

81ST GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER 19, 1980

1. PRESIDING OFFICER: (SENATOR HALL)

2. The hour of twelve noon having arrived the Senate will
3. come to order. Our chaplain for today is the Reverend Hugh
4. P. Cassidy, Blessed Sacrament Church, Springfield, Illinois.
5. Father Cassidy.

6. FATHER CASSIDY:

7. (Prayer given by Father Cassidy)

8. PRESIDING OFFICER: (SENATOR HALL)

9. Reading of the Journal.

10. SECRETARY:

11. Thursday, November the 6th, 1980.

12. PRESIDING OFFICER: (SENATOR HALL)

13. Senator Johns.

14. SENATOR JOHNS:

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

18. PRESIDING OFFICER: (SENATOR HALL)

19. You heard the motion. All in favor say Aye. Contrary.
20. The motion carries. Senator Savickas.

21. SENATOR SAVICKAS:

22. Yes, Mr. President, I would like the record to show that
23. Senators Nedza and Nega will be absent this week due to official
24. business. They are attending a Legislator's Conference in Texas.

25. PRESIDING OFFICER: (SENATOR HALL)

26. So show. Resolutions.

27. SECRETARY:

28. The following resolutions are all congratulatory unless
29. otherwise noted.

30. Senate Resolution 655 offered by Senators Mitchler, Grotberg
31. Schaffer and Friedland.

32. Senate Resolution 656 offered by Senators Mitchler, Ozinga,
33. DeAngelis and others.

1. Senate Resolution 657 offered by Senator Mitchler and all
2. Senators.
3. Senate Resolution 658 offered by Senators Mitchler and
4. Bowers.
5. Senate Resolution 659 offered by Senators Mitchler and
6. Sangmeister.
7. Senate Resolution 660 offered by Senators Mitchler,
8. Vadalabene, Davidson and all Senators.
9. Senate Resolution 661 offered by Senators Mitchler,
10. Vadalabene and all Senators.
11. Senate Resolution 662 offered by the same sponsors.
12. Senate Resolution 663 by the same sponsors.
13. Senate Resolution 664 by the same sponsors.
14. Senate Resolution 665 by the same sponsors.
15. Senate Resolution 666 by the same sponsors.
16. Senate Resolution 667 by the same sponsors.
17. Senate Resolution 668 by the same sponsors.
18. Senate Resolution 669 by the same sponsors.
19. Senate Resolution 670 by the same sponsors.
20. Senate Resolution 671 by Senator Mitchler.
21. Senate Resolution 672 by Senators Mitchler, Maitland,
22. McMillan and others.
23. Senate Resolution 673 by Senators Mitchler, Vadalabene
24. and all Senators.
25. Senate Resolution 674 by Senator Mitchler and all Senators.
26. Senate Resolution 675 by Senator Mitchler.
27. Senate Resolution 676 by the same sponsor.
28. Senate Resolution 677, Senators Mitchler, Vadalabene and
29. all Senators.
30. Senate Resolution 678 by the same sponsors.
31. Senate Resolution 679 by the same sponsors.
32. Senate Resolution 680 by the same sponsors.
33. Senate Resolution 681 by Senators Mitchler, Vadalabene,

1. Bruce and all Senators.
2. Senate Resolution 682 by Senators Mitchler, Vadalabene
3. and all Senators.
4. Senate Resolution 683 by Senators Mitchler, Vadalabene,
5. Friedland and all Senators.
6. Senate Resolution 684 by Senators Mitchler, Shapiro and
7. all Senators.
8. Senate Resolution 685 by Senator Mitchler.
9. Senate Resolution 686 by Senators Davidson, Mitchler
10. and Nimrod.
11. Senate Resolution 687 by Senators Mitchler, Shapiro,
12. Philip and others.
13. Senate Resolution 688 by Senator Geo-Karis.
14. Senate Resolution 689 by Senator Berning.
15. Senate Resolution 690 is a death resolution by Senators
16. Mitchler and all Senators.
17. Senate Resolution 691 is a death resolution by Senators
18. Mitchler, Vadalabene and all Senators.
19. Senate Resolution 692 by Senator Nash, it's a death
20. resolution.
21. PRESIDING OFFICER: (SENATOR HALL)
22. Resolutions Consent Calendar. For what purpose does
23. Senator Berning...desire recognition?
24. SENATOR BERNING:
25. On a point of personal privilege, Mr. President.
26. PRESIDING OFFICER: (SENATOR HALL)
27. State your point.
28. SENATOR BERNING:
29. This afternoon we are privileged to have two guests in
30. our gallery that I would like to have the Senate recognize.
31. One of them is a foreign exchange student from Saint Georgian
32. West Germany, Andreas Karrer who is eighteen years old and
33. is a Senior out at Glenwood High School in Chatham. With him

1. is his guide and confidant, Bill Wathers, who is from Spring-
2. field and a former House Page. I would appreciate them rising
3. and being recognized by the Senate, Mr. President.

4. PRESIDING OFFICER: (SENATOR HALL)

5. Will our guests please stand and be recognized by the
6. Senate.

7. PRESIDENT:

8. Messages from the House.

9. SECRETARY:

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

11. Mr. President - I am directed to inform the Senate
12. that the House of Representatives has adopted the following
13. Joint Resolution, in the adoption of which I am instructed
14. to ask the concurrence of the Senate, to-wit:

15. House Joint Resolution 109 and Senator Geo-Karis is
16. the Senate sponsor.

17. PRESIDENT:

18. Senator Geo-Karis.

19. SENATOR GEO-KARIS:

20. Mr...

21. PRESIDENT:

22. Senator Geo-Karis.

23. SENATOR GEO-KARIS:

24. Mr...Mr.President and Ladies and Gentlemen of the Senate. I
25. would like to suspend the rules and place this resolution on the
26. Calendar for tomorrow and...and put it on the Secretary's Desk
27. on the Calendar for tomorrow.

28. PRESIDENT:

29. All right. Senator Geo-Karis has moved for the suspension
30. of the rules for the purpose of having House Joint Resolution
31. 109 bypass committee and be placed on the Order of the Secretary's
32. Desk. Is there any discussion? If not, all in favor signify by
33. saying Aye. All opposed? The Ayes have it. So ordered.

1. SECRETARY:

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

3. Mr. President - I am directed to inform the Senate
4. the House of Representatives has adopted the following Joint
5. Resolution in the adoption of which I am instructed to ask
6. the concurrence of the Senate, to-wit:

7. House Joint Resolution 110.

8. (Secretary reads HJR 110)

9. Signed, Jack O'Brien, Clerk.

10. PRESIDENT:

11. All right. Senator Nash has moved the adoption of House
12. Joint Resolution 110, which is the resolution calling for us
13. to meet with the House in Joint Session at the hour of one
14. o'clock to hear an address by the Governor. Is there any
15. discussion? If not, all in favor signify by saying Aye.
16. All opposed. The Ayes have it, the motion carries. The
17. resolution is adopted. Committee report.

18. SECRETARY:

19. Senator Gene Johns, Chairman of the Committee on Committees,
20. appoints the following members to wait upon the Governor and
21. escort him to the House Chambers to deliver his message. Senators
22. Hall, Savickas, Nash, Philip and Davidson.

23. PRESIDENT:

24. If I can have your attention. We will convene at the front
25. door of the House at about two minutes to one and proceed as a
26. Body or how many ever of us are left over there...to hear
27. the Governor's Address: We will reconvene in the Senate at the
28. hour of two-thirty. Senator Coffey.

29. SENATOR COFFEY:

30. Yes, Mr. President, I have a point of personal privilege.

31. PRESIDENT:

32. Yes, Sir.

33. SENATOR COFFEY:

1. On the west side of the Capitol there is a vehicle that...
2. it's there for members of the Senate to take a look at. It's
3. on one hundred percent alcohol, two hundred proof alcohol. If
4. any of you would like to see that demonstration or see that
5. vehicle, feel free to stop by and take a look at it.

6. PRESIDENT:

7. Senator Maragos.

8. SENATOR MARAGOS:

9. I'd like to ask Senator Coffey if he got any sipping...
10. pipes so we can partake otherwise too.

11. PRESIDENT:

12. Any further business at this time? If not, Senator
13. Shapiro moves that the Senate stand in recess until the hour
14. of two-thirty...and please be...remember we will meet at the
15. front door of the House in about ten minutes. Senate stands
16. in recess.

17. RECESS

18. AFTER RECESS

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. The Senate will come to order. Resolutions.

21. SECRETARY:

22. Senate Resolution 693 offered by Senator Gitz, it's
23. congratulatory.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Gitz.

26. SENATOR GITZ:

27. Mr. President, I'd like to ask the favorable consideration of the
28. Body to suspend the rules for the adoption of this resolution.
29. The purpose is because we would like to present it this evening
30. to a thirty-five year member of the Farm Bureau in Jo Daviess
31. County.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Just...just a minute. Senator...heard the motion. Those

1. in favor of suspension of the rules indicate by saying Aye.
2. Those opposed. The Ayes have it. The motion carries. Now
3. the...on the...on the question those in favor for the adoption
4. of the amendment indicate by saying Aye. Those opposed. The
5. Ayes have it. The resolution is adopted.

6. SECRETARY:

7. Senate Resolution 694 offered by Senator Savickas, it's
8. congratulatory.

9. And Senate Resolution 6...95 offered by Senators Rock,
10. Shapiro and all members.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Consent...Resolutions Consent Calendar. Committee reports.

13. ~~SECRETARY:~~

14. Senator Carroll, Chairman of Appropriations I Committee,
15. reports out the following Senate Bills.

16. Senate Bill 2029 with the recommendation Do Pass.

17. Senate Bills 2032, 2033, 2035 and 2036 with the recommendation
18. Do Pass as Amended.

19. Senator Buzbee, Chairman of Appropriations II Committee,
20. reports out the following Senate Bills.

21. 2028, 2030 and 2031 with the recommendation Do Pass.

22. Senate Bill 2034 with the recommendation Do Pass as Amended.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Messages from the House.

25. SECRETARY:

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

27. Mr. President - I am directed to inform the Senate
28. that the House of Representatives has passed bills with the
29. following titles in the passage of which I am instructed to
30. ask concurrence of the Senate, to-wit:

31. House Bills 3621, 3622, 3623 and 3624.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Introduction of bills.

1. SECRETARY:

2. Senate Bill 2041 introduced by Senators Wooten and...McMillan.

3. Senate Bill 2042 introduced by Senator Hall.

4. Senate Bill 2043 introduced by Senator Hall.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Rules. Back to the Order of Motions. Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President, members of the Senate. The
9. motion relates to Senate Bill 2040 which is a supplemental
10. appropriation for construction projects for eight community
11. colleges in the State of Illinois. I believe there's no
12. disagreement that this bill should be discharged and put on
13. the Order of 2nd reading and read a second time today. It
14. will be advanced to 3rd with the clear understanding that
15. tomorrow some of those projects that are outlined will be
16. deleted from the bill. But Senate Bill 2040 is in...presently
17. in the Rules Committee and the motion is to discharge that
18. bill from the Committee on Rules and be read a second time
19. today.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Heard the motion. Those in...just a moment. Senator
22. Mitchler.

23. SENATOR MITCHLER:

24. Well, Mr. President, are there other motions to discharge
25. the Rules Committee from certain bills and at what time are we going
26. to hear that? We're rather limited by the number of people we
27. have on the Floor at this time and I think those motions should
28. be held. I have some...questions' to ask about the discharge of
29. this bill. You're talking about 7.448 million dollars and I just
30. heard that we don't have that type of money and for the purposes
31. that it's to be used for is very questionable and controversial.
32. And I would ask if the Rules Committee held a hearing on
33. these and analyzed and made a decision and a ruling as to the

1. discharge of...of that particular bill and some of the others.
2. I think this is the...not the appropriate time to consider that.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Bruce.

5. SENATOR BRUCE:

6. Well, Senator Mitchler, partially in answer to your question,
7. it's my understanding that the Governor's Office has no objection.
8. Senator Rock has spoken to Senator Shapiro. There's no objection
9. to this particular bill. I was hoping that we would discharge
10. that, move on with the business. I know that there are other
11. bills over which members have strong feelings, but I frankly
12. would...had hoped to get this bill since the Governor's Office
13. had not objected to it, that we get it discharged and on the
14. road. The Appropriation staff received a...a amendment today
15. which is acceptable. I think things are rolling along, we're
16. only on...Truman College is the only sticking point right now.
17. I think that will be resolved over the evening with the meeting
18. with the Governor which is...hope going to occur this afternoon.
19. I think that there really isn't any controversy about this
20. particular bill. This is not passage...I...it's just a
21. discharge motion to have it heard.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Rock.

24. SENATOR ROCK:

25. Yes, thank you Mr. President, Ladies and Gentlemen of
26. the Senate. So that there is no misunderstanding at all, this
27. bill and the supplemental for the Illinois State Scholarship
28. Commission were referred to the Rules Committee as opposed to
29. being subject to the motion to suspend last week, and frankly
30. at the request of the administration. For the reason that
31. the Capital Development Board and the community college people
32. had not yet reached agreement. I am told, reliably, from the
33. people in the administration that that agreement has now been

1. reached. And so this bill should be discharged and my understanding
2. was that the other bill would also be subject to a Motion to
3. Discharge which I and Senator Shapiro intend to support.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Weaver.

6. SENATOR WEAVER:

7. Senator Bruce, are these mostly all emergency projects?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Bruce.

10. SENATOR BRUCE:

11. Yes, these are the continuing problem we're having with
12. some of the roofs and in one of the colleges it's the heating
13. cooling system that if we don't repair it before winter sets
14. in, we're talking about probably a three or four million
15. dollar expenditure as opposed to approximately nine hundred
16. thousand.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? Senator Berning.

19. SENATOR BERNING:

20. Thank you, Mr. President. My...my comment could be directed
21. equally to Senator Bruce and to the President Senator Rock. Simply
22. that these items as listed here, and I'm not going to try to go
23. through them, you know them, the rest of the members probably
24. don't. But here we are faced with the request that the State
25. now cover repairs which were obviously deficiencies in construction.
26. Now the emergency may be there, but that doesn't relieve the
27. construction organization of the responsibility in my opinion.
28. And I point out that it is this kind of a bill that has many
29. questions that ought to be in committee. That is where you can
30. have a public hearing where the proponents and opponents both
31. may air their views and we then are able to make a better judg-
32. ment, a...hopefully a more impartial judgment. On the face of
33. what I have in front of me, I could not support this bill and

1. I'm surprised if the administration is taking the position that
2. we should pass this.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Rock.

5. SENATOR ROCK:

6. Well, in response...thank you, Mr. President...in response,
7. let me point out that this matter was thoroughly discussed, frankly,
8. back in June and there were a list of some sixteen or eighteen
9. capital projects at the request of the community colleges that
10. were considered. It was felt at that time, since the Capital
11. Development Board had not been directly involved nor for that matter
12. apparently had the administration been directly involved, that it
13. would be deferred until the fall. It now appears that there are
14. real genuine, bona fide, structural emergencies in many of these
15. colleges, six or seven to be exact. And over the last week or
16. ten days, further negotiations have, in fact, taken place and
17. we have, in fact, I am told an agreement. And there will be a
18. list, but we are talking about buildings, which at this point,
19. are perhaps structurally unsafe and it is our continuing respon-
20. sibility to do something about it. And I would urge support of
21. this motion.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Sommer.

24. SENATOR SOMMER:

25. Mr. President and members. What Senator Rock says is
26. correct. In the last couple of years we've had extensive hearings
27. in the Appropriations Committee over this matter. I've not been
28. a party to any recent negotiations, but that I would understand
29. that what is represented by Senators Rock and Bruce is...it is
30. accurate.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Mitchler. (Machine cut-off)...further discussion?
33. Senator Bruce.

1. SENATOR BRUCE:

2. I would point out to Senator Berning also, that whatever
3. is expended in this regard the...we passed legislation a year
4. ago which is now effective, that the college must sue the
5. contractor and any recovery made on these construction deficiencies,
6. must be given to the State of Illinois and the Treasury must be
7. reimbursed. It's just a matter of correcting the deficiencies
8. and in seeking recovery from the...from the contractor. But it
9. does not make good sense to allow a thirteen million dollar
10. building to suffer the ravages of a winter for nine hundred
11. thousand dollars in repairs to a heating and cooling system.
12. And that's...that's exactly...these are all construction deficiencies
13. that must be repaired before winter sets in.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Senator Berning.

16. SENATOR BERNING:

17. Well, I thank Senator Bruce for the explanation and I hope that
18. there is then that slim possibility that there will be a determined
19. effort made to recoup. But I submit, Mr. President, that if we
20. proceed and expend the taxpayers' dollars and...perform the necessary
21. repairs, the matter is going to die and we'll never get any of that
22. money back.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? The question is shall Senate
25. Bill 2040 be discharged from further consideration of the Rules
26. Committee. Those in favor indicate by saying Aye. Those opposed.
27. The Ayes have it, the bill is discharged. The Secretary will read
28. the bill for the second time.

29. SECRETARY:

30. Senate Bill 2040.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No committee amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Are there amendments from the Floor?

2. SECRETARY:

3. No Floor amendments.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. 3rd reading. Resolutions. Just a moment, excuse me, Senator
6. Rhoads I did see...what... The Chair recognizes Senator Rhoads.

7. SENATOR RHOADS:

8. Mr. President, I also have a discharge motion which has been
9. discussed with leadership on both sides. It relates to House
10. Bill 3230, which currently...resides in the Elections Committee.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? The question is shall...House Bill
13. 3220...

14. SENATOR RHOADS:

15. 3230.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. 3230. The question is shall House Bill 3230 be discharged
18. from the Committee on Rules. The motion should be to discharge
19. the Senate Elections Committee from further consideration of
20. House Bill 3230 and further move House Bill 3230 to be advanced
21. to the Order of 2nd reading. Is there discussion? The question
22. is...Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
25. So that there is again, no misunderstanding, this bill relates to
26. the Election Laws. The intent is that whether...I'm sure most
27. of the members have received the resolution from the DuPage
28. County Board. DuPage has a special election pursuant to a
29. referendum scheduled for the 29th day of November, which is the
30. Saturday after Thanksgiving. It will cost that county approximately
31. four to five hundred thousand dollars to run that election. We
32. can, by law, change the date of that election to conform with
33. our other election days and so it is a cost savings to the people
34. of DuPage County of about five hundred thousand dollars. That is

1. all this bill is intended to do and will be so amended.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? The question is shall the
4. motion carry. Those in favor indicate by saying Aye. Those
5. opposed. The Ayes have it, the motion carries. House Bills 2nd
6. reading.

7. SECRETARY:

8. House Bill 3230.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. No committee amendments.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Are there amendments from the Floor?

13. SECRETARY:

14. Amendment No. 1 offered by Senator Philip.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Rhoads.

17. SENATOR RHOADS:

18. Would ask leave to handle the amendment for Senator Philip,
19. he was called over to the House to check something with the
20. Speaker.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. ...Secretary. Oh, is there leave? Leave is granted.

23. SENATOR RHOADS:

24. Thank you, Mr. President, members of the Senate. As
25. Senator Rock explained, this applies only to the County of
26. DuPage. An organization in that county had petitioned the DuPage
27. County Board of Election Commissioners to have a referendum on
28. whether or not to eliminate the Merit Employment Commission
29. in that county. The election, under the normal course of events,
30. would have occurred on November the 29th, which is the Saturday
31. after Thanksgiving and would have cost the county, as Senator
32. Rock said, somewhere between four and five hundred thousand.
33. In an attempt to eliminate what obviously would be a low turn out
34. election, Senator Philip's amendment would move the date of that

1. referendum to the March Primary of 1982, so that it could be
2. voted on at that time. I do not know of any opposition. It
3. was requested by the DuPage County Board of Election Commissioners
4. and I would be happy to answer any questions. If there are none,
5. I would ask for its adoption.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there discussion? The question is shall Amendment No. 1
8. to House Bill 3230 be adopted. Those in favor indicate by saying
9. Aye. Those opposed. The Ayes have it, Amendment No. 1 is adopted.
10. Are there further amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. 3rd reading. Resolutions.

15. SECRETARY:

16. Senate Resolution 696 offered by Senators McLendon...Rock
17. and all Senators and it's congratulatory.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Consent Calendar.

20. SECRETARY:

21. Senate Joint Resolution 131 offered by Senator Knuppel.

22. And Senate Joint Resolution 132 offered by Senator Knuppel.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Knuppel.

25. SENATOR KNUPPEL:

26. Mr. Chairman, at this time I'd move that these bills
27. be assigned to committee for hearing in the morning as Sam
28. Vadalabene's Committee on Executive Appointments is meeting.
29. He has a bill similar to this and what the two resolutions do,
30. one names a bridge in my district after the recent or late
31. Senator Scott W. Lucas. The other one names a...the bridge
32. at Beardstown after Senator Detrick, who was from Beardstown.
33. I'd ask the rules be suspended and that the bills be assigned to

1. that committee.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Is there discussion? Do we have leave to suspend the rules
4. for consideration of the resolutions in the...Executive Appointments
5. Committee? Those in favor indicate by saying Aye. Those opposed.
6. The Ayes have it. (Machine cut-off)...Grotberg, for what purpose
7. do you arise?
8. SENATOR GROTBORG:
9. Mr. President, are we returning to discharge motions? In
10. ...in writing?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. We are going to that order at this time. Motions in Writing.
13. SECRETARY:
14. Motion in Writing.
15. I move to suspend Rule 5C and all appropriate rules
16. and further move that Senate Rules Committee be discharged from
17. further consideration of Senate Bill 2038 and further move that
18. Senate Bill 2038 be advanced to the Order of 2nd reading.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion?
21. SECRETARY:
22. Signed, Senator DeAngelis.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator DeAngelis.
25. SENATOR DE ANGELIS:
26. Thank you Mr...thank you, Mr. President. This is a supplemental
27. appropriation for the Illinois State Scholarship Commission of
28. 9.877 million dollars.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Is...Senator Regner.
31. SENATOR REGNER:
32. Well, Mr. President and members. Senator Buzbee isn't
33. here...oh, yes, he just walked on. But I asked the question

1. regarding this appropriation bill to the Governor's representa-
2. tive, Mr. Phil Howe, in committee this morning. His state-
3. ment was, he confirmed what we had read in the past. The
4. Governor is unalterably opposed to this appropriation and if
5. it were to pass, by any weird chance, out of this Body and the
6. Body across the rotunda, it would be vetoed. So I see no
7. sense in bringing it onto the Floor and messing around with
8. it and spending a lot of time now and I'd urge that we do
9. not discharge the bill from committee at this time.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? Senator Newhouse.

12. SENATOR NEWHOUSE:

13. Thank you, Mr. President. ~~I appreciate Senator Regner's~~
14. position and I...I think it's quite appropriate in most...in
15. most circumstances. Let me just describe briefly what this
16. bill is all about and its urgency because...in my...may I have
17. the attention of the...

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. May we...break up the caucus'...Senator Chew, Mitchler,
20. Collins, et cetera, in front of the...

21. SENATOR NEWHOUSE:

22. I wish particularly those who are on this side of
23. the aisle and those who are interested in higher education
24. to...pay some heed to what we're trying to do here. We have
25. here a situation in which the ISSC...has a new director who
26. is making every attempt to establish a reputation for integrity
27. and to do the job that that organization ought to do. Our
28. experience with ISSC in the past has been a very bad one.
29. When I spoke to you previously, in the last Session, on the
30. problems of the ISSC, I...

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Continue.

33. SENATOR NEWHOUSE:

1. Thank you, Mr. President. And...and I do wish to get
2. your attention on this bill because...while I agree in
3. theory with Senator Regner, there are some special circumstances
4. about this bill that I'd like to at least bring to your
5. attention. And those circumstances are these. When I spoke
6. to you on the last Session concerning the ISSC activities
7. and said to you that I would not again come to...come to
8. this group and ask for a...a deficiency appropriation when
9. we did not get that deficiency and we knew that we were
10. ten million dollars short on the funding for ISSC. We did
11. a study with this new commission to justify every dollar
12. that they've asked for. I've asked for meetings with the...
13. various heads of departments...we...we met with the Bureau
14. of the Budget, we've met with the Illinois Board of Higher
15. Education. They agree that the figures are accurate and
16. the need is there, that isn't the matter. The question, of
17. course, is, on the other hand, is the money available and I
18. would make this...I would make this representation to you.
19. What we have here...

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Will the members please be in their seat. Will all
22. unauthorized persons remove themselves. Proceed.

23. SENATOR NEWHOUSE:

24. What we have here is a situation where there are a
25. large number of students who are presently enrolled in...in
26. ...in...institutions of higher learning who are about to
27. complete their first semester who are eligible for grants.
28. There is a second semester coming up in which there will be
29. even more of needy youngsters who qualify for ISSC support
30. who would be denied this opportunity if this deficiency
31. appropriation were not to pass this Body. In good faith,
32. most of these youngsters applied for the first semester. In
33. good faith, the institutions, in many instances, abetted...
34. abetted the payment of that tuition until such time as ISSC

1. could unravel its...its problems, problems which we have
2. previously noted. The Board of Higher Education recommends
3. not the nine million dollars, that is the subject matter of
4. this bill, but the IBHE did recommend a level of five million,
5. I believe 5.8 million dollars, as a compromise. With that
6. amount of dollars, the IBHE represents that it could at
7. least fund the second semester for these students. The
8. position that we take, is that if we fund the second semester
9. for these students, it'll mean that the first semester students
10. will wash out and possibly would not be able to take advantage
11. of the second semester in any case. Now what kind of students
12. are we talking about? We're talking about students, many of
13. whom are adults, who make up their minds at the last minute
14. that they can enroll in college. They make up their minds
15. at the last minute because their financial situations are so
16. precarious that it isn't until the last minute that it's
17. possible for them to determine whether or not they are able
18. to continue college. Because of the precariousness of their
19. situation, if they once wash out of school, the chances are
20. they won't be able to go back. Well...I guess, Mr. President,
21. I talked to whoever is listening. Now the...the tragedy of
22. this situation is, that we're talking about adults, by and
23. large, who will get the opportunity to complete their education
24. and in many cases, on the basis of that, be advanced in whatever
25. it is that they do so that they will be contributing members
26. of this society and become tax contributors to this State.
27. So the end result more than justifies the means. These are
28. the type of people that we're talking about. The IBHE has...
29. has asked for a 5.8 million dollar level as their recommendation.
30. If we get the 5.8, then the second semester students can possibly
31. be saved. If, on the other hand, we get zero, and that's what's
32. being represented, then what we're going to do is wash out
33. thousands of young people, young adults, who desperately need

1. this opportunity provided by the State and under the State's
2. authority to advance for the purpose of becoming taxpaying
3. citizens, it's as simple as that. The question is whether
4. we're willing to make a minor investment now that will make
5. major returns in tax collections in years to come. I would
6. ask you to just search...your, not just your hearts, but your
7. fiscal sense. Now, we know that the State does not have a
8. large amount of dollars. The question then is where do we
9. invest the dollars that we do have. I can think of no better
10. investment for this Body to make than to invest it in the minds
11. of some people who are attempting to better themselves, who
12. are attempting to do what we set out to do when we created
13. a Scholarship Commission in the first instances. Let me repeat
14. one thing. Those students who do have the means and do have
15. the circumstances, have applied early and they have been
16. taken care of. Those who are most needy applied late and
17. will be caught in this crunch. I would ask your favorable
18. support on this motion.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Rock.

21. SENATOR ROCK:

22. Thank you, Mr. President, Ladies and Gentlemen of the
23. Senate. I too rise in support of the Motion to Discharge
24. this bill so that it can, as it should be, be considered on
25. this Floor. There is no question in my mind nor in anybody
26. else's, I presume, that the Governor has indicated he is not
27. at all pleased with this legislation. That, frankly, is not
28. our responsibility at this point, but I think we do have a
29. responsibility to get this bill out on the Calendar where
30. the issues can be discussed. Senator Newhouse has raised
31. some very serious questions. Perhaps the Governor can dig
32. down in that bag of tricks he has and find the money necessary
33. to fund this most worthy program. It's something that should

1. be considered by this Senate. We are going to be here tomorrow
2. and we are going to be here Friday. We have plenty of time to
3. consider it, I think we should and I would urge an Aye vote.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? Senator DeAngelis may close.

6. SENATOR DE ANGELIS:

7. Thank you, Mr. President. This is not final passage, so
8. I really didn't want to have this issue debated on. However
9. I do want to make one comment. And I don't really think, with
10. due respect to our soon departing Senator there that the
11. Governor's Veto should be instrumental in determining whether
12. a bill should be discharged or not. There is a strong
13. possibility also that on 2nd reading for those who might find
14. it difficult to accept this amount that this bill would amend
15. it. So, I too, urge its favorable consideration.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The motion is to discharge Committee on Rules from further
18. consideration of Senate Bill 2038. Those in favor vote Aye.
19. Those opposed Nay. The voting is open. (Machine cut-off)...
20. those voted who wish? Have all those voted who wish? Will
21. the Sergeant-at-Arms...come forward. We will stand at ease for
22. a moment so that we can have...will the members that do not
23. have keys in their switch please advise the Secretary. Have
24. all those voted who wish? Have all those voted who wish? Take
25. the record. On that question the Ayes are 34, the Nays are 18,
26. 1 Voting Present. The motion carries.

27. SECRETARY:

28. Motion in Writing.

29. I move to suspend Senate Rule 5 and all appropriate
30. rules and further move that Senate Rules Committee be discharged
31. from further consideration of Senate Bill 2037. Further move
32. that Senate Bill 2037 be advanced to the Order of 2nd reading.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator DeAngelis.

2. SENATOR DE ANGELIS:

3. Thank you, Mr. President. This is a supplemental appropriation
4. for the Illinois Scholarship Commission for five hundred and
5. eight thousand, five hundred and fifty-seven dollars. And
6. what it does, it...it's for adjustments and year end payments
7. and the students who are the last claimants in the last Session.
8. I urge its favorable approval.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? The question is shall the Rules
11. Committee be discharged from further consideration of Senate
12. Bill...just a moment...Senator Philip.

13. SENATOR PHILIP:

14. Thank you, Mr. President, Ladies and Gentlemen of the
15. Senate. You know, we have just heard the Governor speak to
16. the House and the Senate telling us the bad shape the State is
17. in financially, warning us, and what are we sitting here and
18. doing, supplemental appropriations. Gentlemen, I think we
19. ought to have a good look at all these.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Regner.

22. SENATOR REGNER:

23. Senator Philip, the worst part is that these are over a
24. year old commitments and we gave them so much money to spend,
25. they overspend, but we allow them, so these are over a year
26. old. They overspend what they even knew they had, so it's
27. even worse than you thought.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? The question is...Senator
30. DeAngelis...may close.

31. SENATOR DE ANGELIS:

32. Thank you, Mr. President. I sure am going to miss Senator
33. Regner. I do want to clear up the record on something...I know

1. this...this again is a motion and...and it should not be debated,
2. but I would like to point out that of this five hundred and
3. eight thousand dollars, two hundred and twenty-five thousand
4. dollars is coming back in this period in refunds. Eighty-two
5. thousand dollars is a Federal portion and they have lapsed
6. about a hundred and nine thousand dollars in other items, so
7. essentially it's almost a wash, Senator Regner.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. The question is shall the Senate Rules Committee be
10. discharged from further consideration of Senate Bill 2037.
11. Those in favor vote Aye. Those opposed Nay. The voting is
12. open. Have all those voted who wish? Have all those voted
13. who wish? Have all those voted who wish? Take the record.
14. On that question the Ayes are 26, the Nays are 20, 2 Voting Present.
15. The motion fails. Senator Martin for what purpose do you arise?

16. SENATOR MARTIN:

17. Point of personal...privilege, Mr. President.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. State your point.

20. SENATOR MARTIN:

21. Yes, I have notified the committee, the Legislative
22. Committee in my district that I will be resigning my Senate
23. seat, which I will also regret, but they have already met and
24. although they will then officially remeet after my resignation,
25. I would like to introduce the new Senator to be from the 34th
26. District, State Representative Tim Simms.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Please rise and be recognized. Senate Bill 2038.

29. SECRETARY:

30. Senate Bill 2038.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. 2nd reading. Senator Keats.

2. SENATOR KEATS:

3. Thank you, Mr. President. I wanted to throw in a piece
4. of information that the members of the Senate might find
5. interesting. The State Scholarship Commission, which I think
6. most of us agree, is the single worst run State agency, makes
7. the Department of Children and Family Services look good. I
8. decided not to say this while we were debating the discharge
9. on that bill, but I have an amendment written next year to
10. cut the salaries of the senior members of that commission
11. by at least ten percent next year and will continue to do
12. that each year until they learn how to do their job. I don't
13. think it is our place to reward this type of ineptness and
14. this is also the highest paid group of State employees. So,
15. anyone who is interested, I will have that amendment next
16. year if you would like to join in on it.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. On the Order of Motions.

19. SECRETARY:

20. Motion in Writing.

21. I move to suspend Rule 5C and that Senate Rules
22. Committee be discharged from further consideration of House
23. Bill 3103 and further move that House Bill 3103 be placed on
24. the Senate Calendar on the Order of 2nd reading.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Grothberg.

27. SENATOR GROTHBERG:

28. Thank you, Mr. President, fellow Senators. House Bill
29. 3103 is the only vehicle we could find that...that amended the
30. Administrative Services Code and we have by agreement of the
31. leadership of both sides of the aisle, agreed that we would,
32. with Senator Vadalabene's permission, discharge the bill and
33. amend the two transfer bills in that were...confusing last spring

1. and when we took them out of the record, the leadership agreed
2. that we would hear them in the Fall Session. So I would, then,
3. ask the Body to allow us to discharge this, place it on the
4. Order of 2nd reading and then I will discuss those two amendments.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there discussion? The question is shall the Rules
7. Committee be discharged from further consideration of House
8. Bill 3103. Those in favor say Aye. Those opposed. The Ayes
9. have it. The motion carries. Motions in Writing. Senator
10. Grotberg, for what purpose do you arise?

11. SENATOR GROTBORG:

12. It might be well then to...on this same motion to...replace
13. Grotberg...Vadalabene with Grotberg as the sponsor with Senator
14. Mitchler.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there leave? Leave is granted. Indicated sponsorship
17. of the bill would be changed to yourself and Senator Mitchler?

18. SENATOR GROTBORG:

19. That is correct. It has now...been moved...

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. In lieu...

22. SENATOR GROTBORG:

23. Vadalabene and Mitchler, let it read Grotberg-Mitchler
24. and Senator Vadalabene has agreed.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. There is leave.

27. SECRETARY:

28. Motion in Writing.

29. I move to discharge the Judiciary I Committee from
30. further consideration of House Bill 2777, the bill be placed
31. on the Calendar on the Order of 2nd reading.

32. Signed, Senator Daley.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Daley.

2. SENATOR DALEY:

3. Mr. President and fellow Senators. This bill was a Legislative
4. Reference Bureau Bill which dealt with...a pay increase which we
5. adopted for the Department of Conservation. But, inadvertently
6. last year we passed a bill that did away with it and this is to
7. correct the mistake. I would ask for a Motion to Discharge
8. Judiciary I and place it on the a...a Calendar, 2nd reading.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? Senator Geo-Karis.

11. SENATOR GEO-KARIS:

12. Mr. President and Ladies and Gentlemen of the Senate.
13. As the Minority Spokesman, Judiciary I, I concur with Senator
14. Daley's motion.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? The motion is to discharge
17. ...Judiciary Committee I from further consideration of House
18. Bill 2777 and placed on the Order of 2nd reading. Those in
19. favor indicate by saying Aye. Those opposed. The Ayes have
20. it. The motion carries. 2nd reading. Motions in Writing.

21. SECRETARY:

22. Motion in Writing.

23. I move to discharge Senate Bill 2041 from Senate
24. Rules Committee and have it placed on the Order of 2nd reading.

25. Signed, Senator Wooten.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Wooten.

28. SENATOR WOOTEN:

29. Thank you, Mr. President. This bill, jointly sponsored
30. by Senator McMillan and myself, addresses a problem that many
31. of you have undoubtedly encountered with your constituents
32. and that is the need for executing a contract between a
33. resident of a nursing home and a licensee. That deadline is
34. coming up upon us January 1st. This merely defers the deadline

1. for one year. I checked this out with the principal proponents
2. of the Nursing Home Reform Act, Senators Daley and Martin and
3. with leadership on both sides. I think there is agreement.
4. There may be some further amendments proposed tomorrow, but I
5. would like to get this bill moving. It's something we must
6. deal with immediately.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Senator McMillan.

9. SENATOR McMILLAN:

10. Mr...Mr. President and members of the Senate. I would
11. concur with Senator Wooten's comments. There are a lot of problems
12. that need to be solved, but lacking those specific solutions, I
13. believe this one year delay in the date of implementation is
14. the best solution at this time and I would support the motion.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Senator Wooten may close.
17. The question is...the question is shall Senate Bill 2041 be
18. discharged from the Committee on Rules. Those in favor indicate
19. by saying Aye. Those opposed. The Ayes have it. The motion
20. carries, the bill is...shall be read a first time.

21. SECRETARY:

22. House Bill...or Senate Bill 2041.

23. (Secretary reads title of bill)

24. 1st reading of the bill.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. 2nd reading. In...in order to comply with our Constitution
27. of 1970, this...the Secretary will read two bills that were
28. introduced earlier.

29. SECRETARY:

30. Senate Bill 2042.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. Senate Bill 2043.

1. (Secretary reads title of bill)

2. 1st reading of the bill.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. May I have the attention of the...Senate. Are there any
5. members that wish to consider Total Vetoes, Item Vetoes or
6. Item Reductions? If so, let's have at it. I've been advised
7. by the President if there is none to be considered in
8. those categories why we will adjourn until noon tomorrow.
9. Senator Chew, for what purpose do you arise?

10. SENATOR CHEW:

11. There will be a...meeting immediately upon adjourn-
12. ment in A1 in the Stratton Building on the Committee on Transportation.
13. I'd ask everybody to come immediately and we only have one bill
14. to consider, we can get right out.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Yes, thank you, Mr. President and members of the Senate.
19. There will be a meeting of the Executive Appointments and
20. Administration tomorrow morning at ten o'clock in Room 212,
21. tomorrow morning at ten o'clock in Room 212.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Are there further announcements? Senator Chew again.

24. SENATOR CHEW:

25. There was a scheduled meeting for Emission Control
26. Commission for Thursday at 9:00 a. m. Representative Meyers
27. is not going to be here and he was instrumental in calling
28. the meeting. I am going to take the authority as the Chairman
29. to cancel that meeting until Representative Meyers can give us
30. a better date when he will be present. So there will not be
31. a meeting tomorrow morning on Emission Control.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Are there further announcements? Senator Rock moves that
34. the Senate stand adjourned until noon tomorrow, November the 19th.

1. Those in favor indicate by saying Aye. Just a moment. Right,
2. I read my watch wrong. On the 20th, at noon. Those in favor
3. indicate by saying Aye. Those opposed. The Ayes have it. The
4. Senate stands adjourned.
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