENATOR MARAGOS:

11. Are we going to get on the list of the business tomorrow
12. of the postponed considerations?

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator, no one knows that, until, I can respond to that.
15. If we get through 3rd reading. Senator D'Arco.

16. SENATOR D'ARCO:

17. I want to ask the President a question. Will any bills...
18. will any bills be recalled tomorrow, at all? Can...are we
19. able to recall any bills , or can we still...

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Rock.

22. SENATOR ROCK:

23. Frankly, the appropriations people tell me that there are...
24. there is a possibility, at least, that one or two of of the bills,
25. particularly the Capital Development Board Bills would have
26. to be recalled. We will have to suspend the appropriate rule
27. so that the bills can be acted on the same day. So if an
28. individual member has...or if the Reference Bureau indicates
29. that there's a technical flaw or something, I think it's
30. certainly possible to do that, I'm certainly not going to
31. encourage any more recalls, that's...I think it's certainly
32. possible, yes.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

House Bill 2249, Senator Berning. Read the bill, Mr. Secretary.

1. SECRETARY:
2. House Bill 2249.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Berning.
7. SENATOR BERNING:
8. Thank you, Mr. President, and members of the Senate. House
9. Bill 2249, does just exactly what the poopsheet says, provides
10. a penalty for making a willful...false statement to the
11. Board of Review. We have had instances where people have
12. out-right lied giving false information. I would suggest a
13. favorable roll call, I'll attempt to answer questions, if
14. there are any.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Is there discussion? Question is, shall House Bill 2249
17. pass. Those...those in favor vote Aye...just a moment, Senator
18. Bruce.
19. SENATOR BRUCE:
20. I...I hope everyone is taking a look at what we're about
21. to do, maybe we ought to do it, but this makes it a felony to
22. ...to deliver or disclose a returner's schedule of his property
23. in which there is a false statement regarding the price paid or
24. improvements made to the property, to the Board of Review, and
25. that makes it a...it makes that delivering of the schedule which
26. is false, a felony, and I...I'm just...it does not Senator?
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator Berning.
29. SENATOR BERNING:
30. Senator, line 19 states clearly, shall be guilty of a
31. Class A misdemeanor.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Bruce.
SENATOR BRUCE:

1. Well, I just...a point to you Senator, that your second
2. paragraph. If you make a false statement, list, or schedule,
3. under oath is guilty of perjury and perjury is, in fact, a
4. Class 3 felony, which carries a prison sentence of one to
5. ten years. Now, you know, your second paragraph says that,
6. it doesn't have anything to do with...it says if you file it,
7. and make a false statement, and I just wonder whether that false
8. statement of filing of a schedule ought to be a felony in this
9. State. That's a fairly severe penalty for someone who mis-
10. states the price he paid for a piece of property, or mis-
11. states the value of improvements, and I think that each and
12. everyone of us ought to know that you're not just talking about
13. the cash value you paid for someone to improve your property, you
14. have to state the value as of today of those improvements, and
15. if you're in error, and they find you to be in error, you've
16. committed a felony, and that seems to be for an administrative agency,
17. like the Board of Review, to be a fairly severe penalty.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Geo-Karis.
20. SENATOR GEO-KARIS:

21. I was just going to reiterate what Senator Bruce said.
22. It's true perjury is a Class 3 felony, and that's what House
23. Amendment No. 2 indicates, and I don't think you can nullify
24. perjury, it's still perjury, and I think if anyone just were
25. mistaken, I think they could be in horrible trouble, like Senator
26. Bruce says. If they estimate their house to be sixty thousand
27. the Board of Review say oh no, the market value is seventy
28. thousand, if they get some creeps up there who don't like
29. people they can really put them away.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, Senator Berning
32. may close the debate. Senator Berning.
33. SENATOR BERNING:

Well, thank you, Mr. President. What this is, is someone

HB 2268
3rd reading
6-26-79

1. willfully makes a false statement. Whether it's too severe
2. or not I don't pretend to know. This went through both the
3. House Committee and the House, and our Senate Committee with-
4. out a dissenting vote. There is no intention here to over
5. penalize, but if the penalty is too much for you, vote it
6. up or down. We have had cases in Lake County where there
7. have been people willfully and knowingly file false statements,
8. and the State's Attorney has been unable to take any corrective
9. action against these persons. That's the reason for the bill.
10. I submit it to your kind attention.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Question is, shall House Bill 2249 pass. Those in favor
13. will vote Aye. Those opposed will vote Nay. The voting
14. is open. Have all voted who wish? Have all voted who wish?
15. Savickas votes No. Take the record. On that question, the
16. Ayes are 18, the Nays are 28. 6 Voting Present. House Bill
17. 2249, having failed to receive a constitutional majority
18. is declared lost. House Bill 2268, Senator McMillan. Read
19. the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 2268.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator McMillan.

26. SENATOR MCMILLAN:

27. House Bill 2268, deals with the portion of the Statutes,
28. dealing with special referenda called by local units of
29. government to lower the tax rate limit, and what this does
30. is to make sure that those must be filed seventy-eight days
31. prior to the next election of officers of that tax district, which
32. is consistent with what we're going to do in consolidation of
33. elections. It also prohibits more than three propositions from
being submitted, at the same election for the same Body, and says

HB 2223
6-26-79
3rd reading

1. that the first three valid propositions will be the three
2. that go on the ballot. I would seek a favorable roll call.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, Senator McMillan
5. moves...if not, the question is, shall House Bill 2268 pass.
6. Those in favor will vote Aye. Those opposed will vote Nay.
7. The voting is open. Have all voted who wish? Have all voted
8. who wish? Take the record. On that question, the Ayes are
9. 54, the Nays are none. None Voting Present. House Bill 2268,
10. having received the constitutional majority is declared passed.
11. House Bill 2269, Senator Lemke-Egan. House...Senate Bill...
12. House Bill 2273, Senator Knuppel. Read the bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 2273.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. Mr. Chairman, and members of the Body. A year ago you
21. will recall I sponsored legislation to prevent medical ass-
22. ociations and others from using dead fetuses or parts thereof
23. in medical research or otherwise. Now, I'm told that there
24. is a need, laboratory-wise for research, this bill opens up
25. that closed door a little bit, when it says that the tissues
26. and cells, et cetera, for...for experimentation and for research
27. can be used from fetuses where the death occurred from a non-
28. induced loss of a fetus. It can't be from an induced abortion.
29. So this upholds all the abortion laws, but says that if a woman
30. aborts, and it's not induced, that that fetus can be used for
31. medical research. I think this is good legislation, it can be
32. helpful to our infants and to health care generally, and I would
33. solicit a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there further discussion? Senator Martin.

2. SENATOR MARTIN:

3. In no weight, I think you're probably right, and I...do you...
4. it's a question, do you seek permission from the mother?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Knuppel.

7. SENATOR MARTIN:

8. Or is it just done automatically? Before you would be
9. able to use even that unborn or the born...okay the fetus, would
10. you seek permission from the mother or parent?

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Knuppel. Senator Knuppel.

13. SENATOR KNUPPEL:

14. I'm sure that that would be required. I don't have
15. it right in front of me, at this moment, but it would be required.
16. It is required by the law, yes. Of the parents, both.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Is there further discussion? Senator Rock...or Senator
19. Bruce.

20. SENATOR BRUCE:

21. No, I was just going to answer the question, it requires
22. written consent of one of the parents before this can be done.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Wooten.

25. SENATOR WOOTEN:

26. Yes, I simply wanted to remind the membership, because this
27. has fetus, and abortion and all the...what have now become buzz
28. words, you may be frightened off of this. Please remember that
29. it is still considered a laudable thing for people to leave their
30. bodies to science for necessary research. We don't permit in
31. this, the product of an abortion to be used, but if a consent is
32. given, and I'll tell you, if you can't have an opportunity to
33. medically look at human remains, and any stage of development, you
are crippling, you are really crippling the whole research medical

1. establishment. I hope you won't think in those alarming
2. terms, because it really doesn't apply to that, and in our
3. zeal last time we just a little bit too far in this law.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? If not, Senator Knuppel
6. may close debate.

7. SENATOR KNUPPEL:

8. There's nobody more pro-life then I am, and if were bad
9. for that reason, I wouldn't be supporting it.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Question is, shall House Bill 2273 pass. Those in favor
12. will 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 47, the Nays are none.
15. 5 Voting Present. House Bill 2273, having received a constitu-
16. tional majority is declared passed. House Bill 2282, Senator
17. Berman. House Bill 2283, Senator...Senator Berman. Oh, I'm
18. sorry. I'm sorry Senator, I marked it the wrong...the wrong
19. one. Our next order of business is, House Bill 2280, Senator
20. Knuppel. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 2280.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Mr. President, and members of the Body. This bill would
29. require the Department of Corrections to develop and implement
30. an energy conservation program. It was a recommendation of the
31. Governor's Cost Control Task Force, the estimated cose is 1.1
32. million, but the savingseach year, thereafter, is estimated to
33. be 1.1 million. So it would pay for itself in one year, and
it's in accordance with, as I say, the recommendation of the

1. Cost Control Task Force, good legislation, and I recommend a
2. favorable roll call.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, the question is,
5. shall House Bill 2280 pass. Those in favor will vote Aye.
6. Those opposed vote Nay. The voting is open. Have all voted
7. who wish? Have all voted who wish? Take the record. On
8. that question, the Ayes are 48, the Nays are 4. 1 Voting
9. Present. House Bill 2280 having received the constitutional
10. majority is declared passed. House Bill 2283, Senator Berman.
11. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 2283.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Berman.

18. SENATOR BERMAN:

19. Thank you, Mr. President, and Ladies and Gentlemen of the
20. Senate. House Bill 2283 sets up the process for public State
21. funding grants to our public television stations throughout the
22. State of Illinois. It will provide assistance to five stations
23. presently in operation, WSIU, in Carbondale, WUSI, in Olney,
24. WTTW, in Chicago, WTVP, in Peoria, WILL, in Champaign. Illinois
25. is one of the few states that does not have a program of public
26. assistance for public television. It is a program that will
27. provide two types of grants, a basic service grant, an operating
28. support grant. I'll be glad to respond to any questions. I
29. think it's a very important first step to improve a very valuable
30. part of the educational and entertainment program available
31. throughout the State of Illinois. I ask for a favorable vote.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? Senator Sommer.

SENATOR SOMMER:

1. Mr. President, and members. I rise to oppose this
2. measure, it is again another big dollar program, that we'-
3. re going down the road to. The one station in Olney doesn't
4. even exist, so we're talking about four, apparently. Of course
5. the one in Chicago is going to get most of the money, and
6. all the rest of us are going to get a hundred thousand,
7. two hundred thousand dollars, and it simply is, as all these
8. programs have come down, this is the worst, as far as I can
9. see it, and I would certainly oppose it.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator Berman may
12. close the debate.

13. SENATOR BERMAN:

14. At the present time, the State of Illinois ranks forty-
15. seventh in fifty states. The other three states don't have
16. public TV. Forty-seventh in...in the amount of money that
17. we appropriate for assistance to our public TV, these are
18. stations that do not sell commercial time. Most of the
19. money is raised by public funding. It's an important part of
20. the total educational television programs. I ask for your
21. favorable support for...public TV throughout the State of
22. Illinois.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Question is, shall House Bill 2283 pass. Those in favor
25. will vote Aye. Those opposed vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Take
27. the record. On that question, the Ayes are 35, the Nays are
28. 21. None Voting Present. House Bill 2283, having received
29. the constitutional majority is declared passed. House Bill
30. 2284, Senator D'Arco. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 2284.

33. (Secretary reads title of bill)

3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator D'Arco.
3. SENATOR D'ARCO:
4. Thank you, Mr. President. Now, there's are buzzword in
5. this bill. So, I don't want you to get frightened by it.
6. It's...the word is payraise, buy I don't want you to get
7. frightened by that buzzword. The intent of the bill is
8. like research for human waste, at the Sanitary District, and
9. we have to continue that research in order to better man-
10. kind, and...no, no really...do I sound like Wooten. No?
11. Here's what the bill does, floks. No, someone...this is
12. a payraise bill for the Sanitary District trust...commissioners,
13. not trustees. It phases-in...it phases-in their payraise in
14. five percent increments a year. Someone said it's a fifteen
15. percent payraise, but that's all it does, it's really very
16. nominal. From thirty thousand for the vice-president, to
17. thirty-one five, and then it goes to thirty-three, so it's
18. a very nominal pay increase, and I would ask for your support.
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. Is there further discussion? Senator Grotberg.
21. SENATOR GROTBORG:
22. A question of the sponsor.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. He indicates he will yield.
25. SENATOR GROTBORG:
26. Are these full time positions?
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. Senator D'Arco.
29. SENATOR D'ARCO:
30. Oh yes, it's the president, the vice-president, the
31. finance chairman, and all the other elected members of the
32. Sanitary District Commission. I mean these are full time
33. employees: Yes.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Grotberg.
3. SEANTOR GROTBERG:
4. Do they have any other jobs? Are they full time in
5. just these?
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. Senator D'Arco.
8. SENATOR D'ARCO:
9. No, they don't have any other jobs.
10. SENATOR GROTBERG:
11. None at all?
12. SENATOR D'ARCO:
13. No, I talked to everyone of them, I asked them how much
14. money they make, and they all said that's it.
15. SENATOR GROTBERG:
16. Well, to use my last few seconds. The gentleman is right,
17. it is in five percent increments, but it peaks out in 1985, at
18. thirty-seven thousand five hundred dollars annually for the
19. president, thirty-five for the vice-president, thirty-two five for the
20. Chairman of the finance committee, and thirty thousand dollars for the
21. other board members, and that...they're doing better than the
22. legislators, that's all I can tell you folks.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Is there further discussion? Senator Rhoads.
25. SENATOR RHOADS:
26. Senator D'Arco, what is the current salary, now for
27. the trustees?
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator D'Arco.
30. SENATOR D'ARCO:
31. The trustees are only making twenty-five thousand.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Senator...Senator Rhoads.
SENATOR RHOADS:

1. And this is prospective only after the 1980 election,
2. is that correct?

3. SENATOR D'ARCO:

4. That is correct, Senator.

5. PRESIDING OFFICE:R (SENATOR SAVICKAS)

6. Senator Rhoads.

7. SENATOR RHOADS:

8. Well, believe it or not, Mr. President, I'm going to
9. rise in support of the bill. I talked to this...I talked
10. to Nick Melis about this bill. I think it's a perfectly
11. reasonable approach, I think it's a good bill.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Nash.

14. SENATOR NASH:

15. Mr. President, and Ladies and Gentlemen of the Senate.
16. Just to clarify the record a little bit. The only trustee...
17. or commissioners in the Sanitary District who'll get this
18. payraise, are the three commissioners, who'll be elected in
19. nex Novermber's election. The next three that get this raise
20. will be the three that are elected, three years from now. The
21. ones taht are already in holding office will not get this raise. So,
22. it's starting with next year's election. The three that get
23. elected then, and this bill's supported by the Civic Federation.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there any further discussion? Senator Nedza.

26. SENATOR NEDZA:

27. Thank...thank you, Mr. President. We talk about raise,
28. increase in salary as though it was a plague, but yet the
29. Sanitary District is a highly complex operation, and in order
30. to acquire the talent and the type of people who are proficient
31. and have the backgrounds, and they would still be underpaid,
32. that I, shut up Johnny so I can talk, that I...I think that this
33. is necessary in order to attract the type of individual that
would be comprehensive and also understandable of the operation

1. to the district, and I support this bill.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? Senator Nash for the second

4. time.

5. SENATOR NASH:

6. Yes, one more point, Mr. President, I forgot to make the

7. trustees who'll be getting this raise are making twenty thousand

8. a year, and they're the ones that got elected in 1974, thank you.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Becker.

11. SENATOR BECKER:

12. Mr. President, I call for the previous question.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. There's been motion for the previous question, Senator

15. Becker, we have just one other speaker, that had requested to

16. speak, and that was Senator Moore. Senator Moore.

17. SENATOR MOORE:

18. Will the sponsor yield, Mr. President?

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. He indicates he will.

21. SENATOR MOORE:

22. Are these raises, within the Presidential guidelines, Senator

23. D'Arco?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator D'Arco.

26. SENATOR D'ARCO:

27. I indicated that they were five percent...increases a year.

28. The Presidential guidelines call for seven percent raises, so

29. they definitely fall within the Presidential guidelines.

30. SENATOR MOORE:

31. Then I intend to support the bill, thank you.

32. SENATOR D'ARCO:

33. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

1. If there's no further discussion. Senator D'Arco.
2. may close the debate.

3. SENATOR D'ARCO:

4. For the betterment...no, no..vote for the bill.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Question is, shall House Bill 2284 pass. Those in favor
7. will vote Aye. Those opposed vote Nay. The voting is open.
8. Have all voted who wish? Have all voted who wish? Take the
9. record. On that question, the Ayes are 34, the Nays are 13.
10. 5 Voting Present. House Bill 2284, having received the consti-
11. tutional majority is declared passed. House Bill 2291, Senator
12. Nedza. Read the bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 2281.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Nedza.

19. SENATOR NEDZA:

20. Yes, Mr. President, and Ladies and Gentlemen of the
21. Senate. House Bill 2291, as amended was passed in the House
22. by 153 to 1 vote, and it does the following, it increases the
23. penalties for exceeding axle loads and gross weight, the schedule
24. being a thousand pounds to two thousand pounds presently it's
25. two cents, it will go to zero. Two thousand pounds to three
26. thousand pounds from four cents to six cents. Three thousand
27. pounds to four thousand pounds from six to eight. Four
28. thousand pounds to five thousand pounds, eight to ten. Five
29. thousand pounds or greater, ten to twelve. This is the...the
30. Department of Transportation, the Illinois State Police, the
31. Motor Vehicle Laws Commission, the Trucking Industry, are all in
32. agreement in concert with this bill, and it also coincides with
33. the Governor's Cost Control Tax Force. I and Charlie Chew...Senator
Chew's is also in favor of this.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Is there any further discussion? If not, the question
3. is, shall House Bill 2291 pass. Those in favor will vote Aye.
4. Those opposed vote Nay. The voting is open. Have all voted
5. who wish? Have all voted who wish? Take the record. On
6. that question, the Ayes are 40, the Nays are 1. House Bill
7. ...and 6 Voting Present. House Bill 2291, having received
8. the constitutional majority is declared passed. House Bill
9. 2296, Senator Coffey. Read the bill, Mr. Secretary.
10. ACTING SECRETARY: (MR. FERNANDES)
11. House Bill 2296.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Senator Coffey.
16. SENATOR COFFEY:
17. Mr. President, and members of the Senate. House Bill
18. 2296, amends the Vehicle Code, requires the Secretary of
19. State to investigate whether a homemade trailer has been
20. stolen prior to insurance or registration plates and stickers,
21. and I'd ask for a favorable roll call, and be glad to answer
22. any questions. This is a...Motor Vehicles Laws Commission supports
23. this bill, and I'd ask for a favorable roll call.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Is there further discussion? Senator Chew.
26. SENATOR CHEW:
27. To the sponsor. Did you work out the agreement with the
28. Secretary of State, as to what the manpower would be, and how
29. he would administer this since we have maybe three thousand home-
30. made trailers? I know they said something about it would be
31. a terrific expense over two hundred and some thousand dollars.
32. Did you work that out?
33. PRESIDING OFFICER: (SENATOR SAVICKAS)
Senator Coffey.

1. SENATOR COFFEY:

2. Well, Senator Chew, I specifically didn't work it
3. out, Representative Von Boeckman said that...told me that every-
4. thing was okay, and they were in agreement. I...beyond that
5. I can't answer that. I know there was a question, they
6. were talking originally about three thousand trailers, and I
7. think that was total amount of trailers, and that there isn't
8. three thousand...I think, in fact, there's not three thousand
9. every year, homemade trailers being...being registered. I think
10. that was the question, whether there was three thousand
11. total or three thousand each year. I think that was a total
12. amount, now homemade trailers in the State, and that there
13. wouldn't be three thousand each year.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Chew.

16. SENATOR CHEW:

17. Well, now, the...the fiscal impact on this is estimated
18. to be about two hundred and sixty-six thousand dollars, Senator
19. and as you know the Secretary of State, said the money was
20. not budgeted...the question I am asking you, Sir is, how
21. do we propose to give them the money to administer the program
22. insomuch, as the Secretary of State's office does not have it?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Coffey.

25. SENATOR COFFEY:

26. Senator Chew, I don't have an answer for that, I only
27. could say to you, that they didn't testify in opposition to
28. it in the House, and so I understand...I remember they didn't
29. testify according to my papers I have before me, that they
30. didn't testify in opposition to it before, so I don't...I suppose
31. they would absorb it within their own budget now.

32. SENATOR CHEW:

33. I'm concerned about it Senator. Not because it's your
bill, but because of the two hundred and sixty-six thousand dollars

1. and, if we're going to tighten up on the budget, I think
2. that ought to be left to the Secretary of State as to whether
3. he wants to inspect those trailers before issuing those...

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator, your time has expired.

6. SENATOR CHEW:

7. ...devices, so I...

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator. Senator Rock. Senator Bruce, I mean.

10. SENATOR BRUCE:

11. Thank you, Mr. President, and members of the Senate. I rise
12. in opposition. I hope everybody takes a look and and reads
13. this jewel, I mean it...it says before the Secretary can
14. issue a license, he's got to go out and certify that the trailer
15. is not stolen. Now, who...who submits a certificate on a stolen
16. trailer? You know, I...I...there...there are three thousand
17. of these little rascals running around, and it's going to
18. cost two hundred and sixty-six thousand dollars. I don't know
19. who cares about homemade trailers, but I don't care two hundred
20. and sixty-six thousand dollars worth, and when someone says
21. hey, I'd like to have this title to my homemade trailer, to say
22. that I have to certify that it's not stolen, it's just ludicrous.
23. I think this is one that the Motor Vehicle Laws Commission, and
24. I stand with my Chairman of Transportation. I'm sure he gave
25. this bill a full and thoroughly hearing in his committee and
26. came out of there by accident. We ought to...quiet, Senator
27. Bowers. It got a full hearing and unfortunately it came out of
28. the committee. I rise in opposition.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Hall.

31. SENATOR HALL:

32. Will the sponsor yield for a question?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. He indicates he will.

2. SENATOR HALL:

3. Senator Coffey, what's the...what caused this bill to be

4. introduced, would you know?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Coffey.

7. SENATOR COFFEY:

8. As I understand, again from Representative Von Beockman which

9. was the sponsor over in the House. It was a part of what

10. he considered by the chop chop problem, that there's a lot

11. of stolen trailers...vehicles, and they were doing it to take

12. care of that problem, and it was mentioned that three thousand

13. trailers, they was talking about, running around now. It

14. doesn't affect the ones running around now, it affects the

15. new ones that are licensed from now on.

16. SENATOR HALL:

17. Yes, well...

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Hall.

20. SENATOR HALL:

21. When you say homemade, just what are you talking about,

22. homemade?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Coffey.

25. SENATOR COFFEY:

26. I'm talking about any trailer, any chasis that might be

27. taken from an automobile in a welding shop or in your own

28. backyard, or something put together, or something...trailer

29. that might be changed from one design to another to cover up

30. the stolen...stolen trailer.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Philip.

33. SENATOR PHILIP:

Thank you...thank you Mr. President, and Ladies and Gentlemen
of the Senate. You know, nothing gets out of Transportation by

1. accident, we all know that. Senator Chew voted for this
2. bill, there were eleven members of that committee and all
3. eleven voted for this bill. Now, all of a sudden, it gets
4. on 3rd reading, and all of the sudden there's something wrong
5. with it. I don't understand that. Now, I know that Charlie
6. Chew never makes mistakes, and when I look at my record and
7. see that he voted for it, and got it out of committee, I
8. know it's go to be right, and I think we all ought to support
9. it.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Chew for the second time.

12. SENATOR CHEW:

13. Mr. President, yes, I supported the bill with the understanding
14. that it would be cleared with the Secretary of State, and the money
15. would be forthcoming, and that's why my first question to the
16. sponsor was that, but it would be impossible to administer
17. any monies not available, and so long as the Secretary of
18. State is still opposed to it, because of the financial
19. strain it places on his office, and the manpower in which he
20. does not have. I would violently oppose the bill, and with
21. all due respect to Senator Coffey, he knows that's why I voted
22. to get the bill out, and it's not a Motor Vehicle Laws Commission
23. Bill, it is not.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion?

26. SENATOR CHEW:

27. It's a bad bill.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Berning.

30. SENATOR BERNING:

31. Thank you, Mr. President. I would just like to observe
32. for the benefit of the sponsor, that there is no conceivable
33. way, that I see, that anyone can establish ownership for say a
homemade trailer, and I'll give you an illustration, I have one

1. up in my barn, in Wisconsin. If I were to bring it to
2. Illinois, and give it to you Senator, there's no way I
3. could prove to you that I hadn't stolen it, and there's
4. no way you could prove that I had a right to give it to
5. you. If, with new trailers there is some requirement to
6. implant a...an indentifying mark, then you could...you
7. could implement this, but without that, I don't see how
8. it's possible.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? If not, Senator Coffey
11. may close the debate.

12. SENATOR COFFEY:

13. Mr. President, and members of the Senate. I again would
14. just like to go over very briefly over this bill. Now, we're
15. talking about these three thousand trailers running around
16. over the State, that was discussed, and I evidently...the
17. Secretary of State is talking about, and evidently they
18. didn't read the bill...maybe the Secretary didn't read
19. the bill, or the Secretary's people, because it doesn't
20. address those three thousand running around all over the
21. State. It addresses new vehicle registrations, and to answer
22. the question by Senator Berning, he said how are we going to
23. tell whether his vehicle is stolen...or that his trailer has
24. been stolen. There's a record of the trailers that have
25. been stolen, and is reported in the law enforcement, they
26. take the trailers...there's a record of those vehicles, and
27. when the inspection is made, they have description of those
28. trailers and try to find some parts such as they have in the
29. chop shop on automobiles. I...I again...reiterate that there's
30. not three thousand vehicles going to be...registrated..re
31. gistrations on every year, only new vehicles will be investigated.
32. And, I'd ask for a favorable roll call.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Question is, shall House Bill 2296 pass. Those in favor will

1. vote Aye. Those opposed will vote Nay. The voting is
2. open. Have all voted who wish? Have all voted who wish?
3. Take the record. On that question, the Ayes are 19, the
4. Nays are 33. None Voting Present. House Bill 2296, having
5. failed to receive a constitutional majority is declared lost.
6. House Bill 2305, Senator Nash. Read the bill, Mr. Secretary.
7. ACTING SECRETARY: (MR. FERNANDES)
8. House Bill 2305.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Senator Nash.
13. SENATOR NASH:
14. Mr. President, and Ladies and Gentlemen of the Senate.
15. House Bill 2305, simply increases the time of liability for
16. taxes, criminal liability from eighteen months to three years.
17. It's a bill requested by the Department of Revenue.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Is there further discussion? Senator Rhoads.
20. SENATOR RHOADS:
21. Well, Senator Nash, didn't I pass this bill out of the
22. Senate...identical bill.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Senator Nash.
25. SENATOR NASH:
26. I don't know Mark. It's...it's similar to your's.
27. SENATOR RHOADS:
28. It's identical...
29. SENATOR NASH:
30. It's similar but your's came back with an amendment. It
31. changes the Statute of limitations from eighteen months to three
32. years for criminal liability, and we had an amendment to this
33. bill in the House, which left the civil...
SENATOR RHOADS:

1. This apparently has been amended there in the Senate, as.
2. well, right.

3. SENATOR NASH:

4. Yes, that was a technical amendment, because they had
5. presnetly...the Department has three and half years on civil
6. liability and we had three in the bill and it was changed to
7. the present three and a half years.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Rhoads.

10. SENATOR RHOADS:

11. Well, the...the bill that I had requested would...that
12. I sponsored was an administration bill. I sponsored it at the
13. request of the Administration, now, are you saying the Admin-
14. istration requested you to sponsor...Representative O'Brien
15. to sponsor it over in the House?

16. SENATOR NASH:

17. This campatible bill to yours, Senator Rhoads.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Geo-Karis.

20. SENATOR GEO-KARIS:

21. Will the sponsor yield for a question?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. He indicates he will.

24. SENATOR GEO-KARIS:

25. Senator...Nash, are you saying that...under this bill
26. there would be three years to file any civil action, because
27. I read of my Digest, and it says that Senate Amendment No. 1
28. took out that provision that said that any civil action, with
29. the recovery of any amount, due under this Act, may be
30. commenced at any time, within three years. Now, unless you
31. had another amendment, you know, that was not in the Digest.

32. SENATOR NASH:

33. No, the civil...part of it, was amended to read three
and a half years, which is the present law. The criminal part of

1. it was changed from eighteen months as the law is presently
2. to three years.

3. SENATOR GEO-KARIS:
4. Okay.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Is there further discussion? Senator Wooten.

7. SENATOR WOOTEN:
8. Yes, pardon me. I'm trying to get straight on this.
9. Senator Nash, according to my analysis of Amendment No....
10. is Amendment No. 1, is that the only amendment on it?

11. SENATOR NASH:
12. Yes, Senator Wooten. That was a technical amendment requested
13. by the Department of Revenue. The present Statute reads three
14. and a half...
15. SENATOR WOOTEN:
16. Well...
17. SENATOR NASH:
18. ...years...
19. SENATOR WOOTEN:
20. Well, that's not my question. Did you change...it says it
21. strikes language setting a three year limit on civil actions,
22. recover tax, the three year period would have been...would have
23. begun on the date the taxes were due.

24. SENATOR NASH:
25. That was unworkable, Senator Wooten.

26. SENATOR WOOTEN:
27. That was what?

28. SENATOR NASH:
29. That was unworkable.

30. SENATOR WOOTEN:
31. That was unworkable. What is workable now? Three years
32. from when?

33. SENATOR NASH:
 We're keeping the criminal part, we took out the civil part.

1. because it was in conflict with the existing law. It would
2. have reduced the ability to enforce the law.

3. SENATOR WOOTEN:
4. Okay, all right.

5. SENATOR NASH:
6. By the request of the Department of Revenue.

7. SENATOR WOOTEN:
8. Okay, I see.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Is there further discussion? If not, Senator Nash may
11. close the debate.

12. SENATOR NASH:
13. In keeping with Donnewald Rule, I urge a Yes vote.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Question is, shall House Bill 2205 pass. Those in favor
16. vote Aye. Those opposed vote Nay. The voting is open. Have
17. all voted: who wish? Have all voted who wish? Take the
18. record. On that question, the Ayes are 48, none Voting Present...
19. None Voting No, and 4 Voting Present. House Bill 2305, having
20. received the constitutional majority is declared passed. House
21. Bill 2308, Seantor Joyce. Read the bill, Mr. Secretary.

22. ACTING SECRETARY: (MR. FERNANDES)
23. House Bill 2308.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Senator Joyce.

28. SENATOR JEREMIAH JOYCE:
29. Thank you, Mr. President, and members of the Senate. House
30. Bill 2308, if enacted , will increase the penalty from a misdemeanor
31. to a Class 4 felony, for any employee of the commission who re-
32. ceives gifts, in violation of the Act. It also allows fines
33. in liu of suspension of revocation of liquor license, this
comes to us as a result of a recommendation, 308, of the Governor's

1. Cost Control Task Force, it allows the State Liquor Control Commission
2. to apply to a circuit court for a contempt order against
3. an individual who fails to comply with an order of the commission,
4. an it raises the fees, approximately fifty percent, and I move
5. your favorable consideration.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? Senator D'Arco.

8. SENATOR D'ARCO:

9. Senator, what is the penalty now, for receiving a gift?

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Joyce.

12. SENATOR JEREMIAH JOYCE:

13. A penalty...the penalty now, for receiving a gift, in
14. violation of the Act is a Class A misdemeanor.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Wooten.

17. SENATOR WOOTEN:

18. Well, Senator Joyce, as in committee, my question I suppose
19. relates to fees. Amendment No.2 is the latest amendment on this
20. bill, is that correct?

21. SENATOR JEREMIAH JOYCE:

22. That is correct.

23. SENATOR WOOTEN:

24. I'm just glancing down this list, you've not changed the
25. distillers, rectifiers, brewer's fees. The fee changes are
26. mostly in distributor's license, a doubling of that fee, doubling
27. os some non-beverage user's license fees, and although...I see
28. some of the same. I'm told by a industry spokesman that the
29. Department of Liquor turns about three hundred thousand dollars
30. a year over to the General Revenue Fund now, and he maintains
31. that this would generate something like in excess of a million
32. dollars to General Revenue Fund, is that an exaggeration or not?

33. SENATOR JEREMIAH JOYCE:

Well, as you've indicated this question was raised during

1. committee hearing, and an amendment...as result of that an
2. amendment was placed on the bill, which reduced the original
3. proposed fees, from three hundred dollars to two hundred
4. dollars for distributors, from fifty dollars to thirty dollars
5. for wine maker retail license, and from one hundred dollars
6. to seventy-five dollars from the retailer's license. Your...
7. your argument is sound with respect to the thought that fees
8. are not to exceed the expense incurred for enforcement of the Act
9. as would be in the case in any licensing Statute, as to whether
10. or not your figures are correct, I'm not altogether certain at
11. this time. We have tried to amend it.

12. SENATOR WOOTEN:

13. Yes, Senator, and I see that now. It certainly is in
14. different shape than when it left committee, and...and I will
15. confess to you, I don't know what the truth of the matter is.
16. I was simply told the bill would double the take, which I
17. guess is about a million two now, and the cost is only about
18. nine hundred thousand, at least that's what I'm told by an
19. industry spokesman, but you have cut this down, somewhat, the other
20. provision of the bill is good. The only question that remains in mind...

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator, your time has expired.

23. SENATOR WOOTEN:

24. All right.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Graham.

27. SENATOR GRAHAM:

28. I think if a close examination we'll find out that House
29. Bill 2308 is almost identical to Senator Netsch's 236, which
30. did not survive, was placed on Postponed Consideration, and
31. recommitted to the committee. I think I'm correct on that. I think
32. that's a fair analyzation for us to maybe take a look at it, I'm
33. not trying to tube the Senator's bill, I'm stating to you the
facts as I see them, as our staff report shows...shows us what this

1. bill does. If 236 wasn't good enough to pass the Senate,
2. I wonder why...I just wonder why?

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Gitz.

5. SENATOR GITZ:

6. Mr. President, and members of the Senate. As you know
7. I'm a...co-sponsor of this bill, because I think the original
8. intent was very laudable. I would agree that there is some
9. technical defects and I would kind of urge my fellow sponsor
10. to perhaps we could work out some of these flaws and pass a
11. bill, which I think will work. In its present form, unfortunately
12. we have a situation where I understand the Liquor Control Commission
13. will have to make some, several thousand separate computations
14. and I fear that if it does go out of here, and by some miracle it
15. was signed, we would create some havoc that we don't intend to,
16. and I would really like to see the bill improved so it would be
17. in proper form.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, Senator Joyce
20. may close debate.

21. SENATOR JEREMIAH JOYCE:

22. I move your favorable consideration at this time.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Question is, shall House Bill 2308 pass. Those in favor
25. vote Aye. Those opposed vote Nay. The voting is open. Have all
26. voted who wish? Have all voted who wish? Take the record. On
27. that question, the Ayes are 49, the Nays are 4. 2 Voting Present.
28. House Bill 2308, having received the constitutional majority
29. is declared passed. House Bill 2309, Senator Joyce. Read the
30. bill, Mr. Secretary.

31. ACTING SECRETARY: (MR. FERNANDES)

32. House Bill 2309.

33. (Secretary reads title of bill)

3rd reading of the bill

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Joyce.

3. SENATOR JEREMIAH JOYCE:

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

5. This bill restores the requirement that retailers registered
6. under the Retailers Occupation Tax Act, suppliers registered
7. under the Service Occupation Tax Act, and hotel operators
8. registered und the Hotel Oerators Occupation Tax Act, will file an
9. annual information return with the Department of Revenue, in
10. addition to regularly submitted tax returns. In its original
11. form, it was a...there was a mandatory provision as amended, it
12. is now at the discretion of the department rather than mandatory.
13. I urge your favorable consideration at this time.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? If not, the question is,
16. shall House Bill 2309 pass. Those in favor vote Aye. Those
17. opposed vote Nay. The voting is open. Have all voted who wish?
18. Have all voted who wish? Take the record. On that question,
19. the Ayes are 53, the Nays are none. 1 Voting Present. House
20. Bill 2309, having received the constitutional majority is declared
21. passed. House Bill 2310, Senator Joyce. Read the bill, Mr.
22. Secretary.

23. ACTING SECRETARY: (MR. FERNANDES)

24. House Bill 2310.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Joyce.

29. SENATOR JEREMIAH JOYCE:

30. Thank you, Mr. President, and members of the Senate. House
31. Bill 2310, will increase the membership of the State Scholar
32. Commission by two, one of who is to be a student. As amended
33. the term of the student appointee would be for two years, and
there is an additional amendment on the original bill, which would

1. provide that no student may receive a scholarship or a grant
2. pursuant to the Higher Education Student Assistance Law during
3. his or her term with the commission. I urge your favorable
4. consideration.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there further discussion? Senator Davidson.

7. SENATOR DAVIDSON:

8. Mr. President, and members of the Senate. I rise in
9. opposition to this bill. Several years ago when all of you
10. were sitting of this Floor and down in committee and heard the students
11. ...said "Just give us a right to have a voice to be heard. We don't
12. want the right to vote on the Board of Higher Education, Board
13. of Governors, et cetera, et cetera, et cetera", and they're doing
14. exactly what I asked them then, they'd be back to do, they
15. put the nose of the camel under the tent, and they'd be back to
16. get the voting rights, and that's exactly what this bill is.
17. It gives the student member voting rights on this board, it's
18. going to expand it to two, so they'll have an uneven number.
19. We got additional expense, but most importantly that student, that
20. student, is going to be voting on the recommendations to the
21. Scholarship Commission, they're going to do the funding, and
22. he may be re recipient of the money. I urge you to all vote
23. No.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Nimrod.

26. SENATOR NIMROD:

27. Yes, thank you, Mr. President. In addition to the reasons
28. that Senator Davidson has given, I think there's something else...to
29. keep in mind. This will be the first voting member. Now, they're
30. going to come back and we vote for this one, they'll come back
31. then at the local colleges, and they'll want to be voting members
32. there too, since we've done it on the commission. This bad part
33. of this particular bill, is in addition to them receiving the money,
it, that, in fact, they will have to miss school in order to

1. attend meeting. That means they're coming from other parts
2. of the State, we'll have to give them time off to get there
3. and I just think this whole concept of trying to give them
4. a voting member on the Scholarship Board, where, in fact, we
5. have problems of deliberating where these scholarships go
6. here in the commission. I think it's wrong for them to be
7. ...be involved as a voting member, or even be a part of that
8. Scholarship Commission. We've okay'd it under schools, and
9. I do not see any reason for this, and I would urge you not to
10. support this bill.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senators, just a moment, we have, and I will read the
13. names in order, so we can...we have the following members that
14. wish to be heard on this, Senator Coffey, Graham, De Angelis, Geo-
15. Karis, Berning, and Collins. Senator Coffey.

16. SENATOR COFFEY:

17. Mr. President, and members of the Senate. I rise in favor
18. of this bill. I think it's a good bill, and it's a good concept.
19. It's been amended to...I think the amendment makes the bill even
20. better. I don't see any reason why a student shouldn't be a
21. voting member, they're certainly in the minority as far as this
22. group is concerned. They have the best pulse of the other
23. members of the university students, and I think as long as they
24. are not receiving a scholarship or grant that...that they should
25. be allowed to vote, and I would hope that you would vote in
26. favor of this bill.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Graham. For what purpose does Senator Vadalabene
29. arise?

30. SENATOR VADALABENE:

31. Yes, after you read that list, who was the last one on
32. there?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins.

1. SENATOR VADALABENE:

2. I move the previous question after her.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. You've heard the motion. All those in favor indicate
5. by saying Aye. The motion carries. Senator Graham.

6. SENATOR GRAHAM:

7. Yes, Mr. President. It just seems to me, that when
8. we start talking about the distribution and spending of
9. public funds, it could best be done by people who pay taxes.
10. Now, in most cases the students are not paying taxes, and there's
11. a pretty good reason for them to get on there and spend some-
12. body else's money, that they don't even have, they never con-
13. tributed to it. I think we ought to take a good look at students
14. spending money, tax money, which they've had no part in contributing.
15. I think it's a bad concept.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator De Angelis. Senator Geo-Karis.

18. SENATOR GEO-KARIS:

19. Mr. President, and Ladies and Gentlemen of the Senate.
20. I have not been very satisfied with the lack of speed that the
21. State Scholarship Commission operates. We have to wait for
22. months to know whether a student is going to get a State scholar-
23. ship from them, before we give a legislative scholarship, and I
24. don't think it could be any worse by putting a student on the
25. board and maybe it will improve matters, and that's why I'm
26. going to support the bill.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Berning.

29. SENATOR BERNING:

30. Question of the sponsor, please.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. He indicates he will yield.

33. SENATOR BERNING:

What age limitation is there for the student, and who appoints?

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Joyce.

3. SENATOR JEREMIAH JOYCE:

4. There's no age limitation.

5. SENATOR BERNING:

6. No age limit. There are some students they could go to
7. university at very tender age, and it would appear to me that
8. we are consequently making it possible for a very young person.
9. There's also this additional observation I'd like to make. There
10. are many of the people of this General Assembly who favor raising
11. the drinking age to twenty-one, and as is likely the case
12. with this commission, and others is frequently there are
13. dinners or luncheons and alcoholic beverages are served what
14. are what a paradoxical situation to put that student member
15. in. I think perhaps we ought to reject this.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Collins. Senator Rock...Senator Bruce rather.

18. SENATOR BRUCE:

19. I rise in support of this bill, Senator Berning the appointments
20. are made by the...His Excellency the Governor, and I don't
21. think he's going to appoint someone that's not extremely
22. competent to this board. It seems to me that Senator Joyce
23. put on the amendment. I think that it was discussed it says
24. that they can not be a participant in the system. The bill has
25. been cleaned up. I think a great deal...there's nothing...absolutely
26. nothing wrong with putting a student member on the board, we've
27. added one student, one more public member, and maybe they can
28. help us out of some of the problems we created down at the
29. Scholarship Commission. I would urge an Aye vote.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Joyce may close the debate.

32. SENATOR JEREMIAH JOYCE:

33. Well, very briefly. We're talking about students as if
they are some kind of a different breed of people. I've been

1. around students at the college and university level for the
2. last...approximately ten years. I've found them to be as
3. responsible as anyone else in our society. They are voters,
4. they are taxpayers. I don't see what the...the real problem
5. is here, and I would urge your favorable consideration at
6. this time.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Question is, shall House Bill 2310 pass. Those in favor
9. vote Aye. Those opposed vote Nay. The voting is open. Have
10. all vote who wish? Have all voted who wish? Take the record.
11. On that question, the Ayes are 38, the Nays are 17. 1 Voting
12. Present. House Bill...2310, having received the constitutional
13. majority is declared passed. House Bill 2321, Senator Geo-Karis.
14. Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 2321.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Geo-Karis.

21. SENATOR GEO-KARIS:

22. Mr. President, and Ladies and Gentlemen of the Senate.
23. House Bill 2321, amends the Public Utilities Act, so that
24. in utilities, public utilities that are...have a gross revenue
25. of a hundred thousand dollars a year, the Illinois...the Illinois
26. Commerce Commission can charge a fine to them up to one hundred
27. dollars per day. This bill is necessary because we have public
28. utilities that are very small in revenue, some of them have
29. maybe five thousand dollars in revenue a year, and I put the
30. amendment on to...it was brought up in the committee, which heard
31. this bill, and I ask for your...respectful consideration.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? If not, the question is,
shall House Bill 2321 pass. Those in favor will vote Aye.

1. Those opposed vote Nay. The voting is open. Have all voted
2. who wish? Have all voted who wish? Take the record. The
3. Ayes are 54, the Nays are 1. None Voting Present. House Bill
4. 2321, having received the constitutional majority is declared
5. passed. House Bill 2322, Senator Geo-Karis. Read the bill,
6. Mr. Secretary. For what purpose does Senator Newhouse arise?

7. SENATOR NEWHOUSE:

8. I just want to get into the record, I punched the wrong
9. button on that, and couldn't get it changed back in time. Senator
10. Geo-Karis, I apologize.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. The record will so indicate.

13. SECRETARY:

14. Senator Bill 2322.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Geo-Karis.

19. SENATOR GEO-KARIS:

20. Mr. President, and Ladies and Gentlemen of the Senate.
21. The House Bill 2322, reiterates, updates, and expands, the
22. exemptions for the definition of a public utility engaged in
23. the transportation of persons or property. I put an amendment
24. on this bill at the request of Senator Joyce, which still will in-
25. clude grain barges or water carriers in the purview of the
26. jurisdiction of the Illinois Commerce Commission, and I ask
27. for your respectful consideration of this bill.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? Senator De Angelis. No
30. further discussion? The question is, shall House Bill...
31. Senator Bruce.

32. SENATOR BRUCE:

33. Well, I'm sorry, but this seems to be moving...we're moving
along real quick, but is this in the exemption section? Are we exempting

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Geo-Karis.

3. SENATOR GEO-KARIS:

4. Hold on just a minute. Yes, we are exempting, and this
5. bill was heard in the Agriculture Committee and Senator Joyce
6. was there, I believe Senator Knuppel was there too. This...
7. the Illinois Commerce Commission said that they don't cover
8. some of these things, but still we felt that the water carriers
9. should be covered by...inasmuch as they do...some of them do
10. operate intra-State.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Bruce.

13. SENATOR BRUCE:

14. I would just point out to the members of any home rule
15. unit, that this bill says that...that the Illinois Commerce
16. Commission cannot do anything on relation to taxi cabs, charter
17. contract motor buses, anyone charging upon a time or distance
18. basis, and I...it just seems to me that we are exempting nearly
19. everyone that would be covered. Ambulances, anyone who regulates
20. handicapped, invalid convalescent. It seems to me, frankly, that
21. unless I see a better explanation this seems to say that no one
22. in the State of Illinois can be regulated. These are all the
23. exceptions, and including motor carrier property, and, frankly
24. Ladies and Gentlemen that is all motor freight in the State of
25. Illinois, and I express a conflict, my father is in that business,
26. but it seems to me to say that the Commerce Commission cannot
27. regulate freight haulers in this State, it's just...a poor way
28. to do it.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Geo-Karis.

31. SENATOR GEO-KARIS:

32. If I may read an explanation here, air carriers for example,
33. are regulated with Department of Transportation, and air commuter
vans, trucks, as spelled out now in Section 10.3, are already

1. ...in order to make it clear that these modes of trans-
2. portation are not public utilities, is spelled out, and I have
3. an explanation here that says, air carriers are regulated by
4. the Department of Transportation under the Air Carriers Act,
5. commuter vans have never been and are not now regulated, and
6. trucks under the Motor Carriers Property Law, are regulated
7. by the Commerce Commission. Now, if you'd like I'll be glad to
8. take this out of the record, so that we can discuss it, because
9. I think you will find the bill in order, but it will take to
10. long to express it...to explain it now.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Take it out of the record. House Bill 2344, Senator
13. Coffey. Recycling Fund...Vehicle Recycling Fund. Read the
14. bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 2344.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19.

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23. (END OF REEL)

24.

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1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Coffey.

3. SENATOR COFFEY:

4. Yes, Mr. President and members of the Senate. Senator
5. Chew, this is the good bill, I don't know whether he's listening
6. or not. Anyway this amends an act concerning Unclaimed Abandoned
7. Vehicles Fund. It provides that the amount of the Vehicle Recycling
8. Fund in excess of one thousand dollars be transferred to the
9. Road Fund instead of the Common School Fund which has been done
10. in the past by...by the executive of the...of the State. And I'd
11. ask a favorable roll call. Be glad to answer any questions you
12. might have. The money...money is created for that purpose and
13. transportation. It's in the past...hasn't been...hasn't went
14. back into the Transportation Fund and we think it should and I've
15. asked for a favorable roll call.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. There further discussion? Senator Lemke.

18. SENATOR LEMKE:

19. I rise in opposition to this proposal. Anybody that wants
20. to pay concrete instead of children in the State, shouldn't be
21. the Governor or shouldn't be an administrator or shouldn't be
22. an elected official. The most important asset we have in
23. the State is our children and we start taking money out of
24. Common School Fund to build concrete highways to please the
25. asphalt paving contractors who contribute to my...our campaigns,
26. we got to have our heads examined. This is for the children
27. of the State. It ought to remain the way it is, that's what
28. it's set up for, for the kids, not for the concrete pavers.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Berman.

31. SENATOR BERMAN:

32. I'm not sure I can improve upon the succinct...explanation
33. of Senator Lemke. We...we just talked...see...read in the newspapers

1. that there's been deals discussed for increasing Road Fund monies
2. and I didn't see anything talking about increasing education funds.
3. And I don't think that this should be...shifted. I urge a No vote.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Wooten.

6. SENATOR WOOTEN:

7. Senator Berman, let...let me examine this with you. I
8. recall when this bill first went through. I think it was right
9. after the big argument over the cut in education back in '75.
10. And we supported this to show that we were solid, but I think
11. we all admitted that it had absolutely no financial impact at
12. all. But if you take the money out of this and put it into
13. the...the School Fund, then the amount that went to schools
14. from General Revenue was simply reduced by that amount. That
15. you did not change the amount that went to schools at all, whereas
16. if it went into the Road Fund, I believe it would have some impact.
17. And this may be one of those things where the headline says one
18. thing, but the truth of the matter may be something entirely
19. opposite, but I don't believe this actually impacts at all, does
20. not add one dollar to the schools. And as I recall that was my
21. objection to the bill at the time, but it went through because
22. I think we're all feeling a little guilty of what we had to do
23. in order to survive financially in the State. Now, if I'm
24. wrong, somebody please correct me, but I believe that this does
25. not add a single dollar to the school fund, it simply reduces
26. the amount that comes out of the General Revenue Fund for
27. schools.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Chew.

30. SENATOR CHEW:

31. Mr. President, I rise to support this bill. Rightfully
32. it should be in the Road Fund and it shouldn't have ever gone
33. to the Common School Fund. It's dealing with automobiles, it

1. has no relation whatsoever with schools and we're just putting
2. this money where it rightfully belongs. It does not decrease
3. any monies at all from the Common School Fund, any at all. So
4. whoever thinks that it does decrease, have got the information
5. incorrect. It does not take away from the Common School Fund.
6. It should be funded into the Road Fund, we got it out of the
7. committee with a unanimous vote. You...you weren't there, Senator.
8. Well, with the exception of you. And I rise in support of it.
9. I think we should vote this bill out.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Well one...one question. The Calendar says a million
14. dollars and Senator Coffey, you mentioned in excess of a thousand
15. dollars. Which is it?

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Coffey.

18. SENATOR COFFEY:

19. ...I'm sorry, Mr. President and Senator, it is one million
20. dollars. I apologize for that, in excess of one million dollars.
21. Which is normally, I think, there's a one and a half to two million
22. dollars, extra dollars, each year. I think it's returned into
23. that fund. It goes back into the Recycling Fund and only by
24. Executive Order is transferred.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Demuzio. Senator Bruce.

27. SENATOR BRUCE:

28. Thank you, Mr. President and members of the Senate. I
29. rise in support of Senator Lemke and Senator Berman's position.
30. This fund presently has three million, six hundred thousand dollars
31. in it. If you pass the bill that goes into the Road Fund, two
32. million, six hundred thousand dollars. If you don't pass the bill
33. the two million six hundred thousand dollars goes in the school.

1. ...That's...it's just that simple, that's what you want to do.
2. The two million six goes to schools or the roads, you make the
3. decision.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Further discussion? If not, Senator...for the second
6. time, Senator Wooten.
7. SENATOR WOOTEN:
8. Will somebody please answer my question. I want to know
9. if...Senator Bruce...Senator Bruce...
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Senator Carroll has indicated he will answer your question.
12. SENATOR WOOTEN:
13. Yeah, all right.
14. SENATOR CARROLL:
15. A simple answer, Senator Wooten is that, if this money
16. is going into the Common School Funds and is not there and has
17. to be replaced with General Revenue, that is an additional
18. burden on General Revenue to replace these loss dollars. So
19. if the figure is two and a half million, that means we will have
20. to provide two and a half million more in General Revenue to
21. pay for schools than what is currently being paid because we
22. are using this to supply that amount.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Senator Wooten.
25. SENATOR WOOTEN:
26. But it in no way adds one extra penny to the amount we
27. appropriate for schools, is that not correct?
28. SENATOR CARROLL:
29. It would reduce the amount we appropriate.
30. SENATOR WOOTEN:
31. No, wait a minute, that's not right. We appropriate so
32. much money for schools, that's the operative figure. Now if
33. some of...we take a couple hundred thousand from Recycling

1. Fund and the rest from General Revenue Fund, it still does
2. not alter that figure we appropriated. Is that not correct?

3. SENATOR CARROLL:

4. We have the power to appropriate any dollar amount we
5. want. This would not change our power to appropriate. It
6. would change, however...no, it would change the source of the
7. funds, however, and that's what this does. The Recycling Fund
8. goes into General Revenue, into schools, which is instead of
9. taking General Revenue Funds for that purpose. You'd have to
10. lose some other General Revenue project to make up for it if
11. you were going to keep a balanced budget.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Rock...I mean Senator Bruce.

14. SENATOR BRUCE:

15. Well, just so we understand, it is true that the...Common
16. School Fund, if they don't have enough money, they go to General
17. Revenue and draw it down. So between those two funds, this bill
18. makes no difference. But the problem is this bill does not go
19. between those two funds. The bill says it goes to the Road Fund
20. and we do not take money out of the Road Fund for schools. So
21. if it doesn't go to GRF and if it doesn't go to the School Fund,
22. it doesn't go to schools folks, it's just that simple. Once it
23. goes in road, it stays in roads.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? If not..if not, Senator
26. Coffey may close the debate.

27. SENATOR COFFEY:

28. Mr. President and members of the Senate... If Senator
29. Lemke is done talking now with his microphone off, I'd like
30. to explain this vote...this bill. Now, I just heard Senator
31. Bruce say that money for education doesn't come from the
32. Transportation Fund and if he votes for this, that's exactly
33. what he's doing because this money belongs in the Transportation

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1. Fund. Everybody talks about diversions when it comes to every-
2. thing else, but now they seem to think that it ought to go into
3. the Common School Fund for education. I vote for the Education
4. Funding, this doesn't belong there and it shouldn't be put there.
5. And I would ask for a favorable roll call to put the money back
6. to where it came from. The highway uses...put this money into
7. this fund, it stays into the Recycling Fund until what time
8. the Governor decides if he would choose to do so. They just
9. mentioned there's over three million dollars in this fund and
10. until he makes a decision to put it in another fund. I'd ask
11. for a favorable roll call on this bill.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Channel 20 asks leave to film the proceedings. Is leave
14. granted? Leave is granted. The question is shall House Bill
15. 2344 pass. Those in favor will vote Aye. Those opposed vote
16. Nay. The voting is open. Have all voted who wish? Have all
17. voted who wish? Take the record. On that question the Ayes
18. are 34, the Nays are 17, none Voting Present. House Bill 2344,
19. Having received the constitutional majority is declared passed.
20. For what purpose does Senator Coffey arise?

21. SENATOR COFFEY:

22. I'd like to make a motion to reconsider the vote by
23. which this bill passed.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Coffey moves to reconsider. Senator Chew moves
26. to Table. All those in favor indicate by saying Aye. The
27. Ayes have it, the motion is Tabled.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. All right. House Bill 2348, Senator Gitz. Senator
30. Gitz, no. House Bill 2352, Senator Nezda.. Read the bill,
31. Mr. Secretary.

32. SECRETARY:

33. House Bill 2352.
34. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. (Machine cut-off)...Nedza.

4. SENATOR NEDZA:

5. Thank you, Mr. President. What this bill does, it expands
6. the property tax exemption available in Cook County to academic
7. research and professional society's, institutes, associations
8. and organizations. Under current law, the organization must
9. be located on real estate of a school and must be either on
10. or adjacent to the school grounds or separated from the grounds
11. by public street, alley, sidewalk or other public way. The
12. property must be used for nonprofit purposes. This bill removes
13. the requirement that the organization be located on real estate
14. of a school. It also allows the organization to qualify if
15. it is separated from the school grounds by a parkway as well
16. as the other public ways mentioned. The purpose of the legislation,
17. quite honestly, is to make a property tax exemption available
18. for a piece of...a parcel of property owned and used by the
19. American Bar Association, which is adjacent to the...University
20. of Chicago. Inadvertently, what they want to do is...is to
21. erect a legal research library, which in effect, could be available
22. to the students who are law students at the University of Chicago.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator McMillan.

25. SENATOR McMILLAN:

26. Mr. President and members of the Senate. I appreciate
27. Senator Nedza making it very clear what the purpose of this is.
28. And I think it is...it should be noted that it is to provide
29. for tax...for property tax exemption for the American Bar
30. Foundation Building. I would merely say, if its purpose is
31. ultimately to provide something to make it available, if
32. they want to grant it to the school perhaps then it should
33. have the right to be tax exempt, but I really question...we

1. considered this very carefully in committee and...and I think had quite
2. a partisan roll call. It just does not seem that the American
3. Bar Foundation's Building on the University of Chicago Campus
4. should really qualify for this tax exemption and I would urge
5. a No vote.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Nedza may close.

8. SENATOR NEDZA:

9. Thank you, Mr. President. Although the intent is to
10. provide an exemption in this single instance, there are no
11. known other conceivable other properties that would fall into
12. this category. I...I hope that...I try to be Mark, it inadvertently
13. what we can be doing is saving the taxpayer's of...of this State
14. a considerable amount of dollars because of the fact that the
15. resources to my understanding is to be made available to the
16. students, so in effect, here is where private industry would be
17. erecting something and saving the taxpayer's a considerable
18. amount of money. I urge you a favorable roll call.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The question is shall House Bill 2352 pass. Those in
21. favor will vote Aye. Those opposed will vote Nay. The voting
22. is open. (Machine cut-off)...voted who wish? Have all voted
23. who wish? Take the record. On that question the Ayes are 36,
24. the Nays are 20, 2 Voting Present. House Bill 2352 having
25. received the required constitutional majority is declared passed.
26. House Bill 2355, Senator Carroll. Read the bill, Mr. Secretary,
27. please.

28. SECRETARY:

29. House Bill 2355.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President, Ladies and Gentlemen of the
3. Senate. This is a de minimis bill that comes to us from the
4. Comptroller's Office so that they would no longer have to
5. maintain on their records what agencies have told them are,
6. in effect, uncollectable accounts where the amounts are
7. small and it's costing more to keep these supposed debts
8. in existence sometimes as long as twenty-five years than
9. the amount that could ever be collected. This is a request
10. of the Comptroller, by amendment allows them to set up some
11. rules also and the minimum amounts in which he may have to
12. seek to collect a debt from someone with whom they are
13. going to process a voucher and I would answer any questions
14. and ask for a favorable roll call.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there discussion? The question...Senator Grotberg.

17. SENATOR GROTEBERG:

18. Question of the sponsor.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Indicates he will yield. Senator Grotberg.

21. SENATOR GROTEBERG:

22. Would this forgiveness procedure include, Senator Carroll,
23. the...the unpaid child support for parents that are passed
24. through to Public Aid, often in small amounts...but are, would
25. they be included? Would they be totally written off?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Carroll.

28. SENATOR CARROLL:

29. There's not an easy yes or no to that because the process
30. of the bill requires the Attorney General to approve the transfer
31. from the agency to the Comptroller and then a joint, in effect,
32. a joint approval that all reasonable means have been made to
33. collect it within usually a three year period and that...that

1. after all reasonable means have been made, it is basically un-
2. collectable and then they can write it off. It does not, however,
3. extinguish the debt. It just requires them to no longer have
4. to carry the paper work in the Comptroller's office to carry
5. it forward. The Attorney General, by law, would still have a
6. responsibility to attempt to collect the debt.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? The question is shall House Bill
9. 2355 pass. those in favor vote Aye. Those opposed vote
10. Nay. The voting is open. Have all voted who wish? Have all
11. voted who wish? Take the record. On that question the Ayes
12. are 55, the Nays are none, none Voting Present. Senate Bill
13. ...House Bill 2355, having received the required constitutional
14. majority is declared passed. House Bill 2357, Senator Carroll.
15. Read the bill, Mr. Secretary, please.

16. SECRETARY:

17. House Bill 2357.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President, Ladies and Gentlemen of the
24. Senate. This is another request from the Comptroller and deals
25. with the area of commodities and equipment to exclude from the
26. definition of commodities, EDP, telecommunications et cetera,
27. raising certain minimums and maximums in purchases of these
28. various...lines. It's an attempt by the Comptroller to make
29. the system more accountable and the...allstate agencies are
30. supportive of this change. I would ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there discussion? The question is shall House Bill
33. 2357 pass. Those in favor vote Aye. Those opposed vote Nay.
34. The voting is open. Have all voted who wish? Have all voted

1. who wish? Take the record. On that question the Ayes are 56,
2. the Nays are none, none Voting Present. House Bill 2357 having
3. received the required constitutional majority is declared passed.
4. House Bill 2358, Senator Carroll. Read the bill, Mr. Secretary,
5. please.

6. SECRETARY:

7. House Bill 2358.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Carroll.

12. SENATOR CARROLL:

13. Thank you, Mr. President and Ladies and Gentlemen of
14. the Senate. This...allows the...yeah, my time was up already...
15. this bill allows the Comptroller to prescribe certain information
16. to be contained in contracts that are sent to him under two
17. instances. Basically, those are one...one liabilities over
18. five hundred dollars and the other is professional or artistic
19. contracts in excess of twenty-five hundred. These contracts
20. have to be... Ask for a favorable roll call.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The question is shall House Bill...is there discussion?
23. The question is shall House Bill 2358 pass. Those in favor vote
24. Aye. Those opposed vote Nay. The voting is open. Have all voted
25. who wish? Have all voted who wish? Take the record. On that
26. question the Ayes are 57, the Nays are none, none Voting Present.
27. House Bill 2358, having received the constitutional majority is
28. declared passed. House Bill 2360, Senator Carroll. Read the
29. bill...bill, Mr. Secretary, please.

30. SECRETARY:

31. House Bill 2360.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

34. PRESIDING OFFICER: (SENATOR BRUCE)

HB 2367
3rd reading
6-26-79

- 1. Senator Carroll.
- 2. SENATOR CARROLL:
- 3. We're moving up on each vote. I'd ask for 58 affirmative
- 4. votes.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. The...question is shall House Bill 2360 pass. Those in
- 7. favor vote Aye. Those opposed vote Nay. The voting is open.
- 8. Have all voted who wish? Have all voted who wish? Have all
- 9. voted who wish? Take the record. On that question the Ayes
- 10. are 58, the Nays are none, none Voting Present. House Bill
- 11. 2360, having receiving the constitutional majority is declared
- 12. passed. Senator Carroll, you went from 55 to 56 to 57, 58.
- 13. Right. House Bill 23...2367, Senator Rupp. Read the bill,
- 14. Mr. Secretary, please.
- 15. SECRETARY:
- 16. House Bill 2367.
- 17. (Secretary reads title of bill)
- 18. 3rd reading of the bill.
- 19. PRESIDING OFFICER: (SENATOR BRUCE)
- 20. Senator Rupp.
- 21. SENATOR RUPP:
- 22. Thank you, Mr. President. I'd like the same roll call.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Is there discussion? The question is shall House Bill
- 25. 23...is there, Senator Rupp is recognized to explain the bill.
- 26. SENATOR RUPP:
- 27. Yes, thank you. This is a Voluntary Health Service
- 28. Plans on organizations of the medical, the hospital, the dental
- 29. and the nursing and other health...related services. The present
- 30. Statute requires each of these Health Service Plans to be managed
- 31. by a Board of Trustees. The board was supposed to have seven
- 32. persons, at least thirty percent were to be physicians. One of
- 33. the changes is to provide that the thirty percent requirement

1. can now be fulfilled by either licensed physicians or dentists.
2. The current law also requires that they put a schedule of
3. rates. They can now put down a formula base in addition to
4. that if they want. There's an amendment put on by Senator Berman
5. that adds a subscriber and makes the subscriber also any class
6. of a person eligible under Article 5-2 of the Illinois Public
7. Aid Code. If there are any questions, I'd be glad to answer
8. them.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion? The question is shall House Bill
11. 2367 pass. Those in favor vote Aye. Those opposed vote Nay.
12. The voting is open. Have all voted who wish? Have all voted
13. who wish? Take the record. On that question the Ayes are 55,
14. the Nays are none, none...1 Voting Present. House Bill 2367,
15. having received the required constitutional majority is declared
16. passed. House Bill 2373, Senator Weaver. Read the bill, Mr.
17. Secretary, please.

18. SECRETARY:

19. House Bill 2373.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Weaver.

24. SENATOR WEAVER:

25. Thank you, Mr. President. House Bill 2373 does three things.
26. One, it raises to ten thousand dollars the amount that can be
27. loaned to officers, directors and employees of a State bank.
28. Two, fees paid for supervision shall be paid into a Bank and Trust
29. Company Fund to pay for the operations of the Commissioner's Office.
30. And number three, a loan of four hundred and fifty thousand dollars
31. is made to this fund with the provision that it be paid back at
32. the rate of a hundred and fifty thousand dollars until it's paid
33. back over a three year period. If there's any questions, I'll

HB 2377
3rd Reading
6-26-79

1. be happy to try to answer.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Is there discussion? The question is shall House Bill
4. 2373 pass. Those in favor vote Aye. Those opposed vote Nay.
5. The voting is open. Have all voted who wish? Have all voted
6. who wish? Take the record. On that question the Ayes are 53,
7. the Nays are 1, 4 Voting Present. House Bill 2373, having
8. received the required constitutional majority is declared
9. passed. House Bill 2377, Senator Maitland. Read the bill, Mr.
10. Secretary, please.
11. SECRETARY:
12. House Bill 2377.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Maitland.
17. SENATOR MAITLAND:
18. Thank you, Mr. President, Ladies and Gentlemen of the
19. Senate. This is a Department of Conservation Bill and...wants
20. to raise the license fees...in the department it has not been
21. raised...for over twenty years and there's a possibility of raising
22. in excess of two hundred thousand dollars. And this is in
23. concert with their appropriation bill.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Is there discussion? Senator Geo-Karis.
26. SENATOR GEO-KARIS:
27. Just...just one question on both bills. This applies
28. to commercial fishermen, don't...doesn't it? Not to the
29. fellow who's got a little row boat and what have you.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Maitland.
32. SENATOR MAITLAND:
33. Well, the...the private licenses were raised a year ago

1. and yes, in...in parts...in a part of this bill that is a factor,
2. yes.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? The question is shall House
5. Bill 2377 pass. Those in favor vote Aye. Those opposed vote
6. Nay. The voting is open. Have all voted who wish? Have all
7. voted who wish? Take the record. On that question the Ayes
8. are 54, the Nays are 3, none Voting Present. House Bill 2377,
9. having received the required constitutional majority is declared
10. passed. House Bill 2378, Senator Maitland. Read the bill,
11. Mr. Secretary, please.

12. SECRETARY:

13. House Bill 2378.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Maitland.

18. SENATOR MAITLAND:

19. Thank you, Mr. President, Ladies and Gentlemen of the
20. Senate. This is the bill, Senator...Senator Geo-Karis that
21. addresses the point that you just mentioned to me. I would
22. appreciate a favorable roll call.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there discussion? The question is shall House Bill
25. 2378 pass. Those in favor vote Aye. Those opposed vote Nay.
26. The voting is open. Have all voted who wish? Have all voted
27. who wish? Take the record. On that question the Ayes are
28. 52, the Nays are 5, none Voting Present. House Bill 2378,
29. having received the required constitutional majority is
30. declared passed.

31. PRESIDENT:

32. Top of page 19 on the Order of House Bills 3rd reading,
33. is House Bill 2410. Read the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 2410.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Bruce.

7. SENATOR BRUCE:

8. Thank...thank you, Mr. President and members of the Senate.

9. This is one in a series of bills proposed by the Comptroller
10. which this particular bill relates to the use of contractual
11. services money for professional services...for personal services
12. rather. And just says that any agency of the State of Illinois
13. that receives a personal services line item shall not use
14. contractual services line item to hire individuals. It clarifies
15. and corrects what have been some abuses in the State Finance
16. Act. And I would ask for a favorable roll call.

17. PRESIDENT:

18. Is there any discussion? Senator Graham.

19. SENATOR GRAHAM:

20. This bill had some little confrontation, not too much
21. in the Committee on Executive, came out six to three. I had
22. some concern about it, I expressed at that time. I still have
23. some concerns about it and frankly, Senator Bruce, I think it's
24. a...maybe a good bill to you, but I can't vote for it.

25. PRESIDENT:

26. Any further discussion? If not, the question is shall
27. House Bill 2410 pass. Those in favor will vote Aye, those opposed
28. will vote Nay. The voting is open. Have all voted who wish?
29. Have all voted who wish? Take the record. On that question the
30. Ayes are 37, the Nays are 16, 3 Voting Present. House Bill 2410,
31. having received the constitutional majority is declared passed.
32. On the Order of House Bills 3rd reading, House Bill 2411. Read
33. the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 2411.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Sangmeister.

7. SENATOR SANGMEISTER:

8. Thank you, Mr. President and members of the Senate. This
9. bill, as Senator Bruce indicated on the last one, was introduced
10. at the request of the Office of the Auditor General and the
11. Comptroller to increase the accountability over the individuals
12. hired by State agencies on a contractual basis. Now, what this
13. bill does, is it adds that every State agency including elected
14. State Constitutional Officers that wishes to enter into a contract
15. in excess of ten thousand dollars for consultant services, must
16. file with the Comptroller various documents. For example, a
17. copy of a request for a proposal, a copy of a justification
18. memorandum and et cetera. The intent of this bill is to force
19. agencies to show need for consultant services. The appropriations
20. process and the audit indicates some questions of justification
21. and it was recommended that going through the step by step procedure
22. outlined in the bill would bring about contractual services when
23. need is apparent and in house services cannot perform the same
24. work. Any questions, we'll try to answer them, if not, we request
25. a favorable roll.

26. PRESIDENT:

27. Is there any discussion? Senator Geo-Karis.

28. SENATOR GEO-KARIS:

29. Mr. President and Ladies and Gentlemen of the Senate. I
30. too speak in favor of this bill. The time has come for this bill
31. because I can remember in my first term in office in the House
32. there were many contracts for contractual services. I can remember
33. individuals having two and three contracts in different agencies

1. and I think that it's high time we have them account for it
2. because...taxpayers are entitled to know how their money is
3. being spent.
4. PRESIDENT:
5. Any further discussion? Senator Savickas.
6. SENATOR SAVICKAS:
7. I have a few questions of the sponsor if he will yield.
8. PRESIDENT:
9. Indicates he will yield. Senator Savickas.
10. SENATOR SAVICKAS:
11. One, is this providing information for the appropriation
12. staffs that we have the information that's already available?
13. And another question, does this affect the General Assembly,
14. the appropriations for the President and the Speaker's Office
15. and the Minority and Minority Leader's Office?
16. PRESIDENT:
17. Senator Sangmeister.
18. SENATOR SANGMEISTER:
19. Answering in reverse order, it says that every State agency,
20. included elected State constitutional officers and I presume
21. that that would cover this...this General Assembly as well, Senator
22. Savickas. And the other question is, yes, there are certain
23. memorandums that do have to go to the Senate and House Appropriation
24. committees. And I...I really don't...I...I think that's additional
25. information, not what they already have.
26. PRESIDENT:
27. Further discussion? Senator Rhoads.
28. SENATOR RHOADS:
29. Senator Sangmeister, I'm...I'm not sure you're correct in
30. stating that the Minority Leader and Speaker of the House and so
31. forth would be included if...if they don't fall under the Constitutional
32. definition of...of State Constitutional Officers. Are...are you
33. sure about that?

1. PRESIDENT:
2. Senator Sangmeister.
3. SENATOR SANGMEISTER:
4. I stated, I...well, to be very honest I am not that positive,
5. no. It seems to be all encompassing, but they may not. I really
6. don't know the answer to that.
7. PRESIDENT:
8. There any further discussion? Senator Sangmeister may
9. close.
10. SENATOR SANGMEISTER:
11. Well, thank you. This is an effort in this whole series
12. of bills to upgrade the whole appropriations process and account-
13. ability of people who are putting out contracts for the State
14. of Illinois. Think it's good legislation and would request a
15. favorable roll.
16. PRESIDENT:
17. The question is shall House Bill 2411 pass. Those in favor
18. will vote Aye. Those opposed will vote Nay. The voting is open.
19. Have all voted who wish? Have all voted who wish? Take the
20. record. On that question the Ayes are 42, the Nays are 7, 2 Voting
21. Present. House Bill 2411, having received the constitutional
22. majority is declared passed. On the Order of House Bills 3rd
23. reading, House Bill 2412. Read the bill, Mr. Secretary.
24. SECRETARY:
25. House Bill 2412.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. PRESIDENT:
29. Senator Sangmeister.
30. SENATOR SANGMEISTER:
31. Mr. President, members of the Senate. Very briefly, what
32. this House Bill 2412 amends the Illinois Purchasing Act to
33. require persons contracting to provide consultant services

1. to State agencies to disclose whether or not a subcontract
2. will be used. Currently, many contractors farm out their
3. work and by so doing, circumvent many of the contractual
4. services filing requirements. If contract...if contractors
5. are required to file, it is only logical that subcontractors
6. be required to file also. The Comptroller has said that
7. he often receives inquiries on work performed by a contractor
8. only to find out the contractor is no where to be found and
9. the State files because he, in fact, was a subcontractor.
10. So, it will require subcontractors to file or disclose.

11. PRESIDENT:

12. Is there any discussion? Senator Graham.

13. SENATOR GRAHAM:

14. Mr. President, this is another one of honest John Matijevich's
15. bills. It came out of the Committee on Executive ten to one. We
16. had a pretty good hearing on these bills and I support the measure.

17. PRESIDENT:

18. Further discussion? Senator Savickas.

19. SENATOR SAVICKAS:

20. Well, once again, I just question when we give contracts
21. to a contractor that the bids for a job with the State, he's
22. the one that's responsible, he's the one that provides performance
23. bonds and he's the one that should be made to answer. I think this
24. is another infringement on the contractor's right to do business
25. in the State. I'm not a lawyer, but I'm sure that there might
26. be some legal questions about this, whether it was his contract
27. or...what if he doesn't have a subcontractor at that moment, he
28. intends to do the work himself. What if after he gets the contract,
29. he finds it more feasible because of other commitments the sub-
30. contractor work out. I...I just don't believe in this concept.

31. PRESIDENT:

32. Is there any further discussion? Senator Geo-Karis.

33. SENATOR GEO-KARIS:

1. Mr. President, Ladies and Gentlemen of the Senate.
2. Sorry I have to disagree with my colleague. I do believe in
3. the...concept because I've gone through some of these things
4. and I find that certain subcontractors they use more often
5. than others and I think it should be spread around to help
6. other people too. I speak in favor of the bill.

7. PRESIDENT:

8. Any further discussion? Senator Sangmeister may close.

9. SENATOR SANGMEISTER:

10. Roll call.

11. PRESIDENT:

12. The question is shall House Bill 2412 pass. Those in
13. favor will vote Aye. Those opposed will vote Nay. The voting
14. is open. Have all voted who wish? Have all voted who wish?
15. Take the record. On that question the Ayes are 37, the Nays
16. are 13, none Voting Present. House Bill 2412, having received
17. the constitutional majority is declared passed. On the Order
18. of House Bills 3rd reading is House Bill 2413. Read the bill,
19. Mr. Secretary.

20. SECRETARY:

21. House Bill 2413.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Sangmeister.

26. SENATOR SANGMEISTER:

27. Thank you, Mr. President, members of the Senate. This
28. is the last one in this series and this is requested by the
29. State Comptroller because House Bill 2413 extends the time
30. for filing of contracts with the Comptroller's Office since five
31. days to fifteen days...or such time period as the Comptroller
32. shall determine within a maximum of thirty days. Apparently,
33. the present five day filing time is absolutely unworkable and

1. no one's complying with it anyway. The Comptroller feels that
2. we ought to extend that to fifteen days and allow him to give a
3. maximum extension to thirty days and that's what the bill does.

4. PRESIDENT:

5. Is there any discussion? If not, the question is shall
6. House Bill 2413 pass. Those in favor will vote Aye. Those
7. opposed will vote Nay. The voting is open. Have all voted
8. who wish? Have all voted who wish? Take the record. On that
9. question the Ayes are 55, the Nays are none, none Voting Present.
10. House Bill 2413, having received a constitutional majority is
11. declared passed. Senator Coffey on 2414. On the Order of
12. House Bills 3rd reading is House Bill 2414. Read the bill, Mr.
13. Secretary.

14. SECRETARY:

15. House Bill 2414.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Coffey.

20. SENATOR COFFEY:

21. Yes, Mr. President and members of the Senate. This bill
22. amends the Civil Administration Code of Illinois to increase
23. the Department of DOT's leasing authority from five to twenty
24. years. The bill will place a division of DOT in a better position
25. to obtain a fair market lease fee...on State owned lands. In
26. the past prospective lessors sometimes have difficulty in
27. justifying substantial investments on a five year limitation.
28. I'll be glad to answer any questions you might have.

29. PRESIDENT:

30. Any discussion? Senator Savickas.

31. SENATOR SAVICKAS:

32. Yes, Mr. President and members of the Senate. On these
33. long term leases we ran into that problem with the Standard Oil

1. Building on Michigan Avenue. I think...I think...when we talk
2. about signing up twenty year leases with a Legislative Body
3. that meets every year and each year sets different priorities,
4. I think we're just extending it a little too far...those are
5. just my comments.

6. PRESIDENT:

7. Further discussion? Senator Maragos.

8. SENATOR MARAGOS:

9. A...are...are there any precautions in this bill, Senator
10. Coffey that would say that if you have a twenty year lease,
11. that there would be graduating rental income coming from these leases?
12. Or is it going to be...one rental for twenty years, especially in this
13. inflationary period?

14. PRESIDENT:

15. Senator Coffey.

16. SENATOR COFFEY:

17. As I understand from the department, that'll be negotiated
18. at the time of the contract where...how it will be set-up as
19. we would negotiate in any other lease.

20. PRESIDENT:

21. Senator Maragos.

22. SENATOR MARAGOS:

23. I have fears with these long term leases. Within a five
24. year period, we can take some inflationary hedging, but when
25. you have a twenty year lease, somebody signs in today and if
26. we have a 1990, it would look...appear...the rent will be so
27. great, I have some questions about it and if you could put an
28. amendment that would have to have graduating rental...income
29. coming in, then I would support it. But as it stands now, I
30. have some problems.

31. PRESIDENT:

32. Further discussion? Senator Hall.

33. SENATOR HALL:

34. Will the sponsor yield for a question?

1. PRESIDENT:

2. Indicates...

3. SENATOR HALL:

4. Senator Coffey, why...why do you want to give twenty years?

5. I mean what's the purpose of giving twenty years, would you mind

6. telling that.

7. PRESIDENT:

8. Senator Coffey.

9. SENATOR COFFEY:

10. Yes, I...Senator Hall, earlier I had made a statement
11. that...perspective lessors in the past, for instance, if they
12. intend to put a structure on any of these premises they can't
13. really regain their investment on that property over five years,
14. so they're asking for a longer lease. If a structure of some
15. sort is erected upon that State property, twenty years they can...
16. they can justify the investment.

17. PRESIDENT:

18. Further discussion? Senator Grotberg.

19. SENATOR GROTEBERG:

20. Well, I just...I just think that if we can afford twenty
21. year leases, we should...be able to sell the land and get out
22. from under it. The State doesn't have to sit on any of its
23. land for twenty years if it's excess enough to lease out.

24. PRESIDENT:

25. Further discussion? Senator Sommer.

26. SENATOR SOMMER:

27. Mr. President and members of the...it would appear to me
28. that if this bill passed and became law, they could be signing
29. leases that would last until the year 2000 and if the deal was
30. a bad deal, we would have to eat that deal for twenty years.
31. It's unlike a situation like the Standard Oil Building where
32. we could get out of it presumably because we have to appropriate
33. the monies. In this situation it's gone, once the deal is made,
34. it is gone. It would seem to me this is not the best idea in

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1. the world.

2. PRESIDENT:

3. Is there any further discussion? Senator Coffey may close
4. the debate.

5. SENATOR COFFEY:

6. Well, Mr. President and members of the Senate. To answer
7. some of the questions or some of the statements that's just
8. been made. Here before me, I have another reason for...the
9. sale...the land not being for sale. Nearly all the...the land
10. cannot be sold either because it's held in trust, people of
11. this date are required for...flowage rights for sewage, operation
12. maintenances, repairs and other things. There's...there's reasons
13. why this land can't be sold, there's adjacent lands to it.
14. That's the justification by the Department of Waterways, for
15. wanting this bill. I think it's a reasonable concept. I can
16. see if I was an investor that I certainly would invest money
17. on land on a five year contract, this just gives them that right to
18. negotiate those types of contracts on...on land that doesn't
19. have a facility or a building on at this time. I think it would
20. be different than this Standard Oil Building, that was a building
21. that was already erected upon that property. And I'd ask for a
22. favorable roll call.

23. PRESIDENT:

24. The question is shall House Bill 2414 pass. Those in
25. favor will vote Aye. Those opposed will vote Nay. The voting
26. is open. Have all voted who wish? Have all voted who wish?
27. Take the record. On that question the Ayes are 10, the Nays
28. are 42, none Voting Present. House Bill 2414, having failed
29. to receive a constitutional majority is declared lost. 2416,
30. Senator Netsch. On the Order of House Bills 3rd reading, House
31. Bill 2416. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 2416.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDENT:

4. Senator Netsch.

5. SENATOR NETSCH:

6. Thank you, Mr. President. This bill and the next one were

7. recommendations of the Joint Committee on Long Term State Debt.

8. The major parts of the package have already passed both houses,

9. although these bills are also an essential part of it. They

10. are designed to give the Legislature more information and more

11. opportunity to oversee all of the long term debt obligations

12. of the State. This bill, House Bill 2416, requires the Bureau

13. of the Budget annually to prepare a three year plan of all

14. anticipated long range capital expenditures and to make that

15. information available to the Legislature through the Illinois

16. Economic and Fiscal Commission and the respective appropriation's

17. committees.

18. PRESIDENT:

19. Is there any discussion? Senator Graham.

20. SENATOR GRAHAM:

21. Will the sponsor yield for a question?

22. PRESIDENT:

23. Indicates she will yield. Senator Graham.

24. SENATOR GRAHAM:

25. I think it was brought out in committee, Senator Netsch.

26. Let's do it again. Want to know what...do we know what the

27. cost of this program will be? Have any idea?

28. PRESIDENT:

29. Senator Netsch.

30. SENATOR NETSCH:

31. The only real cost is a cost that I'm aware of, was a...a

32. cost that would be added to the Illinois Economic and Fiscal

33. Commission in terms of this new responsibility that they have

1. and that is already included in their budget. I've forgotten
2. what the exact...figure was, but it was included in their
3. budget for this Fiscal Year.

4. PRESIDENT:

5. Senator Graham.

6. SENATOR GRAHAM:

7. There was some discussion about additional employees too,
8. were there not...was there not?

9. PRESIDENT:

10. Senator Netsch.

11. SENATOR NETSCH:

12. Yes, and again that is already been accounted for in this
13. year's budget for the Illinois Economic and Fiscal Commission.
14. And I assume that amount is still there.

15. PRESIDENT:

16. Senator Graham.

17. SENATOR GRAHAM:

18. You...you mean they're onboard before you pass the bill,
19. right?

20. PRESIDENT:

21. Senator Netsch.

22. SENATOR NETSCH:

23. I'm not sure that they are on board, but it was a part of
24. their appropriation for Fiscal Year '70. It was not a sub-
25. stantial amount nor a substantial number of employees. I...I'm
26. sorry, I don't have that information in front of me right now.
27. My recollection is it was about two additional employees. It
28. was not an overwhelming number.

29. PRESIDENT:

30. Senator Carroll.

31. SENATOR CARROLL:

32. As I recall it, Senator Graham, in more current response
33. to your question, I think it was in the neighborhood of fifty

or sixty thousand dollars that was added to the Economic
1. and Fiscal's budget to take on this responsibility. The
2. confusion may be that at one time, this long term debt committee
3. was talking about adding a whole new commission or a huge
4. division within a commission that could have been ten or
5. twenty employees. That was scrapped and in lieu thereof,
6. you're talking about maybe a couple employees, and I think
7. it was maybe fifty or sixty thousand.

8. PRESIDENT:

9. Further discussion? Senator Maragos.

10. SENATOR MARAGOS:

11. I would also like to state to the gentlemen who are
12. questioning this that the commission has appointed Mr. Kuntzman
13. who...Dave Regner, who was the vice-chairman wanted to
14. appoint, take charge of that area and he's going to do an
15. in-depth study of this whole Capital Development Program so we
16. can have some handle on the BOB aspects of it and I ask
17. for your adoption.

18. PRESIDENT:

19. Further discussion? Senator DeAngelis.

20. SENATOR DeANGELIS:

21. Question of the sponsor.

22. PRESIDENT:

23. Indicates she'll yield. Senator DeAngelis.

24. SENATOR DeANGELIS:

25. Does this mean that Emergency Disaster Relief will have
26. to predict how many storms we have?

27. PRESIDENT:

28. Senator Netsch.

29. SENATOR NETSCH:

30. If that comes within the realm of Capital expenditure, yes.

31. PRESIDENT:

32. Further discussion? Senator Moore.

33. SENATOR MOORE:

1. Thank you, Mr. President and members of the Senate. I
2. think all we're doing here is creating another little bureaucracy
3. to go into a long range Capital Expenditure Plan. We are
4. in Session on an annual basis, we appropriate money every
5. year to run State government and I don't personally see
6. any need for this bill. I think all we're going to do is
7. to put people to work and have them guess as to what might
8. happen in the future, might not happen. And as long as we're
9. here and we have...we have...the Fiscal Commission et cetera,
10. why, I see nothing wrong, you know. I...I just don't know
11. why we need this bill.

12. PRESIDENT:

13. Further discussion? Senator Wooten.

14. SENATOR WOOTEN:

15. Thank you, Mr. President. We talked this over pretty
16. well in Executive Committee and determined that what we're
17. trying to do is just get a handle on long term debt. The
18. amount of money involved is not much. Everyone involved
19. seems to agree this is a good idea and it came out with a
20. fourteen to nothing vote, both bills. I still don't see
21. anything wrong with either one of these.

22. PRESIDENT:

23. Any further discussion? Senator Shapiro.

24. SENATOR SHAPIRO:

25. Well, Mr. President and Ladies and Gentlemen of the
26. Senate. It seems to me that a plan of this...this sort,
27. we're just locking ourselves into future Capital expenditures
28. that, at some point in time, down the road, may not be relevant
29. to the times. In other words, a long range plan involving
30. Capital Development two years from now could be absolutely
31. obsolete. I think what we should be doing is determining
32. how many bonds we have sold, how many bonds that we have
33. appropriated, new Capital Development projects in this

1. particular Session. How much we have obligated and what we
2. think the financial obligations of the State should be. I
3. think that type of plan would be a feasible one. But this
4. type, I think we should object to and vote the bill down.

5. PRESIDENT:

6. Further discussion? Senator Rhoads.

7. SENATOR RHOADS:

8. Obviously, I rise in support of this bill. It is a
9. very reasonable approach. Long term spending is something
10. we need to get a handle on. This is one way to do it. It's
11. a good bill, I'd...most of the objections I have heard so far
12. just simply don't hold any water. I urge an Aye vote.

13. PRESIDENT:

14. Any further discussion? Senator Carroll.

15. SENATOR CARROLL:

16. Just to say, I know it's the second time. I totally agree
17. with the comments of Senator Shapiro. I wholeheartedly endorse
18. him, that's what the bill does and that's why we should be
19. voting Aye.

20. PRESIDENT:

21. Further discussions? Any further discussion? Senator
22. Netsch, you wish to close?

23. SENATOR NETSCH:

24. Just briefly, it does not lock any of us into a future
25. Capital program, Senator Shapiro, that's very important.
26. It provides only the oversight function which is what we
27. have been lacking in the General Assembly. And not only
28. did the members of the committee feel that this was quite
29. critical, but the Auditor General, who is our guardian in
30. the Legislature, has also been strongly supportive of this
31. package of legislation.

32. PRESIDENT:

33. The question is shall House Bill 2416 pass. Those in
34. favor will vote Aye. Those opposed will vote Nay. The

1. voting is open. (Machine cut-off)...voted who wish? Have
2. all voted who wish? Take the record. On that basis the Ayes
3. are 39, the Nays are 14, none Voting Present. House Bill
4. 2416, having received the constitutional majority is declared
5. passed. On the Order of House Bills 3rd reading is House Bill
6. 2417. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House Bill 2417.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDENT:
12. Senator Netsch.
13. SENATOR Netsch:
14. Thank you, Mr. President. This bill is indeed a companion
15. to the rest of the package that has passed. It involves
16. primarily the various revenue bonding agencies and requires
17. that they report information to the Illinois Economic and
18. Fiscal Commission so that that information also can be part
19. of a long term debt oversight function, which now will be
20. performed.
21. PRESIDENT:
22. There any discussion? Senator Berning.
23. SENATOR BERNING:
24. Question of the sponsor, please.
25. PRESIDENT:
26. Indicates she'll yield, Senator Berning.
27. SENATOR BERNING:
28. My question really is apropos of both bills, as a
29. matter of fact, Senator Netsch. Just for information, will
30. the General Assembly still have the final determination
31. on any Capital Development proposal or are we being, by
32. inference or otherwise, locked into something here?
33. PRESIDENT:

1. Senator Netsch.

2. SENATOR NETSCH:

3. The answer is absolutely no, we are not being locked in.
4. We will have the final word. That could not be removed from
5. us in any event. The principal purpose of the whole series
6. of bills is that we will then have more information so that
7. we can make more rational decisions about our long term
8. debt program. But in no way would we be locked in.

9. PRESIDENT:

10. Any further discussion? If not, the question is shall
11. House Bill 2417 pass. Those in favor will vote Aye. Those
12. opposed will vote Nay. The voting is open. Have all voted
13. who wish? Have all voted who wish? Take the record. On
14. that question the Ayes are 43, the Nays are 12, none Voting
15. Present. House Bill 2417, having received the constitutional
16. majority is declared passed. On the Order of House Bills 3rd
17. reading, House Bill 2420. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 2420.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Vadalabene.

24. SENATOR VADALABENE:

25. Yes, thank you, Mr. President and members of the Senate.
26. House Bill 2420 increases the salaries of the regional superintendent
27. and assistant superintendent of schools and I'll appreciate
28. a favorable vote.

29. PRESIDENT:

30. There any discussion? Senator Knuppel.

31. SENATOR KNUPPEL:

32. I just want to say one thing. I'm going to vote for this
33. bill, but one of the most volatile letters I received after the

1. pay raise last winter was from an assistant superintendent
2. of Regional Services. He had one oar out of the water, I
3. think.

4. PRESIDENT:

5. Any further discussion? Senator Martin.

6. SENATOR MARTIN:

7. I...there have been a couple of bills I've actually
8. introduced to help regional superintendents. So I ask you
9. to believe there's not a bias in this at all. But I would
10. have to tell you that that is an office than even when they
11. try, doesn't do that much, I'm sorry. And to give them
12. a pay raise is absolutely ridiculous. It's a...bureaucratic
13. bumbling at its best in general and even when they're good
14. people, it is a...in the main, a bookkeeping office to some
15. extent and to give pay raises, I think, to this particular
16. office is...would not be legislatively responsible.

17. PRESIDENT:

18. There any further discussion? The question is shall
19. House Bill 2420 pass. Those in favor will vote Aye. Those
20. opposed will vote Nay. The voting is open. Have all voted
21. who wish? Have all voted who wish? Take the record. On
22. that question the Ayes are 39, the Nays are 16, 2 Voting
23. Present. House Bill 2420, having received a constitutional
24. majority is declared passed. 2436, Senator Demuzio. On
25. the Order of House Bills 3rd reading, House Bill 2436.
26. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 2436.

29. (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Demuzio. Senator Demuzio.

33. SENATOR DEMUZIO:

34. Yes...with leave of the Senate, I'd like to...to relinquish

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1. the sponsorship of House Bill 2436 to Senator Knuppel. There
2. was an amendment that went on this bill that incorporates his
3. ideas.

4. PRESIDENT:

5. You've heard the request. Is leave granted? Leave is
6. granted. So ordered. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Mr. President and members of the Body. All this bill
9. does in it's amended form, everything was stricken under the
10. old bill, all it does is raise the limits of the consumer borrowing
11. from fifteen hundred to three thousand dollars. In the times
12. we live in where credit is necessary, it's becoming more and
13. more difficult for people to get money. They're having to
14. spread their loans around and this will allow them to borrow
15. up to three thousand dollars under the Consumer Finance Loan
16. Act and this is...this makes it easier for the people rather
17. than spreading it around. It's good legislation in light of
18. the inflationary times we live in.

19. PRESIDENT:

20. Is there any discussion? If not, the question is shall
21. House Bill 2436 pass. Those in favor will vote Aye. Those
22. opposed will vote Nay. The voting is open. Have all voted
23. who wish? Have all voted who wish? Take the record. On
24. that question the Ayes are 57, the Nays are none, none Voting
25. Present. House Bill 2436, having received a constitutional
26. majority is declared passed. Top of page 20 on the Order
27. of House Bills 3rd reading, House Bill 2440. Read the bill,
28. Mr. Secretary.

29. SECRETARY:

30. House Bill 2440.

31. (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDENT:

34. Senator Nash.

1. SENATOR NASH:

2. Mr. President and Ladies and Gentlemen of the Senate,
3. House Bill 2440 amends the Chicago Sanitary District Act
4. to exempt laborers from Civil Service Examination. Is a
5. written examination a valid measure of a person's ability to perform
6. the duties of a laborer? Perhaps a test that would be devised
7. to determine more precisely what an individual is capable
8. of mastering as a laborer, such as the deomonstration of
9. proper use of certain tools or equipment and a test of physical
10. endurance or strength. That's what we're doing with this
11. bill and that's the same thing like the janitors in the
12. State of Illinois Building, the State Department of Personnel,
13. does not give written examinations for...for janitors. This...
14. Act does not exclude laborers from Civil Service standings,
15. all it does is remove the written examination.

16. PRESIDENT:

17. Is there any discussion? Senator Walsh.

18. SENATOR WALSH:

19. Mr. President and members of the Senate. The members
20. may recall that...the same bill was called as a Senate Bill
21. and defeated and what it would do is exempt, as the Calendar
22. indicates, exempt laborers from Civil Service Examination.
23. I believe there's some four hundred and fifteen or so jobs
24. involved and I think the Senate should react this evening as
25. it did last May on the Senate bill. It was...those of you
26. who serve on the Local Government Committee probably don't
27. recall having heard this bill and that's because this bill
28. was referred to the Pensions Committee...or to the Elections
29. Committee. This is the only bill that got out of the Elections
30. Committee. But I...I would urge that...that the Senators take
31. a good look at this. There's an exemption from Civil Service
32. examinations and I think we should give it a No vote.

33. PRESIDENT:

34. Further discussion? Senator Nedza.

1. SENATOR NEDZA:

2. Thank you, Mr. Chairman...Mr. President. I think it would
3. ...we would have a...we would create a great injustice if we
4. were to deny an individual who has spent many years in private
5. industry, but unfortunately has not acquired the educational
6. background in order to pass written examinations, but yet
7. has a great proficiency in the expenditure of a specific duty
8. such as a laborer. There are people that can take a shovel
9. and make it sing and then there are people than can take a
10. pencil and just crack the point. We should not deny a specific
11. individual the right to be qualified based on his experience
12. and his ability to perform the task that is given to him as
13. opposed to having him read on a piece of paper and try to
14. answer questions. I support this bill.

15. PRESIDENT:

16. Any discussion? Senator DeAngelis.

17. SENATOR DeANGELIS:

18. Question of the sponsor.

19. PRESIDENT:

20. Indicates he'll yield. Senator DeAngelis. Senator DeAngelis.

21. SENATOR DeANGELIS:

22. Senator Nash, the people that would be hired under this
23. program would be on probation for one year, correct?

24. PRESIDENT:

25. Senator Nash.

26. SENATOR NASH:

27. Senator DeAngelis, they would be on probation for six months.
28. It does not take him out of the Civil Service standings. All
29. it removes is the written portion of the examination. They
30. will have to perform some kind of a test, previous experience
31. will be...considered and weighed very heavily before they
32. are hired. It would only remove the written portion of a
33. test for laborers. The rest stays as is.

1. PRESIDENT:

2. Senator DeAngelis.

3. SENATOR DeANGELIS:

4. Senator Nash, not wanting to dispute with you, but I think
5. in reading the bill it says one year. But anyhow, my question
6. is basically, is that when they go into the Civil Service, after
7. the probationary period?

8. PRESIDENT:

9. Senator Nash.

10. SENATOR NASH:

11. Yes, not exceeding a year, yes, Senator DeAngelis.

12. PRESIDENT:

13. Senator Rhoads.

14. SENATOR RHOADS:

15. Thank you, Mr. President and members of the Senate. Senator
16. Nash, I did a little homework on this bill, now the number of
17. examinations that were given last time the exam was given was
18. roughly how many?

19. PRESIDENT:

20. Senator Nash.

21. SENATOR NASH:

22. Everytime there's openings for laborers, they hold Civil
23. Service Examinations. It costs the Sanitary District twelve
24. to fifteen thousand dollars to hold examinations for ten, fifteen
25. openings and everytime they have to fill them they have to
26. perform...have a whole new examination. It's a waste of time,
27. a waste of taxpayer's money and it's an injustice to the
28. working men and women who apply for these jobs.

29. PRESIDENT:

30. Senator Rhoads.

31. SENATOR RHOADS:

32. Don't take my whole minute, I'm going to try to help you.
33. For the second time today, I did receive a phone call from

1. Ed Jerdson the Republican Trustee of the Chicago Metropolitan
2. Sanitary District. The District was kind enough to send me
3. a copy of the examination. The examination is something that
4. any first grader could fill out. This is a hammer, this is
5. a saw, this is a screwdriver and so forth. The...the thousands
6. of the exams are given for a limited number...of openings, as
7. Senator Nash indicated and this gets the hopes of a lot of
8. people up for, frankly, to no avail. ...acted
9. on this bill two years ago, I opposed it, I opposed the earlier
10. bill this year, but frankly I have looked into it and I don't
11. think it's an unreasonable bill.

12. PRESIDENT:

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

15. SENATOR NASH:

16. Mr. President, I urge a favorable roll call.

17. PRESIDENT:

18. The question is shall House Bill 2440 pass. Those in
19. favor will vote Aye. Those opposed will vote Nay. The voting
20. is open. Have all voted who wish? Have all voted who wish?
21. Take the record. On that question the Ayes are 46, the Nays
22. are 8, none Voting Present. House Bill 2440, having received
23. a constitutional majority is declared passed. On the Order of
24. House Bills 3rd reading is House Bill 2446. Read the bill,
25. Mr. Secretary.

26.
27.
28.
29.
30.
31.
32.
33.

End of Reel #9

1. ACTING SECRETARY: (MR. FERNANDES)

2. House Bill 2446.

3. (Acting Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. The bill does just exactly what the legend in your Journal
9. says that it does. It lowers the population of counties for the
10. use of voting machines to thirty-five thousand. I submit this
11. is good legislation. Will make it easier for the officials that
12. must conduct the elections and would appreciate a favorable roll
13. call.

14. PRESIDENT:

15. Is there any discussion? Senator Rhoads.

16. SENATOR RHOADS:

17. Thank you, Mr. President and members of the Senate. For
18. those of you from downstate Illinois who may be interested as to
19. what counties are specifically affected by this. They would be
20. Bureau, Christian, Franklin, Lee, Marion, McDonough and Morgan.
21. I don't know why there's something magic about lowering the
22. specific threshold from forty thousand to thirty-five thousand
23. without consulting with the county clerks of those counties. I
24. don't know what additional costs would be involved, but this would
25. affect those counties for those of you who are interested.

26. PRESIDENT:

27. Is there any further discussion? Senator Knuppel may close
28. the debate.

29. SENATOR KNUPPEL:

30. Well, originally I was not for this like Senator Rhoads wasn't
31. for the other bill, but I came to see the light and like he, I hope
32. next year he'll be for it. Thank you very much.

33. PRESIDENT:

1. The question is, shall House Bill 2446 pass. Those in favor
2. will vote Aye. Those opposed will vote Nay. The voting is open.
3. Have all voted who wish? Have all voted who wish? Have all voted
4. who wish? Take the record. On that question, the Ayes are 32,
5. the Nays are 22, 2 Voting Present. House Bill 2446 having received
6. a constitutional majority is declared passed. Yes, Senator Maitland,
7. for what purpose do you arise?

8. SENATOR MAITLAND:

9. A verification of the affirmative votes.

10. PRESIDENT:

11. All right. Will the members please be in their seats. Senator
12. Maitland has requested a verification of the affirmative votes.
13. The members will please be in their seats. Mr. Secretary, read the
14. affirmative votes and we ask the members to respond.

15. SECRETARY:

16. The following voted in the affirmative: Becker, Berman,
17. Berning, Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald,
18. Egan, Gitz, Hall, Jeremiah Joyce, Knuppel, Lemke, Maragos, Martin,
19. McLendon, Merlo, Mitchler, Nash, Nedza, Nega, Netsch, Sangmeister,
20. Savickas, Schaffer, Vadalabene, Washington, Wooten, Mr. President.

21. PRESIDENT:

22. Senator Maitland.

23. SENATOR MAITLAND:

24. Jeremiah Joyce.

25. PRESIDENT:

26. Is Senator Joyce on the Floor? Is Senator Joyce on the Floor?
27. Strike his...strike his name from the roll.

28. SENATOR MAITLAND:

29. Senator Berning.

30. PRESIDENT:

31. Is Senator Berning on the Floor? Is Senator Berning on the Floor?
32. Strike his name from the record.

33. SENATOR MAITLAND:

1. Senator D'Arco.

2. PRESIDENT:

3. Senator D'Arco is on the Floor, Senator Maitland. All
4. right, the roll has been verified...

5. SENATOR MAITLAND:

6. Senator Daley.

7. PRESIDENT:

8. The roll...Senator Joyce has appeared on the Floor. Yeah.
9. Put him on...back on the roll. The verification was still going
10. on. All right. The roll has been verified. On that question,
11. there are 31 Ayes, 22 Nays and 2 Voting Present. House Bill 2446
12. having received the constitutional majority is declared passed.
13. Senator Lemke having voted on the prevailing side moves to re-
14. consider. Senator Buzbee moves to Table that motion. All in
15. favor signify by saying Aye. All opposed. The Ayes have it. So
16. ordered. Yes, Senator Buzbee, for what purpose do you arise?

17. SENATOR BUZBEE:

18. Mr. President, I'd like the record to...to reflect that I
19. was temporarily off the Floor for a minute and had I been here
20. I would have voted Aye for that bill.

21. PRESIDENT:

22. The record will so reflect. On the Order of House Bills,
23. 3rd reading, House Bill...Senator Newhouse, for what purpose do
24. you arise?

25. SENATOR NEWHOUSE:

26. Mr. President, I tried to get your attention early. There
27. was some confusion back here and I punched the wrong button. I
28. intended to vote a...Aye vote on that bill. I'd like for the
29. record...

30. PRESIDENT:

31. The record will so reflect. Senator McLendon on 2450. On
32. the Order of House Bills, 3rd reading is House Bill 2450. Read
33. the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 2450.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator McLendon.

7. SENATOR McLENDON:

8. Thank you, Mr. President. This bill repeals the Emergency
9. Public Transportation Act of 1971. The Emergency Public Trans-
10. portation Act of 1971 provided a total of thirty-two million
11. dollars to mass transit systems throughout the State for both
12. operating assistance and capitol improvements. There was no
13. automatic repealer in the Act to be effective once the grants
14. had been made. I ask the support of the Senate.

15. PRESIDENT:

16. Is there any discussion? If not, the question is, shall
17. House Bill 2450 pass. Those in favor will vote Aye. Those opposed
18. will vote Nay. The voting is open. Have all voted who wish? Have
19. all voted who wish? Have all voted who wish? Take the record. On
20. that question, the Ayes are 30, the Nays are 18, 3 Voting Present.
21. House Bill 2450 having received a constitutional majority is declared
22. passed. 2462, Senator Chew. 2467, Senator Maragos. Senator
23. Savickas, is Senator Maragos on the Floor? I can't see him back
24. there. On the Order of House Bills, 3rd reading, House Bill 2467.
25. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 2467.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Maragos.

32. SENATOR MARAGOS:

33. Mr. President and members of the Senate. House Bill 2467 is

1. much needed by many municipalities that have problems when they
2. have to condemn property and...and destroy them and they have to
3. have liens for the knocking down of the buildings. This way they
4. put a lien on it, they tell the insurance companies, especially, if
5. those properties that have been destroyed by fire insurance...by
6. fire and they have the fire insurance proceeds that the owner of
7. the property does not get them, so when they wreck the properties
8. they want...they have the lien rights, for they should have the lien
9. right on the insurance proceeds and this is a good bill and I ask
10. for your support.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? The question is, shall House Bill 2467
13. pass. Those in favor vote Aye. Those opposed Nay. The voting is
14. open. Have all those voted who wish? Have all those voted who
15. wish? Take the record. On that question, the Ayes are 52, the
16. Nays are 3. House Bill 2467 having received the constitutional
17. majority is declared passed. House Bill 2473, Senator D'Arco.
18. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 2473.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator D'Arco.

25. SENATOR D'ARCO:

26. Thank you, Mr. President. What this bill does is extends the
27. option of nominating candidates for a township office by either
28. primary election or primary caucus to townships of seventy-five
29. thousand or more population that are adjacent to cities of seventy-
30. five thousand or more population. There is a quirk in the Election
31. Law that says that if you have a township of seventy-five thousand
32. or more that is adjacent to a city of seventy-five thousand population
33. or more, you must nominate these township officials by a primary and

1. you cannot do it by party caucus and all this bill does is to say
2. that in those townships you can do it by caucus or primary, which-
3. ever is the proper way to go and I would ask for a favorable vote.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Rhoads.

6. SENATOR RHOADS:

7. ...Just a moment. I've got...as Senator Graham would say, I'm up
8. to my hips in midgets around here. Senator...Senator D'Arco, why?
9. We...we have, for example, the township of Stickney adjacent to the
10. City of Chicago, the township of Lyons is adjacent to Chicago.
11. Typically, what these townships do is form new political parties.
12. Now, if they're running under the label of Democratic and Republican,
13. should they not be required to have a primary?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator D'Arco.

16. SENATOR D'ARCO:

17. Why...why should they be required to have a primary?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Rhoads.

20. SENATOR RHOADS:

21. Because they're...they're running under the label Republican
22. and Democratic. They...they ought to...you can't do that by a
23. town caucus in a...in a township of a hundred thousand, as you have
24. in Cook. My township, where I live, is adjacent to the clearing
25. industrial...district. It's adjacent to the City of Chicago...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator D'Arco.

28. SENATOR D'ARCO:

29. The...I...I...he is...I don't know. Mark, are you indicating
30. because they...they run on party labels that they...they should be
31. involved in a primary and...and not be selected at a party caucus?
32. I can't...I don't understand your logic. Maybe...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rhoads, your time has expired. Senator Geo-Karis.
2. SENATOR GEO-KARIS:
3. Would the sponsor yield for a question?
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Indicates he will.
6. SENATOR GEO-KARIS:
7. I believe you said that this is an optional plan. You could
8. either have it by caucus or by a primary. Who decides the option?
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator D'Arco.
11. SENATOR D'ARCO:
12. The central committee can decide to have a primary, if they
13. so choose of the...committee of the township.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Geo-Karis.
16. SENATOR GEO-KARIS:
17. And if the central committee does not so choose, then to have
18. a primary, they'll have just a caucus.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator D'Arco.
21. SENATOR D'ARCO:
22. Yeah, that's the other option, is have to have the caucus.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Geo-Karis.
25. SENATOR GEO-KARIS:
26. I hate to disagree with you, but Mr. President and Ladies
27. and Gentlemen of the Senate, within my minute I don't think
28. that's very democratic, even though I'm a Republican and I don't
29. think it's very democratic because if the central committee has it
30. in for a good candidate, he'll never get on the ballot.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Schaffer.
33. SENATOR SCHAFFER:

1. Senator D'Arco, is there anything in this bill that would
2. prevent a small township from having a primary? I vaguely recall
3. somebody talking to me about this and there was some concern that
4. it...you know...gave the primary option to the big townships, but
5. somehow took it away from the small townships.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator D'Arco.

8. SENATOR D'ARCO:

9. Why, I don't...I don't know how you're defining big and small
10. here. It's seven thousand five hundred is the number right now
11. that says that in those cities of more than that number that are
12. adjacent to...in those townships of that number that are adjacent
13. to cities of seventy-five thousand or more population, they have
14. to have it by primary. If it's less than that number, then they
15. can have it by caucus if they're not adjacent to a...a city with
16. that seventy-five thousand population.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Schaffer.

19. SENATOR SCHAFFER:

20. So...well, what you're saying is it doesn't negatively affect
21. anybody's ability to have a primary, but it...

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator...

24. SENATOR SCHAFFER:

25. ...it allows areas that are currently mandated to have a
26. primary to have a caucus.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Schaffer, your time has expired. Senator Bruce.

29. SENATOR BRUCE:

30. Yeah, I...well, my good friend Johnnie D'Arco...I just hate
31. to rise in opposition to any of the good bills he has, but this
32. one allows townships to nominate by caucus and I just...we've
33. killed...as Senator Philip's bill, it allowed this to happen. It

1. seems to me the best thing is, I think primaries...the way we ought
2. to go. We ought not to have caucuses determining candidates. We
3. ought to always allow the public to be fully involved by the
4. ballot box and what this bill says is that they can do it by
5. caucus and I don't believe they ought to be allowed to do that,
6. whether in townships of above or below seventy-five hundred.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Philip.

9. SENATOR PHILIP:

10. Thank you, Mr. President and Ladies and Gentlemen of...of the
11. Senate. And I hope that Senator D'Arco is listening. Am I to
12. assume your bill gives the option and leaves it up to a local
13. political party to have a caucus or a primary. Well, I want to
14. tell you one thing, Senator Bruce. That makes some common sense.
15. We have some townships downstate that have one precinct and you
16. mean to tell me we ought to have an election for one precinct.
17. You got to be kidding me. I have some townships in my own county
18. that have four...four and five precincts in one township. One of
19. them has nine. You think we're going to open that up. The other
20. party doesn't even file sometimes. They don't even have candidates
21. running and you tell me we ought to have a primary and open up
22. every precinct. Ridiculous. It's a good bill and we all ought
23. to support it.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Nimrod.

26. SENATOR NIMROD:

27. Yeah, a...a question, Senator D'Arco. Tell me...you said
28. something about the central committee deciding, but in Cook County
29. we have those townships that are adjacent to Chicago, who decides
30. there? The...the township committeemen or does it have to go to the...
31. the county central committee?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator D'Arco.

1. SENATOR D'ARCO:
2. If they have to go to Chicago, it has to be done by primary.
3. You can't do it by party caucus.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Nimrod.
6. SENATOR NIMROD:
7. So this exempts those that are adjacent to the City of Chicago?
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator D'Arco.
10. SENATOR D'ARCO:
11. No...no. It...
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Nimrod.
14. SENATOR NIMROD:
15. Does this apply to Cook County?
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator D'Arco.
18. SENATOR D'ARCO:
19. Yes, it...it gives them the option. If they're adjacent to
20. the City of Chicago, it would give them the option to do it by
21. primary or by caucus.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Nimrod.
24. SENATOR NIMROD:
25. Then...then, if it does, who...who decides that? You said...
26. is it the...in the township, by the township committeemen or does
27. it have to go to the county?
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Nimrod, your time has expired. Senator D'Arco may
30. close and answer.
31. SENATOR D'ARCO:
32. A long time ago that was the township central committee would
33. decide if it was going to have it by primary or by caucus. I thought

1. we made that clear before. As to Senator Bruce's objection, there
2. are many townships now that do this by caucus. In fact, most
3. townships do, in fact, do this by caucus. We're not...we're not
4. suggesting that all the townships that cannot do it by caucus can
5. be allowed to do it by caucus under this bill. We're just extending
6. that option to townships that have seventy-five thousand or...or
7. seven thousand five hundred or more population and are adjacent to
8. cities of seventy-five thousand population. It's not in...it's not
9. that complicated and I agree with Pate Philip, that the problem
10. is some of these townships don't have precinct committeemen and
11. could care less whether or not there is a primary to elect a town-
12. ship official and I would ask for a favorable vote.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Collins, I'm sorry, I overlooked you. Did you wish
15. to speak on this?

16. SENATOR COLLINS:

17. I just kind of wanted some clarification. I guess he answered
18. it, but I'm not sure I understand it. Are you saying that Oak Park
19. Township...are you talking about...like village clerk, elected
20. officials there?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator D'Arco.

23. SENATOR D'ARCO:

24. No, not village offices, just township offices.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. All right. The question is, shall House Bill 2473 pass.
27. Those in favor vote Aye. Those opposed Nay. The voting is open.
28. Have all those voted who wish? Have all those voted who wish?
29. Have all those voted who wish? Take the record. On that question,
30. the Ayes are 31, the Nays are 23, 1 Voting Present. House Bill 2473
31. having received the constitutional majority is declared passed.
32. House Bill 2484, Senator Vadalabene. Just...Senator Vadalabene.
33. Read the bill, Mr. Secretary.

1. ACTING SECRETARY: (MR. FERNANDES)
2. House Bill 2484.
3. (Acting Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Vadalabene.
7. SENATOR VADALABENE:
8. Yes, House Bill 2484 increases the Alternative Retirement
9. Annuity for firefighters. Under the State Employees Retirement...
10. System an Alternative Retirement Annuity is provided for certain
11. classes of employees whose duties are of a more hazardous or
12. strenuous nature. This group includes State Policemen, firefighters,
13. air pilots and special agents and the annual unit of pension is
14. somewhat higher and the age for retirement to be unreduced pension
15. is lower for the regular employees. This has the recommendation
16. of the State Employees Retirement System and I would ask for a
17. favorable vote.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Berning.
20. SENATOR BERNING:
21. Thank you, Mr. President. I rise in support of the bill. It's
22. approved by the Pension Laws Commission. The cost is nominal.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Is there further discussion? The question is, shall House
25. Bill 2484 pass. Those in favor vote Aye. Those opposed Nay.
26. The voting is open. Have all those voted who wish? Have all those
27. voted who wish? Take the record. On that question, the Ayes are
28. 55, the Nays are 1. House Bill 2484 having received the constitutional
29. majority is declared passed. House Bill 2488, Senator Lemke. Read
30. the bill, Mr. Secretary.
31. ACTING SECRETARY: (MR. FERNANDES)
32. House Bill 2488.
33. (Acting Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Lemke.

4. SENATOR LEMKE:

5. What this does is...amends the Act concerning clerks of
6. courts. Increases the minimum and maximum compensation allowed to be
7. paid to clerks of courts...circuit courts of each county. I ask
8. for its adoption.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? Senator Geo-Karis.

11. SENATOR GEO-KARIS:

12. Could you explain what the amendment did to the bill?

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Lemke.

15. SENATOR LEMKE:

16. Let's see, we have an amendment here. I mean...the House
17. Amendment. This is in counties of populations of less than
18. fourteen thousand...at least twelve thousand...fourteen thousand
19. and one to thirty thousand...thirteen thousand. Thirty thousand
20. and one to sixty thousand...fourteen thousand. Sixty thousand to
21. a hundred thousand...at fifteen thousand. A hundred thousand to
22. two hundred thousand sixteen five. Two hundred and one to three
23. hundred thousand eighteen thousand. Three hundred thousand and one
24. to a million, at least, twenty and over a million maximum of forty-
25. two five.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Geo-Karis.

28. SENATOR GEO-KARIS:

29. Are you...did you eliminate the maximum limits on that?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Lemke.

32. SENATOR LEMKE:

33. This is...you asked me what they meant. I don't know if that

1. amendment eliminated the maximums or the minimums. It just says
2. at least, so I assume it sets a minimum.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Rhoads.

5. SENATOR RHOADS:

6. Thank you, Mr. President and members of the Senate. The
7. Clerk of the Circuit Court of Cook County is a constituent of mine,
8. so I take interest in the bill. It seems by virtue of Senate
9. Amendment No. 1, which was adopted in the Senate, you have taken
10. off the lid for the maximum salary, which may be paid to the Circuit
11. Clerk in Cook County and you make the current maximum of forty-two
12. five the new minimum. Isn't that what you're doing by virtue of
13. Senate Amendment No. 1?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Lemke.

16. SENATOR LEMKE:

17. That's what we're doing, yes...in Cook County it's just forty-
18. two five...maximum and minimum.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Rhoads.

21. SENATOR RHOADS:

22. No, Senator, that's not what the amendment does. The...the
23. amendment makes forty-two five the new minimum and takes off any
24. maximum, isn't that correct?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Lemke.

27. SENATOR LEMKE:

28. It's says no more than forty-two five.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Rhoads.

31. SENATOR RHOADS:

32. I have the amendment here, on page 1, line 21 by deleting "not
33. more than" and inserting in lieu thereof "at least."

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Rhoads, your time has expired. Senator Kenneth Hall.
3. SENATOR KENNETH HALL:
4. No, I just wanted to be recognized after this is finished.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Geo-Karis, do you wish to speak a second time? All
7. right.
8. SENATOR GEO-KARIS:
9. Thank you, Mr. President and Ladies and Gentlemen of the
10. Senate. Don't...you all recall House Bill 342 that this Body in
11. its judgment said no, we don't want it because we don't want to
12. eliminate the maximums on...on county officials. The Circuit Court
13. Clerk is a county official and I think if we're going to keep in
14. mind with what we already decided in this Body then we should not
15. vote for this bill.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Lemke may close. The question is, shall House Bill
18. 2488 pass. Those in favor vote Aye. Those opposed Nay. The
19. voting is open. Have all those voted who wish? Have all those
20. voted who wish? Take the record. On that question, the Ayes are
21. 21, the Nays are 28. House Bill 2488 not having received the
22. constitutional majority is declared lost. House Bill 2492,
23. Senator Knuppel. Read the bill, Mr. Secretary.
24. SECRETARY:
25. House Bill 2492.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Knuppel.
30. SENATOR KNUPPEL:
31. Mr. Chairman and members of the Body. House Bill 2492 provides
32. an adjustment for State's Attorneys. It has some changes in it from
33. the present type of a situation. Presently State's Attorneys under

1. counties of thirty thousand are paid twenty-five thousand five
2. hundred. Over thirty thousand they're paid forty-two thousand
3. six hundred. With the amendment it now provides in counties of
4. less than ten thousand, the salary will stay at twenty-five
5. thousand five hundred. In counties from ten to twenty thousand,
6. it will stay at that level until the new State's Attorney is
7. elected in December, 1980 and then thereafter, it will be thirty-
8. one thousand five hundred. From twenty thousand to thirty thousand,
9. it will be twenty-five, five until December, 1980 and thereafter,
10. thirty-six thousand. From thirty thousand to one million, it will
11. be...will rise from forty-two thousand six hundred in 1980 to
12. fifty thousand five hundred thereafter, which is the same as what
13. a Circuit Judge receives. In Cook County where they have a large
14. staff and the administrative duties are extreme, the salary will
15. be fifty thousand until December of 1980 and will then raise to
16. fifty-eight thousand thereafter. Now, the State normally pays
17. two-thirds of this salary and you know how I feel about mandated
18. programs, so this bill contains a provision that the third of the
19. salary to be paid by the counties must be voted by the county board.
20. Otherwise, the increase amounts to only two-thirds of the indicated
21. amount. Now, what's happened in the last few years is we have
22. established Class X. It requires, in my opinion, a wiser, better
23. State's Attorney because we've removed discretion from judges and
24. invested that in State's Attorneys. I think that statistics show
25. that in 1976, even with the salaries we have for State's Attorneys
26. that sixty-four of the individuals elected had less than two and
27. a half years experience as practicing lawyers. We should do
28. everything we can in the society we live in to keep and maintain
29. qualified men in these positions and men of judgment and discretion
30. because they're dealing now with very serious crimes and they must
31. have some more discretion in charging than they have had previously.
32. I, personally, as you know, did support...
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator, your time has expired.

2. SENATOR KNUPPEL:

3. All right. I did support limiting their practice. I think
4. that we...if we can't do that, we have to raise the salary to
5. keep competent men.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Weaver.

8. SENATOR WEAVER:

9. A question of the sponsor. Senator Knuppel, did you say that in
10. this bill you don't disqualify a State's Attorney in a small
11. county from practicing law?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Knuppel.

14. SENATOR KNUPPEL:

15. There is no change. If they are in counties of less than
16. thirty thousand, they still may practice law. In counties of
17. over thirty thousand, they may not.

18. PRESIDENT:

19. Further discussion? Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. On a previous payraise bill for
22. ESR's educational service regions, I was off the Floor and I was
23. not voted. That's unfortunate, however, when I had one of those
24. gentlemen as a good friend of mine, came into my office some time
25. ago lobbying me to vote for his pay increase, I flat out told him
26. no and when he said why, I said because I see no reason why you
27. ought to make that much more money than me and he kind of stopped
28. and said well, that's about the best reason I've ever heard and
29. that's the reason why I'm opposed to this pay increase for State's
30. Attorneys. I see no reason why...they ought to make that much
31. more money than me.

32. PRESIDENT:

33. Further discussion? Senator Gitz.

1. SENATOR GITZ:
2. A question of the sponsor.
3. PRESIDENT:
4. He indicates he will yield. Senator Gitz.
5. SENATOR GITZ:
6. I...am I correct in assuming that's there no restriction on
7. an outside practice in the smaller counties in this bill?
8. PRESIDENT:
9. Senator Knuppel.
10. SENATOR KNUPPEL:
11. You are correct. In counties of less than thirty thousand
12. there is no restriction on practice except that which is provided
13. by ethics. Ethically, a State's Attorney should not handle an
14. adoption, a divorce or a negligence case arising out of his county.
15. PRESIDENT:
16. Senator Gitz.
17. SENATOR GITZ:
18. Well, Mr. President and members of the Senate. Two things.
19. Number one, I think that there's more rationale for a pay increase
20. for State's Attorneys than there is for the educational super-
21. intendents. I certainly agree with Senator Martin on that. I have
22. some reservations about supporting this bill, however, if they're
23. still going to be able to have an outside practice and I'd like to
24. finally close on this note. I had a very unusual experience in
25. which the Ogle County State's Attorney actually called me and says,
26. we don't want the pay increase, don't support it. There are several
27. counties involved in the district, but on that basis I have a great
28. deal of difficulty trying to support this bill.
29. PRESIDENT:
30. Further discussion? Senator Johns.
31. SENATOR JOHNS:
32. Senator Knuppel.
33. PRESIDENT:

1. He indicates he will yield. Senator Johns.

2. SENATOR JOHNS:

3. What's the national average for lawyers salary? Is there

4. such a thing?

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. I could...I couldn't tell you. I've not done any research.

9. You're talking about just lawyers, generally, but I would say that

10. and they do have statistics, I just didn't get them, but I would

11. say the average lawyer with ten years experience in downstate

12. Illinois is making between forty and sixty thousand and that the

13. better lawyers go on up to well over a hundred thousand...some of

14. them. Now, this is...this is capable men who have practiced, at

15. least, ten years who are the type of men you'd want in a...as

16. State's Attorneys in counties of over twenty thousand people.

17. PRESIDENT:

18. Senator Johns.

19. SENATOR JOHNS:

20. Well, I think this raise is justified, then in...under those

21. conditions and trying to keep good men in office.

22. PRESIDENT:

23. Further discussion? Senator Egan.

24. SENATOR EGAN:

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

26. the arguments against this payraise are...are all in comparison one

27. to the other and if we look at the value of the job and how much

28. the individual that should be performing the job well is worth,

29. it certainly is not too much money and I support your favorable

30. consideration.

31. PRESIDENT:

32. Further discussion? Senator Berning.

33. SENATOR BERNING:

1. A question of the sponsor, please.

2. PRESIDENT:

3. He indicates he will yield. Senator Berning.

4. SENATOR BERNING:

5. Senator, where in the bill does it say that the county must
6. enact an ordinance to pay the one-third salary? I...I don't
7. quite pick that out.

8. PRESIDENT:

9. Senator Knuppel.

10. SENATOR KNUPPEL:

11. It's...it's on the last page of the two page amendment. You
12. see, everything was stricken after it came over from the House and
13. it says "the State's Attorney shall not receive the county's
14. portion of the salary increase provided for in this Amendatory Act
15. unless the county board approves funds to pay the thirty-three and
16. a third percent increase that they're responsible for." So this
17. payraise may, if the county doesn't want to pay it or it's in
18. financial embarrassment, may only amount to two-thirds of what I've
19. suggested.

20. PRESIDENT:

21. Is there any further discussion? Senator Berning.

22. SENATOR BERNING:

23. If I have the proper amendments, Senator, and I only have one,
24. it does not refer to counties, it just says Cook County shall
25. furnish thirty-three and a third percent.

26. PRESIDENT:

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. Well, Sir, there were two...very frankly, there were two
30. amendments distributed. They called one back at the last minute.
31. The one that...that's...that should be in...the correct one and
32. I've checked this and I've got the...the analysis here...the
33. correct one provides and this is something that the Governor wanted

1. in the bill...something I wanted in the bill. I don't believe
2. we should mandate this on the counties, so the correct one and
3. I'm sure that's right, the correct one has any county.

4. PRESIDENT:

5. Further discussion? Senator Bowers.

6. SENATOR BOWERS:

7. Senator Knuppel, was Amendment No. 1 that was adopted, I
8. believe, on June 22nd, was that Tabled in lieu of Amendment No. 2?
9. Is that why we're confused?

10. PRESIDENT:

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. This amendment was put on Saturday morning, which would have
14. been the 23rd. I...I was gone. I...I had a sale and I had some
15. help on this and...and it should have been Tabled and if it
16. wasn't, then there...then there is confusion, but the...the
17. amendment...the second amendment was brought up here too late
18. to get it on on Friday and was to be placed on...I left it with
19. someone here to place on there on Saturday morning. I didn't
20. realize that the other amendment had been adopted.

21. PRESIDENT:

22. Further discussion? Senator Bowers.

23. SENATOR BOWERS:

24. Well, I...the only reason I asked the question is because
25. they don't appear to be compatible and...our records, at least,
26. those I'm looking at now, show them both as being adopted.

27. PRESIDENT:

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. All...all right, then here's what the problem is. This, I...
31. I didn't handle the amendment and I cannot guarantee that, but...
32. but they tell me at...down there at the Secretary's Desk that both
33. amendments went on. The second amendment...which one have you got

1. on there as the second amendment?

2. PRESIDENT:

3. Mr. Secretary.

4. SECRETARY:

5. Yes. Amendment No. 2 is the one that is referring to the
6. thirty-three and a third percent. Amendment No. 1 does not refer
7. to that.

8. SENATOR KNUPPEL:

9. All right. Let's take it out of the record, then and...and
10. I'll ask leave right at this point, to take it to 2nd reading, if
11. I may, of this Body because it was...well, wait a minute. The
12. reason I wasn't here Saturday morning...the reason this occurred
13. was because I had a...a farmland sale that had been scheduled and
14. the farm next to where I live was being sold, so I would ask leave
15. and I'd ask the courtesy of the Body to take it to...to take it
16. back to 2nd reading, to Table Amendment No. 1 and then return it
17. to amendment...to 3rd reading.

18. PRESIDENT:

19. All right. You've heard the request. Is leave granted?
20. Senator Knuppel has sought leave to return House Bill 2492 to the
21. Order of 2nd reading for the purpose of Tabling an amendment.
22. Leave is...has been granted. On the Order of House Bills, 2nd
23. reading...Senator Knuppel.

24. SENATOR KNUPPEL:

25. I'd move to reconsider the vote by which Amendment No. 1 was
26. adopted.

27. PRESIDENT:

28. All right. Let's...we're on House Bills, 2nd reading, House
29. Bill 2492. Senator Knuppel moves to reconsider the vote by which
30. Amendment No. 1 was adopted. All in favor signify by saying Aye.
31. All opposed. The Ayes have it.

32. SENATOR KNUPPEL:

33. Now, I would move to Table Amendment...

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H. B. ...
...

1. PRESIDENT:

2. The amendment...the vote is reconsidered. Senator Knuppel
3. now moves to Table Amendment No. 1 to House Bill 2492. All in
4. favor signify by saying Aye. All opposed. The Ayes have it.
5. The amendment is Tabled. Further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDENT:

9. 3rd reading. 2500, Senator Berman. Senator Hall, for what
10. purpose do you arise?

11. SENATOR HALL:

12. A point of personal privilege, Mr. President. Mr. President,
13. I think the Body, as a whole, would like to thank the hosts who
14. put on one of the grandest evenings we've had in Springfield last
15. night and I think special praise should go to...Senator Maragos,
16. who...provided the liquor and the wine, Senator Nash, who gave us
17. the entertainment and the cooks, Senator Geo-Karis, who had all
18. the pastries and help, Senator Jerome Joyce, who provided the lamb,
19. Senator Donnewald, who supplied the beer and Senator Carroll and
20. the Governor, who made all the arrangements. I think that all of
21. us should give them a round and a vote of thanks.

22. PRESIDENT:

23. All right. On the...Senator...Senator Berman on 2500. On...
24. on the Order of House Bills, 3rd reading, is House Bill 2500.
25. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 2500.
28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Berman.

32. SENATOR BERMAN:

33. Thank you, Mr. President. House Bill 2500 makes a number of

1. changes in the Crime Victims Compensation Act. The bill has
2. been...developed with the close working of the Attorney General's
3. Office and their Crime Victims Division. The bill would make a
4. number of changes as follows. It would allow guardians and
5. conservators to file claims under the Act. It expands the
6. definition of pecuniary loss. It allows a setoff against the
7. award for future earnings and earnings which are unreasonably
8. foregone by the applicant or victim. The average monthly income
9. limit is raised from five hundred to seven hundred and fifty dollars
10. per month. It gives the Court of Claims the power to promulgate
11. necessary rules. It issues subpoenas and et cetera in administering
12. the Act. It gives the Attorney General the power to promulgate
13. rules necessary to carry out his duties under the...the Act to
14. investigate claims, accept...applications and represent the State
15. in compensation claim cases. The Attorney General shall provide
16. information concerning the availability of compensation under the
17. Act. The law enforcement agencies and hospitals which shall rely
18. such information to the victims. It sets forth a time period in
19. which the notice of claim must be filed with the Attorney General,
20. which is six months and the time period in which the claim must
21. be filed with the Court of Claims...which is one year. It requires
22. that appropriate law enforcement agencies be notified of the crime
23. that's involved in order to be a prerequisite to the filing of the
24. claims under here and it raises the award limit from ten thousand
25. dollars to twenty-five thousand dollars. I'd be glad to respond to
26. any questions and solicit your affirmative vote.

27. PRESIDENT:

28. Is there any discussion? Senator Geo-Karis.

29. SENATOR GEO-KARIS:

30. One question to the sponsor, please.

31. PRESIDENT:

32. He indicates he will yield. Senator Geo-Karis.

33. SENATOR GEO-KARIS:

1. The attorney's fees were deleted from this bill, were they
2. not, Senator Berman?

3. PRESIDENT:

4. Senator Berman.

5. SENATOR BERMAN:

6. No. That...that was by inadvertence in the House. They've
7. been put back in, as they are in the Act and that is..that was
8. by amendment from Senator Shapiro the other day that fees could
9. be charged when there is a hearing.

10. PRESIDENT:

11. Senator Geo-Karis.

12. SENATOR GEO-KARIS:

13. Mr. President, Ladies and Gentlemen of the Senate. I speak
14. in favor of this bill. I thought the fees were out, but I guess
15. they're in both bills. This is the companion bill. If this is
16. a very well drawn bill, a necessary bill and I'd certainly speak
17. in favor of it.

18. PRESIDENT:

19. Is there any further discussion? Senator Johns.

20. SENATOR JOHNS:

21. Senator Berman...

22. PRESIDENT:

23. He indicates he will yield. Senator Johns.

24. SENATOR JOHNS:

25. A couple of weeks ago...maybe not that long, we had a young
26. lady...murdered in our town and she was separated or divorced
27. from her husband. She had a two year old son. Now, when I
28. pursued helping this child under this Act, I was told that in
29. order for the child to receive burial expenses for the...for the
30. mother...you know, so that he wouldn't have this or his grandmother
31. or anyone else having the payments, that the sheriff had to make
32. the application upon the request of the parents and so forth...is...
33. you know, how does this work? Is this in the...is this in the same

1. field as I'm talking about?

2. PRESIDENT:

3. Senator Berman.

4. SENATOR BERMAN:

5. Did you say the sheriff? No...

6. SENATOR JOHNS:

7. I was told by the Attorney General's Office and the...under

8. the Crimes Compensation Act, that the sheriff had to make the

9. request to the Attorney General...

10. SENATOR BERMAN:

11. No, I don't...

12. SENATOR JOHNS:

13. ...Office for compensation for the two year old child to

14. carry out the burial costs. Is that...

15. SENATOR BERMAN:

16. Well, I...I don't think that's correct. I don't think there...

17. that there is any law enforcement person that has to make any of

18. these claims. What this bill does do, is allows the guardians of

19. that child or the conservator of that child to make claims and I

20. believe that they would be allowed. I don't...there's...to my

21. knowledge, there's no roll for the sheriff, at all in this...under

22. this Act.

23. PRESIDENT:

24. Further discussion? Senator D'Arco.

25. SENATOR D'ARCO:

26. ...oh...

27. PRESIDENT:

28. Senator D'Arco.

29. SENATOR D'ARCO:

30. Arthur, I was told by a former colleague of ours, that...that

31. this bill would give compensation to a person who lived in the

32. same household, but was unrelated to the victim. Now, I don't

33. see that in the bill, but are you familiar with that argument to

1. this bill?

2. PRESIDENT:

3. Senator Berman.

4. SENATOR BERMAN:

5. That's the first of I've heard of it. I'm not aware of
6. that kind of a provision...

7. PRESIDENT:

8. Further discussion? Senator Wooten.

9. SENATOR WOOTEN:

10. Thank you, Mr. President. Do I understand the House struck
11. out the provision which would have limited attorney's fees, but
12. still allows the setoffs of attorney's fees...attorney fees paid?

13. PRESIDENT:

14. Senator Berman.

15. SENATOR BERMAN:

16. The House...in an amendment struck out the Section dealing
17. with attorney's fees. That has been put back in by an amendment
18. put on by Senator Shapiro.

19. PRESIDENT:

20. ...Senator Wooten.

21. SENATOR WOOTEN:

22. That's not a limitation of fees, though.

23. PRESIDENT:

24. Senator Berman.

25. SENATOR BERMAN:

26. The only time the fees are allowed under this Act, as amended,
27. under the old law and this law is when a hearing is required.

28. PRESIDENT:

29. Senator Wooten.

30. SENATOR WOOTEN:

31. Well, it's been suggested that this is a very complex Act
32. made more complex by this reorganization. In terms like the
33. applicant must have cooperated fully with the police leads to a

1. variety of interpretations and must show that you've exhausted
2. all other possible benefits. It could be quite a burden. I
3. don't pretend to know all about the complexities of this law,
4. but it seems to me that the process is being far more complicated
5. when we should be simplifying it.

6. PRESIDENT:

7. Further discussion? Senator Bruce.

8. SENATOR BRUCE:

9. Well, I...I am concerned about the attorney's fees. As I
10. read the Section 17, which...reading Senator Shapiro's amendment,
11. which dealt with...with a different a page number, it seems to me
12. that this says that if you can go in and negotiate a higher
13. settlement, that the attorney's fees is the amount in excess of
14. the compensation offered or accepted or awarded plus the costs
15. of suits and attorney's fees actually incurred. Now, right now
16. as I recall the present Statute on a death claim the attorney cannot,
17. in fact, even get a fee and I think there is a prohibition against
18. a fee and I just...I am very concerned to see language that says
19. we are going to pay attorney's fees in...excess of the amount
20. that they first offered. I wonder if someone can clarify where
21. we are with attorney's fees?

22. PRESIDENT:

23. Senator Berman.

24. SENATOR BERMAN:

25. I think you're reading...the Section 17 deals with the rights
26. of subrogation, as to what is of...what is recovered when the State
27. or the claimant sue a third party. That's not the Section that
28. deals with the attorney's fees that are allowed under the Act.

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Well, my question still is, is there a limitation or a prohibition
33. against fees when there is a death claim filed? Is...I had one of

1. these not very long ago and as I recall there was an absolute
2. prohibition against a fee in a death claim filing.

3. PRESIDENT:

4. Senator Berman.

5. SENATOR BERMAN:

6. The...the fees are paid as follows. If it...if there is no
7. hearing, in other words, if it's just admission of a claim, there
8. is no fees. If there is a hearing, in other words, there is some
9. kind of contest or debate between the Attorney General's Office,
10. the court and the claimant, the court has the power to allow fees.
11. Period. It's up to the court to allow fees, if there is a hearing
12. of some contest or other. Other than that, that's the extent of
13. the fees that are allowed under this case.

14. PRESIDENT:

15. Further discussion? Senator Bloom.

16. SENATOR BLOOM:

17. The sponsor yield?

18. PRESIDENT:

19. He indicates he will yield. Senator Bloom.

20. SENATOR BLOOM:

21. Does this...does this require police officers to give some
22. kind of written notification to victims that...or some kind of a
23. notification of victims that they...what their eligibility requirements
24. are?

25. PRESIDENT:

26. Senator Berman.

27. SENATOR BERMAN:

28. There is an educational...or public...publicity program that
29. has been instituted with the Attorney General and local law
30. enforcement officials for the dissemination of information to
31. crime victims about the resources available under this Act.

32. PRESIDENT:

33. Senator Bloom.

1. SENATOR BLOOM:
2. ...Senator Berman, and that's not what I'm talking about. I
3. mean, do the investigating officers have to inform these people of
4. their rights or...right, Section B, page 4, line 9 through 14.
5. That's what I'm referring to.
6. PRESIDENT:
7. Senator Berman.
8. SENATOR BERMAN:
9. Yes.
10. SENATOR BLOOM:
11. Okay, so it does. I wonder if this is, perhaps, the best
12. use of our peace officers' time. I mean, Senator Netsch has
13. them taken off to detoxification centers and now we're informing
14. them of various rights. Thank you.
15. PRESIDENT:
16. Is there any further discussion? Senator Berman may close.
17. SENATOR BERMAN:
18. This bill has been worked on with and is supported by the
19. Attorney General's Office, by the Court of Claims, by Chief Judge
20. Rowe and is a response to needed expansion and delineation of the
21. Court of Claims Victims Compensation Act. I ask for a...favorable
22. roll call.
23. PRESIDENT:
24. The question is, shall House Bill 2500 pass. Those in favor
25. will vote Aye. Those opposed will vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Take the record.
27. On that question, the Ayes are 48, the Nays are 9, 1 Voting Present.
28. House Bill 2500 having received the constitutional majority is
29. declared passed. 2509, Senator Johns. Senator Johns on the Floor?
30. On the Order of House Bills, 3rd reading, House Bill 2509. Read
31. the...Senator Johns, for what purpose do you arise?
32. SENATOR JOHNS:
33. Mr. President, on 2509 I've been informed by the Chairman of

AB 2522
6/26/77
2nd reading

1. the Insurance Study Commission that 2509 has been incorporated
2. entirely into 961. The House sponsor has agreed to all that. I
3. now move to Table House Bill 2509.

4. PRESIDENT:

5. Senator Johns moves to Table House Bill 2509. All in favor
6. say Aye. All opposed. The Ayes have it. The bill is Tabled.
7. 2522, Senator Maragos. Senator Nedza, for what purpose do you arise?

8. SENATOR NEDZA:

9. For the purpose of the...to make a motion to Table House Bill
10. No. 2019 and 2020. Those two bills are also being placed into
11. House Bill 961, so I would...make a motion to Table those two bills.

12. PRESIDENT:

13. All right. Top of page 13 on House Bills, 3rd reading, House
14. Bill 2019 and 2020. Senator Nedza moves to Table those two bills.
15. All in favor signify by saying Aye. All opposed. The Ayes have it.
16. Those bills are Tabled. On the Order of House Bills, 3rd reading,
17. bottom of page 20, House Bill 2522. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 2522.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Maragos.

24. SENATOR MARAGOS:

25. Mr. President and members of the Senate. House Bill 2522 is
26. exactly as the Calendar states it and as the digest states it. It
27. gives the Property Tax Appeal Board independence from the Department
28. of Local Government Affairs. I think it is like any judicial body,
29. it should be independent of any other administrative agency and I
30. move for its passage.

31. PRESIDENT:

32. Is there any discussion? If not, the question is, shall
33. House Bill 2522 pass. Those in favor will vote Nay. Those opposed

1. will vote Nay. The voting is open. Have all voted who wish?
2. Have all voted who wish? Take the record. On that question,
3. the Ayes are 50, the Nays are 2, none Voting Present. House
4. Bill 2522 having received the constitutional majority is declared
5. passed. Top of page 21, House Bill 2545, Senator Merlo. On the
6. Order of House Bills, 3rd reading, is House Bill 2545. Read the
7. bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 2545.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDENT:
13. Senator Merlo.
14. SENATOR MERLO:
15. Mr. President, 2526 first. I...I'll take that one first, if
16. you wish and then go back.
17. PRESIDENT:
18. It was amended today. Can't call it.
19. SENATOR MERLO:
20. I understand. Okay. 2545. Mr. President and members of
21. the Senate, this bill was on the Agreed List and I had it recalled
22. for an amendment and so we find it now on 3rd reading. It's a
23. simple bill. It provides for the staggering of terms for the
24. seven member board of directors of the public township libraries.
25. This bill is needed to provide continuity in conducting library
26. business. It's one that's in...supported by the Library Association
27. and I ask your favorable consideration.
28. PRESIDENT:
29. Is there any discussion? If not, the question is, shall
30. House Bill 2545 pass. Those in favor will vote Aye. Those opposed
31. will vote Nay. The voting is open. Have all voted who wish?
32. Have all voted who wish? Take the record. On that question,
33. the Ayes are 53, the Nays are none, none Voting Present. House

1. Bill 2545 having received the constitutional majority is declared
2. passed...Yes, Senator Maragos, for what purpose do you arise?

3. SENATOR MARAGOS:

4. Unfortunately, I wasn't at my desk at the time this vote and
5. I would have voted Aye if I was...

6. PRESIDENT:

7. The Journal will so reflect. On the Order of House Bills,
8. 3rd reading, House Bill 2547. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 2547.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. SENATOR D'ARCO:

14. Mr...

15. PRESIDENT:

16. Senator D'Arco.

17. SENATOR D'ARCO:

18. Maybe it's appropriate that a baby was crying in the gallery
19. because this is a new idea we have here and just like a new baby.
20. This amends the Insurance Code by creating the Illinois...Insurance
21. Exchange. What this will do, is create an exchange like the Lloyd's
22. of London for people who wish to insure high risk type of situations.
23. What you would have to do is suscribe to the exchange in the amount
24. of thirty thousand or more and we would...you would need a capitali-
25. zation of two million dollars to form a syndicate and there would
26. be exchange brokers on the floor of the exchange bidding on the
27. various insurable risks that are before the exchange. The minimum
28. amount of insurable risks that can be insured is a premium of
29. fifty thousand dollars. I don't know of any objection to the bill.
30. It's a new idea. I would be happy to ask any...answer any questions
31. on the bill and I would ask for a favorable vote.

32. PRESIDENT:

33. Further discussion? Senator Rupp.

1. SENATOR RUPP:

2. Thank you, Mr. President. I think that baby was crying. It
3. was a very alert child. He was crying because he realized what
4. this bill was, I think. This bill is a new idea, but it's too new
5. as far as some of the arrangements in it are concerned. It is not
6. an exact duplicate of Lloyd's of London and there are some factors
7. of it that are not attractive. That is a...if it were a duplicate
8. of Lloyd's of London, I think it would be a fine arrangement, but
9. there are some differences and because of that, I ask for a No
10. vote on this bill.

11. PRESIDENT:

12. Any further discussion? Senator D'Arco, do you wish to close
13. the debate?

14. SENATOR D'ARCO:

15. Yes, Mr. President, there...let me...let me say that there's
16. going to be a fee charged to the exchange that will bring back a
17. premium to the State of some five million dollars a year in fees
18. to the General Revenue Fund and New York has already enacted a
19. law that would create an...an insurance exchange in New York to
20. compete with Lloyd's of London and it is my understanding that
21. they're...they're having some problems functioning the exchange
22. and that our bill is...has much stricter requirements in it and
23. it does provide and I think this is very interesting, that a
24. syndicate can only write a risk in the amount of ten percent of
25. the amount of its total capitalization, so they...they can't over-
26. extend themselves to the...to the point of liquidation and it also
27. provides for a guarantee fund and each syndicate would have to pay
28. a fee into the fund in case there was a liquidation. There are
29. many safeguards in this bill to protect the consumer against any
30. type of insurable risks that the exchange is willing to write. I
31. ask for a favorable vote. It is a new idea and it's going to
32. create a lot of jobs for people to work. Thank you very much.

33. PRESIDENT:

1. Senator Berning.

2. SENATOR BERNING:

3. A question of the sponsor, please.

4. PRESIDENT:

5. He indicates he will yield. Senator Berning.

6. SENATOR BERNING:

7. Senator, unfortunately I have not had the opportunity to read
8. the whole bill. As I understand it, you're establishing an insurance
9. exchange, but what provision is there for the actual insurance? Is
10. the exchange acting as an insurance company and if so, what is the
11. capitalization? We don't allow an insurance company or a
12. group of individuals to write insurance for any kind of premiums
13. unless there is adequate funding to satisfy claims. Now, you're
14. talking about big money...permiums here, fifty thousand and over.
15. What's the capitalization for this?

16. PRESIDENT:

17. Senator D'Arco.

18. SENATOR D'ARCO:

19. Before the exchange becomes functional, there must be a total
20. of four million dollars that would have to be received by a interim
21. board of directors that would be appointed by the Governor to under-
22. take this task. Once the four million dollar minimum becomes a...
23. is received then the board of directors would apply for a certificate
24. of authority from the Department of Insurance and that would legalize
25. them to operate this exchange and it would take in order...in order
26. to belong to the exchange, you would have to have...you would have to
27. have a syndicate of two million...each syndicate would have to be
28. capitalized in the amount of two million dollars and they can only
29. insure up to ten percent of their total amount of capitalization to
30. prevent them from overinsuring on any risks. It's much more
31. restrictive than Lloyd's of London and it...who...who wants this bill,
32. huh? Anybody. You want to be a suscriber, come up with thirty
33. thousand dollars. We'll all pitch in. We'll get two million dollars

1. together and we'll form a syndicate.

2. PRESIDENT:

3. Further discussion? Senator Berning.

4. SENATOR BERNING:

5. Senator, I'm sorry. I still don't understand. What is the...

6. what is the framework? Is this an insurance company or this a

7. syndicate of insurance companies? Four million dollars is not

8. going to be adequate capital to withstand the potential claims for

9. premiums of fifty thousand dollars or two million dollars.

10. PRESIDENT:

11. Senator D'Arco.

12. SENATOR D'ARCO:

13. No. All the four million dollars does, is activate the mechanism to

14. start the exchange into operation. The...you know, all the insurance

15. companies are going to participate in this exchange.

16. SENATOR BERNING:

17. That's what I wanted to know.

18. SENATOR D'ARCO:

19. Is that what you wanted to know? Okay, now you know.

20. PRESIDENT:

21. Further discussion? Senator Ozinga.

22. SENATOR OZINGA:

23. A question.

24. PRESIDENT:

25. He indicates he will yield.

26. SENATOR OZINGA:

27. Wouldn't this be a facility that could be used, Senator D'Arco...

28. wouldn't this be a facility that could be used by a group of doctors

29. or a hospital in order to cover their malpractice?

30. PRESIDENT:

31. Senator D'Arco.

32. SENATOR D'ARCO:

33. The...I...yeah, it could be used for that purpose.

1. PRESIDENT:
2. Further discussion? Senator Weaver.
3. SENATOR WEAVER:
4. Senator D'Arco, would they be handling Workmen's Comp, also?
5. PRESIDENT:
6. Senator D'Arco.
7. SENATOR D'ARCO:
8. That question was brought up. If the minimum premium was
9. fifty thousand or more they...they would be able to handle
10. Workmen's Comp...they would...their...usually going to handle
11. high risk situations and there wouldn't be a necessity, really,
12. to handle Workmen Compensation.
13. PRESIDENT:
14. Further discussion? Senator Collins.
15. SENATOR COLLINS:
16. Are there any controls or limitations on rates...regulations
17. for rate control?
18. PRESIDENT:
19. Senator D'Arco.
20. SENATOR D'ARCO:
21. This bill has nothing to do with rate making...rate...you
22. mean rate making?
23. PRESIDENT:
24. Senator Collins.
25. SENATOR COLLINS:
26. Control over the cost of premium. How...how are they going
27. to do...you're saying they're going like bid for...for the contracts
28. or something...insurance premiums.
29. PRESIDENT:
30. Senator D'Arco.
31. SENATOR D'ARCO:
32. What it amounts to...it amounts to an operation...I don't...
33. I don't know if you're familiar with bookies and how they operate.

1. Oh, well...you know, they...they...they take a...like ten thousand
2. dollars on a bet that they make with a better and then they sell
3. off some of that bet to another bookie. This is what I was told.
4. I mean, I don't know myself, personally and so they...they don't
5. want to take all the risks themselves, so they reinsure their own
6. risk with another...is that what you want to know?

7. PRESIDENT:

8. Yes, Senator Collins.

9. SENATOR COLLINS:

10. Okay.

11. PRESIDENT:

12. I didn't want him to take up your time. Senator.

13. SENATOR COLLINS:

14. Senator...Senator D'Arco, as chairman of that...you are
15. Chairman of the Insurance Committee and I...I think you were
16. very concerned about keeping all of the insurance rateing bills
17. in committee to study them and to come up with the more reasonable
18. package of bills dealing with insurance. You say this is a new
19. idea. Why didn't you leave this one in there and study it a little
20. more?

21. PRESIDENT:

22. Senator D'Arco.

23. SENATOR D'ARCO:

24. No, we...and if you look at 961, which we hope to pass on
25. 3rd reading, we came up with about five viable alternatives that
26. we thought would help alleviate the problem of the increased
27. costs of a premium to the consumer. If you read that bill, you'll...
28. you'll see that we provide all kinds of mechanisms for underinsurance
29. and uninsurance and bodily injury and liability to provide that
30. the...consumer is going to get a fair break. It's a comprehensive
31. package of bills. You heard Senator Johns just Table the other
32. bills that were related to that 'cause we put everything in one
33. comprehensive package. Senator Rupp and I worked on it very hard

7451400
2nd Reading
6-26-79

1. and we hope that it will alleviate some of the problem that...in
2. the insurance industry.
3. PRESIDENT:
4. There are six members who have indicated their desire to
5. speak. Senator D'Arco, I wonder if we might strike a bargain and
6. we'll take this out of the record and start there tomorrow. Is that
7. fair? So we...I think some of the membership has indicated they
8. have dinner plans and people waiting on them, so we're just going
9. to try to...all right. Earlier...earlier in the day, with leave of
10. the Body, we will return to the Order of House Bills, 2nd reading.
11. Senator Graham has a bill he wishes advanced to the Order of 3rd
12. reading. With leave of the Body, we'll go to that Order and then
13. we have a number of messages and a couple of motions to clean up
14. and then we can adjourn until nine o'clock tomorrow morning. Mr.
15. Secretary, on the Order of House Bills, 2nd reading, resumes House
16. Bill 1400. Read the bill, Mr. Secretary.

17.
18. (END OF REEL)
19.
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33.

AB 1400
6-26-79
2nd Reading
Amend 1 & 2
REEL#11

1. SECRETARY:

2. House Bill 1400.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. No committee amendments.

5. PRESIDENT:

6. Are there any amendments from the Floor?

7. SECRETARY:

8. Amendment No. 1 offered by Senator Graham.

9. PRESIDENT:

10. Senator Graham.

11. SENATOR GRAHAM:

12. Yes, Mr. President, and members of the Senate. This is
13. an amendment to this little bill that the Speaker held up,
14. they had it about three months, we're going to have it about
15. three days. Mine's technical in nature, it corrects some
16. typo errors, and changes the words from commerce to revenue
17. where they apply. I move its adoption.

18. PRESIDENT:

19. Senator Graham has moved the adoption of Amendment No. 1
20. to House Bill 1400. Is there any discussion? If not, all
21. in favor signify by saying Aye. All opposed. The Ayes have
22. it. The amendment is adopted. Any further amendments?

23. SECRETARY:

24. Amendment No. 2 offered by Senator Netsch.

25. PRESIDENT:

26. Senator Netsch.

27. SENATOR NETSCH:

28. Thank you, Mr. President. Amendment No. 2 would delete
29. the language which in effect would transfer certain responsibilities
30. with respect to information about...rates from BED to DOT.
31. The feeling is that that function already is in BED and it
32. should remain there, I have cleared this amendment with the
33. House sponsor of the bill, and I would move its adoption.

1. PRESIDENT:

2. All right, Senator Netsch has moved the adoption of
3. Amendment No. 2 to House Bill 1400. Is there any discussion?
4. Senator Graham.

5. SENATOR GRAHAM:

6. I want to compliment the genial Senator from Chicago,
7. she had a hundred and forty-three amendments and she boiled
8. it down to one. I approve its adoption.

9. PRESIDENT:

10. All right, Senator Netsch has moved the adoption of
11. Amendment No. 2 to House Bill 1400. Is there any discussion?
12. If not, all in favor signify by saying Aye. All opposed.
13. The Ayes have it. The amendment is adopted. Any further
14. amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDENT:

18. 3rd reading. Messages from the House.

19. SECRETARY:

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

21. Mr. President - I am directed to inform the Senate
22. the House of Representatives has concurred with the Senate
23. in the passage of the following bills, together with House
24. ...a request for concurrence in House amendments:

25. Senate Bill 905, with House Amendment No. 6,7, and 8.

26. Senate Bill 906, with House Amendments No. 1 and 2.

27. Senate Bill 745, with House Amendments No. 1 and 2.

28. Senate Bill 1172, with House Amendments No. 1 and 2.

29. PRESIDENT:

30. Secretary's Desk, Concurrence.

31. SECRETARY:

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

33. Mr. President - I am directed to inform the Senate
the House of Representatives has refused to concur with the

HB 1400
Recall
6-26-79
Amend #3

- 1. Senate in the bills with the following titles...House Bills
- 2. with the following titles together with Senate Amendments:
- 3. House Bill 437, with Senate Amendment No. 1, 2, and 3.
- 4. House Bill 440, with Senate Amendment No. 1.
- 5. House Bill 524, with Senate Amendment No. 2.
- 6. House Bill 1119, with Senate Amendment No. 1.
- 7. House Bill 1048, with Senate Amendment No. 1.

8. PRESIDENT:

9. Secretary's Desk Non-concurrence. Senator Graham for
10. what purpose do you rise?

11. SENATOR GRAHAM:

12. I wish Grotberg would never go to the bathroom, but he
13. did this time, and they have another amendment they'd like
14. to try on 1400 as long as we haven't...to get it ready for
15. tomorrow.

16. PRESIDENT:

17. You really have to be kidding. Is there leave to return
18. House Bill 1400...on the Order of House Bills 3rd reading, is
19. House Bill 1400. Is there leave to return that bill to the
20. Order of 2nd reading for purposes of an amendment? Leave
21. is granted. On the Order of House Bills 2nd reading, is House
22. Bill 1400. Mr. Secretary, further amendments?

23. SECRETARY:

24. Amendment No. 3 offered by Senator Grotberg.

25. PRESIDENT:

26. Senator Grotberg.

27. SENATOR GROTEBERG:

28. Yes, this places the name of this new department as the
29. Department of Commerce and Community Affairs, that's all it
30. does. Commerce and Community Affairs, that's the name change.
31. It's asked for by the Administration.

32. PRESIDENT:

33. Is there any discussion? Senator Netsch.

1. SENATOR NETSCH:

2. If it had been that way from the beginning, maybe so, but
3. the...this is more than the eleventh hour, it would involve
4. restructuring and five hundred and forty-two page bill. It
5. is just impossible, it was agreed when the bill left the House,
6. and sometime ago that it would be called the Department of
7. Commerce and with all due respect, Senator Grotberg, I think
8. it is just too late to try to make that change now.

9. PRESIDENT:

10. Further discussion? Senator McMillan.

11. SENATOR MCMILLAN:

12. Well, Senator Netsch, I would only add, if you want to
13. go back to the beginning, the Executive Order, and so forth
14. called for the...creation of Department of Commerce and
15. Community Affairs. It was the Chamber of Commerce whose
16. idea it was to have a Department of Commerce and they didn't
17. want another thing with it, they wanted it pure, so if we're
18. talking about the substance of the Executive Order, and the
19. substance of the reorganization it becomes the Department
20. of Commerce and Community Affairs, and I think those people
21. that have interest in the community affairs functions of it
22. very well deserve to have the name of the department so they'll
23. know where to seek assistance.

24. PRESIDENT:

25. Further discussion? Senator Graham. Senator Netsch.

26. SENATOR NETSCH:

27. I recognize that, Senator McMillan, but the decision to
28. make it the Department of Commerce was worked out with the
29. Governor's people in the House before that bill ever left, and
30. I'm sorry, I just think it is too late to make the change now.
31. There is no way that we could redo this five hundred and forty-
32. two page bill and still get it passed. So I would hope that the
33. ...it would have been nice if it started out that way, but it did

1. not, and I think now it has just got to remain the way
2. it is, in the bill.

3. PRESIDENT:

4. Senator Bruce.

5. SENATOR BRUCE:

6. Did you have a hearing. No, no.

7. PRESIDENT:

8. Further discussion? Senator Grotberg may close.

9. SENATOR GROTBORG:

10. Well, in all deference to the Lady from Cook, we got
11. the bill yesterday. The Senate sponsor has been very quiet
12. until now, as to what was going to happen. The amendment
13. is here, it just by reference changes the name all the way
14. through no matter what happens to this bill, it's...this
15. doesn't change a five hundred page bill substantively, it
16. does what we do here every day, it changes the name, and I
17. see no real reason for any objection to it, let's just put
18. it on, the House is going to have to concur with us.
19. ultimately anyway, so let's change the name and send it back.
20. I move the adoption of Amendment No. 3

21. PRESIDENT:

22. Senator Grotberg has moved the adoption of Amendment No.
23. 3 to House Bill 1400. A roll call has been requested. Those
24. in favor of the amendment will vote Aye. Those opposed will
25. vote Nay. The voting is open. Have all voted who wish? Have
26. all voted who wish? Take the record. On that question, the
27. Ayes are 31, the Nays are 24. None Voting Present. The
28. amendment's adopted. Further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. Senator Bruce for what purpose do you
33. rise?

1. SENATOR BRUCE:

2. Yes, Mr. President, as Senate sponsor, so that everyone
3. understands, of House Bill 2410, which just passed this Body
4. 47 to something or other, I would move to reconsider the
5. vote by which that bill passed, because certain members have
6. gotten exerised about it and think there are problems created
7. for the, I guess the foursome that run this Body, the four
8. members of the Appropriations Committee, I'm sure are looking
9. at this thing feverishly, so I would move to reconsider the
10. vote by which that bill passed, and put it back on 3rd reading
11. so everyone can take a second look at this piece of legislation.
12. It is on the Calendar, yes it passed today.

13. PRESIDENT:

14. On the Order...

15. SENATOR BRUCE:

16. And I am the sponsor, no tricks.

17. PRESIDENT:

18. On the Order of Motions in Writing. Senator Bruce has
19. moved to reconsider the vote by which House Bill 2410 has
20. passed. A roll call is required, 30 affirmative votes are
21. necessary. Senator Walsh.

22. SENATOR WALSH:

23. I'm sorry Senator Bruce. I missed the reason for your...
24. for your request.

25. PRESIDENT:

26. Senator Bruce.

27. SENATOR BRUCE:

28. Well, frankly, Senator Carroll has taken a look at it and
29. we have some evidently contractual employees, who are on
30. contractual because we don't want them to have Workmen's Compensation,
31. Unemployment Comp., and other benefits, and they would like to
32. check quickly, to see whether this particular piece of
33. legislation is going to play havoc with some of the budgets. I'm
a very reasonable individual, even at 9:10 o'clock at night, and so

1. it's my bill, and I'm asking you to join with me to re-
2. consider it, so we can put it on the Calendar, and the
3. four...of the apocalypse can take a look at it,
4. and decide what they want to do tomorrow.

5. PRESIDENT:

6. Is ther further discussion? Senator Walsh.

7. SENATOR WALSH:

8. If the motion is filed would it be all right to call the
9. motion tomorrow?

10. PRESIDENT:

11. It would be all right to call the motion tomorrow, I'm sure.
12. The Motion is filed it will be placed on the Calendar. Further
13. Motions in Writing. Have there..any further been filed, Mr.
14. Secretary.

15. SECRETARY:

16. Yes, I have a Motion in Writing filed by Senator Demuzio,
17. to reconsider the vote on which House Bill...

18. PRESIDENT:

19. Senator Demuzio.

20. SENATOR DEMUZIO:

21. I...I don't know the number, I didn't keep a copy of it,
22. but it's Senator Coffey's bill, and he's in perfect agree-
23. ment, and I don't see him on the Floor. Senator
24. Bruce has indicated he has talked with him, perhaps I could
25. yield to Senator Bruce. I didn't keep a copy of the bill, the
26. bill number.

27. PRESIDENT:

28. All right, the Motion in Writing has been filed with leave
29. of the Body we'll place it on the Calendar, and consider it
30. tomorrow. Leave is granted. Further Motions in Writing?

31. SECRETARY:

32. No further Motions in Writing.

33. PRESIDENT:

I think that motion of your's has already been filed and placed.

1. on the Calendar, Senator Mitchler. We can adequately deal
2. with that tomorrow, also. Further business or further
3. announcements? Senator Bruce.

4. SENATOR BRUCE:

5. Mr. President, I think we ought to remind the members that
6. 9:00 o'clock in the morning, I think you had said we're going
7. to go to the Agreed Bill List...

8. PRESIDENT:

9. That is correct.

10. SENATOR BRUCE:

11. ...and those objections or No votes, since we got into
12. some discussion last week will have to be filed by 9:00 o'clock
13. as I understand it.

14. PRESIDENT:

15. That is correct.

16. SENATOR BRUCE:

17. All right, so, Agreed Bill List, if you have objections, and
18. want to vote No, have your list into the Secretary by 9:00 o'clock
19. tomorrow morning.

20. PRESIDENT:

21. Is there any further business to come before the Senate this
22. evening? If not, Senator Vadalabene moves that we stay another
23. hour. Is that the...that's not the motion, oh, okay. Senator
24. Vadalabene moves that the Senate stand adjourned until Wednesday
25. June 27th, at the hour of nine a.m. Senate stands adjourned.

26.

27.

28.

(END OF REEL)

29.

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31.

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33.