

82ND GENERAL ASSEMBLY

REGULAR SESSION

APRIL 22, 1982

PRESIDING OFFICER: (SENATOR BRUCE)

The hour of noon having arrived, the Senate will come to order. Prayer today by...by Senator Kenneth Hall and will our guests in the galleries please rise.

SENATOR HALL:

(Prayer given by Senator Hall)

PRESIDING OFFICER: (SENATOR BRUCE)

Reading of the Journal. Senator Johns.

SENATOR JOHNS:

Well, I can't cop that, Senator Hall. Mr. President, I move that reading and approval of the Journals of Tuesday, April the 20th and Wednesday, April the 21st, in the year of 1982, be postponed pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR BRUCE)

Heard the motion. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. The motion prevails. Senator Johns.

SENATOR JOHNS:

Mr. President, I'd like leave of the Body to be shown as a hyphenated co-sponsor of House Bill 1345 with Senator Bruce.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns withdraws his motion. For what purpose does Senator Geo-Karis arise?

SENATOR GEO-KARIS:

I...I've...communicated with the sponsors on Senate Bills 1576 and Senate Bill 1519, and I have their permission to be added as a co-sponsor. On Senate Bill 1575 and Senate Bill 1519, if I may.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten, do you wish to be joined, too? Senator Totten. Senator Totten.

SENATOR TOTTON:

Thank you, Mr. President. If it's good enough for

Adeline, it's good enough for me. Put me on there.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Can the two Senators indicated be added as co-sponsors? Senator, we're...there's some confusion on the numbers. Would you come down here and...get those. Senator Geo-Karis.

SENATOR GEO-KARIS:

Senate Bill 1519. 1519, Senator Walsh's bill. And Senate Bill 1575, Senators Rock and Egan's bill.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, and again I would remind...

SENATOR GEO-KARIS:

1575 and 1519, Sir.

PRESIDING OFFICER: (SENATOR BRUCE)

...remind the membership that all you have to do is to report that to the Secretary, and we can put you on without taking up Floor time.

SENATOR GEO-KARIS:

I'm sorry.

PRESIDING OFFICER: (SENATOR BRUCE)

That's all right. Committee reports.

ACTING SECRETARY: (MR. FERNANDES)

Pursuant to Amended Rule 5, the Rules Committee met at 1:30 p.m., April 21, 1982 and makes the following report: By unanimous vote the committee rules that the following bills can be considered during this Session of the Senate:

Senate Bills 881, 1571, 1577, 1624.

By majority vote, the committee ruled that the following bills can be considered during this Session of the Senate:

Senate Bill 1280.

The foregoing bills were sent...ordered sent to the Committee on Assignment of Bills. Signed, Philip J. Rock, Chairman.

Senator Carroll, Chairman of the Committee on Appropria-

tions I, reports Senate Bill 1390 with the recommendation the bill Do Pass.

Senator Berman, Chairman of the Committee on Elementary and Secondary Education, Senate Bill 1274 with the recommendation the bill Do Pass.

Senate Bill 1518, with the recommendation the bill Do Pass.

Senator D'Arco, the Chairman of the Committee on Insurance, Pensions and Licensed Activity, reports Senate Bill 1377, 1452, 1652, 1657 and 1685 with the recommendation the bills Do Pass.

Senate Bill 1389, with the recommendation the bill Do Pass as Amended.

Senator Demuzio, Chairman of the Committee on Finance and Credit Regulations, reports Senate Bill 1298 with the recommendation the bill Do Pass.

Senate Bill 1330, with the recommendation the bill Do Pass as Amended.

Senator Sangmeister, the Chairman of the Committee on Judiciary II, reports Senate Bills 1519 and 1575 with the recommendation the bill Do Pass.

Senate Bill 1656, with the recommendation the bill Do Pass as Amended.

Senator Donnewald, the Chairman of the Committee on Assignment of Bills, reports the following assignment:

To the Committee on Elementary and Secondary Education - Senate Bill 1577; the Committee on Insurance, Pensions and Licensed Activities - Senate Bill 881, 1280 and 1624; the Committee on Public Health, Welfare and Corrections - Senate Bill 1571.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Weaver arise?

SENATOR WEAVER:

On a point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

State you point.

SENATOR WEAVER:

In the President's gallery are eighty, sixth grade students from the Pesotum School. I'd like for them to rise and be welcomed by the Senate.

PRESIDING OFFICER: (SENATOR BRUCE)

Would our guests please rise and be welcomed by the Senate. For what purpose does Senator Grotberg arise?

SENATOR GROTBERG:

Thank you, Mr. President. Let the record show that Senator Nimrod is on an excused absence. He's in Washington with the Energy Commission meeting. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Messages from the House. For what purpose does Senator Rock arise?

SENATOR ROCK:

Thank you, Mr. President, for the same purpose. Senators Nash and Buzbee, I would like the record to reflect,...are in Washington attending meetings of the National Conference, at my request and they are on official business. I wish they'd be excused.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President. Let the record show that Senator Keats is still in Germany on official business and Senator Becker is home convalescing.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Davidson arise?

SENATOR DAVIDSON:

Something of more importance...right. I would like to remind you members of the Senate who have not responded to the invitation last week to participate in the Governor's

Prayer Breakfast on Thursday morning, May the 13th. If you wish to attend, please get your reservations to me so I can get the tickets and seats in the down front area for you. On...seven dollars a ticket I do need to hear from you by May 7th, because after that we turn the tickets all loose. It's Thursday morning, May the 13th at the Holiday Inn East at 7:45 a.m.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I don't know whether this is the most appropriate time, I do want to move to Table a resolution, which is on the Senate Calendar and briefly explain why. Is this an appropriate time to proceed with that?

PRESIDING OFFICER: (SENATOR BRUCE)

We could Table it without the...the explanation, too.

SENATOR NETSCH:

Well, but there has to be a...a brief explanation, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

I would move to Table...

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order, please. Senator Netsch.

SENATOR NETSCH:

...this may be of interest to a number of the other members, by the way. I would move to Table SJR 74, which is the resolution which called upon the Governor to keep open the visually handicapped institute at least until the Legislature had an opportunity to address that issue. There is...as of, I believe, this morning a press release from the Governor's Office that announces that he not only will keep it open through the end of this Fiscal Year, but he has ordered the

Department of Rehabilitation Services to keep the Illinois Visually Handicapped Institute open through Fiscal Year 1983. Governor, we thank you. We knew you would get the message.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table SJR 74, which is located on page 5 of your Calendar. On the motion to Table, discussion? All in favor say Aye. Opposed Nay. The Ayes have it. And...and the resolution is Tabled. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President. Just a point of information, I understand it's Senator Kent's birthday today. She happens to be the youngest and prettiest member on our side of the aisle. I understand she's twenty-nine years of age, once again, and I would just like to say, "Happy Birthday, Laura".

PRESIDING OFFICER: (SENATOR BRUCE)

Happy Birthday, Senator Kent. All right. Messages from the House.

ACTING SECRETARY: (MR. FERNANDES)

A Message from the House by Mr. Leone, Clerk.

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

House Bill 608, 658, 1060, 1078, 1178, 1215, 1254, 1296, 1655 and 1873, passed the House April 21, 1982. Anthony J. Leone, Clerk of the House.

A Message from the House by Mr. Leone.

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

Senate Bill 777, together with the following amendment, in the adoption of which I am instructed to ask concurrence of the Senate, to-wit:

House Amendment No. 1 to Senate Bill 777, passed the House as amended April 21, 1982. Anthony J. Leone, Clerk of the House.

PRESIDING OFFICER: (SENATOR BRUCE)

Secretary's Desk.

ACTING SECRETARY: (MR. FERNANDES)

A Message from the House by Mr. Leone, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendments to a bill of the following title:

House Bill 252...with Senate Amendment No. 1, nonconcurrent in by the House April 21, 1982. Anthony J. Leone, Clerk of the House.

PRESIDING OFFICER: (SENATOR BRUCE)

Secretary's Desk. Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 481, offered by Senator Sangmeister, and it's congratulatory.

Senate Resolution 482, offered by Senator Rock and all members, congratulatory.

Senate Resolution 483, offered by Senators Lemke, Rock, Egan and all members, congratulatory.

And Senate Resolution 484, offered by Senators Taylor, Savickas, Berning, Geo-Karis, J. E. Joyce and Simms. And it's a death resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to add the last four mentioned resolutions to the Resolution Consent Calendar, three congratulatory and one death resolution? Is there leave? Leave is granted.

ACTING SECRETARY: (MR. FERNANDES)

Senate Joint Resolution No. 84, offered by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

ACTING SECRETARY: (MR. FERNANDES)

(Secretary reads SJR 84)

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock on the...on the adjournment resolution.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Joint Resolution 84 is the adjournment resolution. When we close business today, we will return to Springfield next Tuesday, at the hour of noon. I'd move for the suspension of the rules and the immediate consideration and adoption of Senate Joint Resolution 84.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to suspend the rules. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. The rules are suspended. On the motion to adopt the resolution, discussion? On the adoption of the resolution, all in favor say Aye. Opposed Nay. The Ayes have it. The resolution is adopted. Is there leave to go to the Order of Senate Bills 2nd Reading? Leave is granted. Second Bill...Senate Bills 2nd reading on page 2 of your Calendar. (Machine cut-off)...Philip, Senate Bill 1243, Capital Development Fund to DOT. Senator Sangmeister, 1302, 2nd reading, inheritance tax transfer. 1350, Senator Taylor is not on the Floor. 1388, Senator Vadalabene. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1388.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1394, Senator Thomas. Read the



bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1394.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The...Committee Amendment No. 1 is to add to the intergovernmental law enforcement officers appropriation the monies necessary for the inservice training unit. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further...committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1395, Senator Weaver. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate 13...95.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a amendment to provide the funding from the newly enacted lottery game. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No amendments from the Floor?

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. For what purpose does Senator Weaver arise?

SENATOR WEAVER:

May I make inquiry of Senator Carroll? There was an anticipated utility increase amendment that was supposed to have been worked out. We can bring it back if that's necessary from 3rd reading, if you don't have it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

We don't have it. We haven't seen it yet.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Rock, did you wish to recall 1251? Is there leave to go to the Order of Senate Bills 3rd Reading to Senate Bill 1251? Leave is granted. Senator Rock is recognized.

SENATOR ROCK:

Thank you, Mr. President. Yesterday, you will recall, we put two amendments...two committee amendments on this bill,

the second of which I am informed by the Reference Bureau...having run it back through the computer, needs a technical change, and so I'm asking that we reconsider the vote by which Amendment No. 2 was added. Table that amendment and put on a new amendment that is technically correct, and then the bill will be returned to 3rd reading.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock asks leave of the Senate to return Senate Bill 1251 to the Order of 2nd Reading. Is there leave? Leave is granted. The motion is to reconsider the vote by which Amendment No. 2 was adopted. Discussion...of the motion? All in favor say Aye. Opposed Nay. The vote is reconsidered. Senator Rock now moves to Table Amendment No. 2. On the motion to Table, discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. There's...it's Tabled. Further...further amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 3, offered by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock moves...moves the adoption of Amendment No. 3. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further Floor amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Call your attention to House Bills 1st reading on page...pages 3 and 4 of your Calendar, if you see a bill there that interests you, we're trying to move those off and get them moving as quickly as possible. For what purpose does Senator Maitland arise?

SENATOR MAITLAND:

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

Senate. In...in the gallery on the right side of the...of the Chamber is the State and Local Government Class of Illinois Wesleyan University. Their instructor is Dr. John Winham, who some of you might recall was a member of Con Con. I would like for them to rise and be recognized, please.

PRESIDING OFFICER: (SENATOR BRUCE)

Would our guests please rise and be recognized by the Senate. House Bills 1st reading, page 3 of your Calendar. House Bill 1345. House Bill 1244. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1244.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senate Bill 1345. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1345.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

House Bill 1423. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1423.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

House Bill 1713, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1713.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Messages from the House.

ACTING SECRETARY: (MR. FERNANDES)

A Message from the House by Mr. Leone, Clerk.

Mr. President - I am directed to inform the Senate the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask concurrence of the Senate, to-wit:

House Bill 1120 and House Bill 1607.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to go to the Resolutions Consent Calendar? Leave is granted. Mr. Secretary, have any Senators filed objection to any of the resolutions contained upon the Resolution Consent Calendar?

ACTING SECRETARY: (MR. FERNANDES)

No objections have been filed.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce moves the adoption of the Resolution Consent Calendar. All in favor say Aye. Opposed Nay. The Ayes have it. The Resolution Consent Calendar is adopted. Any further business to come before the Senate? For what purpose does Senator Berning arise?

SENATOR BERNING:

Mr. President, having spoken to Senator Donnewald, the Chairman of the Committee on Rules, and also having spoken to the Chairman of Judiciary I and Insurance and Licensed Activities, I hereby request approval of the Body to transfer...to take from Jude I, Senate Bill 1318 and assign it to Insurance and Licensed Activities. The rationalization, Mr. Chairman, is that yesterday in Licensed Activities we had Senate Bill 1389, which addresses essentially the same area of concern. So, this would indicate that Senate Bill 1318 really belongs in that committee. I ask leave, then, of the Body to make that change.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to discharge the Senate Committee on

Judiciary I from further consideration of Senate Bill 1318 and the bill be re-referred to Committee on Insurance. On the motion to discharge and re-refer, is there discussion? All in favor say Aye. Opposed Nay. The Ayes have it. The bill is discharged and re-referred. Senator Berning, for what purpose do you arise?

SENATOR BERNING:

Now then, Mr. Chairman, I'd like leave of the Body to be shown as co-sponsor of Senate Bill 1389 which is Senator Vadalabene's bill. And not wanting to speak for Senator Vadalabene, but he is engrossed at the moment, but he would like to be shown as a co-sponsor of Senate Bill 1318.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave for the procedure outlined by Senator Berning? Leave is granted. Any further business to come before the Senate? Senator Donnewald moves that the Senate stands adjourned until the hour of noon, April the 27th. On the motion to adjourn, all in favor say Aye. Opposed Nay. The Ayes have have it. The Senate stands adjourned until April the 27th, Tuesday, at noon.