

82ND GENERAL ASSEMBLY

REGULAR SESSION

APRIL 1, 1981

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. ...will come to order. Prayer by the Reverend Mike Johnson,
3. Calvary Temple Church of Springfield. And will our guests in the
4. galleries please rise.

5. REVEREND MIKE JOHNSON:

6. (Prayer given by Reverend Johnson)

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Reading of the Journal. Senator Johns.

9. SENATOR JOHNS:

10. Thank you, Mr. President. I move that reading and approval
11. of the Journals of Tuesday, March the 24th; Wednesday, March the
12. 25th; Thursday, March the 26th; and Tuesday, March the 31st, in
13. the year 1981 be postponed pending arrival of the printed Journal.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. You've heard the motion. Discussion? All in favor say
16. Aye. Opposed Nay. The Ayes have it. The motion prevails.

17. Committee reports.

18. SECRETARY:

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

21. Agriculture Conservation and Energy - Senate Bill 479;
22. Elementary and Secondary Education - Senate Bills 465 and 474;
23. Executive - Senate Bills 482 and 487 and House Bill 120; Finance
24. and Credit Regulations - Senate Bills 466, 467, 468, and 469;
25. Insurance and Licensed Activities - Senate Bill 464; Judiciary
26. I - Senate Bills 463, 480, 481, and 488; Judiciary II - Senate
27. Bill 485 and House Bills 149 and 260; Labor and Commerce - Senate
28. Bills 475, 476, and 483; Local Government - Senate Bills 472 and
29. 473, and House Bill 147; Public Health, Welfare, and Corrections -
30. Senate Bill 484; Revenue - Senate Bills 470, 471, 477, 486;
31. Transportation - Senate Bills 462 and 478.

32. Senator Jerome Joyce, Chairman of Agriculture, Conservation
33. and Energy Committee reports out the following Senate Bills;

1. Senate Bill 184 and 197, with the recommendation Do Pass;
2. Senate Bill 120, with the recommendation Do Not Pass.
3. Senator Collins, Chairman of Labor and Commerce Committee
4. reports out the following Senate Bills;
5. 186, with the recommendation Do Pass; 261, with the recom-
6. mendation Do Pass as Amended.
7. Senator Demuzio, Chairman of Finance and Credit Regulations
8. Committee reports out the following Senate Bills;
9. 300 and 376, with the recommendation Do Pass; 137 and 217,
10. with the recommendation Do Pass as Amended.
11. Senator Vadalabene, Chairman of Executive...Chairman of
12. the Committee on Executive Appointments and Administration to
13. which was referred the Governor's Messages of February the...
14. March 25th and February 25th, 1981, reports the same back with
15. the recommendation that the Senate advise and consent to the
16. following appointments. And it also included a message from
17. the Comptroller.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Vadalabene is recognized.
20. SENATOR VADALABENE:
21. Yes, thank you, Mr. President, and members of the Senate.
22. I move that the Senate resolve itself into Executive Session for
23. the purpose of acting on the State Comptroller's appointments set
24. forth in the State Comptroller's Message of March 6th, 1981 and
25. the Governor's appointments set forth in the Governor's Messages
26. of February 25th and March 25th, 1981.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. The motion is that the Senate resolve itself into Executive
29. Session. Discussion of the motion? All in favor say Aye. Opposed
30. Nay. The Ayes have it. The Senate is resolved into Executive
31. Session. Senator Vadalabene.
32. SENATOR VADALABENE:
33. Yes, thank you, Mr. President, and members of the Senate.

1. With respect to the State Comptroller's Message of March 6th, 1981
2. I will read the unsalaried appointments to which the Committee on
3. Executive Appointments and Administration recommends that the
4. Senate do advise and consent. After reading those appointments
5. I intend to ask leave to consider all of the unsalaried appointments
6. on one roll call unless any Senator has objection to any particular
7. appointment.

8. To be members of the Merit Commission for the Office
9. of Comptroller for the terms indicated, Mrs. Lovelyn J. Evans
10. of Chicago, her term expires January 20, 1986. John F. Whitney,
11. Jr. of Chatham, term expiring January 16, 1984.

12. Mr. President, and members of the Senate. Having read the un-
13. salaried appointments, I now seek leave to consider these ap-
14. pointments on one roll call unless some Senator has objection
15. to a specific appointment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. You've heard the request of Senator Vadalabene. Is there
18. leave to consider these on one roll call? Hearing no objection,
19. leave is granted. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Yes, will you leave...Mr. President, will you put the question
22. as required by our rules.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The question is, does the Senate advise and consent to the
25. appointments just made. Those in favor will vote Aye. Those
26. opposed will vote Nay. The voting is open. Have all voted
27. who wish? Have all voted who wish? Have all voted who wish?
28. Take the record. On that question, the Ayes are 55, the Nays
29. are none, none Voting Present. The Senate does advise and consent
30. to the appointments just made. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Mr. President, with respect to the State Comptroller's
33. Message of March 6th, 1981, I will read the name of the appointment

1. to which the Committee on Executive Appointments and Administration
2. recommends that the Senate do advise and consent. After reading
3. the appointment, I intend to ask leave to consider the salaried
4. appointment on one roll call unless any Senator has objection to
5. this particular appointment.

6. To be Director of Personnel for the Office of Comptroller
7. for a term expiring January 17, 1983, M. Alice Kirby of Springfield.
8. Mr. President, having read the salaried appointment, I now seek
9. leave to consider this appointment on one roll call unless some
10. Senator has objection to the appointment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. All right, the question is on the consideration of this
13. appointment on a...single roll call. Is there objection to that?
14. Hearing none, leave is granted. We will consider Mrs. Kirby's
15. appointment. Is that correct, Senator Vadalabene?

16. SENATOR VADALABENE:

17. Yes, Mr. President. Will you put the question as required
18. by our rules.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The question is, does the Senate advise and consent to the
21. ...the appointment just made. Those in favor will vote Aye.
22. Those opposed will vote Nay. The voting is open. Have all voted
23. who wish? Have all voted who wish? Take the record. On that
24. question, the Ayes are 58, the Nays are none, none Voting Present.
25. The Senate does advise and consent to the nominations just made.
26. Further nominations, Senator Vadalabene?

27. SENATOR VADALABENE:

28. Yes, thank you, Mr. President, and members of the Senate.
29. With respect to the Governor's Messages of February 25th, and
30. March 25th, I will read the unsalaried appointments to which
31. the Committee on Executive Appointments and Administration re-
32. commends that the Senate do advise and consent. After reading
33. those appointments, I intend to ask leave to consider all of the

1. unsalaried appointments on one roll call unless any Senator
2. has objection to any particular appointment.

3. To be a member of the Board of Governor's of State Colleges
4. and Universities for a term expiring January 17, 1983, William
5. E. Hoffee of Fairfield.

6. To be members of the Board of Aeronautical Advisors for a
7. term expiring January 1983, Charles H. Wenk of Highland Park and
8. Robert Waddell of Illiopolis.

9. And to be a member of the Illinois Board of Natural Re-
10. sources and Conservation for a term expiring January 17, 1983...

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. May we have some order please. We can't even hear him
13. up here. May we have a little order. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Thank you, Mr. President. Walter E. Hanson of Springfield.

16. And to be a member of the Industrial Development Authority
17. for a term expiring January 17, 1983, Walter Lohman of Springfield.
18. Mr. President, and members of the Senate, having read the un-
19. salaried appointments, I now seek leave to consider these appoint-
20. ments on one roll call unless some Senator has objection to a
21. specific appointment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. You have heard the suggestion of Senator Vadalabene that we
24. handle these appointments on a single roll call unless there...
25. objection. Is there objection? Hearing none, we will grant
26. leave, and we will consider them on one roll call. Senator
27. Vadalabene.

28. SENATOR VADALABENE:

29. Yes, thank you, Mr. President. Will you put the question as
30. required by our rules.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The question is, does the Senate advise and consent to the
33. nominations just made. Those in favor will vote Aye. 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 57, the Nays are none, none Voting Present. The
4. Senate does advise and consent to the nominations just made.
5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Yes, thank you, Mr. President, and members of the Senate.
8. With respect to the Governor's Messages of February 25th and
9. March 25th, 1981, I will read the names of the salaried appoint-
10. ments to which the Committee on Executive Appointments and Ad-
11. ministration recommends that the Senate do advise and consent.
12. And after reading the appointments I intend to ask leave to
13. consider all of the salaried appointments on one roll call unless
14. any Senator has any objection to any particular appointment.

15. To be Assistant Director of Administrative Services for
16. a term expiring January 17, 1983, Gertrude W. Jordan of Chicago.

17. To be Assistant Director of Underground for Mines and Minerals
18. for a term expiring January 17, 1983...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Ladies and Gentlemen, may we have some order. There are some
21. who would like to hear the nominations that Senator Vadalabene
22. is...is telling us the committee action. Can we break up our
23. caucuses on the Floor. Mr...Sergeant-At-Arms can we clear the
24. aisles and get a little order in the...in the Chamber this
25. morning. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Thank you, Mr. President, and I really will admit, this is
28. about the noisiest I've ever heard it.

29. To be Assistant Director of Underground for Mines and Minerals
30. for a term expiring January 17, 1983, Russell Spitzner of Marion.

31. To be Assistant Director of Veterans Affairs for a term
32. expiring January 17, 1983, George E. Bailey of Springfield.

33. And to be Assistant Director of Conservation for a term

1. expiring January 17, 1983, James C. Helfrich of Hammond.

2. And to be Superintendent of the State Police Department for
3. a term expiring January 17, 1983, Ronald J. Miller of Pawnee.

4. To be Director of Agriculture for a term expiring January
5. 17, 1983, Larry A. Werries of Chapin.

6. And to be members of the Human Rights Commission for a
7. term expiring January 21, 1985, Randall C. Reynolds of Springfield,
8. and Alfred C. Whitley of Chicago.

9. And to be Director of Financial Institutions for a term
10. expiring January 17, 1983, Edgar F. Callahan of Springfield.

11. And to be Director of Commerce and Community Affairs for
12. a term expiring January 17, 1983, John W. Castle of DeKalb.

13. To be Director of Environmental Protection Agency for
14. a term expiring January 17, 1983, Michael P. Mauzy of Springfield.

15. And Mr. President, having read the salaried appointments, I now
16. seek leave to consider those appointments on one roll call unless
17. some Senator has objection to a specific appointment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Vadalabene is seeking leave to consider the nominations
20. just made on one roll call unless there is objection. Is there
21. objection to that procedure? Hearing no objection, leave is
22. granted. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President, and members of the Senate.
25. Will you put the question as required by our rules.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The question is, does the Senate advise and consent to the
28. nominations just made. Those in favor will vote Aye. Those opposed
29. will vote Nay. The voting is open. Have all voted who wish?
30. Have all voted who wish? Take the record. On that question, the
31. Ayes are 58, the Nays are none, none Voting Present. The majority
32. of Senators elected concurring by record vote, the Senate does
33. advise and consent to the nominations just made. Senator Vadalabene.

1. SENATOR VADALABENE:

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

3. I now move that the Senate arise from Executive Session and

4. my colleagues on both sides of the aisle, go get 'em.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. All right, you've heard the motion...the Senate does arise

7. ...the motion...all in favor say Aye. Opposed Nay. The Ayes

8. have it and the Senate does arise from Executive Session. Is

9. there leave to go to the Order of Resolutions? Leave is granted.

10. Resolutions.

11. SECRETARY:

12. Senate Resolution 89, offered by Senators Rock and Shapiro.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Rock, you have a resolution that you wish to consider
15. immediately? Senator Rock is recognized.

16. SENATOR ROCK:

17. Thank you, Mr. President, and Ladies and Gentlemen of the
18. Senate. I understand, if it's not been read in already, that the
19. Governor will be proposing under the Constitution, an...an order calling
20. for Executive Reorganization. Senate Resolution 89 is similar
21. to one we had two years ago, sponsored by Senator Shapiro and
22. myself, and it calls for the Constitution of a Special Senate

23. Committee on the Reorganization of State Government for the
24. purpose of considering the Governor's Message. And I would ask
25. that it be...the rules be suspended and that it be placed on the
26. Calendar on the Order of the Secretary's Desk so that everybody could
27. have a chance to take a look at it, we'll try to pass it tomorrow.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Rock has sought leave to suspend the rules on
30. Senate Resolution 89, and that it be placed on the Order of
31. the Secretary's Desk, on the Calendar. Is there leave for that
32. proceeding? Leave is granted. The rules are suspended. It will
33. appear on the Calendar on the Order of Secretary's Desk tomorrow.

1. SECRETARY:

2. Senate Resolution 90, offered by Senator Thomas, it's
3. congratulatory.

4. Senate Resolution 91, offered by Senators Hall, Rock, and
5. all Senators, and it's congratulatory.

6. Senate Resolution 92, offered by Senator Bruce, and all
7. Senators, and it's congratulatory.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Resolutions, Consent Calendar.

10. SECRETARY:

11. Senate Joint Resolution 32, Constitutional Amendment, of-
12. fered by Senators Bowers and Sangmeister.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Executive Committee. Senator Thomas, did you wish to act
15. on your resolution today? Senator Thomas asks leave of the Senate
16. to suspend the...rules and for the immediate consideration and adoption
17. of Senate Resolution 90. Is there leave? Leave is granted.

18. Senator Thomas now moves the adoption of the resolution, which
19. is congratulatory. Those in favor say Aye. Opposed Nay. The
20. Ayes have it. And the resolution is adopted. Senator Thomas.

21. SENATOR THOMAS:

22. Thank you, very much, Mr. President, and Ladies and Gentlemen
23. of the Senate.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. May we have some order please.

26. SENATOR THOMAS:

27. I think you may be interested in the resolution that I've
28. introduced today, and I appreciate that we have suspended the rules
29. on it. The City of East Moline, the City Fathers as well as
30. the owners of the East Moline Downs Harness Racing Track
31. this Friday night, will be hosting the legendary Mohammed Ali
32. in East Moline. And all monies received from the gate, they
33. anticipate somewhere between ten and fifteen thousand dollars,

1. will be sent to the City of Atlanta, Georgia, to aid in the in-
2. vestigation in the deaths of the twenty-one youngsters in that
3. city. And this is why we're introducing this resolution, and
4. thank you, very much, for your support.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. And the resolution has been adopted. Thank you, Senator
7. Thomas. Introduction of bills.

8. SECRETARY:

9. Senate Bill 489, offered by Senator Jerome Joyce.

10. (Secretary reads title of bill)

11. Senate Bill 490, offered by Senators Sangmeister, DeAngelis,
12. and Jerome Joyce.

13. (Secretary reads title of bill)

14. Senate Bill 491, by Senator Davidson, Coffey, Chew, and others.

15. (Secretary reads title of bill)

16. Senate Bill 492, offered by Senators Chew, Vadalabene, Coffey,
17. and others.

18. (Secretary reads title of bill)

19. Senate Bill 493, by Senator Berning.

20. (Secretary reads title of bill)

21. Senate Bill 494, offered by Senator...introduced by Senator
22. Vadalabene.

23. (Secretary reads title of bill)

24. Senate Bill 495, Senator Bowers.

25. (Secretary reads title of bill)

26. Senate Bill 496, by Senator Rhoads.

27. (Secretary reads title of bill)

28. Senate Bill 497, by Senators Carroll and Buzbee.

29. (Secretary reads title of bill)

30. Senate Bill 498, by Senator...the same sponsors.

31. (Secretary reads title of bill)

32. Senate Bill 499, by Senators Bloom, McMillan, Jerome Joyce,
33. and others.

1. (Secretary reads title of bill)
2. Senate Bill 500, by Senator Johns.
3. (Secretary reads title of bill)
4. Senate Bill 501, by Senators Donnewald, Rock, Shapiro, and
5. Weaver.
6. (Secretary reads title of bill)
7. Senate Bill 503, by Senators Schaffer and Berning.
8. (Secretary reads title of bill)
9. Senate Bill 502, by Senators Donnewald, Rock, Shapiro, and
10. Weaver.
11. (Secretary reads title of bill)
12. Senate Bill 504, by Senator Schaffer and Berning.
13. (Secretary reads title of bill)
14. Senate Bill 505, by Senator Gitz.
15. (Secretary reads title of bill)
16. Senate Bill 506, by Senators Netsch, Schaffer, Bruce, and
17. others.
18. (Secretary reads title of bill)
19. Senate Bill 507, by Senators Schaffer, Berning, Sangmeister.
20. (Secretary reads title of bill)
21. Senate Bill 508, by Senators Bloom, Berning, Bowers, and
22. others.
23. (Secretary reads title of bill)
24. 1st reading of the bills.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. ...to go to the Order of House Bills 1st reading? Leave is
27. granted. House Bills 1st reading, page 4 of your Calendar. If
28. any Senator would like to have...pick up a bill please come down
29. to the Secretary's...Senator Coffey.
30. SENATOR COFFEY:
31. Yes, Mr. President, and members of the Senate. I...have a
32. point of personal privilege.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. State your point Senator.

2. SENATOR COFFEY:

3. In the gallery to the rear of the Chambers we have with
4. us today Tom Ulmer and his daughter Amy. And I'd like to welcome
5. them into this Chamber and please ask them to stand.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Would they please stand and be recognized by the Senate.
8. House Bills 1st reading.

9. SECRETARY:

10. House Bill 73, Senators Chew and Coffey are the Senate sponsors.

11. (Secretary reads title of bill)

12. 1st reading of the bill.

13. House Bill 212, Senator Degnan is the Senate sponsor.

14. (Secretary reads title of bill)

15. 1st reading of the bill.

16. House Bill 213, by Senator Degnan.

17. (Secretary reads title of bill)

18. 1st reading of the bill.

19. House Bill 150, by Senator D'Arco.

20. (Secretary reads title of bill)

21. 1st reading of the bill.

22. House Bill 215, by Senator Degnan.

23. (Secretary reads title of bill)

24. 1st reading of the bill.

25. House Bill 242, by Senator Marovitz.

26. (Secretary reads title of bill)

27. 1st reading of the bill.

28. House Bill 246, by Senator Rhoads.

29. (Secretary reads title of bill)

30. 1st reading of the bill.

31. House Bill 252, Senator Berman.

32. (Secretary reads title of bill)

33. 1st reading of the bill.

1. House Bill 259, Senator Johns.
2. (Secretary reads title of bill)
3. 1st reading of the bill
4. House Bill 272, Senator Berman.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. House Bill 290, Senator Marovitz.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. House Bill 292, Senator Nedza.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 296, Senator Vadalabene.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. House Bill 308, Senator Lemke.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. House Bill 310, Senator Lemke.
20. (Secretary reads title of bill)
21. 1st reading of the bill.
22. House Bill 329, Senator Mahar.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
25. House Bill 337, Senator Thomas.
26. (Secretary reads title of bill)
27. 1st reading of the bill.
28. House Bill 350, Senator Coffey.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. House Bill 372, Senator Keats.
32. (Secretary reads title of bill)
33. 1st reading of the bill.

1. House Bill 382, Senator Vadalabene.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. House Bill 605, by Senators Vadalabene and Schaffer.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. House Bill 218, Senator Kent.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. House Bill 221, Senator Nimrod.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 288, Senator Nash.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. For what purpose does Senator Carroll seek recognition?
18. SENATOR CARROLL:
19. Other than to say hello, Mr. President, to waive the appropriate
20. rules to reassign some bills between Appropriations I and Ap-
21. propriations II. With leave of the Body we would move that Senate
22. Bills 175, 213, and 248 be...that the Committee on Appropriations
23. II be discharged and the bill be reassigned to the...the bills
24. be reassigned to the Committee on Appropriations I. And further
25. that Senate Bill 291 and Senate Bill 397, that the Committee on
26. Appropriations I be discharged from further consideration and the
27. bills be reassigned to the Committee on Appropriations II.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Is there discussion? Senator Mahar, on this...on this
30. motion? All right, the motion is to discharge Senate Bill 175,
31. 213, and 248 from the Senate Committee on Appropriations II to
32. the Senate Committee on Appropriations I, and that Senate Bills
33. 291 and 397 be reassigned from I...Appropriations I to Appropriations

1. II. The motion is...you've heard the motion. Discussion? All
2. in favor say Aye. Opposed Nay. The Ayes have it. The motion
3. prevails. The bills are discharged and reassigned as made in the
4. motion. Senator Mahar, for what purpose do you seek recognition?
5. SENATOR MAHAR:

6. Yes...yes, Mr. Speaker, and members of the Senate. I, as the
7. principal sponsor of House Bill 329, would ask that we move that
8. bill to 2nd reading without reference to committee. It's a bill
9. of some import to all of us, and gives an opportunity to...to
10. work on the bill, and I would ask now that we move that bill to
11. 2nd reading without reference.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The motion is to advance House Bill 329, dealing with the
14. Regional Transportation Authority, to the Order of 2nd reading
15. without reference to committee. On that motion, is there dis-
16. cussion? Senator Rock.

17. SENATOR ROCK:

18. Yes, I would...I would certainly, strenuously...object to that.
19. There are a number of...there are a number of bills dealing
20. with this subject that are currently introduced or will shortly
21. be introduced, and I think it's best that they be heard in the
22. Transportation Committee to which that bill, I'm sure, has already
23. been assigned.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion of the motion? On this motion, Senator
26. Egan. Okay. The motion is to suspend the rules...is there a request
27. for a roll call vote? Those in favor...Senator Mahar are you
28. joined by another Senator? He's joined by another Senator. Those
29. ...the question is on the suspension of the rules...Senator Rock.

30. SENATOR ROCK:

31. I wonder if the Gentleman would be kind enough to explain
32. what the bill is, and why the necessity for immediate movement.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. All right, that is a reasonable request. Senator Mahar is
2. recognized on the motion.

3. SENATOR MAHAR:

4. Thank you, Mr. President. Yes, the bill deals with the
5. Regional Transportation Authority. It is a bill which follows
6. the dictates of the 1980 census, and says, in effect, that the
7. membership on the RTA Board shall change in that the suburban
8. collar counties will increase by one and the Chicago area will
9. decrease by one. It has passed through the...out of the House and
10. into the Senate, and we're asking because of the import of getting
11. something going in this area. The fact that we're rapidly ap-
12. proaching a time when the Regional Transportation Authority may
13. bog down, may stop, it seems to me appropriate at this time
14. we move it on, get a chance to look at it on 2nd reading, and
15. move it out of here.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion of the motion to suspend? Senator Walsh.
18. SENATOR WALSH:

19. Mr...Mr. President, and members of the Senate. Just briefly
20. in support of this motion. It's obvious that we're going to have
21. a number of bills sponsored by the other side of the aisle on the
22. Order of 2nd reading relating to this subject matter. This would
23. give us an opportunity to have a bill on this subject matter on
24. the Order of 2nd reading sponsored by this side of the aisle. I
25. think it's a good motion, and I would hope it would have the
26. support of the entire membership.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Buzbee.

29. SENATOR BUZBEE:

30. Well, Mr...Mr. President, this is a topic that is obviously
31. going to get a lot of discussion during this Legislative Session,
32. the House, in their own inimitable fashion have been discussing it
33. day and night, and just yesterday evening, as a matter of fact, it's

1. my understanding that after putting in four hours of work they
2. completely undid everything they had done in four hours because
3. of quick, precipitous action. Now, this Body has always been
4. a more deliberative Body, in my opinion, than the other...than the
5. other Chamber of the Illinois General Assembly. This is a topic that has
6. all kinds of possible reverberations, including impacting on
7. downstate highways in Southern Illinois and Central Illinois
8. and in Northern Illinois, it's going to impact on providing
9. public transportation in...in the six county region. It's going
10. to impact on providing...public transportation in downstate
11. urban regions, such as in Madison and St. Clair Counties. It's
12. a topic that needs to have a lot of discussion. It's a topic
13. that needs to be discussed, first of all, in the Transportation
14. Committee, and let them ferret out all of those ideas which
15. should be dispensed with and disposed with. And then at the
16. proper time, this deliberative Body can start expressing our
17. opinion on 2nd reading via the amendment process. But for us
18. to just willy-nilly say we're going to now bypass committee,
19. simply because of a realignment of population in the six north-
20. eastern counties, when as a matter of fact, only today, today,
21. April Fool's Day, today, April the 1st, we are getting the
22. official U.S. census data. And for us to start to take action
23. by bypassing the committee process is...is beyond good sense
24. and we ought to...we ought to kill this motion, let the Senator's
25. bill go to the committee, be discussed there and come back for
26. proper action at a future date.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Chew.

29. SENATOR CHEW:

30. Yes, Sir. Mr. President...Mr. President.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. ...may we have some order, please. Senator Chew. Will we
33. break...break up our caucuses on the Floor. Can we clear the

1. aisles. Senator Chew.

2. SENATOR CHEW:

3. I have from time to time agreed on emergency legislation
4. to bypass committees and come directly to the Floor, but that
5. was emergency legislation. This is an attempt, maybe because
6. it's April Fool's Day, to bypass a committee where, on the other
7. side of the aisle, you have a competent minority spokesman and
8. men that are thoroughly familiar in the field of transportation.
9. I would suppose they too would want to look at this legislation
10. in the Committee on Transportation. The members of that committee
11. on this side are opposed to bypassing the Committee on Transport-
12. ation, and I speak for those members on the Democratic side
13. officially, and Senator Coffey on the other side of the aisle
14. is the distinguished minority spokesman. And I'm certain that
15. Senator Coffey would object to this, and he has been his own
16. man in this Body, and I would hope that Senator Coffey, who, again
17. let me emphasize, takes a hard look at all legislation regardless
18. to what it pertains to whether it's Democratically sponsored
19. or otherwise, and I wouldn't want to deprive the distinguished
20. Senator on that side of an opportunity to carry out the Democratic
21. process of having that in the assigned committee. And I would
22. oppose the motion that was made by Senator Mahar, I don't know
23. where he's from but the distinguished Senator Mahar.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Nimrod.

26. SENATOR NIMROD:

27. Thank you, Mr. President. What I wanted to do was to stand
28. up here and ask you to move the previous question, but I just
29. want to say this before I ask you to do that, this...this bill
30. has nothing to do with all the things I hear we...talking about.
31. All it is is to implement the Statute, the present Statute that exist,
32. and all we're saying is that we ought to have a bill there, and it
33. says that we're conforming with the former Statute that says that we

1. should reapportion according to the new census, those figures
2. are out, and I think this would go...show good faith, if we would
3. get a bill like this ready...to the Governor so the options are
4. all available for everybody, and I think it might remove a lot
5. of problems in the future. So I would move for the previous
6. question.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator, there were other Senators who had sought recognition
9. mainly from you side of the aisle. But we can...we had sought...
10. Senator Bowers, you no longer wish to speak? If no other Senator
11. wishes to speak, we have moved the previous question. Senator
12. Mahar may close on the motion to suspend the rules. Senator
13. Mahar.

14. SENATOR MAHAR:

15. Thank you, Mr. President. I'd ask for a roll call vote.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The question is, on the motion to suspend the rules for the...
18. and have House Bill 329 advanced to the Order of 2nd reading with-
19. out reference. It will require 30 affirmative votes to suspend
20. the rules. Those in favor will vote Aye. Those opposed will
21. vote Nay. The voting is open. The motion is to suspend the
22. rules. Have all voted who wish? Have all voted who wish?
23. Take the record. On that question, the Ayes are 29, the Nays
24. are 27. The motion to suspend the rules is lost. Channel 20
25. requests permission to film. Is there leave? Leave is granted.
26. Can we go to House...can we go...is there leave to go to the
27. Order of Senate Bills 2nd reading? Leave is granted. On page
28. 2 of your Calendar, we're going to go down...several Gentlemen
29. have left their bills several days. I would remind you we're
30. going to be here only until June the 30th. Senator Bill 26, Senator
31. Lemke. Read the bill, Mr. Secretary. Senator Lemke, there is one
32. Floor amendment. Read the bill, Mr. Secretary, please.

33. SECRETARY:

House Bill 26.

1. (Secretary reads title of bill)

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Are there amendments...

4. SECRETARY:

5. 2nd reading of the bill. No committee amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Are there amendments from the Floor?

8. SECRETARY:

9. No Floor amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Our records indicate that there should be a Floor amendment
12. on Senate Bill 26. Amendment No. 1 offered by Senator Bowers.
13. Senator Bowers is recognized to explain the amendment.

14. SENATOR BOWERS:

15. Thank you, Mr. President. The...the amendment changes the
16. exemption...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. May we have some order, please. May we have some order.
19. Senator Bowers.

20. SENATOR BOWERS:

21. The amendment changes the...changes the exemption under the
22. Inheritance Tax as between husband and wife from the original
23. proposal to make it a straight hundred thousand dollar exemption.
24. As you know, today the exemption is forty thousand divided into
25. twenty and twenty. The second twenty is limited so that it's taken
26. off of the bottom echelon rather than the top percentages. This
27. raises the second twenty to eighty making the total a hundred.
28. It also limits the total savings so that it's the same regardless
29. of what bracket the individual is in. And I would move the
30. adoption of the amendment.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Motion is to adopt Amendment No. 1. Discussion of the motion?
33. Senator Buzbee.

1. SENATOR BUZBEE:

2. A question. I know this is...yes of the sponsor, I'm sorry.
3. This is not the time to ask for the fiscal note, but do you have
4. any idea what the impact is, the fiscal impact of your amendment?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Bowers.

7. SENATOR BOWERS:

8. My spies tell me seven to ten million.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. Thank you. Senator Lemke told me three to eight, so you're
13. in about the same ballpark.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion of the motion? The question is on the
16. adoption of Amendment No. 1. Those in favor say Aye. Opposed
17. Nay. The Ayes have it. Amendment No. 1 is adopted. Are there
18. further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. Senate Bill 31, Senator Vadalabene. Senate
23. Bill 53, Senator Coffey. Senate Bill 59, Senator Nash. Senator
24. Nash on the Floor? Read the bill, Mr. Secretary, please.

25. SECRETARY:

26. Senate Bill 59.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. No committee amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Are there amendments from the Floor?

31. SECRETARY:

32. No Floor amendments.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. 3rd reading. Senate Bill 60, Senator Nash. Read the bill,
2. Mr. Secretary, please.

3. SECRETARY:

4. Senate Bill 60.

5. (Secretary reads title of bill)

6. 2nd reading of the bill. No committee amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Are there amendments from the Floor?

9. SECRETARY:

10. No Floor amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. 3rd reading. Senate Bill 88, Senator D'Arco. Read the
13. bill, Mr. Secretary, please. Senator, there is one Floor
14. amendment.

15. SECRETARY:

16. Senate Bill 88.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Are there amendments from the Floor?

21. SECRETARY:

22. Amendment No. 1 by Senator D'Arco.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator D'Arco to explain Amendment No. 1.

25. SENATOR D'ARCO:

26. Thank you...thank you, Mr. President. Amendment No. 1
27. provides that the substance of the bill which increases the re-
28. tirement age for Judges from seventy to seventy-five would apply
29. to all Judges, Appellate, Supreme, Circuit, and Associate. And I
30. would move the adoption of Amendment No. 1.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt Amendment No. 1 to Senate Bill 88.
33. Discussion of the motion? All in favor say Aye. Opposed Nay.

1. The Ayes have it. Amendment No. 1 is adopted. Are there further
2. amendments? Senator D'Arco, the Secretary has two amendments which
3. appear on their face to be identical, can you...but...but they
4. are, in fact, not. We want to make sure that we've...the LRB
5. numbers are...are slightly different, but the...the content
6. appears to be nearly the same. Senator D'Arco.

7. SENATOR D'ARCO:

8. The...you want to read the LR...I have an LRB number of the
9. proper amendment in front of me.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. All right, I think they've straightened it down here...

12. SENATOR D'ARCO:

13. Oh, you have.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. All right. I think we've adopted the correct one. Further
16. amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. 3rd reading. Senate Bill 128, Senator Bloom. Senator Bloom
21. on the Floor? Hold. Senate Bill 147, Senator Geo-Karis. Yes,
22. Senator. If you're going to hold it Senator, just...we don't need
23. an...okay, thank you. Senate Bill 149, Senator Rock. Senate
24. Bill 169, Senator Nash. Read the bill, Mr. Secretary.

25.
26.
27.
28. (END OF REEL)
29.
30.
31.
32.
33.

1. SECRETARY:

2. Senate Bill 169.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. No committee amendments.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Are there amendments from the Floor?

7. SECRETARY:

8. No Floor amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. 3rd reading. Senate Bill 176, Senator Hall. Read the
11. bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 176.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. Committee on Revenue offers one amend-
16. ment.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Hall to explain Committee Amendment No. 1.

19. SENATOR HALL:

20. Thank you, Mr. President. This brings it in line
21. with...like the House Bill that is already in here and also it
22. puts an effective date on the...what it does, it makes technical
23. changes in the bill's language. It changes the year in which
24. the new tax credit qualification begins from the year 1981 to
25. the calendar year 1982. And it strikes unnecessary language
26. from the bill. These changes were recommended by the Department
27. of...Revenue for administrative purposes. They do not alter
28. the substance of the bill. And I'd ask your most favorable
29. support of this amendment.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Alright. The motion is to adopt Committee Amendment No. 1.
32. Discussion of the motion. All in favor say Aye. Opposed Nay.
33. The Ayes have it. Committee Amendment No. 1 is adopted. Further
34. committee amendments?

1. SECRETARY:

2. No further committee amendments.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Are there amendments from the Floor?

5. SECRETARY:

6. No Floor amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. 3rd reading. Senator Bloom seeks leave to return to

9. Senate Bill 128. His amendment has arrived. Is there leave?

10. Leave is granted. Senate Bill 128. Read the bill, Mr.

11. Secretary, please.

12. SECRETARY:

13. Senate Bill 128.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Judiciary I offers

16. one amendment.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Bloom to explain the committee amendment.

19. SENATOR BLOOM:

20. That was not the one I was...prepared to explain....I think
21. it's technical.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is Senator D'Arco on the Floor? His name is on the

24. amendment. Alright. Motion is to adopt Committee Amendment

25. No. 1. Is there discussion? All in favor say Aye. Opposed

26. Nay. The Ayes have it. Committee Amendment No. 1 is adopted.

27. Are there further committee amendments?

28. SECRETARY:

29. No further committee amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Are there amendments from the Floor?

32. SECRETARY:

33. Amendment No. 2, offered by Senator Bloom.

SB 227
2nd Reading

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Are we ready, Senator?

3. SENATOR BLOOM:

4. Yeah. Thank you, Mr. President. I...I do have a copy
5. of the committee amendment that we just adopted and that...
6. made technical changes and clarifications. This Floor amend-
7. ment picks up...some typos that...were run through the Legislative
8. Reference Bureau computer. And it's proposed by the Legis-
9. lative Reference Bureau. Apparently the computer self corrects
10. a month later. I'd move its adoption.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to adopt. Discussion? All in favor say
13. Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is
14. adopted. Are there further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. 3rd reading. Senate Bill 227, Senator Marovitz. Read
19. the bill, Mr. Secretary, please.

20. SECRETARY:

21. Senate Bill 227.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. Committee on Judiciary I offers
24. one amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Marovitz to explain the amendment. Alright.
27. Senator...

28. SENATOR MAROVITZ:

29. Can you take this out of the record for a minute? Can you
30. do that?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Alright. Is there leave to take it out of the record?

33. Leave is granted. Senate Bill 263, Senator Kenneth Hall. Read
the bill, Mr. Secretary, please.

*Marovitz
2nd Reading*

1. SECRETARY:
2. Senate Bill...263.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Are there amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. 3rd reading. Is there leave to return to...Senate Bill
11. 227? Leave is granted. Senate Bill 227. Mr. Secretary.
12. SECRETARY:
13. Senate Bill 227.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Judiciary I offers one
16. amendment.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Marovitz to explain Amendment No. 1.
19. SENATOR MAROVITZ:
20. Thank you, very much, Mr. President and members of the
21. Senate. Committee Amendment No. 1 merely says that the...the
22. Illinois Court once having jurisdiction over a child retains
23. jurisdiction unless it specifically gives up jurisdiction or
24. unless all parties to the case no longer reside in the State
25. of Illinois. I would ask for its adoption.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. The motion is to adopt Committee Amendment No. 1. Discussion
28. of the motion? All in favor say Aye. Opposed Nay. The Ayes
29. have it. Amendment No. 1 is adopted. Are there further
30. committee amendments?
31. SECRETARY:
32. No further committee amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Are there amendments from the Floor?

2. SECRETARY:

3. No Floor amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. 3rd reading. If I can have the attention of the Body...
6. we are ready to proceed to Senate Bills on 3rd reading. Rather
7. than go through the entire list...as we go down...does any
8. Senator have a bill on 3rd reading...Senate Bill 3rd reading
9. on page 3 of your Calendar that you would like to call today?
10. Senator Davidson, what bill? Number 22? Alright. Senate
11. Bills 3rd reading, page 3 of your Calendar is Senate Bill
12. 22, sponsored by Senator Davidson. Read the bill, Mr. Secretary,
13. please.

14. SECRETARY:

15. Senate Bill 22.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Davidson.

20. SENATOR DAVIDSON:

21. Mr. President and members of the Senate, what this bill
22. does is, it extends to the other State employees the same
23. privilege that we passed last year when we amended House Bill
24. 3197 and which is presently Public Act 811373. What it does
25. any State employee, who joins the National Guard goes to a
26. basic training if he's...get National Guard salary, it's not
27. as much as his State employee's salary, the difference will be
28. made up. Also up to sixty days of training, that...or active
29. duty call within the State of Illinois. This will...extend
30. this to cover the State police, Secretary of State, Comptroller,
31. and State University personnel. Appreciate a favorable roll
32. call.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? Senator Buzbee.

2. SENATOR BUZBEE:

3. Question of the sponsor. He indicated this covered the
4. members of the Illinois National Guard, does not it also cover
5. members of the U.S. Military Reserve, regardless of branch?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Davidson. Davidson.

8. SENATOR DAVIDSON:

9. Yes. Yes.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Buzbee. Is that...alright. Further discussion?

12. Senator Johns.

13. SENATOR JOHNS:

14. Senator Davidson, will not this encourage more recruit-
15. ment for the National Guard?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. That's the whole purpose.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Johns.

22. SENATOR JOHNS:

23. Let me urge passage of this bill. The National Guard is
24. a great outfit. It does a tremendous job. And this only makes
25. up the difference, I understand, between the salary they lose.
26. Isn't that right, Senator? And...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Davidson.

29. SENATOR JOHNS:

30. I think it's...it's not an expense, it's an investment. I
31. encourage a favorable vote.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? Further discussion? Senator

1. Davidson may close.

2. SENATOR DAVIDSON:

3. A favorable vote, please.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The question is, shall Senate Bill 22 pass. Those is
6. favor vote Aye. Those opposed vote Nay. The voting is open.
7. Have all voted who wish? Have all voted who wish? ...take
8. the record. On that question, the Ayes are 54, the Nays are
9. 3, none Voting Present. Senate Bill 22, having received a
10. required constitutional majority, is declared passed. Senator
11. Keats...has told the Chair he is ready to...roll with Senate
12. Bill 12. Senate Bill 12. Read the bill, Mr. Secretary, please.

13. SECRETARY:

14. Senate Bill 12.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Keats is recognized.

19. SENATOR KEATS:

20. Thank you, Mr. President, Ladies and Gentlemen of the
21. Senate...thank you, Mr. President, Ladies and Gentlemen of the
22. Senate. Senate Bill 12 is a bill that is a recommendation of
23. the National Guard Study Commission and what it does is give
24. a National Guard preference for State hiring. This is not
25. above Veterans preference, Veterans preference is number one.
26. What this says, if someone is a member of the Guard, they will
27. receive an initial five point preference for State hiring.
28. It does not apply for promotion later, it is a method to try
29. and raise the membership of the National Guard, which is way
30. down. I think most people are aware our Guard is at best in
31. many places, sixty-five and seventy-five percent of strength.
32. And in some areas, we have good units, and some areas they
33. just don't have the people to do their job. This is something

1. that costs the State nothing and will upgrade employees for the
2. State and members of the National Guard. And it's a kind of
3. thing we should do at no cost that will improve our readiness.
4. I would appreciate a affirmative vote.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? Senator Kenneth Hall.

7. SENATOR HALL:

8. Thank you, Mr. President and Ladies and Gentlemen of the
9. Senate. Senator, it always amazes me when I see something for
10. the Illinois Naval Militia. Now, how many people do we have in the...
11. in our Navy here in Illinois, that we're talking about?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Keats.

14. SENATOR KEATS:

15. The answer to that question, I don't have right...it's
16. like three or thirteen. It's nobody. If you want my opinion,
17. I don't want to include them, but you can't cut them out. I...
18. don't see any need for them. There are three or thirteen. I'd
19. vote to abolish them, but they aren't there.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Kenneth Hall.

22. SENATOR HALL:

23. Well...well, what do you mean, we can't cut them off?
24. We don't have a Navy, I mean why should we have a Naval Militia?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Keats.

27. SENATOR KEATS:

28. They're covered under one Act. The Guard and Naval...
29. there's nobody in the Naval Militia. Three guys or thirteen
30. guys, I can't even remember what it is. You know. They're covered
31. within one Act. If you cover the National Guard, you've covered
32. the Naval Militia. And so, we're including, maybe three, maybe
33. thirteen people. That's all. And they're already...most of

1. them, employees of the State. So it doesn't make any difference.
2. They wouldn't be covered by the Act.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Rhoads.

5. SENATOR RHOADS:

6. A question of the sponsor.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Indicates he will yield. Senator Rhoads.

9. SENATOR RHOADS:

10. First of all, Senator Hall, in response to your question,
11. all of the Naval Militia people are...have dual commissions
12. or status in the United States Navy Reserve and they're all
13. in Chicago. Senator Keats, the rationale behind the Veteran's
14. preference for...at the Federal level are for those people
15. who have already served. Now, do I understand this bill to
16. mean that one can join the Illinois National Guard and from
17. the very first day have a hiring preference for State Govern-
18. ment?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Keats.

21. SENATOR KEATS:

22. No, you have to be an active member of the Reserve...I
23. mean of the Guard, in good standing.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Rhoads.

26. SENATOR RHOADS:

27. I'm not sure he answered the question. From the...from the
28. very first day of enlistment, if...if somebody joins on Monday,
29. then on Tuesday that enlisted man is going to have a preference
30. for State hiring?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Keats.

33. SENATOR KEATS:

1. They have to have attended drill so that they are in good standing.
2. So not from first day...it could not apply from first day 'cause they would not
3. yet have attended drills, would not yet be on the computer
4. system and would not yet be a member in good standing. Plus
5. ...well...yeah, that covers it.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rhoads.

8. SENATOR RHOADS:

9. Well, then what is the length of time we're talking
10. about? The first month, the second month, the first six
11. months. How...how long does one have to be a member...of
12. the Illinois National Guard in order to get this preference?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Keats.

15. SENATOR KEATS:

16. Basically, I think the minimum would be three and a half
17. months, 'cause they have to have completed basic training.
18. See, you're not a member in good standing until you have
19. completed it. At a minimum, your basic training, which is three
20. and a half months, and then have attended a drill. So you're
21. talking, I think, minimum figure would be three and a half months.
22. Minimum figure.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator...Schaffer, for the first
25. time.

26. SENATOR SCHAFFER:

27. Senator Keats, is the purpose of the Naval Militia to
28. enforce the Coastal Zoning Ordinance?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? Senator Buzbee.

31. SENATOR BUZBEE:

32. Thank you, Mr. President. On a point of personal privilege,
33. ...we are honored, today, to have with us the...Illinois Beef

1. Queen, who is from my district. Annette Borrenpohl from Rural
2. Route 1, Okawville. I wonder if Annette would stand and be
3. recognized.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Would she please stand and be recognized by the Senate?
6. We have just concluded the debate on Senate Bill 12. Senator
7. Keats do you wish to close?

8. SENATOR KEATS:

9. I would simply ask for an affirmative vote. This costs
10. nothing and we are at a serious point in the Guard, where if
11. we don't get some more members you're going to have units
12. incapable of doing their job. And it costs us nothing to do
13. it, so I'd ask for your affirmative vote. Thank you.

14. PRESIDING OFFICER: (SENATOR KEATS)

15. The question is, shall Senate Bill 12 pass? Those in
16. favor vote Aye. Those opposed vote Nay. The voting is open.
17. Have all voted who wish? Have all voted who wish? Have all
18. voted who wish? Take the record. On that question, the Ayes
19. are 52, the Nays are 2, none Voting Present. Senate Bill 12,
20. having received a required constitutional majority, is declared
21. passed. Now Senator Geo-Karis has alerted the Chair that she
22. is ready to go with Senate Bill 143. We will skip down until
23. we hit a sponsor that's notified the Chair that they're ready
24. to go. Senate Bill 143. Read the bill, Mr. Secretary, please.

25. SECRETARY:

26. Senate Bill 143.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Geo-Karis.

31. SENATOR GEO-KARIS:

32. Mr. President and Ladies and Gentlemen of the Senate, my
33. bill simply eliminates the conflict that now exists in the
34. Statute...Interest Act. It amends the Interest Act to raise

1. the contract interest rate provision from eight percent to
2. nine percent, to make Section 8 conform with the provisions
3. of Section 4, concerning general interest rates. Last year
4. you raised the general interest rate from eight percent to
5. nine percent, however, you didn't do it in both sections of
6. the Statute. And what this does,...it makes it uniform.
7. Nine percent in both sections. And I urge a favorable vote.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The question is on the passage of Senate Bill 143. Is
10. there discussion? Is there discussion? The question is,
11. shall Senate Bill 143 pass. Those in favor vote Aye. Those
12. opposed vote Nay. The voting is open. Have all voted who
13. wish? Have all voted who wish? Take the record. On that
14. question, the Ayes are 57, the Nays are none, none Voting
15. Present. Senate Bill 143, having received a required consti-
16. tutional majority, is declared passed. Senator Berman has
17. indicated that he is ready to go with Senate Bill 142.
18. Senate Bill 142. Read the bill, Mr. Secretary, please.

19. SECRETARY:

20. Senate Bill 142.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Berman.

25. SENATOR BERMAN:

26. Thank you, Mr. President. Senate Bill 142 is...was
27. introduced at the request of the Sheriff of Cook County,
28. and applies only to the Sheriff of Cook County, to condone a
29. practice, which has been carried on for many, many years and
30. this merely clarifies the statutory authority to charge mileage
31. for service of process for each party served. I would appreciate
32. your affirmative vote.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? Is there discussion? Senator

2. Sangmeister.

3. SENATOR SANGMEISTER:

4. Senator Berman, does this mean that if the Sheriff goes out
5. to serve a husband and wife, in the same home, and the same
6. location, that he is going to be able to collect double fees?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Berman.

9. SENATOR BERMAN:

10. He charges for each of the people, yes. That's what
11. they do now.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Sangmeister.

14. SENATOR SANGMEISTER:

15. Well, if that's what they do now, how is this improving...
16. what...what is this legislation doing to change that?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Berman.

19. SENATOR BERMAN:

20. The purpose of the bill is to clarify...and codify the
21. practice...that has been followed by the Sheriff.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Sangmeister.

24. SENATOR SANGMEISTER:

25. Well, then there's a question right now as to whether
26. or not the Sheriff should be charging both the husband and
27. wife, when he goes out and serves that...that summons. Is
28. that correct?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Berman.

31. SENATOR BERMAN:

32. Well, if you...as you, I'm sure, are well aware, when you
33. place...place the writ, they charge you based upon mileage before

1. they...they serve the writ. That mileage is based upon the
2. address given. If you go and the Sheriff goes out to serve it,
3. and the person is not there, but they make service elsewhere,
4. they don't come back and charge you, even though they make
5. the service. This covers that contingency, as well as the
6. current practice.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Sangmeister.

9. SENATOR SANGMEISTER:

10. Well, I...it's just my feeling that, I think, when...you
11. know...I like to see the Sheriff get paid, too. But when he
12. goes out to one location and serves two people at that
13. location, I really don't think he should get double mileage
14. for that.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Berning.

17. SENATOR BERNING:

18. Thank you, Mr. President. I don't really have a question
19. for the sponsor, but I have a point to raise. As I read this,
20. line 2 provides for sixteen cents per mile each way and then
21. you add mileage shall be charged for each party served, the
22. point raised by Senator Sangmeister. I call your attention
23. to line 32, where we are talking about transferring...or
24. transporting persons to the penitentiary or reformatories,
25. there we find, when two...line 31, when two persons are
26. conveyed at the same time. Which would be similar to serving
27. two papers at the same time. Fifteen cents per mile for the
28. first, and ten cents per mile for the second. It would appear,
29. Senator, that...you are or we are compounding what is a...a
30. discrepancy here and I respectfully suggest that you ought to
31. consider...revising the...or amending your amendment to bring
32. it into conformity with the lines 31 through 33.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Further discussion? Senator
2. Berning...Senator Berman may close.

3. SENATOR BERMAN:

4. Thank you. In response to Senator Berning, the charge
5. that is related on lines 32 and 33 have nothing to do with service
6. of process. It deals with the charge for conveying persons
7. to institutions...for incarceration. In response to the
8. question as to the mileage charge for each party served, may
9. I point out, that even though you may have two defendants
10. residing at the same address, it doesn't mean that you auto-
11. matically will get service on each of those people at the
12. first time that the service is made. And one of the experts
13. on the Sheriff's staff condones that and confirms that state-
14. ment. The...the charges made on a mileage basis, if the Sheriff
15. goes out to the same address, gets one defendant served
16. the first time, but has to go back two, three or four times
17. to get the second person, this is why the reason...this is
18. the reason for the separate charge for each party defendant
19. for the mileage involved. If they're fortunate and lucky
20. they get them both at the same time, that's fine, but most
21. of the time that's not the case. I ask for your affirmative
22. vote on this bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Berning, he was closing.

25. SENATOR BERNING:

26. I recognize, but he was responding in part...to my
27. comments and I want to remind the Senator that the provision
28. for mileage reimbursement...on lines 31, 32, and 33 is exactly
29. that. Mileage expense. The same thing as up here. And I sub-
30. mit that it is improper to have two separate criteria here for
31. mileage reimbursement. On that ground, I think I would have
32. to oppose the bill, unless you're willing to correct this.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Berman, we'll allow you to close again, if you
2. wish. The question is on the passage of Senate Bill 142.
3. Those in favor will vote Aye. Those opposed will vote Nay. The
4. voting is open. Have all voted who wish? Have all voted who
5. wish? Have all voted who wish? Take the record. On that
6. question, the Ayes are 32, the Nays are 22, none Voting Present.
7. Senate Bill 142, having received a required constitutional
8. majority, is declared passed. Senate Bill 191, Senator Netsch.
9. Read the bill, Mr. Secretary, please.

10. SECRETARY:

11. Senate Bill 191.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Netsch.

16. SENATOR NETSCH:

17. Thank you, Mr. President. The bill deals with the question
18. of succession after the officers, who are mentioned in the
19. Constitution, might have been exhausted. To refresh your
20. recollection, the Illinois Constitution currently provides
21. that in the event of a vacancy in the Office of Governor, this
22. is, the order of succession to the Office of Governor or to
23. the position of Acting Governor shall be the Lieutenant Governor,
24. the elected Attorney General, the elected Secretary of State,
25. and then as provided by law. I was totally unaware of the
26. fact that after the new Constitution was adopted the Legislature
27. did not further implement that provision. I must admit, I
28. thought it had been done, also. It seems to me...quite apart
29. from what...almost happened this past week, that it behooves
30. us to make sure that we do have a proper succession provided
31. by law, the one that I have authorized in Senate Bill 91, is the
32. one that seems to me is the obvious. It goes to the next
33. two elected State officers in order. The elected Comptroller,

1. the elected Treasurer, and then goes to the two principal
2. Legislative officers, the President of the Senate, and the
3. Speaker of the House. So help me, I have no ulterior motive,
4. this is not an elect X or defeat Y bill, it is simply that
5. we have a gap in the law and with two State officers, right
6. now, who do not qualify under the existing Constitution, it
7. seems to me that it is time that we corrected that gap and
8. fulfilled our obligation to provide for further order of
9. succession. The amendment, incidently, does nothing except
10. add...an immediate effective date and that was suggested
11. to me by members of the staff.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The question is on the passage of Senate Bill 191. Is
14. there discussion? Senator Walsh.

15. SENATOR WALSH:

16. Will the Senator yield? Can you tell me what the
17. Constitution provides now, as to succession?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Netsch.

20. SENATOR NETSCH:

21. Yes, I just read it, Senator Walsh. Let me just read it
22. once more. It provides...the order of succession...shall be
23. the Lieutenant Governor, the elected Attorney General, the
24. elected Secretary of State and then as provided by law. What
25. I have added is the elected Comptroller, the elected Treasurer,
26. then the President of the Senate and the Speaker of the House.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator DeAngelis.

29. SENATOR DEANGELIS:

30. Senator Netsch, will you please yield to a question?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Indicates she will yield. Senator DeAngelis.

33. SENATOR DEANGELIS:

1. In your resolution...or your bill, you call for every-
2. body to be elected in the succession, except for the Lieutenant
3. Governor. I do realize that in the event the Lieutenant
4. Governor were to abdicate, that a replacement is not chosen.
5. However, what if some future General Assembly would determine
6. or by Constitutional Amendment, it would be determined that
7. a Lieutenant Governor could be appointed. Would it not be
8. wiser for you to include in there, also, the elected Lieutenant
9. Governor and that would, in fact, cover all contingencies?
10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Netsch.

12. SENATOR NETSCH:

13. There cannot be a non-elected Lieutenant Governor under
14. the existing Constitution. If ever, we were to amend the
15. Constitution to provide that that office could be filled by
16. appointment, then it seems to me we ought to take that
17. into account and amend the Statute at the same time. At
18. the present time, though, there is no need to do that because
19. we are talking about an office...that is an appointed Lieutenant
20. Governor that cannot exist.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator DeAngelis.

23. SENATOR DEANGELIS:

24. Wouldn't it...I don't see any difficulty if you were to
25. add the word elected in front of it. But that would also
26. eliminate the...the possibility of you having to take that
27. action...in the future, if a Lieutenant Governor is ever
28. appointed.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Nimrod.

31. SENATOR NIMROD:

32. A question, Mr. President. The question, Senator Netsch,
33. is I...what is meant by...this bill were not as provided by law

1. what would be the scenario right now, if this were to happen
2. and we did not have a Lieutenant Governor in office?

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Netsch.

5. SENATOR NETSCH:

6. I think a very serious question, Senator Nimrod, which is
7. one reason why, when I became aware of the fact that we didn't
8. have a succession Statute passed, I thought it was about time
9. we did it. I am...the...there is a succession Statute in
10. existence, right now, that was passed as the Emergency Succes-
11. sion Act of 1961. It is totally inconsistent with the exist-
12. ing Illinois Constitution. I don't honestly know what a
13. court would do if, let's say, and this is obviously what
14. brought the issue up, there was a suggestion, at one time,
15. that Lieutenant Governor O'Neal might be leaving his office
16. and going to Washington. We would then be left with,
17. obviously, the Governor and two officers, who under the
18. constitutional scheme could not succeed him. If something
19. should happen to the Governor, then where would we be?
20. And the only thing I could suggest to you is I suppose that
21. if we really found ourselves in that...that very unfortunate
22. situation, that a court would try to find some way to...get
23. us out of it...but they would have to...use a Statute that
24. internally is inconsistent with the existing Constitution.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Nimrod.

27. SENATOR NIMROD:

28. Yeah. Well. Thank you...Senator. This is my particular
29. concern, at this time. Now. As a Republican, and I'm not sure
30. that we should enter in to partisan considerations, as a
31. Republican, we are going to be voting for sealing...if in the event,
32. something should happen and being one that you don't know what
33. could happen from one moment to the next because I can tell you.

1. On my way to Quincy, where there is no road to Quincy, I
2. suddenly could not have been here. And...and thank God that
3. Thursday night everything went well and I'm...I'm here. This
4. means that this could happen to anyone else. It seems to me
5. that...we are...really instead of saying right now that we're
6. going to vote to turn this administration into hands of a...
7. of a...of a...of a...the Democrat party, the opposite party,
8. which would be in contrast to what were...are the wishes of
9. the people. I think that we ought to, then, do something that
10. would, for at least this temporary period,...abide or confirm
11. that we would concur with the succession until the end of
12. the time and then your bill, if you would date it for the
13. next election succession, I think we'd all join it and we'd
14. have something in...record. But I think that you ought to give
15. us that consideration for now, that at least it would be our
16. intent that for...between now and, for example, 1983...January
17. 1983 that the Succession of 1961 would prevail. And if you
18. would consider accepting such an amendment,...which you
19. agreed to take the bill back to do,...I would...I would be
20. hope...I would hope that, maybe, that might resolve the problem
21. and we would satisfy the whole question here at hand.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Netsch.

24. SENATOR NETSCH:

25. Well, first of all, I was unaware that there was any
26. problem, because I just spoke to Senator Shapiro and I'd
27. spoken to some other members of the committee at the time
28. the bill was called and no one really had any question. I
29. can only say, again, Senator Nimrod, that we are attempting to
30. write something that will apply for a long time to come. I
31. have no partisan motive involved at all. As a matter of fact,
32. if you took the normal succession order of the legislative
33. officers, we would go to the President of the Senate first,

1. and he, also, is a Democrat, at least today he's a Democrat...
2. maybe four weeks ago he was not. But...the...Senator Rock,
3. I'm not...trying to suggest you are otherwise. I'm just
4. referring back to our checkered history this Session. But
5. in any event...my...the thing...I...I am not...nothing is
6. going to happen to Jim Thompson. I would hope. And I say
7. that with very, very deep feeling. But it just seems to me
8. that we ought to be writing the way we want it in the future
9. and...and this is the logical way for it to go and I just
10. don't see any reason what...not to have it in place right now.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Now, Senator Nimrod, your time has expired. If you
13. will bring your remarks to a...close, you'll get a chance
14. the second time around.

15. SENATOR NIMROD:

16. Yeah. I...I want to remind you, Senator, that you did
17. agree to bring this bill back, and then you walked over here
18. and I did personally tell you that I had an amendment for this
19. bill. And...I would ask if you would honor that commitment
20. and give us a chance to put that amendment on it.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Netsch.

23. SENATOR NETSCH:

24. Senator Nimrod, the bill has been sitting on 2nd reading
25. for about ten days, if you had an amendment, why didn't you
26. call it to my attention?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Alright. The following...no, Senator, we're going to
29. stay in a orderly proceeding here, you have been recognized
30. one time, we'll go back around. Senator Buzbee has been
31. waiting for over five minutes while you spoke, and we will
32. continue our rule of five minutes on and five minutes off.
33. Well, Senator, if I allow that, then everyone has a special

1. comment that they would like to make. Senator Nimrod.

2. SENATOR NIMROD:

3. Mr. President, I want to tell you when I left this
4. Chamber on Thursday, I was in the hospital ever since. So,
5. that bill has not been sitting there for ten days. And it
6. was last week that this bill was moved to 3rd reading with
7. the understanding to be returned.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Now. The following Senators have sought recognition
10. to speak on this bill. Senators Buzbee, McMillan, and Rhoads.
11. Senator Buzbee is recognized.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. I...you know...I'm...I'm
14. very concerned that the question of partisanship has arisen
15. here, it seems to me that what Senator Netsch is trying to
16. address is a very serious problem that could exist in this
17. State at some point. If Lieutenant Governor O'Neal does,
18. in fact, resign his office, there is absolutely no provision
19. under the present Constitution and the present Statute for
20. succession. We would be tied up in court and we don't know
21. what the ultimate outcome would be. She has addressed this
22. by saying, following the constitutional provision, then we
23. will go on with the statutory provision of the elected
24. Comptroller and the elected Treasurer and then the President
25. of the Senate...and then the Speaker of the House. I would
26. point out to Senator Nimrod, if I could have his attention
27. just a minute, if Senator Nimrod would be so kind, under
28. the Constitution of the United States and under the Federal
29. Statutes, the succession of the Presidency is the President
30. of the United States, the Vice-President of the United
31. States and the Speaker of the House of Representatives.
32. Secretary Haig, to the contrary, notwithstanding. So, in
33. that event, if President Reagan and Vice-President Bush were

1. not in the picture, Speaker O'Neill would be the President
2. of the United States, a Democrat. When the...people of this
3. Country expressed their opinions last November that they wanted
4. a Republican Administration, but all that we're trying to do
5. with this legislation is to establish an orderly line of succes-
6. sion as is established at the Federal level. I hope to God that
7. we never have to go into the process of...fulfilling that line
8. of succession. But we need to have the contingency plan in
9. the event that we do. And I submit to you that her bill is a
10. good one. And it is...has...it is not intended to be a
11. partisan effort at usurping...the...the Governor's Office.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. For what purpose does Senator Netsch arise?

14. SENATOR NETSCH:

15. I will...withdraw the bill from consideration at the
16. present time. Senator Rhoads tells me that he did indeed
17. seriously intend to propose an amendment and I'm not
18. going to start everything off on that kind of a...ugly what-
19. ever. So, I will withdraw the bill for the present.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there leave to withdraw it from the record? Leave
22. is granted. Senator Lemke has indicated that he is ready
23. to go with Senate Bill 96. Read the bill, Mr. Secretary,
24. please.

25. SECRETARY:

26. Senate Bill 96.

27. (Secretary reads title of bill)

28. 3rd reading of the bill...the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Lemke.

31. SENATOR LEMKE:

32. What this bill does is simply requires a dealer, who
33. provides extended warranty contracts, other than those of

1. the vehicle manufacturer, retain adequate...reserves...to
2. insure the protection of the...purchaser. This is just
3. like any other insurance law, that when you sell the insur-
4. ance contract, they have to set aside so much of that
5. contract as a reserve.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Alright. The question is on the passage of Senate Bill
8. 96. Is there discussion? Senator Grotberg.

9. SENATOR GROTBORG:

10. A question of the sponsor.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Indicates he will yield.

13. SENATOR GROTBORG:

14. Is this the same bill we had last year, Senator Lemke,
15. that...that means that every dealer has to...set aside...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Lemke.

18. SENATOR GROTBORG:

19. ...and provide a back-up for his own warranty?

20. SENATOR LEMKE:

21. This was a bill that we had last year that came up on
22. an amendment on a Conference Committee Report. And what
23. we did is, at that time, we said let's have a hearing next
24. Session so that's what we did in Transportation and now we
25. got it out as a bill in...the form.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Grotberg.

28. SENATOR GROTBORG:

29. I can't speak intelligently, because I was not at your...
30. committee hearing this year. All I know is that it rings a
31. bell and it was a very heated discussion last year regarding
32. the impact on the individual dealers and with that I will
33. not comment pro or con on the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Berning.

3. SENATOR BERNING:

4. A question of the sponsor. Senator, I note that this
5. section starts off by saying every new vehicle manufacturer and
6. apparently...is directed toward the sales of new cars, however,
7. your amendment says any licensed vehicle dealer that offers,
8. provides or sells. That, it appears to me, would include used
9. car dealers. My question is, Senator, did you intend to in-
10. clude used car dealers under this...amendment, because, as I
11. read it, the implication is there, whereas, the section starts
12. out...as I read it, to include only new car dealers.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Lemke.

15. SENATOR LEMKE:

16. Well the...these...these are extended warranty contracts
17. that are sold by the dealer. In other words, this is money
18. they accept for a warranty contract. Now, if a used car
19. dealer is...I don't think a used car dealer is going to sell
20. this kind of contract with a used car. I mean...but if he does,
21. then he's...then...then...if he's taking the money as an insur-
22. ance premium, therefore, he should put that in a separate fund
23. than in his operating fund. In other words, you separate the
24. money. So therefore, if the dealer happens to go bankrupt that
25. fund is...is...is not touched by the creditors of the dealer.
26. That fund is there for the specific purpose, just like an
27. insurance company reserve. Those reserves are set aside. If
28. that insurance company goes broke, that money in that reserve
29. account is used for that insurance and not for general creditors.
30. And that's what this does. This just says that this money is
31. set aside in these accounts in...you know...just like any
32. other insurance policy. I see nothing wrong with it.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator DeAngelis.

2. SENATOR DEANGELIS:

3. Thank you, Mr. President. I have a question of the
4. Chair.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Yes.

7. SENATOR DEANGELIS:

8. Is it proper to ask why this bill was assigned to Trans-
9. portation rather than Insurance?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. I think that...if Senator Donnewald is on the Floor,...
12. he is Chairman of the Assignment of Bills Committee. The
13. Chair would just suppose that since it deals with the Motor
14. Vehicle Code it would be assigned there, although, often-
15. times the content is not known to those chairmen...it is
16. a Motor Vehicle Code bill and that would be the automatic
17. way that it would go normally. Senator DeAngelis.

18. SENATOR DEANGELIS:

19. Well, I...I think the bill explicitly provides for
20. insurance or self insurance or reserves for insurance to
21. cover this kind of situation. And I think the fact that it
22. applies to automobiles, it could just as well apply to any-
23. thing else that you would have under warranty or that you
24. would want to have repaired. So, I thought it would be much
25. more proper for it to be in Insurance Committee.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Chew.

28. SENATOR CHEW:

29. Thank you, Mr. President. The reason that...it came to
30. the Transportation Committee, is because it's amending the
31. Vehicle Code, not the washing machine code, or the stove
32. code and let me explain in the layman language what it does.
33. If you were to go and buy an automobile, you automatically...

1. a new automobile from an authorized dealer, you get a factory
2. warranty on that automobile. Some dealers, and this is not
3. mandatory, do, indeed, offer additional...protection for
4. that purchaser at a set premium. The bill is asking that
5. the additional monies that's charged for the extended coverage,
6. over and above what the manufacturer offers, be set aside
7. for the purpose of guaranteeing that service that is included
8. in that extended warranty. For instance, each life insurance
9. policy that's sold in this State...a portion of the premium
10. must be set aside...in order to guarantee payment in the
11. event this becomes a claim. Whereby, if the dealer or/and
12. the life insurance company go bankrupt, it does not interfere
13. with the monies that were paid for the extended warranty on
14. that particular car and the same thing would apply in the
15. event you had an epidemic, whereby, insurance companies were
16. required to pay an excessive amount of claims from the normalcy,
17. that the money would be in reserve with the Department of
18. Insurance, to guarantee that payment. So, that's all it
19. asks, it's a good bill and it should have been done long ago
20. and those of us that are pussyfooting around with it...just
21. aren't consumer...protection for your constituents. I don't
22. know any other way I can explain it, I've given it to you
23. in...the kind of terms that...Senator Joyce can understand,
24. right here.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator D'Arco did you wish to
27. comment? Senator D'Arco.

28. SENATOR D'ARCO:

29. Thank you, Mr. President. You can argue whether or not
30. it should be in the Insurance Committee or in the Transportation
31. Committee, but I think the point is I...what Senator Lemke
32. is trying to do, says that over and above the factory warranty,
33. the dealer can sell like...he would...sell the consumer an

1. extended warranty, for, say three hundred dollars for
2. a year. I'll extend the factory warranty to you for three
3. hundred dollars for one year. Well, Senator Lemke is saying
4. that the money that the consumer pays the dealer is put in
5. the operating fund of the dealer's business. And all he's
6. saying is it should be segregated in a separate fund so
7. in case the warranties...something goes wrong with the car
8. the money can be used...against the warranty. And that's...
9. if the dealer goes broke, I'm sorry...if the dealer goes
10. broke, then the consumer would have that money to use or
11. he would have to pay the consumer back that money against
12. the warranty, I assume.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Further discussion? Senator
15. Lemke may close.

16. SENATOR LEMKE:

17. I just ask for a favorable vote.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The question is on the passage of Senate Bill 96. Those
20. in favor will vote Aye. Those opposed will vote Nay. The
21. voting is open. Have all voted who wish? Have all voted
22. who wish? Have all voted who wish? Take the record. On
23. that question, the Ayes are 22, the Nays are 30, 4 Voting
24. Present. The bill having...failed to receive the required
25. constitutional majority is declared lost. Alright. Senator
26. Grotberg has indicated he's ready to go on Senate...for what
27. purpose does Senator Nimrod arise?

28. SENATOR NIMROD:

29. Mr. President, on a point of personal privilege, I would
30. like to...recognize...Mrs. Jack Owens, Crystal Owens, who is
31. here with the Girl Scout Troop 973 from Park Ridge, sitting
32. in the President's salary...gallery.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Alright. Would our guests in the gallery please rise?

2. Senate Bill 161. Read the bill, Mr. Secretary, please.

3. SECRETARY:

4. Senate Bill 161.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Grotberg.

9. SENATOR GROTBORG:

10. Thank you, Mr. President and fellow Senators. This
11. should be an absolutely noncontroversial bill, but because
12. of my last land transfer bill, I'm sure others may have
13. questions. So, I'll try to answer them going in. In
14. DeKalb County...the Forest Preserve district has eighty
15. acres of farm land, which they have been unable to develop,
16. because it is literally farm land and is not a mostly
17. attractive...for development of a park. It's located
18. and it's called the Afton Forest Preserve, which is just
19. out in the country. They have the opportunity to buy...
20. on...a wooded forest preserve on the Kishwaukee River north
21. of Kirkland. They need legislative action and a bill to
22. free them up to sell by Statute, the existing farm. And
23. I would ask, we filed this last year, but...it never got
24. out...out of rules because it was not an emergency. Again,
25. there is a time frame that they need this within, I would
26. urge an Aye vote and be glad to answer any questions.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there...discussion? Is there discussion? The
29. question is, shall Senate Bill 161 pass. Those in favor
30. vote Aye. Those opposed vote Nay. The voting is open
31. Have all voted who wish? Have all voted who wish? Take the
32. record. On that question, the Ayes are 51, the Nays are none,
33. 1 Voting Present. Senate Bill 161, having received the required

1. constitutional majority, is declared passed. Senator Weaver
2. has indicated that he is ready to go on Senate Bill 223.
3. Read the bill, Mr. Secretary, please.

4. SECRETARY:

5. Senate Bill 223.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Weaver.

10. SENATOR WEAVER:

11. Thank you, Mr. President. Senate Bill 223 amends the
12. Illinois Industrial Development Authority Act to increase the
13. authorized outstanding bonds from a hundred million to two
14. hundred million. It also removes the ten million dollar
15. limitation on individual projects, puts a cap of one-third
16. of the bonds authorized under the Act issued for development,
17. construction, acquisition of capital improvements of commercial
18. facilities. If there is any questions anyone has, I'll be
19. happy to try to answer them.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Is there discussion? The question
22. is, shall Senate Bill 223 pass. Those in favor vote Aye. Those
23. opposed vote Nay. The voting is open. Have all voted who wish?
24. Have all voted who wish? Take the record. On that question,
25. the Ayes are 46, the Nays are 1, 3 Voting Present. Senate Bill
26. 223, having received the required constitutional majority, is
27. declared passed. No other Senator, to the Chair's knowledge,
28. has asked that any of the bills on 3rd reading be called.
29. ...Senator are you ready to go? Senator Nedza is ready to
30. go on 228. Read the bill, Mr. Secretary, please.

31. SECRETARY:

32. Senate Bill 228.

33. (Secretary reads title of bill)

34. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Nedza.

3. SENATOR NEDZA:

4. Yes. Thank you, Mr. President and Ladies and Gentlemen
5. of the Senate. Senate Bill 228 is the enabling legislation
6. for the approval at the last election of the referendum,
7. the constitutional referendum. If there's no...I won't take your
8. time. If there are no questions or discussions, I would just
9. move for its...favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? Is there discussion? The question
12. is, shall Senate Bill 228 pass. Those in favor vote Aye.
13. Those opposed vote Nay. The voting is open. Have all voted
14. who wish? Have all voted who wish? Take the record. On that
15. question, the Ayes are 57, the Nays none, none Voting Present.
16. Senate Bill 228, having received a required constitutional
17. majority, is declared passed. Further Senate Bills on 3rd
18. reading that any sponsor wishes to call? Is there
19. leave to go to the Order of House Bills 3rd reading? Leave
20. is granted. House Bills 3rd reading on page 4 of your
21. Calendar. There's one bill. House Bill 157. Read the bill,
22. Mr. Secretary, please.

23. SECRETARY:

24. House Bill 157.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Philip.

29. SENATOR PHILIP:

30. Thank you, Mr. President and Ladies and Gentlemen of the
31. Senate. House Bill 157 is a supplemental appropriation of
32. sixteen thousand dollars. As you know, we created two assistant
33. leaders in the House of Representatives, this is the salary for

1. them for...which would be three thousand dollars. It also
2. provides that our caucus chairmen on both sides of the aisle
3. would receive an additional two thousand five hundred dollars.
4. I'll answer any questions. I ask for a favorable vote.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? Is there discussion? The question
7. is, shall House Bill 157 pass. Those in favor vote Aye. Those
8. opposed vote Nay. The voting is open. Have all voted who
9. wish? Have all voted who wish? Have all voted who wish? Take
10. the record. On that question the Ayes are 32, the Nays are
11. 23, none Voting Present. House Bill 157, having received a
12. required constitutional majority, is declared passed. Is
13. Senator Egan on the Floor? He wished to make an announcement
14. concerning the Executive Committee. Senator Nedza.

15. SENATOR NEDZA:

16. Yes. Thank you, Mr. President. Yes. I would like to
17. announce that the Local Government Committee will meet in
18. Room A-1 in the Stratton Building immediately upon
19. adjournment.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Rock.

22. SENATOR ROCK:

23. Yes. Thank you. The Executive Committee will be...will
24. meet next Wednesday...Wednesday, April the 8th at 1:30, instead
25. of today. There will be no meeting today.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Alright. I think that's the announcement Senator Egan
28. wished to make. Senator Nimrod.

29. SENATOR NIMROD:

30. Yes, Mr. President. I would like to...thank all of the
31. Senators for their flowers, their calls and their visits...when...
32. during my hospitalization at the Memorial Medical Center since
33. last Thursday. It was deeply appreciated. Thank you, very much.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Nash.
3. SENATOR NASH:
4. Mr. President, I move that Senate Bill 23 be transferred
5. from the Committee on Health to Judiciary I.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Did you talk to Senator Donnewald? Okay.
8. SENATOR NASH:
9. I ask leave...
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Yeah. Is there leave to transfer Senate Bill 23 from...
12. Senate Committee on Health, Welfare and Corrections be
13. discharged from further consideration of Senate Bill 23 and it
14. be rereferred to the Judiciary I Committee? Is there leave?
15. Leave is granted. Alright. Resolutions.
16. SECRETARY:
17. Senate Resolution 93, offered by Senator Jeremiah
18. Joyce, it's congratulatory.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Consent Calendar. Introduction of bills.
21. SECRETARY:
22. Senate Bill 509, by Senator Gitz, Jeremiah Joyce, Bruce,
23. and others.
24. (Secretary reads title of bill)
25. Senate Bill 510, by Senator Keats.
26. (Secretary reads title of bill)
27. Senate Bill 511, by Senators Gitz, Jeremiah Joyce, and
28. Demuzio.
29. (Secretary reads title of bill)
30. Senate Bill 512, by Senator Philip.
31. (Secretary reads title of bill)
32. Senate Bill 513, by Senator Egan.
33. (Secretary reads title of bill)
34. Senate Bill 514, by Senators Berman, Bloom, Bowers and

1. others.

2. (Secretary reads title of bill)

3. Senate Bill 515, by Senator Lemke.

4. (Secretary reads title of bill)

5. Senate Bill 516, by the same sponsor.

6. (Secretary reads title of bill)

7. 1st reading of the bills.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Alright. Senator Gitz.

10. SENATOR GITZ:

11. With the approval of the sponsor, I'd like to be added
12. as a hyphenated co-sponsor of Senate Bill 217.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there leave? Leave is granted. Any further business
15. to come before the Senate? Senator Netsch.

16. SENATOR NETSCH:

17. Mr. President, I move that the Senate stand adjourned
18. until noon tomorrow.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is that we stand adjourned until noon tomorrow.
21. Motion to adjourn, all in favor say Aye. Opposed Nay. The Ayes
22. have it. Senate stands adjourned until twelve o'clock noon
23. tomorrow.

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