

82ND GENERAL ASSEMBLY

REGULAR SESSION

MAY 5, 1981

1. PRESIDENT:

2. The hour of twelve having arrived the Senate will please
3. come to order. Will...will the members please be at their
4. desks and will our guests in the gallery please rise. Our prayer
5. this afternoon by Doctor David Gotaas, Winnetka Bible Church,
6. Winnetka, Illinois. Doctor.

7. DOCTOR DAVID GOTAAS:

8. (Prayer given by Doctor Gotaas)

9. PRESIDENT:

10. Thank you, Doctor. Reading of the Journal. Senator Johns.
11. SENATOR JOHNS:

12. Thank you, Mr. President. I move that reading and approval
13. of the Journal of Wednesday, April the 29th, Thursday, April the
14. 30th, Friday, May the 1st, and Monday, May the 4th, in the year
15. 1981 be postponed pending arrival of the printed Journals.

16. PRESIDENT:

17. You've heard the motion as placed by Senator Johns. Any
18. discussion? If not, all in favor signify by saying Aye. All
19. opposed. The Ayes have it. The motion carries. So ordered.
20. If I can have the attention of the membership. We are pleased
21. to have with us today another very special group, the Chair will
22. yield to Senator Totten.

23. SENATOR TOTTEN:

24. Thank you, Mr. President, and fellow colleagues. It's my
25. pleasure to introduce to you today, the Class AA Girls High School
26. Illinois Basketball Champs from Elk Grove High School in the 3rd
27. Legislative District. The Elk Grove Girls High School Basketball
28. Team, commonly called or the Grenadiers or the Grens, had
29. a thirty-one and one record on their way to the State Championship.
30. Even though they had a...little jitters when they were first down
31. in Champaign, they managed to beat the...win the final game fifty
32. to thirty-three. So, won't you join me in welcoming to Springfield
33. and to the Illinois Senate our Class AA High School Basketball

1. Champions. I'd like to introduce the Coach of the Grenadiers,
2. to introduce the players, Marsha Gordon. Marsha.

3. COACH MARSHA GORDON:

4. (Remarks by Marsha Gordon)

5. SENATOR TOTTEN:

6. Coach and players, congratulations and have a good time
7. while you're here in Springfield today. Thank you, very much.

8. PRESIDENT:

9. Committee reports.

10. SECRETARY:

11. Senator Rock, Vice-Chairman of the Committee on Assignment
12. of Bills assigns the following Senate Bills to committee:

13. Agriculture, Conservation, and Energy - 1209, 1210, 1212,
14. and 1213; Higher Education - 1201; Elections and Reapportion-
15. ment - 1214; Insurance, Pensions, and Licensed Activities -
16. 1211; Public Health, Welfare, and Corrections - 1205, 1206,
17. 1208; Revenue - 1207; Transportation - 1202, 1203, and 1204.

18. Senator Rock, Vice Chairman of the Committee on Assignment
19. of Bills assigns the following House Bills to committee:

20. Agriculture, Conservation, and Energy - 405; Elementary
21. and Secondary Education - 498, 499, 500; Elections and Re-
22. apportionment - 529; Executive - 502; Judiciary I - 38, 143,
23. 223, 238, 309, and 386; Judiciary II - 28; Public Health,
24. Welfare, and Corrections - 368; Revenue - 93, 97, 104, 381,
25. and 544; Transportation - 476.

26. Senator McLendon, Chairman of the Committee on Judiciary
27. I Committee reports out the following Senate Bills:

28. 361, 370, 413, 444, 643, 650, 841, 876, 883, and 953,
29. with the recommendation Do Pass.

30. 282 and 651, with the recommendation Do Pass as Amended.

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

33. 427, 528, 581, 583, 680, 705, 775, 776, 853, 861, 875, 885,

1. 899, 900, 903, 911, 948, 983,992, 1015, 1060, 1065, 1083, and
2. 1084, with the recommendation Do Pass.
3. 180, 649, 864, 902, and 977, with the recommendation Do
4. Pass as Amended.
5. 561 and 907, with the recommendation Do Not Pass.
6. Senator Buzbee, Chairman of Appropriations II Committee
7. reports out the following Senate Bills:
8. 871, 872, 873, and 874, with the recommendation Do Pass.
9. 310, 314, 315, 318, and 320, with the recommendation Do
10. Pass as Amended.
11. Senator Collins, Chairman of Labor and Commerce Committee
12. reports out the following Senate Bills:
13. 168, 475, 483, 713, 714, 715, 716, 717, 815, 959, and
14. 1045, with the recommendation Do Pass.
15. 703, with the recommendation Do Pass as Amended.
16. Senator Chew, Chairman of Transportation Committee reports
17. out the following Senate Bills:
18. 98, 125, 126, 256, 507, with the recommendation Do Pass.
19. 493, 544, 625, and 666, with the recommendation Do Pass
20. as Amended.
21. PRESIDENT:
22. Resolutions.
23. SECRETARY:
24. Senate Resolution 151, introduced by...I mean offered by
25. Senator McLendon, Rock, and all Senators, and it's a death resolution.
26. PRESIDENT:
27. Consent Calendar.
28. SECRETARY:
29. Senate Joint Resolution 44, offered by Senator Nimrod.
30. PRESIDENT:
31. Executive. Introduction of bills.
32. SECRETARY:
33. Senate Bill 1215, introduced by Senator Taylor.

1. (Secretary reads title of bill)
2. Senate Bill 1216, by Senators Taylor and Berman.

3. (Secretary reads title of bill)
4. Senate Bill 1217, by Senator Nimrod.

5. (Secretary reads title of bill)
6. 1st reading of the bills.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. For what purpose does Senator Rock arise? May we have some
9. order, please. Senator Rock. I think, Senator Rock, you may have
10. to speak from Senator Donnewald's microphone.

11. SENATOR ROCK:

12. Thank you, Mr. President, and Ladies and Gentlemen of the
13. Senate. I just a few moments spoke with Senator Donnewald, he
14. asked that I convey his best wishes to all in attendance. He
15. is doing remarkably well, he's now up to a mile a day walking,
16. but for the rain in Southern Illinois, he said he'd be out
17. walking again, but he wishes everybody well and is very, very
18. anxious to get back. We have a pretty heavy committee schedule
19. commencing at one o'clock, but if you'll look on the Calendar
20. there are an awful lot of bills, and it might be in our best
21. interest to try, on these days when we're running from committee
22. to committee, to move bills on 2nd as best we can. And I would
23. ask the...I've spoken with Senator Shapiro this morning, and
24. he concurs, we will attempt to quit as close to one o'clock as
25. possible. I would ask the indulgence of the membership, every-
26. body knows, I think, or most know, at least the sponsor will know,
27. when and if there is a...an amendment proposed with some controversy,
28. it would be in our best interest just to hold that one until we
29. can have a little more Floor time. But those bills that can be
30. moved mechanically, I think, should be moved, and on that basis
31. I would ask that we go to the Order of 2nd reading and attempt
32. to move some of these.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there leave to go to the Order of Senate Bills 2nd
2. reading? Leave is granted. On the Order of Senate Bills 2nd
3. reading, is Senate Bill 1. Senator Egan, do you wish the bill
4. read? Read the bill, Mr. Secretary, please.

5. SECRETARY:

6. Senate Bill 1.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Are there amendments from the Floor?

11. SECRETARY:

12. Amendment No. 1 offered by Senator Egan.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Egan on Amendment No. 1. May we have some order,
15. please. Senator Egan.

16. SENATOR EGAN:

17. Thank you, Mr. President. Very briefly, the amendment that
18. is being offered on the Floor now, is one which we agreed to
19. in committee. The original bill of exploitation of a child was
20. the age sixteen, we reduced that from eighteen to sixteen, and now
21. this amendment, at the request of the Illinois Investigating
22. Commission, restores it to the level eighteen years. And I move
23. its adoption.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt. Discussion? All in favor say Aye.
26. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Are
27. there further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. 3rd reading. Senate Bill 14. Is there leave for Senator
32. Demuzio to handle that bill? Leave is granted. Senator...read
33. the bill, Mr. Secretary, please.

1. SECRETARY:

2. Senate Bill 14.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Insurance and Licensed
5. Activities offers one amendment.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Demuzio.

8. SENATOR DEMUZIO:

9. Yes, the committee amendment is a technical amendment, defines
10. what a pharmacy and...requires that pharmacy and scales are under
11. the same ownership and membership. It is a committee amendment,
12. I move for the adoption.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The motion is to adopt. Discussion? All in favor say Aye.
15. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Are
16. there further amendments?

17. SECRETARY:

18. No further committee amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Are there amendments from the Floor?

21. SECRETARY:

22. No Floor amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. 3rd reading. Senate Bill 17, Senator Berning. Is Senator
25. Berning on the Floor? Real Estate Taxes become delinquent. Hold
26. it. Senate Bill 19, Senator Collins. Read the bill, Mr. Secretary,
27. please.

28. SECRETARY:

29. Senate Bill 19.

30. (Secretary reads title of bill)

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

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Are there amendments...

1. SECRETARY:
2. No 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...3rd reading. Senate Bill 20, Senator Collins.
9. Read the bill, Mr. Secretary, please.
10. SECRETARY:
11. Senate Bill 20.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Are there amendments from the Floor?
16. SECRETARY:
17. No Floor amendments.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. 3rd reading. For what purpose does Senator Rock arise?
20. SENATOR ROCK:
21. I'm sorry, I was distracted. I wonder...I meant to talk
22. to Senator Collins, I would like to hold that one. I have an
23. amendment coming for that one. I have an amendment being prepared,
24. and the Reference Bureau, frankly...it's because of the House
25. action, is just all jammed up.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Is there leave to take Senate Bill 20 out of the record?
28. Leave is granted. The bill is returned to the Order of 2nd
29. reading. Senate Bill 23. Senate Bill 23, Senator Lemke. Read
30. the bill, Mr. Secretary, please.
31. SECRETARY:
32. Senate Bill 23.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. No committee amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Are there amendments from the Floor?

4. SECRETARY:

5. Amendment No. 1 offered by Senator Berman. Senator Berman.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Berman is recognized on Committee Amendment No. 1
8. to Senate Bill...

9. SECRETARY:

10. No, Floor Amendment No. 1.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. On...on Floor Amendment No. 1. Senator Berman. Gentlemen,
13. if we could break up the conference right in front of Senator
14. Berman's desk, please.

15. SENATOR BERMAN:

16. Thank you...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. May we have some order. Would you...would the members please
19. take their conferences off the Floor. Would we please clear the
20. aisles. Senator Berman.

21. SENATOR BERMAN:

22. This is a technical amendment that changes the reference
23. in this bill to a...the bill, as drafted, rereferred to an obsolete
24. amendment, this clarifies the section to which it has reference
25. to. I move the adoption of Floor Amendment No. 1.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The motion is to adopt Amendment No. 1. Discussion? All in
28. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
29. 1 is adopted. Further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 3rd reading. Senate Bill 32, Senator Vadalabene. Senator

AB 54
2nd Reading

1. Vadalabene on the Floor? Student assistant law. Read the bill,
2. Mr. Secretary.

3. SECRETARY:

4. Senate Bill 32.

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 54, Senator Collins. Senator
13. Collins. Lie detector tests. There are no amendments filed,
14. Senator Collins. Read the bill, Mr. Secretary, please.

15. SECRETARY:

16. Senate Bill 54.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. The Committee on Judiciary II offers
19. one amendment.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Collins on the committee amendment.

22. SECRETARY:

23. It's very short, you want me to read it?

24. SENATOR COLLINS:

25. Yes. I...I recall the amendment. The amendment simply
26. clarifies the language to include the Department of Corrections,
27. so that there wouldn't be any problems under the provisions of
28. exclusions.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Collins moves the adoption of Committee Amendment
31. No. 1. Discussion on the motion? All in favor say Aye. Opposed
32. Nay. The Ayes have it. Committee Amendment No. 1 is adopted.
33. Are there further amendments?

*SB 62
2nd reading*

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. Senate Bill 62, Senator Collins. Senator
9. Collins. Senator Collins, 62. Compulsory...all right. All right,
10. read the bill, Mr. Secretary, please.
11. SECRETARY:
12. Senate Bill 62.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Are there amendments from the Floor?
17. SECRETARY:
18. Amendment No. 1 offered by Senator Collins.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Collins to explain Amendment No. 1, and may we have
21. some order, Lady and Gentlemen, please.
22. SECRETARY:
23. It is not the effective date one.
24. SENATOR COLLINS:
25. Yes. The...the other one just include males under the
26. provision of that bill.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. The motion is to adopt Amendment No. 1. Discussion of the
29. motion? All in favor say Aye. Opposed Nay. The Ayes have it.
30. Amendment No. 1 is adopted. Further Floor amendments?
31. SECRETARY:
32. Amendment No. 2 by Senator Collins.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator...

2. SENATOR COLLINS:

3. Amendment No. 2 just adds the effective date.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Discussion of the motion? All in

6. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.

7. 2 is adopted. Further Floor amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. 3rd reading. Senate Bill 68, Senator Vadalabene. Senator

12. Vadalabene. Read the bill, Mr. Secretary, please.

13. SECRETARY:

14. Senate Bill 68.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. No committee amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Are there amendments from the Floor?

19. SECRETARY:

20. Amendment No. 1 offered by Senator Vadalabene.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, I think I have two committee amendments there. Amend-

25. ment No. 1, Mr. Secretary, is that the effective date?

26. SECRETARY:

27. No, it's the...

28. SENATOR VADALABENE:

29. Then the Amendment No. 1 is changing the interest rates from

30. seven to nine percent. And I move for its adoption.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt. Discussion of the motion? All in

33. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is

1. adopted. Further amendments?
2. SECRETARY:
3. Amendment No. 2 by Senator Vadalabene.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Vadalabene.
6. SENATOR VADALABENE:
7. Yes. Amendment No. 2 to Senate Bill 68, is an...is an immediate
8. effective date. And I move for its adoption.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. The motion is to adopt. Discussion? All in favor say Aye.
11. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted.
12. Further Floor amendments?
13. SECRETARY:
14. No further amendments.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. 3rd reading. For what purpose does Senator Vadalabene
17. arise? May we have some order in case Senator Vadalabene would
18. like to have more than me hear him.
19. SENATOR VADALABENE:
20. Yes, since you're that close, I have an amendment for 67.
21. Are...are you...or are you going on recalls?
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. No...no recalls today, Senator. Get back to us, we'll have
24. a sale on those later. Senate Bill 87, Senator D'Arco. Senator
25. D'Arco on the Floor? All right. Senate Bill 100, Senator Joyce.
26. All right, read...read the bill, Mr. Secretary, please.
27. SECRETARY:
28. Senate Bill 100.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Are there amendments from the Floor?
33. SECRETARY:

1. No Floor amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. 3rd reading. Senate Bill 105, Senator Joyce. Don't leave
4. us, we'll have another one here. 105. Hold. 118, Senator
5. Marovitz. Annual salary of school districts. Read the bill, Mr.
6. Secretary, please.

7. SECRETARY:

8. Senate Bill 118.

9. (Secretary reads title of bill)

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

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Are there amendments from the Floor?

13. SECRETARY:

14. Amendment No. 1 offered by Senator Marovitz.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Marovitz to explain Amendment No. 1.

17. SENATOR MAROVITZ:

18. Thank you, very much, Mr. President, and Ladies and Gentlemen
19. of the Senate. Amendment No. 1 deletes the obsolete language that
20. relates only to the reporting dates. And substitutes thirty-
21. five thousand dollars for twenty thousand dollars which is the
22. present level for filing. I would ask for the adoption of Amendment
23. No. 1.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt Amendment No. 1. Discussion? All
26. in favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
27. 1 is adopted. Further amendments?

28. SECRETARY:

29. Amendment No. 2 by Senator Marovitz.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Marovitz to explain Amendment No. 2.

32. SENATOR MAROVITZ:

33. Amendment No. 2 keeps the thirty-five thousand dollars that

1. we just added, and adds according to what the committee wanted
2. making the Act uniform for both State and local employees. And
3. I would ask for the adoption of Amendment No. 2.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Discussion? All in favor say Aye.
6. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further
7. amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. 3rd reading. Senate Bill 11...119, Senator...Senator Marovitz,
12. there's been a fiscal note request filed on 119, which has not
13. been complied with. So, we won't be able to read...move that
14. one until you have complied. If...if I might just have the
15. attention of the Body, if you're going to file a fiscal note request,
16. it probably would be advisable also to notify the sponsor in person
17. so...so that he has...all right. So, that a sponsor will know
18. that a fiscal note request has been filed. No bill will be read
19. on 2nd reading until the fiscal note has been complied with. And
20. so, if you're going to file one, tell the sponsor. Senate Bill
21. 122, Senator Collins. Read the bill, Mr. Secretary.

22. SECRETARY:

23. Senate Bill 122.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. The Committee on Agriculture, Conservation,
26. and Energy offers one amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Collins to explain Amendment No. 1.

29. SENATOR COLLINS:

30. Amendment No. 1 clarified the language to make sure that the
31. bill applied only to single dwelling units and to other heating
32. systems except...I mean included space...space heating.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. All right. The motion is to adopt...Committee Amendment No. 1. Discussion?

2. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment

3. No. 1 is adopted. Are there further committee amendments?

4. SECRETARY:

5. No further 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. 3rd reading. Senate Bill 123, Senator Collins. Senate

12. Bill 139, Senator Keats. Senator Keats on the Floor? Senate

13. Bill 149, Senator Rock. Senate Bill 181, Senator Maitland.

14. Public Aid, nursing facility rates. 181. Read the bill, Mr.

15. Secretary, please.

16. SECRETARY:

17. Senate Bill 181.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. The Committee on Public Health, Welfare,

20. and Corrections offers one amendment.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Maitland on...Committee Amendment No. 1.

23. SENATOR MAITLAND:

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

25. Senate. I wish to move to Table Amendment No. 1.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The motion is to Table Committee Amendment No. 1. Discussion

28. of the motion to Table? All in favor say Aye. Opposed Nay. The

29. Ayes have it. Committee Amendment No. 1 is Tabled. Further...

30. further amendments?

31. SECRETARY:

32. No further committee amendments.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Are there amendments from the Floor?

2. SECRETARY:

3. Amendment No. 2 by Senator Maitland.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Maitland.

6. SENATOR MAITLAND:

7. Thank you, Mr. President, and Ladies and Gentlemen of the
8. Senate. Amendment No. 1 that we...that we just Tabled, didn't...
9. didn't...didn't say in language what we wanted it to say. And...
10. and Amendment No. 2 then more clearly clarifies the intent of
11. the amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The motion is to adopt Amendment No. 2. Discussion? All
14. in favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
15. 2 is adopted. Further Floor amendments?

16. SECRETARY:

17. Amendment No. 3 by Senator Maitland.

18. SENATOR MAITLAND:

19. Mr. Secretary, what's the LRB number on that?

20. SECRETARY:

21. It's very short, it's just changing delivery to deliver.

22. SENATOR MAITLAND:

23. That's a technical change in the current language.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Right, I think the Reference Bureau sent some of these up
26. for technical changes.

27. SENATOR MAITLAND:

28. That's correct.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to adopt. Discussion? All in favor say Aye.
31. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further
32. amendments?

33. SECRETARY:

S.B. 192
Amend. No. 142

1. No further amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. 3rd reading. Senate Bill 188. Senate Bill 192, Senator
4. Thomas. Read the bill, Mr. Secretary, please.

5. SECRETARY:

6. Senate Bill 192.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. The Committee on Judiciary I offers
9. one amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Thomas to explain Amendment No. 1.

12. SECRETARY:

13. That is Judiciary II, rather.

14. SENATOR THOMAS:

15. Thank you, Mr. President. Amendment No. 1 is simply deletion
16. of language. It comes about at the recommendation of Chairman
17. Sangmeister, and members of that committee. And I ask for the
18. adoption.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is to adopt. Discussion? Senator...there is
21. discussion. Senator Rhoads.

22. SENATOR RHOADS:

23. Excuse me, is the amendment on our desks, Senator?

24. SECRETARY:

25. It's a committee amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Yes, it is a committee amendment, so it would not have been distributed.

28. SENATOR RHOADS:

29. All right, may I ask you, what...what is the language that is
30. deleted? This is language you are deleting from a current Act
31. or..or from the bill?

32. SENATOR THOMAS:

33. It's from the bill. It was California language that was

1. originally put in that the committee decided was unnecessary
2. and deleted.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? The motion is to adopt. All in favor
5. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is
6. adopted. Further committee amendments?

7. SECRETARY:

8. No further committee amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Are there amendments from the Floor?

11. SECRETARY:

12. Amendment No. 2 by Senator Thomas.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Thomas on Amendment No. 2.

15. SECRETARY:

16. Very short. On page 2 by deleting lines nine and ten.

17. SENATOR THOMAS:

18. That was the amendment.

19. SECRETARY:

20. No, this is a committee...I had a committee amendment first.

21. SENATOR THOMAS:

22. Okay, well, the...the...the description I just gave was on Amendment
23. No. 2 then, on the deletion of language.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right, is there leave to take it out of the record?

26. Leave is granted. Take it out of the record. We'll straighten
27. up the problem later on. Senate Bill 206, Senator Nash. Read the
28. bill, Mr. Secretary, please. 206.

29. SECRETARY:

30. Senate Bill 206.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No 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. Senator Nash, did you...Senator Nash.

6. SENATOR NASH:

7. Mr. President, and Ladies and Gentlemen of the Senate. I
8. ask leave to add Senator Geo-Karis as hyphenated co-sponsor of
9. this bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there leave? Leave is granted. Senate Bill 207, Senator
12. Nash. Read the bill, Mr. Secretary.

13. SECRETARY:

14. Senate Bill 207.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. No committee amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Are there amendments from the Floor?

19. SECRETARY:

20. No Floor amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. The Chair inadvertently did not advance 206
23. to the Order of 3rd reading. Are there amendments on 206? 3rd
24. reading. For what purpose does Senator Nash arise?

25. SENATOR NASH:

26. Mr. President, and Ladies and Gentlemen of the Senate. I
27. also ask that Senator Geo-Karis be a hyphenated co-sponsor of
28. Senate Bill 207.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there leave? Leave is granted. Senate Bill 216, Senator
31. Demuzio. There's been a fiscal note required. Senator Demuzio.

32. SENATOR DEMUZIO:

33. Has the fiscal note been complied with?

SB 192
Amend #1

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. No. Senator Demuzio.

3. SENATOR DEMUZIO:

4. Well, then I'd like to go ahead and Table the committee
5. amendment and put on another technical amendment while we're
6. on that order of business, if that's in order.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. We can't do it. The...the Statute is clear, we cannot read
9. it on 2nd reading until it's complied with. Senator Demuzio.

10. SENATOR DEMUZIO:

11. Take it out of the record.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Okay, we'll just hold it. 2...all right, we'll get right
14. back to you then, we'll just do it right now. Is there leave
15. to return to 192? The confusion seems to be resolved. Leave
16. is granted. Senate Bill 192, Senator Thomas. Read the bill,
17. Mr. Secretary, please.

18. SECRETARY:

19. Senate Bill 192.

20. (Secretary reads title of bill)

21. 2nd reading of the bill. The Committee on Judiciary II offers
22. one amendment.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Thomas to explain Committee Amendment No. 1.

25. SENATOR THOMAS:

26. Thank you, Mr. President. The confusion was that there
27. have been two amendments to it. The first amendment deleted the
28. word, or does delete the word viable in the definition of fetus
29. and we have also struck...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. May we have some order, please.

32. SENATOR THOMAS:

33. We have also...

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. If we could clear off all the people who are having con-
3. ferences on both sides of the aisle. If you will take your
4. conferences off the Floor, clear the aisles, perhaps we can
5. hear the explanation of some of these amendments. Senator Thomas.

6. SENATOR THOMAS:

7. Thank you, once again, Mr. President. On Amendment No. 1,
8. which was a committee amendment, we've done two things, we've
9. changed...on the definition of fetus, we've dropped the word viable
10. and we've also taken the death penalty out of the bill. That was
11. Amendment No. 1.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. ...motion is to adopt Amendment No. 1. Discussion? All in
14. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
15. is adopted. Are there further committee amendments?

16. SECRETARY:

17. No further committee amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Are there amendments from the Floor?

20. SECRETARY:

21. Amendment No. 2 by Senator Thomas.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Thomas to explain Amendment No. 2.

24. SENATOR THOMAS:

25. Amendment No. 2 came at the request of Chairman Sangmeister
26. and various members of the committee, it's deletion language. In
27. the original drafting of the bill we were using some reference
28. to California law, and it was the determination of some of the
29. members of the committee that that was unnecessary in the bill,
30. and so we've deleted that.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt Amendment No. 2. Discussion? All in
33. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2

1. is adopted. Are there further Floor amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. 3rd reading. Senate Bill 218, Senator Simms. Read the
6. bill, Mr. Secretary, please.

7. SECRETARY:

8. Senate Bill 218.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. The Committee on Local Government offers
11. two amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Simms to explain Committee Amendment No. 1.

14. SENATOR SIMMS:

15. Committee Amendment No. 1 adds the word County Auditor and
16. management letters to be included in the bill. I would move for
17. its adoption.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The motion is to adopt. All in favor say Aye. Opposed Nay.
20. The Ayes have it. Committee Amendment No. 1 is adopted. Senator...
21. further committee amendments?

22. SECRETARY:

23. Committee Amendment No. 2.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Simms.

26. SENATOR SIMMS:

27. Committee Amendment No. 2 is the home rule exclusion that
28. eliminates home rule units. I'd move for its adoption.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to adopt. Discussion? All in favor say Aye.
31. Opposed Nay. The Ayes have it. Amendment...Committee Amendment
32. No. 2 is adopted. Further committee amendments?

33. SECRETARY:

1. No further committee amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Are there amendments from the Floor?

4. SECRETARY:

5. Amendment No. 3 by Senator Vadalabene.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Vadalabene to explain Amendment No. 3.

8. SECRETARY:

9. On page 1 in line 19, by inserting immediately after months
10. the following: or have been discharged on the grounds of hardship.

11. SENATOR VADALABENE:

12. Okay, that's exactly what the bill does. The...the penalty
13. was a...was the six months that they would not be eligible. However,
14. in the cases of hardships where there may be a death in the family
15. or so forth, we...I asked the sponsors and they agreed to put this
16. amendment on, or having been discharged on the grounds of hardship,
17. and I move for the adoption of this amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The motion is to adopt. Discussion? All right...all right,
20. Senator Rock. Let's just...

21. SENATOR ROCK:

22. Having just received a copy of the amendment, this is to
23. House Bill 218, this is Senate Bill 218. There's no...I couldn't
24. understand what he was talking about.

25. SECRETARY:

26. That was my error, Senator Vadalabene. It is on a House Bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Vadalabene, we almost adopted it, but on the wrong...
29. wrong bill. Senator Vadalabene, you're very persuasive.

30. SENATOR VADALABENE:

31. Yes, that's correct, that's why I didn't think I had something
32. coming up on 218.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. That's a good point, if you have House amendments, let's...
2. let's hold them for a couple of days here, because it'll be
3. awhile before we get to House Bills, and it helps the Secretary
4. if you'll keep them in your office rather than down here. Senate
5. amendments...are there further amendments to 218?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. 3rd reading. Senate Bill 220, Senator Maitland. Read the
10. bill, Mr. Secretary, please.

11. SECRETARY:

12. Senate Bill 220.

13. (Secretary reads title of bill)

14. 2nd reading of the bill. The Committee on Public Health, Welfare
15. and Corrections offers one amendment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Maitland.

18. SENATOR MAITLAND:

19. Thank you, Mr. President, and Ladies and Gentlemen of the
20. Senate. Amendment No. 1 really is the...the text of the bill
21. now. The...the bill as introduced would have originally abolished all the
22. training, this allows for a...a proficiency testing and...and a...
23. proficiency out of the testing requirements.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt Amendment No. 1. Discussion? All
26. in favor say Aye. Opposed Nay. The Ayes have it. Amendment No.
27. 1 is adopted. Are there further committee amendments?

28. SECRETARY:

29. No further...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Are there amendments from the Floor?

32. SECRETARY:

33. Amendment No. 2 by Senator Maitland.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Maitland on Amendment No. 2.

3. SENATOR MAITLAND:

4. Thank...thank you, Mr. President, Ladies and Gentlemen
5. of the Senate. Amendment No. 2 is technical in nature, it
6. simply spells correctly the word succeeds.

7. PRESIDING OFFICER: (SENATOR BRUCE)

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

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. 3rd reading. That will conclude our business on 2nd reading,
15. but we will pick it up right there tomorrow. Senator Rock.

16. SENATOR ROCK:

17. Yes, thank you. The next time we go to 2nd reading, we'
18. will pick it up at 226 which was at the top of page 4. I would
19. like to also announce before we head for committee. At the request
20. of the Legislative Correspondence Association, that today is
21. absolutely the last day to buy Gridiron tickets at the full
22. purchase price. Tomorrow you can get them at half price, but
23. the dinner is tonight. Representative Madigan will be the
24. rebuttal speaker, and all of you, I'm sure will be prominently
25. mentioned along with the Chief Executive. So, we hope every-
26. body shows up.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Other announcements...

29. SENATOR ROCK:

30. I...I have one...one other matter of business, and that is
31. I move to discharge the Committee on Local Government from further
32. consideration of Senate Bill 1104, and have that bill reassigned
33. to the Committee on Revenue. It's been checked with the leadership

1. and the Assignment of Bills on both sides, there is no objection.
2. PRESIDING OFFICER: (SENATOR BRUCE)

3. You've heard the motion to discharge Senate Bill 1104
4. from the Committee on Local Government, and that it be rereferred
5. to the Committee on Revenue. On the motions...on the motions,
6. all in favor say Aye. Opposed Nay. The Ayes have it. The
7. bill is discharged and rereferred. For what purpose does
8. Senator Walsh arise?

9. SENATOR WALSH:

10. Mr. President, number one, to request that the Journal
11. show that Senator Bowers is absent because of illness and was
12. absent yesterday because of illness and just to advise the
13. Senate that he expects to be here next week. His...his doctor
14. told him to come down here if we were doing something important;
15. and it's pretty clear we aren't doing anything important so he'll
16. be down here on Monday. Just one other question. I...I don't
17. see Senator Vadalabene on the Floor, but the Committee on Executive
18. ...oh, there he is: The Committee on Executive Appointments met
19. today, and he did not make his standard motion that the Senate
20. resolve itself into Executive Committee for purposes of
21. considering the Governor's Appointments, and I was wondering
22. when we can expect that motion to be made.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rock.

25. SENATOR ROCK:

26. Well, I would assume that as early as tomorrow.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator D'Arco.

29. SENATOR D'ARCO:

30. Thank you, Mr. President. The Insurance Committee will meet
31. at 5:00 p.m. instead of at 7:00 p.m. in order to accommodate
32. people that go to the Gridiron Dinner, although you won't
33. be able to go anyway. So, it'll meet at 5:00 p.m. instead
of 7:00.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. All right, note the change. Senator Taylor.

3. SENATOR TAYLOR:

4. Thank you, Mr. President. I rise for the purpose of an...
5. an announcement. I know there has been some concern about
6. members of the Senate here in relation to a report a few
7. weeks ago that the Soul Soiree would not be held, a certain person
8. wasn't supporting it. But the Soul Soiree...is still going on this
9. year, on May 19th, the day that you'll have an awful lot of
10. fun. I'm looking to see that everyone comes and hope that
11. you will support the dinner. This year though, since I am
12. in the Senate, I have talked to the Chairman of the Soul Soiree
13. Dinner in the House, and we had funds left from the one
14. that we had two years ago, and in that kitty was three
15. thousand dollars. What we have done today, is that since
16. this...House is larger than the Senate, the House is taking
17. two thousand dollars, and I'm going to present a check to
18. Senator Rock in just a few moments for one thousand dollars,
19. which is a third of the money to be used for the General
20. Welfare Fund of the General Assembly. And that, I say, is
21. what the dinner is all about, is for the Welfare Fund of the
22. General Assembly, and I hope that you'll support it. Thanks
23. very much.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further announcements? Senator Berman.

26. SENATOR BERMAN:

27. This is not an announcement, Mr. President, it's rather
28. a clarification of the record. When Senate Bill 23 was called
29. I picked up the wrong amendment, explained the wrong amendment
30. on the Floor. The amendment that was adopted was a one liner
31. that added the word religion to the bill dealing with affirmative
32. action. And I just wanted the record to be correct, I explained
33. the wrong amendment, when we adopted Floor Amendment No. 1 to

1. Senate Bill 23.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator, only you and I and two others knew about that
4. anyway. So, it's all right. Thank you, for your honesty.
5. Further business? Committee reports.

6. SECRETARY:

7. Senator Demuzio, Chairman of Finance and Credit Regulations
8. reports out the following Senate Bills:

9. 212, 709...or 708, 709, 761, 844, 845, 850, 916, 919,
10. 951, 963, 1010, 1097, 1101, with the recommendation Do Pass.
11. 469, 901, 942, and 1036, with the recommendation Do Pass
12. as Amended.

13. Senator Vadalabene, Chairman of Executive Appointments,
14. Veterans' Affairs and Administration, reports out the following
15. Senate Bills:

16. 1075, with the recommendation Do Pass.
17. 892 and 1197, with the recommendation Do Pass as Amended.
18. 917, 958, 993, with the recommendation Do Not Pass.

19. Senator Sangmeister, Chairman of Judiciary II Committee
20. reports out the following Senate Bills:

21. 27, 450, 527, 601, 817, 868, 877, 915, 932, 1042, 1051,
22. and 1052, with the recommendation Do Pass.

23. Senate Bills 356, 618, 644, with the recommendation Do
24. Pass as Amended.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further announcements? Senator Nedza, do you have an
27. announcement? Further announcements? Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President. I move we stand adjourned
30. until Wednesday, May 6th, at the hour of noon.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. All right, Senator Walsh had an announcement, I guess.
33. Senator Walsh.

1. SENATOR WALSH:

2. No, I just had a question. I...I...apparently the Secretary
3. just ran...read in the committee reports from the Committee on
4. Executive Appointments. There are a number...I understand there were a number
5. of bills acted on, but there were also a number, two or three
6. appointments that were acted on. And I cannot recall ever
7. having a committee chairman report bills without a portion of
8. the activity of the committee. And what is the...what is the
9. standard, or the basis for just reporting a portion of the activity
10. of the Committee on Executive Appointments? I would object
11. to reporting any of those bills until we report the action of
12. the committee on the nominees.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator, I am advised by the Secretary that that is, in fact,
15. the procedure we've followed for some time, that when substantive
16. legislation was...was within the confines of that committee, they
17. submit two reports. One on legislation, one on the nominees, and
18. they come in to the Secretary in two separate reports. Senator
19. Walsh.

20. SENATOR WALSH:

21. Yes, but both at the same time. Okay, well where's the
22. other one, is my point?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The normal occurrence, Senator Walsh, is we read those in
25. at separate times, so that we don't stop the orderly flow of
26. business. And so we have normally...at...at the point that those
27. are introduced they must be taken care of since they are ap-
28. pointments.

29. SENATOR WALSH:

30. Mr. President...I would agree with that, but the activity
31. is always...the action is always taken on the same legislative
32. day. You can't have a partial report from the...from the
33. action of the committee.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. For what purpose does Senator Rock arise?

3. SENATOR ROCK:

4. To respond to the Gentleman directly. No, it is not, nor
5. has it been in the past, nor need it be in the future. And I
6. would move we stand adjourned until noon tomorrow.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The motion is to adjourn. Discussion of the motion? All
9. those in favor say Aye. Opposed Nay. The Ayes have it. The
10. Senate stands adjourned until twelve o'clock noon, May 6th.
11. Senator Nimrod for the purpose of announcement, now that we've
12. adjourned.

13. SENATOR NIMROD:

14. Fine, thank you. On the note,..the Legislative Breakfast
15. for...tomorrow morning, the reportsays eight o'clock, for those
16. of you that are attending, it's at seven-thirty in the Rathskellar.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The time is at seven-thirty, not eight.

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