

MAY 12, 1977

1 PRESIDENT:

2 The hour of eleven o'clock having arrived, the Senate will
3 please come to order. Prayer will be by Rabbi Meyer M.
4 Abramowitz, Temple B'Rith Sholom in Springfield. Will our
5 guests in the galleries please rise.

6 RABBI ABRAMOWITZ:

7 (Prayer by Abramowitz)

8 PRESIDENT:

9 Reading of the Journal. Senator Johns.

10 SENATOR JOHNS:

11 Mr. President, I move that reading and approval of the
12 Journals of Tuesday, May the 10th, 1977 and Wednesday, May the
13 11th, 1977, be postponed pending arrival of the printed Journals.

14 PRESIDENT:

15 You've heard the motion by Senator Johns. Is there any
16 discussion? If not, all those in favor signify by saying
17 Aye. Opposed. The Ayes have it. Committee Reports:

18 SECRETARY:

19 Senator Donnewald, Chairman of the Committee on Assign-
20 ment of Bills, assigns the following bills to committee:
21 Agriculture, Conservation and Energy - House Bills 42, 358,
22 584, 1589, 2052; Elementary and Secondary Education - House
23 Bills 490, 594, 677 and 1229; Elections and Reapportionment -
24 House Bills 96; Executive - House Bill No. 14, 15, 16, 261,
25 338, 735, 850, 984, 985, 986, 987 and 1022; Executive Appoint-
26 ments and Administration - House Bills 831, 832, 833, 834,
27 835, 836, 837, 838, 839, 840, 841, 843, 844, 845, 846, 848, 1264,
28 1805 and 2289; Insurance and Licensed Activities - House Bill
29 1001 and 1494; and Judiciary I - House Bills 322, 333, 341,
30 397, 406, 480, 595, 669, 822, 1094 and 1751; Judiciary II -
31 House Bills 1, 3, 212, 314 and 557; Labor and Commerce -
32 House Bills No. 2, 230, 345 and 444; Local Government - House
33 Bills 184, 199, 449, 493, 543, 647, 780, 811, 1009, 1389,

1 1568 and 2053; Pensions, Personnel and Veterans Affairs -
2 House Bills 471, 472, 473, 707, 741, 974 and 2130; Public
3 Health, Welfare and Corrections.- House Bills 343, 931 and
4 1187.

5 Senator Buzbee, Chairman of the Committee on Appropriations
6 II, reports out the following Senate Bills: Senate Bills 35,
7 36 and 402 with the recommendation Do Pass; Senate Bill 441
8 with the recommendation Do Pass as Amended.

9 PRESIDENT:

10 Message from the House.

11 SECRETARY:

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

13 Mr. President - I am directed to inform the Senate
14 that the House of Representatives has passed bills with the
15 following titles and the passage of which I am instructed to
16 ask the concurrence of the Senate, to-wit: House Bills 17,
17 36, 37, 47, 64, 113, 159, 165, 178, 186, 192, 213, 231, 303,
18 315, 334, 349, 352, 364, 365, 420, 440, 465, 563, 611, 896
19 and 1182, passed the House, May the 10th, 1977.

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

21 Mr. President - I am directed to inform the Senate
22 that the House of Representatives has passed bills with the
23 following titles and the passage of which I am instructed to
24 ask the concurrence of the Senate, to-wit: House Bills 19,
25 132, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144,
26 145, 147, 148, 149, 150, 151, 152, 153, 154, 157, 158, 196,
27 197, 198, 234, 245, 252, 258, 272, 320, 379, 384, 399, 404,
28 413, 427, 432, 491, 504, 507, 508, 519, 520, 526, 528, 541,
29 550, 562, 608, 640, 723, 725, 737, 747, 748, 758, 760,
30 763, 782, 784, 795, 802, 806, 818, 830, 869 and 875, passed
31 the House, May the 11th, 1977.

32 PRESIDENT:

33 If I could have the attention of the membership, the

1 Secretary's office is about to prepare the Resolutions
2 Consent Calendar. If any member has a resolution that he
3 wishes to have placed on that Calendar, would you please
4 deliver it to the Secretary immediately. House Bills 1st
5 reading. House Bill 100, Senator Philip.

6 SECRETARY:

7 House Bill 100

8 (Secretary reads title of bill)

9 1st reading of the bill.

10 PRESIDENT:

11 House Bill 318, Senator Netsch.

12 SECRETARY:

13 House Bill 318

14 (Secretary reads title of bill)

15 2nd reading...1st reading of the bill.

16 PRESIDENT:

17 House Bill 601, Senator Berman.

18 SECRETARY:

19 House Bill 601

20 (Secretary reads title of bill)

21 1st reading of the bill.

22 PRESIDENT:

23 House Bill 697, Senator Grotberg.

24 SECRETARY:

25 House Bill 697

26 (Secretary reads title of bill)

27 1st reading of the bill.

28 PRESIDENT:

29 House Bill 750, Senator Hynes.

30 SECRETARY:

31 House Bill 750

32 (Secretary reads title of bill)

33 1st reading of the bill.

1 PRESIDENT:
2 House Bill 803, Senator Bloom.
3 SECRETARY:
4 House Bill 803
5 (Secretary reads title of bill)
6 1st reading of the bill.
7 PRESIDENT:
8 House Bill 897, Senator Knuppel.
9 SECRETARY:
10 House Bill 897
11 (Secretary reads title of bill)
12 1st reading of the bill.
13 PRESIDENT:
14 House Bill 1144, Senator Vadalabene.
15 SECRETARY:
16 House Bill 1144
17 (Secretary reads title of bill)
18 1st reading of the bill.
19 PRESIDENT:
20 House Bill 1748, Senator Knuppel.
21 SECRETARY:
22 House Bill 1748
23 (Secretary reads title of bill)
24 1st reading of the bill.
25 PRESIDENT:
26 House Bill 2233, Senator Knuppel.
27 SECRETARY:
28 House Bill 2233
29 (Secretary reads title of bill)
30 1st reading of the bill.
31 PRESIDENT:
32 Senate Bills 2nd reading. We will pick up on page 6 of the
33 Calendar where we left off yesterday on...on 2nd reading, go

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1 through to the end and then try to call any other bills that
2 Senators wish to move, and I would ask that the membership
3 ...let me have your attention for just a moment, Senator
4 Buzbee. We are going to 2nd reading, and I would ask that
5 you try to follow on the Calendar the progress that we make
6 so that when your bill is called, you are ready to give us a
7 signal as to whether to move it or not. We will pick up where
8 we left off yesterday on page 6 of the Calendar. The first
9 bill is House...House...or Senate Bill 727, Senator Sangmeister.
10 Senator Rock.

11 SENATOR ROCK:

12 Thank you, Mr. President and Ladies and Gentlemen of the
13 Senate. I wonder in...in view of Senator Sangmeister's absence
14 whether I might have leave to handle these bills for the purpose
15 of moving...advancing them to the Order of 3rd reading? 727
16 and 728.

17 PRESIDENT:

18 You've heard the request. Is leave granted? Leave is
19 granted. Senator Rock...Mr. Secretary, read Senate Bill 727.

20 SECRETARY:

21 Senate Bill 727

22 (Secretary reads title of bill)

23 2nd reading of the bill. No committee amendments.

24 PRESIDENT:

25 Any amendments from the Floor? 3rd reading. Senate Bill
26 728, Senator Sangmeister.

27 SECRETARY:

28 Senate Bill 728

29 (Secretary reads title of bill)

30 2nd reading of the bill. No committee amendments.

31 PRESIDING OFFICER: (SENATOR JOHNS)

32 Any amendments from the Floor? 3rd reading. Senate Bill
33 735, Senator Egan. Senator Egan. Read the bill, Mr. Secretary.

1 PRESIDING OFFICER: (SENATOR JOHNS)

2 We have a request for a fiscal note, Senator Egan.

3 We have a request for a fiscal note. Senator Egan is recognized.

4 SENATOR EGAN:

5 Senator Regner requested that a fiscal note be attached,
6 and he has withdrawn that request pursuant to an agreement
7 that we will amend the bill on 2nd reading. I have the
8 amendment...in the hands of the Secretary, and I would like to
9 offer its adoption. It requires that the...the function that
10 we are allowing with the bill will not function unless funds
11 are available for this purpose and that...that is the sum
12 and substance of the amendment, and I move its adoption, Mr.
13 President.

14 PRESIDING OFFICER: (SENATOR JOHNS)

15 Any further discussion on the amendment? Senator Egan
16 moves the adoption...wait a minute, okay. If there's no further
17 discussion of the amendment, all those in favor of the adoption
18 of Amendment No. 1 say Aye. All those opposed say Nay. The
19 amendment is adopted. Any further amendments from the Floor?

20 SECRETARY:

21 No...no further committee amendments.

22 PRESIDING OFFICER: (SENATOR JOHNS)

23 No further committee amendments. 3rd reading. Senate
24 Bill No. 738, Senator Knuppel. No. Okay, Senate Bill 743,
25 Senator Philip. 744, Senator Philip...Philip...
26 Philip...down to 7...786, Senator Davidson. Not on the Floor.
27 795, Regner. 797, Newhouse. 801, Guidice. 803, Harber Hall.
28 806, Lemke. 807, Philip. 810, Lemke. 813, Harber Hall. ...
29 wait a minute...wait a minute...let's see here. 813.

30 SECRETARY:

31 Senate Bill 813...

32 (Secretary begins to read bill)

33 PRESIDING OFFICER: (SENATOR JOHNS)

1 Wait a minute...pardon me, Mr. Secretary. Just a moment.
2 Senator Hall, there's a request to hold that bill. Move on
3 to Senate Bill 819, Nimrod. Take it...take that last
4 one from the record, Mr. Secretary. And on Senate Bill
5 819, Senator Nimrod. Senate Bill 821, Senator Knuppel. He
6 wishes to call the bill. Mr. Secretary, read the bill. On the order...

7 SECRETARY:

8 ...Senate Bill...

9 PRESIDING OFFICER: (SENATOR JOHNS)

10 ...of 2nd reading, Senate Bill...821.

11 SECRETARY:

12 ...Senate Bill 821

13 (Secretary reads title of bill)

14 2nd reading of the bill. No committee amendments.

15 PRESIDING OFFICER: (SENATOR JOHNS)

16 Any...any amendments from the Floor? 3rd reading, Mr.

17 Secretary. On the Order of 2nd reading, Senate Bill 830,

18 Senator Bruce. He's not here on the Floor. 833, Senator

19 Buzbee. There's a fiscal note to be attached to that...

20 Senator Buzbee. I have a request here on the...hold the

21 bill, Senator Buzbee. Take it from the record, Mr. Secretary.

22 Now, Senator Buzbee, 834. You wish to move that...he does.

23 Mr. Secretary, read the bill.

24 SECRETARY:

25 Senate Bill 834

26 (Secretary reads title of bill)

27 2nd reading of the bill. No committee amendments.

28 PRESIDING OFFICER: (SENATOR JOHNS)

29 Any amendments from the Floor? 3rd reading. Senator

30 David Regner has requested that we go back to 795. Senator

31 Regner is recognized. Mr. Secretary, have you read that bill?

32 Would you please read the bill. 795, on the Order of 2nd

33 reading, page 6.

1 SECRETARY:

2 Senate Bill 795

3 (Secretary reads title of bill)

4 2nd reading of the bill. No committee amendments. One
5 Floor amendment offered by Senator Regner.

6 PRESIDING OFFICER: (SENATOR JOHNS)

7 Senator Regner, would you explain the Floor amendment,
8 please. Let's have a little order, now, Ladies and Gentlemen
9 of the Senate. Okay, Senator Regner.

10 SENATOR REGNER:

11 Mr. President and members of the Senate, this is an
12 amendment I agreed to in the committee, and it...what it does
13 it strikes the expiration date for the awarding of Viet Nam
14 Veterans' bonuses...

15 PRESIDING OFFICER: (SENATOR JOHNS)

16 Any further discussion...

17 SENATOR REGNER:

18 ...I move its adoption.

19 PRESIDING OFFICER: (SENATOR JOHNS)

20 ...of the amendment? Senator Regner moves the adoption
21 of the amendment. All in favor say Aye. All those opposed
22 say Nay. The amendment is adopted. Now, any further amend-
23 ments?

24 SECRETARY:

25 No further amendments.

26 PRESIDING OFFICER: (SENATOR JOHNS)

27 3rd reading. Okay. Senate Bill 835, Senator Buzbee.
28 Read the bill, Mr. Secretary.

29 SECRETARY:

30 Senate Bill 835

31 (Secretary reads title of bill)

32 2nd reading of the bill. No committee amendments, and Senator
33 Buzbee, you had given me three amendments already. Are these

1 three additional amendments?
2 PRESIDING OFFICER: (SENATOR JOHNS)
3 Senator Buzbee.
4 SENATOR BUZBEE:
5 No, these are the same amendments. I'm sorry.
6 PRESIDING OFFICER: (SENATOR JOHNS)
7 ...have the amendments.
8 SECRETARY:
9 Amendment No. 1 offered by Senator Buzbee.
10 PRESIDING OFFICER: (SENATOR JOHNS)
11 Senator Buzbee.
12 SENATOR BUZBEE:
13 Amendment No. 1 would clarify that the council will be
14 recommending standards for State owned and operated buildings
15 only. I would move the adoption of the amendment.
16 PRESIDING OFFICER: (SENATOR JOHNS)
17 Any further discussion of the amendment? Senator Buzbee
18 ...offers the Amendment No. 1 for adoption. All those in
19 favor say Aye. All those opposed say Nay. The amendment is
20 adopted. Senator Buzbee, for Amendment No. 2.
21 SECRETARY:
22 Amendment No. 2 offered by Senator Buzbee.
23 SENATOR BUZBEE:
24 Amendment No. 2 will clarify that...that the members of
25 Energy Conservation Council will receive no salary. They will
26 be compensated for their expenses by the Capital Development
27 Board and I would move the adoption of the amendment.
28 PRESIDING OFFICER: (SENATOR JOHNS)
29 Senator Buzbee offers Amendment No. 2 for adoption. All
30 those in favor say Aye. All those opposed say Nay. The
31 amendment is adopted.
32 SECRETARY:
33 Amendment No. 3 offered by Senator Buzbee.

1 PRESIDING OFFICER: (SENATOR JOHNS)

2 Senator Buzbee.

3 SENATOR BUZBEE:

4 Amendment No. 3 would establish that the Capital Develop-
5 ment Board...that the council rather will just be advisory
6 and will not, in fact, establish policy, that this council
7 would only be advisory. I move the adoption of the amend-
8 ment.

9 PRESIDING OFFICER: (SENATOR JOHNS)

10 Senator Buzbee moves the adoption of Amendment No. 3.
11 All those in favor say Aye. All those opposed say Nay. The
12 amendment is adopted. Any further amendments from the Floor,
13 Mr. Secretary?

14 SECRETARY:

15 No...no further amendments.

16 PRESIDING OFFICER: (SENATOR JOHNS)

17 3rd reading. Senator Buzbee, do you wish to call 837?
18 Yes, he does. Mr. Secretary, read the bill. On the...

19 SECRETARY:

20 Senate...

21 PRESIDING OFFICER: (SENATOR JOHNS)

22 ...Order of 2nd reading.

23 SECRETARY:

24 ...Senate Bill 837

25 (Secretary reads title of bill)

26 2nd reading of the bill. No committee amendments.

27 PRESIDING OFFICER: (SENATOR JOHNS)

28 Any amendments from the Floor? 3rd reading. Senate Bill
29 844, Senator Grotberg. Yes, okay. Mr. Secretary, read the
30 bill, please.

31 SECRETARY:

32 Senate Bill 844

33 (Secretary reads title of bill)

1 2nd reading of the bill. No committee amendments.
2 PRESIDING OFFICER: (SENATOR JOHNS)
3 Any amendments from the Floor? 3rd reading. Senate
4 Bill 847, Senator Berning. Move it.
5 SECRETARY:
6 Senate Bill 847
7 (Secretary reads title of bill)
8 2nd reading of the bill. No committee amendments.
9 PRESIDING OFFICER: (SENATOR JOHNS)
10 Any amendments from the Floor? 3rd reading. Senate
11 Bill 848, Senator Walsh. He wishes to have the bill read.
12 Thank you.
13 SECRETARY:
14 Senate...
15 PRESIDING OFFICER: (SENATOR JOHNS)
16 Mr. Secretary.
17 SECRETARY:
18 ...Senate Bill 848
19 (Secretary reads title of bill)
20 2nd reading of the bill. The Committee on Revenue offers one
21 amendment.
22 PRESIDING OFFICER: (SENATOR JOHNS)
23 Senator Walsh.
24 SENATOR WALSH:
25 Mr. President and members of the Senate, Committee Amend-
26 ment No. 1 deletes language in the Statute which would be un-
27 necessary upon passage of this bill. I move the adoption of
28 the committee amendment.
29 PRESIDING OFFICER: (SENATOR JOHNS)
30 Senator Walsh moves the adoption of Committee on Revenue
31 Amendment No. 1. All those in favor say Aye. All those opposed
32 say Nay. The amendment is adopted. Any further amendments from
33 the Floor?

1 SECRETARY:

2 No further committee amendments.

3 PRESIDING OFFICER: (SENATOR JOHNS)

4 No further committee amendments. Thank you, Mr. Secretary.

5 Now, any amendments from the Floor? 3rd reading. Thank you, Mr.

6 Secretary. ...851. Senator Bloom. ...Well, that was Walsh.

7 Oh yeah, okay, I see. Okay. Senate Bill 849. Forgive

8 me, Senator Walsh.

9 SECRETARY:

10 Senate Bill 849

11 (Secretary reads title of bill)

12 2nd reading of the bill. No committee amendments.

13 PRESIDING OFFICER: (SENATOR JOHNS)

14 Any amendments from the Floor? 3rd reading. Senate Bill

15 851, Senator Bloom. No. All right, Mr. Secretary, 852, Bloom.

16 No. None of those, okay. 869, Senator Rhoads. He wishes the

17 bill read, Mr. Secretary. Senate Bill 869 on the Order of 2nd

18 reading, page 7.

19 SECRETARY:

20 Senate Bill 869

21 (Secretary reads title of bill)

22 2nd reading of the bill. No committee amendments.

23 PRESIDING OFFICER: (SENATOR JOHNS)

24 Senator Rhoads is recognized.

25 SENATOR RHOADS:

26 Mr. President, I just spoke with Senator Hynes on this

27 bill. This is an administration bill dealing with a...a position

28 that is contingent upon reorganization, so I'm going to hold this

29 bill on 3rd reading indefinitely. We'll...and I promise to

30 call it back to 2nd reading for purpose of amendment if that

31 occasion ever arises, but it is not my intention to move this

32 bill. It is completely contingent upon approval of the re-

33 organization, and I will be happy to call it back when that

1 occasion arises.

2 PRESIDING OFFICER: (SENATOR JOHNS)

3 All right, Mr. Secretary, hold the bill. Oh, move it
4 to 3rd and we'll hold it. All right. Senator Rock, I thought
5 you wanted to be recognized. You changed your mind. Okay,
6 he's going to hold the bill. So Senate Bill 869...no...
7 will be moved to 2nd...all right, let's go back. No committee
8 amendments. No amendments from the Floor. All right. 3rd
9 reading. Now we got that clear. Thank you. Mr. Secretary.
10 863, Senator Demuzio. No. Senator Knuppel, 883...84. That
11 4 there is really bad print there. Senator Knuppel, you wish
12 yours read. All right, he wishes to come to that? Mr.
13 Secretary, we'll move on and come back. Senator Morris' bill
14 903. Let it go. Read it, Mr. Secretary. 903.

15 SECRETARY:

16 Senate Bill 903

17 (Secretary reads title of bill)

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

19 PRESIDING OFFICER: (SENATOR JOHNS)

20 Any amendments from the Floor, Senator Leonard? I
21 think Senator Leonard might ask leave of the Body to be
22 known as the principal bill of that bill and take the name
23 of Senator Morris from that record. Is there leave granted?
24 Leave is granted. The record will so reflect. On 3rd reading.
25 Thank you, Senator Leonard. Now we go to Senate Bill 906,
26 Senator Buzbee. Do you want 906, Senator Buzbee? Amends the
27 various Acts to change definition of "law enforcement
28 officer"? No. Okay. If you wish to come back, then, we'll
29 come back. 907, Senator Buzbee. He wishes the bill read,
30 Mr. Secretary. Would you read the bill, please.

31 SECRETARY:

32 Senate Bill 907

33 (Secretary reads title of bill)

34 2nd reading of the bill. No committee amendments.

1 PRESIDING OFFICER: (SENATOR JOHNS)
2 No committee amendments. Any amendments from the Floor?
3 3rd reading. Senate Bill 908, Senator Buzbee. Read the
4 bill, Mr. Secretary.
5 SECRETARY:
6 Senate Bill 908.
7 (Secretary reads title of bill)
8 2nd reading of the bill. No committee amendments.
9 PRESIDING OFFICER: (SENATOR JOHNS)
10 Any amendments from the Floor? 3rd reading.
11 Senator Regner, do wish 914 called? He does. Read the
12 bill, Mr. Secretary. Senate Bill 914, page eight.
13 SECRETARY:
14 Senate Bill 914...
15 PRESIDING OFFICER: (SENATOR JOHNS)
16 Okay.
17 SECRETARY:
18 Senate Bill 914
19 (Secretary reads title of bill)
20 2nd reading of the bill. The Committee on Judiciary I
21 offers one amendment.
22 PRESIDING OFFICER: (SENATOR JOHNS)
23 Senator Regner. Do you wish to explain the amendment
24 or the chairman of that committee? Senator Regner, would you
25 explain the amendment please. It's offered in the...
26 SENATOR REGNER:
27 Hold the bill.
28 PRESIDING OFFICER: (SENATOR JOHNS)
29 Hold the bill, all right. Trespass of right of ways
30 and vards and so forth. Let's take it from the record, Senator
31 Regner. How about Senate Bill No. 915, Senator Regner. All
32 right, Mr. Secretary, read the bill.
33 SECRETARY:

1 Senate Bill 914...915

2 (Secretary reads title of bill)

3 2nd reading of the bill. The Committee on Agriculture, Con-
4 servation and Energy offers one amendment.

5 PRESIDING OFFICER: (SENATOR JOHNS)

6 Senator Regner. He doesn't have a copy. Hold the bill.
7 It's a simple thing. I think Senator...I mean...Mr. Secretary,
8 can read the bill, I mean, the amendment for you.

9 SECRETARY:

10 Amends Senate Bill 19...915 on page 3 line 30 by deleting
11 one hundred and fifty thousand and inserting in lieu thereof
12 one hundred thousand. And on page 3 line 31 deleting fifteen
13 thousand inserting in lieu thereof ten thousand.

14 PRESIDING OFFICER: (SENATOR JOHNS)

15 All right. Senator Regner moves the adoption of Amendment
16 No. 1. All those in favor say Aye. All those opposed say
17 Nay. The amendment is adopted. Any amendments...further
18 committee amendments?

19 SECRETARY:

20 No further committee amendments.

21 PRESIDING OFFICER: (SENATOR JOHNS)

22 No further committee amendments. Any amendments from
23 the Floor? 3rd reading. All right. Mr. Secretary. Senate
24 Bill 929, Senator Berman. You wish the bill called?
25 919. He wishes the bill advanced, Mr. Secretary. Read
26 the bill please. Senate Bill 919.

27 SECRETARY:

28 Senate Bill 919

29 (Secretary reads title of bill)

30 2nd reading of the bill. The Committee on Insurance and Licensed
31 Activities offers one amendment.

32 PRESIDING OFFICER: (SENATOR JOHNS)

33 Senator Berman, would you explain the amendment please.

1 SENATOR BERMAN:

2 Thank you, Mr. President. Committee Amendment No. 1
3 is a amendment that merely follows through with the purpose
4 of the bill in eliminating a percentage limitation in group
5 life insurance policies that can be written in Illinois.
6 I move adoption of Committee Amendment No. 1.

7 PRESIDING OFFICER: (SENATOR JOHNS)

8 Senator Berman moves the adoption of Committee Amend-
9 ment No. 1. All those in favor say Aye. All those opposed
10 say Nay. The amendment is adopted. Any further committee
11 amendments.

12 SECRETARY:

13 No further committee amendments.

14 PRESIDING OFFICER: (SENATOR JOHNS)

15 Any amendments from the Floor? 3rd reading. Senate Bill
16 921, Senator Berman. Hold. Senate Bill 922, Senator Savickas.
17 Move it, Mr. Secretary.

18 SECRETARY:

19 Senate Bill 922

20 (Secretary reads title of bill)

21 2nd reading of the bill. No committee amendments.

22 PRESIDING OFFICER: (SENATOR JOHNS)

23 Any amendments from the Floor? 3rd reading. Senate
24 Bill 935, Senator Bruce. He's absent. 936, Bruce, Bruce,
25 Bruce... 944, Senator Nimrod. Senator Lemke, 949. There's
26 an amendment to be offered. Just a moment. Just a moment.
27 Just a moment. Okay, let's quiet down just a little bit
28 please. Senate Bill 949, page 9, Senator Lemke. Read the
29 bill, Mr. Secretary.

30 SECRETARY:

31 Senate Bill 949

32 (Secretary reads title of bill)

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

1 Amendment offered by Senator Philip.

2 PRESIDING OFFICER: (SENATOR JOHNS)

3 Senator Philip, would you explain your amendment. Senator
4 Lemke, Senator Philip is going to explain his amendment.

5 SENATOR PHILIP:

6 Thank you, Mr. President. What Amendment No. 1 does
7 to Senate Bill 949 is try to define exactly what advertising
8 literature is. In effect, what it does would allow a medical
9 doctor or a hospital to pass out brochures in regards to the
10 discussion of abortion. Also it would allow a doctor on a
11 talk show or an interview show to discuss the area of
12 abortion so I move the adoption of Amendment No. 1 to Senate
13 Bill 949.

14 PRESIDING OFFICER: (SENATOR JOHNS)

15 Any further discussion of the amendment? All those in
16 favor of the adoption of Amendment No. 1 to Senate Bill
17 949 say Aye. All those opposed say Nay. The amendment is
18 adopted. Any further amendments from the Floor? 3rd reading,
19 Mr. Secretary. Senator Knuppel, do you wish to call 950?
20 Read it, he said.

21 SECRETARY:

22 Senate Bill 950

23 (Secretary reads title of bill)

24 2nd reading of the bill. No committee amendments.

25 PRESIDING OFFICER: (SENATOR JOHNS)

26 Any amendments from the Floor? 3rd reading. Senate
27 Bill 951, Senator Bloom. Read it, Mr. Secretary.

28 SECRETARY:

29 Senate Bill 951

30 (Secretary reads title of bill)

31 2nd reading of the bill. The Committee on Finance and
32 Credit Regulations offers one amendment.

33 PRESIDING OFFICER: (SENATOR JOHNS)

1. Explain the amendment, Senator Bloom.
2. SENATOR BLOOM:
3. Thank you, Mr. President. Mr. Secretary, I think the
4. first committee amendment is adopted, is it not?
5. SECRETARY:
6. No.
7. SENATOR BLOOM:
8. It was taken out of the record? All right. The committee
9. amendment corrects the bill as drafted which was not based
10. on the current text of the law. I'd move its adoption.
11. PRESIDING OFFICER: (SENATOR JOHNS)
12. Any further discussion of Amendment No. 1 offered
13. by Senator Bloom from committee. All those in favor say
14. Aye. All those opposed say Nay. The amendment is adopted.
15. Any further committee amendments, Mr. Secretary?
16. SECRETARY:
17. No further committee amendments.
18. PRESIDING OFFICER: (SENATOR JOHNS)
19. Any amendments from the Floor?
20. SECRETARY:
21. Amendment No. 2 offered by Senator Bloom.
22. PRESIDING OFFICER: (SENATOR JOHNS)
23. Senator Bloom. Amendment No. 2.
24. SENATOR BLOOM:
25. Yes, I'd like to Table Amendment No. 2.
26. PRESIDING OFFICER: (SENATOR JOHNS)
27. Senator Bloom...
28. SENATOR BLOOM:
29. I'd like to withdraw Amendment No. 2...
30. PRESIDING OFFICER: (SENATOR JOHNS)
31. He withdraws Amendment No. 2.
32. SENATOR BLOOM:
33. Thank you very much.

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1. PRESIDING OFFICER: (SENATOR JOHNS)

2. Thank you, Mr...Senator Bloom. Okay. 952. Any further
3. amendments. 3rd reading. Thank you, Mr. Secretary, you're
4. very kind. Senate Bill 952, Senator Bloom. Move on without
5. it. 961, Senator Guidice. Read the bill, Mr. Secretary.

6. SECRETARY:

7. Senate Bill 961

8. (Secretary reads title of bill)

9. 2nd reading of the bill: The Committee on Local Government
10. offers one amendment.

11. PRESIDING OFFICER: (SENATOR JOHNS)

12. Senator Guidice is recognized.

13. SENATOR GUIDICE:

14. Thank you, Mr. President. The committee amendment
15. simply deletes the language twenty-five hundred dollars
16. and substitutes therein for a thousand dollars and I move
17. its adoption.

18. PRESIDING OFFICER: (SENATOR JOHNS)

19. Senator Guidice moves the adoption of Amendment No.
20. 1. All those in favor say Aye. All those opposed say
21. Nay. The amendment is adopted. Any further amendments, Mr.
22. Secretary.

23. SECRETARY:

24. No further committee amendments.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. No further committee amendments. Any amendments from
27. the Floor? 3rd reading, Mr. Secretary. Now, I'd like to
28. go back to Senate Bill 477, Senator Maragos. We didn't start
29. there, Senator. Sorry, Senator. Okay. 968, Senator Lane.

30. SECRETARY:

31. Senate Bill 968

32. (Secretary reads title of bill)

33. 2nd reading of the bill. The Committee on Judiciary II offers
34. one amendment.

1. PRESIDING OFFICER: (SENATOR JOHNS)
2. Senator Lane, would you discuss the amendment please.
3. SENATOR LANE:
4. Thank you, Mr. President. Committee Amendment No. 1
5. eliminates mental suffering from the restitution program.
6. It also does not allow a fine and restitution to be part
7. of a sentence. I move for the adoption of Amendment No. 1.
8. PRESIDING OFFICER: (SENATOR JOHNS)
9. Any further discussion of Amendment No. 1 offered by
10. Senator Lane. All those in favor say Aye. All those opposed
11. say Nay. The amendment is adopted. Any further amendments,
12. Mr. Secretary?
13. SECRETARY:
14. No further committee amendments.
15. PRESIDING OFFICER: (SENATOR JOHNS)
16. No further committee amendments. Any amendments from
17. the Floor? Any amendments from the Floor? 3rd reading.
18. Senate Bill 973, Chew. Senate Bill 97...is that an 8...
19. 978, Senator Savickas. Senator Savickas. Pardon me. Senator Lane,
20. would you punch Senator Savickas and see if he wants to move
21. his bill. He says move it. Move it, Mr. Secretary. Pardon
22. me, just a moment, Mr. Secretary. Okay, now, let's...just
23. a moment, Senator Chew, I'll recognize you. Now listen,
24. Senators are not being heard, we're going to move these bills
25. today but we need your patience and your understanding so
26. let's quiet down. Now, Senator Chew, we'll come back to
27. you. We just skipped you because you wasn't in your seat.
28. We'll go to Senator Savickas, we'll come right back to you.
29. Senator Savickas. Move it, he said.
30. SECRETARY:
31. Senate Bill 978
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR JOHNS)
2. Any amendments from the Floor? 3rd reading. Now, Senator
3. Chew. Senator Chew, recognized. You want to move your bill? 973.
4. Read the bill, Mr. Secretary.
5. SECRETARY:
6. Senate Bill...
7. PRESIDING OFFICER: (SENATOR JOHNS)
8. Wait a minute. Senator Chew wants to be recognized.
9. SENATOR CHEW:
10. Senator Davidson has an amendment. It's an agreed
11. amendment, Mr. President.
12. PRESIDING OFFICER: (SENATOR JOHNS)
13. Senator Davidson, recognized.
14. SENATOR DAVIDSON:
15. Yes, Senator Chew and the Reference Bureau has not got
16. that amendment up here. They said they would have it by noon.
17. If you want to move the bill and bring it back then for...
18. tomorrow or later, fine.
19. PRESIDING OFFICER: (SENATOR JOHNS)
20. What's your wishes, Senator Chew?
21. SENATOR CHEW:
22. Move it and when the amendment gets here, we'll bring it back.
23. PRESIDING OFFICER: (SENATOR JOHNS)
24. All right... Let's read the bill.
25. SENATOR CHEW:
26. I think there are some others.
27. PRESIDING OFFICER: (SENATOR JOHNS)
28. Let's move the bill. Mr. Secretary, read the bill.
29. That's right. That's right. Got four amendments.
30. SECRETARY:
31. Senate Bill 973
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.

1. Amendment No. 1 from the Floor offered by Senator Mitchler
2. and other Senators.

3. PRESIDING OFFICER: (SENATOR JOHNS)

4. Senator Mitchler is recognized for the offering of
5. Amendment No. 1 to Senate Bill 973. Senator Chew is
6. recognized. Senator Chew is recognized.

7. SENATOR CHEW:

8. I don't think the Mitchler amendment has been brought
9. to my attention or any additional amendments and anyone
10. who expects to amend the bill ought to bring it to my attention,
11. and Senator Mitchler has not.

12. PRESIDING OFFICER: (SENATOR JOHNS)

13. Pardon me, Senator Chew. Senator Lane, Guidice,
14. Soper, Philips, everybody kind of move away and let's...let's
15. get some order because the Senators are complaining
16. they can't be heard. Now take your conferences just off
17. to the side a little bit, if you will please. Thank you, Senator Soper.
18. All right now. Senator Hynes is recognized then Senator
19. Rock.

20. SENATOR HYNES:

21. Mrs. President, could I... I'd like to request the
22. sponsor take this out of the record till we have an opportunity
23. to review the amendment.

24. PRESIDING OFFICER: (SENATOR JOHNS)

25. Senator Chew.

26. SENATOR CHEW:

27. Well, I think the President has made a good suggestion
28. and I might add, I don't want any bill amended until some
29. amendment pusher will have talked to me, period. And this
30. sneaky way some of you guys have of doing it, it's not
31. going to be done that way, so don't be rushing me with any
32. amendments now. If you want to talk to me about it, you
33. can see me now otherwise I'm not going to accept any amend-
34. ments.

1. PRESIDING OFFICER: (SENATOR JOHNS)
2. Mr. Secretary, take it from the record. Okay, now we've
3. had a little brevity here, let's settle back down again.
4. Okay, we're just going to stand at ease until they recognize
5. that we're going to need some quiet in here. Senator
6. Savickas wants to move Senate Bill 979.
7. SECRETARY:
8. Senate Bill 979
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR JOHNS)
12. Any amendments from the Floor? 3rd reading.
13. Senate Bill 997, Senator Egan. Senator Egan. No.
14. Senate Bill 1000, Senator Rock. Hold it, he says.
15. Senate Bill 1011, Senator Knuppel. Senator Knuppel.
16. Hold it, Senator Knuppel. Evidently. Okay. Senate
17. Bill 1016, Senator Lane. Hold it, he says. Okay.
18. 1015, Senator Lane. Hold it. Are all those through there...
19. 1023, Senator Egan. You want the bill read, Senator
20. Egan? No. 1028. Read the bill, Mr. Secretary.
21. SECRETARY:
22. Senate Bill 1028
23. (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDING OFFICER: (SENATOR JOHNS)
26. Any amendments from the Floor? 3rd reading. Senate
27. Bill 1029, Senator Egan. Read the...yes, pardon me,
28. just a moment. The Chair recognizes Senator Berning.
29. SENATOR BERNING:
30. Thank you, Mr. President. On Senate Bill 1028, I
31. was attempting to get your attention. Senator, my records
32. indicate that you were to have an amendment on 1028.
33. PRESIDING OFFICER: (SENATOR JOHNS)

1. The Chair recognizes Senator Egan.

2. SENATOR EGAN:

3. I don't remember, Senator. In fact, I'll talk to
4. you about it and if necessary I'll bring it back.

5. PRESIDING OFFICER: (SENATOR JOHNS)

6. Okay, the bill is on 3rd reading. Senate Bill 1029,

7. Senator Egan. Wish the bill read. Thank you, Mr.

8. Secretary.

9. SECRETARY:

10. Senate Bill 1029

11. (Secretary reads title of bill)

12. 2nd reading of the bill. No committee amendments.

13. One...Amendment No. 1 offered by Senator Mitchler.

14. PRESIDING OFFICER: (SENATOR JOHNS)

15. Senator Mitchler offers Amendment No. 1 to Senate

16. Bill 1029. Senator Mitchler, would you explain the

17. amendment please. Stand at ease, he's reaching for the

18. amendment to explain it. Senator Egan is recognized.

19. SENATOR EGAN:

20. I also have an amendment to offer as soon as we

21. defeat Senator Mitchler's amendment.

22. PRESIDING OFFICER: (SENATOR JOHNS)

23. Your message is loud and clear, Senator Egan. Senator

24. Mitchler, still looking for the amendment? All right,

25. Senator Mitchler is recognized.

26. SENATOR MITCHLER:

27. Thank you, Mr. President. I apologize for the

28. delay.

29. PRESIDING OFFICER: (SENATOR JOHNS)

30. It's all right.

31. SENATOR MITCHLER:

32. This is an amendment to Senate Bill 1029. Now what

33. Senate Bill 1029 attempts to do is to include in State Pension

1. systems the time for those persons who served in the
2. Constitutional Convention for a period of nine months
3. that that could be applied into...for example, the
4. General Assembly or Judges' Pension System. Now what
5. this bill does, it takes a different...the amendment
6. takes a different outlook on that and it says the total
7. period of service recognized under this section for
8. any participant shall be reduced by the total period
9. of time that the participant spent as a member of the
10. 6th Illinois Constitutional Convention.

11. PRESIDING OFFICER: (SENATOR JOHNS)

12. Any further discussion of the amendment? Senator
13. Egan is recognized.

14. SENATOR EGAN:

15. Yes, well, Mr. President and members of the Senate,
16. what the effect of the amendment is, is to completely
17. vitiate the entire intent of the original bill and of
18. course, I am opposed to it, and what it does is negate
19. the effect of the bill. so...

20. PRESIDING OFFICER: (SENATOR JOHNS)

21. Any further discussion of the amendment? On that
22. question, all those in favor say Aye. All those opposed
23. say Nay. It looks like a roll call, Mr. Secretary.
24. Voting on Amendment No. 1 to Senate Bill 1029. All those
25. in favor vote Aye. All those opposed vote Nay. The
26. record is...I mean, the voting is open. Have all voted
27. who wish on Amendment No. 1 to Senate Bill 1029? Have all
28. voted who wish? Take the Record, Mr. Secretary.
29. On that motion, the Yeas are 25, the Nays are 28. The motion
30. is defeated.

31. SECRETARY:

32. Amendment No. 2 offered by Senator Egan.

33. PRESIDING OFFICER: (SENATOR JOHNS)

S.B. 1037
2nd reading
5-12-77

1. Senator Egan is recognized.
2. SENATOR EGAN:
3. Thank you, Mr. President and members of the Senate.
4. For those antagonists who disapprove of this legislation,
5. let me say that this will come as some bit of a joy to you.
6. It requires that those participants, those beneficiaries
7. of the bill, pay the entire cost themselves and I move
8. its adoption.
9. PRESIDING OFFICER: (SENATOR JOHNS)
10. Senator Egan moves the adoption of Amendment No. 2
11. to Senate Bill 1029. All those in favor say Aye. All those
12. opposed say Nay. The Ayes have it. The amendment is adopted.
13. 3rd reading, Mr. Secretary. No...any further amendments
14. from the Floor?
15. SECRETARY:
16. No further amendments.
17. PRESIDING OFFICER: (SENATOR JOHNS)
18. 3rd reading, Mr. Secretary. Senator Hickey, Senate Bill
19. 1035. No. D'Arco, 1037. Do you wish the bill read and
20. advanced to 3rd? Read the bill, Mr. Secretary. Senate
21. Bill 1037.
22. SECRETARY:
23. Senate Bill 1037...Senate Bill 1037
24. (Secretary reads title of bill)
25. 2nd reading of the bill. The Committee on Judiciary I offers
26. one amendment.
27. PRESIDING OFFICER: (SENATOR JOHNS)
28. Senator D'Arco, will you explain the Amendment No.
29. 1.
30. SENATOR D'ARCO:
31. Amendment No. 1 simply provides that a person who is
32. a minor can reach the age of majority and subsequently file
33. two years from the age of majority under the wrongful debts

1. statute.

2. PRESIDING OFFICER: (SENATOR JOHNS)

3. Any further discussion of the amendment? Senator D'Arco

4. moves the adoption of Amendment No. 1 to Senate Bill 1037.

5. All those in favor say Aye. All those opposed say Nay. The

6. amendment is adopted. 3rd reading. Unless there's further

7. amendments, Mr. Secretary.

8. SECRETARY:

9. No further committee amendments.

10. PRESIDING OFFICER: (SENATOR JOHNS)

11. No further committee amendments. Any amendments from

12. the Floor? 3rd reading, Mr. Secretary. Buzbee, Senate

13. Bill 1045. No. Rock, 1050. Read it, Mr. Secretary. No,

14. hold it, misinterpreted what you were saying. 1053.

15. He wishes the bill read. 1053, Mr. Rock. 1051.

16. SECRETARY:

17. Senate Bill 1051

18. (Secretary reads title of bill)

19. 2nd reading of the bill. No committee amendments.

20. PRESIDING OFFICER: (SENATOR JOHNS)

21. Any amendments from the Floor?

22. SECRETARY:

23. Amendment No. 1 offered by Senator Rock.

24. PRESIDING OFFICER: (SENATOR JOHNS)

25. Senator Rock is recognized.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen

28. of the Senate. Amendment No. 1 to Senate Bill 1051, which

29. everyone knows, I'm sure, is the Branch Banking Bill. As

30. it takes...it takes a major step forward. It would cut in

31. half the number of allowable branches as the bill now

32. exists. It would have allowed two branches the first year,

33. two branches the second year, and four each succeeding year

1. thereafter. This will cut it back to one, one and two and
2. will provide, however, something that both Senators Newhouse
3. and others on the Committee...who were present during the
4. committee hearings talked about at some length. It will
5. provide an incentive program particularly aimed at the City
6. of Chicago, which I have the good fortune to represent in
7. part, and will provide that those institutions wishing to
8. have additional branches as an incentive can go over and above
9. the allowable number of branches, namely, one, one, and
10. two and go up to four additional branches, if, in fact,
11. they agree to and do, in fact, place a branch in a depressed
12. area of the city. A special service area, so to speak.
13. There are forty-four identifiable communities in the City
14. of Chicago that are below the median family income for
15. the Chicago median, figured on national figures and they
16. include areas contiguous to my district, West Garfield
17. Park, Humbolt Park, Logan Square, Avalon Park, Bridgeport,
18. Brighton Park, Forest Glen, Fuller Park. I could name
19. all forty-four, but it's really not necessary. What the bill...
20. what this amendment will provide among other things is this
21. kind of an incentive, whereby again given prior approval
22. of the Commissioner of Banks, they will go in and place a
23. branch in these otherwise unserved areas. There are, in
24. fact, twelve wards in the City of Chicago that have no
25. bank at all. Thirteen additional wards have but one bank.
26. And so what we are saying by this to the financial institutions
27. in our community, is that you can have additional branches
28. under this legislation, if in fact, you comply with the
29. incentive program and place a bank in an area that is currently
30. not being serviced. I think the amendment is a salutary
31. one. It is thirteen pages in length. I did not, in fact,
32. have it duplicated for each and every member because my intent
33. is, that the amendment hopefully will be adopted. It will

1. then in the ordinary course of events be printed and placed
2. in everyone's bill book and I do not intend to call this
3. bill until everyone has had the opportunity first to read
4. the amendment and secondly, to offer any other amendments
5. that they see fit to offer but I think this step is a
6. major one. And one that recognizes that the...the thrust of
7. branch banking is to bring convenience to the citizens
8. of Illinois and particularly under this amendment we are
9. making a determined effort to bring banking services to
10. those areas of the City of Chicago that are currently not
11. being served. Additionally, we have empowered the
12. Commissioner of Banks under this amendment to designate
13. other areas of the State as this same kind of special
14. area so that the Commissioner in his **discretion** can designate
15. according to certain standards what is an area that should
16. be serviced by a bank and then the downstate banks will
17. have the same kind of opportunity and incentive to have
18. additional branches provided that they will place a bank
19. in these otherwise non-serviced areas. The amendment, I
20. think, is a good one and I would move its adoption.
21. PRESIDING OFFICER: (SENATOR JOHNS)

22. The Chair recognizes Senator Berman, then Grotberg and
23. then Rhoads. On the adoption of Amendment No. 1.

24. SENATOR BERMAN:

25. Will the sponsor yield to a question?

26. PRESIDING OFFICER: (SENATOR JOHNS)

27. He indicates he will.

28. SENATOR BERMAN:

29. Senator Rock, after...with this amendment, could you
30. indicate how many branches a bank could open in the future
31. under the revised formula with this amendment.

32. SENATOR ROCK:

33. Yes.

1. PRESIDING OFFICER: (SENATOR JOHNS)

2. Senator Rock.

3. SENATOR ROCK:

4. There would be the opportunity to have one branch
5. the first year, one branch the second year, and two branches
6. every year thereafter. In addition, thereto, there is the
7. opportunity to have up to four additional branches
8. commensurate with, or parallel with the placement of branches
9. in these depressed areas. So that, for instance, the first
10. year, let's assume I as a financial institution apply
11. for and receive approval of the Commissioner, there's prior
12. approval in all of these, obviously, to place a branch and
13. then it seems to me that I wish to have another one. Before
14. I can get that other one the first year, I have to place a
15. branch in a depressed area. It's like a credit and debit
16. system. If I...if I...for every one I place in a depressed
17. area, I am allowed one additional branch outside the depressed
18. area in what's called an economically feasible area. We would...
19. we would have to, Senator, frankly, kind of speculate. I
20. don't know what the intent of the institution would be.
21. Under the legislation with this amendment, it is one, one,
22. and two every year thereafter. So depending on how many years
23. you want to run it and assuming that the economics warrant
24. same, I suppose after three years you would have four branches.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. Senator Berman.

27. SENATOR BERMAN:

28. On the amendment, Mr. President, I think that the reason
29. that we see this kind of an amendment come forth is the
30. recognition of the objections that many of us have to the
31. whole concept A of branching and B, to the reluctance of the
32. banks to go into neighborhoods that really need service.
33. I'm not going to support the amendment, but I think that if
34. we stand firm, maybe we'll find this bill amended eventually

1. to say that...that the only time that they'll be able to
2. branch is if they go into one of these special service
3. areas. I think, we're saying a response by the banking
4. community by the amendment of a recognition of a need
5. in certain parts of the State and in particular, in
6. Chicago to more banking facilities. But I still think
7. that they're getting a lot more than they're giving
8. up, so to speak. By this amendment, I don't think
9. they're going far enough at all but I think it's at
10. least a recognition of the need.

11. PRESIDING OFFICER: (SNEATOR JOHNS)

12. The Chair...

13.

14. (end of reel)

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1. PRESIDING OFFICER: (SENATOR JOHNS)

2. The Chair wishes to tell the Senators how the order
3. of speaking will take place. Grotberg, Rhoads, Glass,
4. Netsch, Weaver and Philip. Senator Grotberg.

5. SENATOR GROTBORG:

6. Yes, will the sponsor yield?

7. PRESIDING OFFICER: (SENATOR JOHNS)

8. He indicates he will.

9. SENATOR GROTBORG:

10. Senator Rock, I was busy preparing my press
11. release on my survey of my banks against branch
12. banking and missed your opening statement. So,
13. I don't want to pursue it if I'm off on the wrong track.
14. Did I hear that this is a county wide subject matter of
15. your amendment, for county wide branching?

16. PRESIDING OFFICER: (SENATOR JOHNS)

17. Senator Rock.

18. SENATOR ROCK:

19. No, no. The...the main thrust of the bank...
20. I mean, the main thrust of the legislation, has not,
21. in fact, changed. We are still, by virtue of Senate
22. Bill 1051, empowering a financial institution to
23. establish and maintain a banking facility within
24. the county of the bank's home office or within twenty-
25. five miles of its home, whichever is greater. I...the
26. county wide is kind of a different concept. It's
27. not involved in this amendment at all.

28. PRESIDING OFFICER: (SENATOR JOHNS)

29. Senator Grotberg.

30. SENATOR GROTBORG:

31. Would...I think that is my question. It's the
32. bill itself and I will not pursue it because we're
33. debating the amendment, but...so I can understand the

1. amendment better, the thrust of the whole bill is
2. twenty-five miles, whether it's within a county
3. or outside of a county. It's a double barrel bill
4. regarding branching, either county or twenty-five
5. miles. There's some...I've got counties that are fifty
6. wide, you know.

7. PRESIDING OFFICER: (SENATOR JOHNS)

8. Senator Rock, you wish to respond?

9. SENATOR ROCK:

10. He's making an observation.

11. PRESIDING OFFICER: (SENATOR JOHNS)

12. Okay. Senator Grotberg, you've concluded?

13. Senator Rhoads, then Senator Glass.

14. SENATOR RHOADS:

15. Question of the sponsor on the amendment.

16. PRESIDING OFFICER: (SENATOR JOHNS)

17. He'll yield.

18. SENATOR RHOADS:

19. Senator Rock, I believe that this amendment improves
20. the bill and I am in support of your amendment.

21. If the bill is to pass, I think this amendment is...is
22. a good amendment. A question on the amendment is this

23. and Senator Berman voiced some of the same concerns

24. that I have about the banks not giving enough. For

25. example, what is the...what is the time frame to

26. establish these branches? If a bank establishes

27. a...a branch in a depressed area, can they then exceed

28. the branch limit for a period of one year, two years,

29. or just for the year in which they establish the

30. branch in the depressed area?

31. PRESIDING OFFICER: (SENATOR JOHNS)

32. Senator Rock, do you wish to respond?

33. SENATOR ROCK:

1. I'm not sure I follow the question, very frankly.

2. PRESIDING OFFICER: (SENATOR JOHNS)

3. All right.

4. SENATOR ROCK:

5. Senator Netsch, can you...I'm having difficulty
6. hearing Senator Rhoads.

7. PRESIDING OFFICER: (SENATOR JOHNS)

8. Pardon me...pardon me, Senator Rock. Gentlemen
9. and Ladies of the Senate, would each of you take
10. into consideration that when somebody is talking,
11. that you're being very discourteous and rude when
12. you carry on a conversation that's loud enough to be
13. heard all the way across this arena, so to speak?
14. I would appreciate it very much, if you would show
15. courtesy to your fellow Senators and listen, and if
16. not, take your conversation way back in the back.
17. Senator Rhoads, would you go ahead now?

18. SENATOR RHOADS:

19. Well, perhaps I can restate the question by
20. citing an example. If, for example in the year
21. 1978, using this amendment, a major bank in Chicago
22. establishes a branch in a depressed area in one of
23. the wards that does not have a branch or a bank and
24. then by virtue of this amendment, establishes
25. new branches above the ceiling. If, in 1979,
26. they then, close down that branch in the depressed
27. area, for whatever reason, what happens then? Are they
28. still entitled to the branches that they established in
29. 1978 under this amendment?

30. SENATOR ROCK:

31. They are specifically required to reopen in that
32. depressed area under this...under this amendment.

33. PRESIDING OFFICER: (SENATOR JOHNS)

1. Senator Rhoads.

2. SENATOR RHOADS:

3. Okay. I guess I'll have to read the amendment.

4. But, you say they're specifically required to reopen.

5. Does that...do you mean to say that they must keep

6. that branch in the depressed area open in order to keep

7. the other branches open?

8. SENATOR ROCK:

9. That is correct.

10. SENATOR RHOADS:

11. Okay. Is there a specific tie-in, is there a

12. designation for example, I open a branch somewhere in

13. the 26th Ward. I also open a branch in Chatham.

14. That means that if I close down the branch in the

15. 26th Ward, I must also close it down in Chatham?

16. SENATOR ROCK:

17. Are...are both of these depressed areas in your

18. example, in your hypothetical?

19. PRESIDING OFFICER: (SENATOR JOHNS)

20. Senator Rhoads.

21. SENATOR RHOADS:

22. I didn't mean to site Chatham Park as a depressed

23. area. I was just...but let's say a depressed area

24. and a non-depressed area. Is there a one on one

25. correlation or is there a two on one correlation?

26. SENATOR ROCK:

27. I'm still having trouble following.

28. SENATOR RHOADS:

29. If the branch in a depressed area is closed down,

30. is the parent bank then required to close down branches

31. which were open by virtue of their opening the branch

32. in the depressed area?

33. SENATOR ROCK:

1. I...I've answered that once. The answer is Yes.

2. SENATOR RHOADS:

3. Thank you.

4. PRESIDING OFFICER: (SENATOR JOHNS)

5. Senator Rhoads, you've concluded? Okay. Senator
6. Glass, you're next, Sir.

7. SENATOR GLASS:

8. Thank you, Mr. President. Senator Rock, as
9. I understand your explanation in the news release
10. that I have in front of me, at the present time,
11. you have two situations. There are the so called
12. depressed areas where median income is less than
13. a specified amount. And also there are areas that are
14. not served. I...I question whether the amendment
15. wouldn't better limit branches to those areas that
16. are both not served and depressed areas. And
17. I...I question why we would...would not provide that
18. rather than allow credit for additional branches
19. is simply...if a branch is opened in a depressed area.

20. PRESIDING OFFICER: (SENATOR JOHNS)

21. Senator Rock.

22. SENATOR ROCK:

23. Yeah, I'm...I'm looking for the citation. I thought
24. it did. Now, I'm looking for the citation in the amendment.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. All right. Take a moment. Senator Netsch, you're
27. next after Senator Glass. After Senator Glass, Senator Netsch. He's not
28. concluded yet. He's got a question. I just wanted to
29. inform you to be ready. Then Weaver and then Philip.
30. Senator Rock.

31. SENATOR ROCK:

32. Yes, in the amendment, Senator Glass, it does have
33. both criteria. It says the special service area means any

1. one of the areas listed below which are those seventy-
2. eight communities listed which either...either at any
3. time has a median family income less than the median
4. family income of the City of Chicago, or does not have
5. a home office of any bank within it.

6. PRESIDING OFFICER: (SENATOR JOHNS)

7. Senator Glass.

8. SENATOR GLASS:

9. Yeah, I...I...that was my understanding, Senator
10. Rock and my question is, why not require both
11. to...to qualify? In other words, if you have a depressed
12. area, that is, in fact, being served, it doesn't seem
13. to me fair to allow credit for the bank to go into that
14. area. Why not create some priorities and...and get them
15. to go first into those areas that are not being served.

16. PRESIDING OFFICER: (SENATOR JOHNS)

17. Senator Rock.

18. SENATOR ROCK:

19. Well, the...the option is there and what...what
20. everybody seems to be forgetting here is that all of this
21. is subject to the prior approval of the Commissioner
22. of Banks given...given the standards under which he
23. operates. So, that obviously, the Commissioner would have
24. that authority to say, you know, why go into an area that has a bank
25. even though depressed, when we have areas that don't
26. have banks. That's pretty obvious. The...the avenue...
27. the...the entitlement, the authority, is under the
28. legislation. It is there. They can do either.

29. PRESIDING OFFICER: (SENATOR JOHNS)

30. Senator Glass, do you wish to testify further?

31. SENATOR GLASS:

32. Well, no. Other than I guess I'm just expressing
33. some disagreement. I think if...if you pick out areas

1. that are depressed and do not have banking services,
2. those are the ones we ought to...ought to be serving.
3. If a bank is...is simply depressed, but already served
4. or not depressed and served. I think those oughtn't
5. to be included. That's my only comment.

6. PRESIDING OFFICER: (SENATOR JOHNS)

7. Any further discussion by Senator Glass? No?

8. Senator Netsch, you're next. You're recognized.

9. SENATOR NETSCH:

10. Thank you, Mr. President. Several of the questions
11. and concerns that I had have already been raised by
12. Senator Rhoads and Senator Glass and others. I would
13. like to ask the sponsor of the amendment a question
14. which I think may help to pinpoint the source of my
15. somewhat continued concern. Senator Rock, was there,
16. at the time the bill was presented before the committee,
17. any testimony about the...either in terms of desire
18. or in terms of practical limits how many branches
19. Chicago banks, particularly, were likely to be able
20. to initiate each year, or within any given period of time.

21. PRESIDING OFFICER: (SENATOR JOHNS)

22. Senator Rock.

23. SENATOR ROCK:

24. No.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. Senator Netsch.

27. SENATOR NETSCH:

28. All right. That leaves some of us, then, with this
29. dilemma. I don't know what that practical limit is
30. either, but I assume there probably is one. It takes
31. some money to...to begin a branching operation and let
32. me, incidently, interrupt myself to ask, was there any
33. testimony about the amount of financing that probably was

1. necessary or that would be necessary in an average case
2. for the opening of a branch in a metropolitan area,
3. Senator Rock?
4. PRESIDING OFFICER: (SENATOR JOHNS)
5. Did you catch that question?
6. SENATOR ROCK:
7. ...nine different directions. No, I didn't get the
8. question.
9. SENATOR NETSCH:
10. The question was, was there...
11. SENATOR ROCK:
12. Want to walk over here and ask me?
13. SENATOR NETSCH:
14. Was there any testimony about how much it would cost
15. a bank in a Chicago area to open a branch?
16. SENATOR ROCK:
17. No.
18. SENATOR NETSCH:
19. All right. The problem is that I assume there may
20. be a practical limit on the number of branches that even
21. the fairly substantial banks in Chicago could open during
22. the course of any given period of time, but it involves
23. some financial commitment and it certainly involves and
24. probably even more importantly, a personnel commitment
25. and so forth. And what occurs to those of us who are
26. particularly concerned about getting the banks to make
27. a commitment in areas that need the banking, is that
28. the...what they have in this amendment may be all they
29. really need or at least they could be quite willing to
30. live with what they are given in this amendment without
31. making that additional commitment to the areas that are
32. really devoid of banking. For example, it would
33. be possible for a Chicago bank to open one branch in the

1. first year, a second branch in the second year and two
2. branches in the third year. That's four branches in a
3. really, a three year period, without making any commitment
4. to the unbanked parts of the Chicago Metropolitan Area.
5. I have no idea whether that is the most likely thing
6. to happen or the least likely thing to happen. But, it
7. seems to me that it certainly is a distinct possibility
8. and that as long as we have no way of knowing that four
9. ...that four banks in three years might not satisfy
10. the obvious branching instincts that are taking place
11. among many of the Chicago area banks right now, we don't
12. really know that we have our concerns met and satisfied
13. by this amendment. I would like to suggest to Senator
14. Rock and if it is not acceptable, I guess I'll
15. have to prepare an amendment overnight that does it,
16. that perhaps what we ought to do is to allow, let's
17. say, the first branch the first year without any
18. bonus or penalty arrangement, but not allow any
19. branch thereafter even under this formula unless it
20. is accompanied by a...a branch also in a...an unbanked
21. or a depressed area of...of the available branching
22. area. So, that in order to start the process, each
23. branch gets, if I may use a legal term, one free bite,
24. but no bites thereafter until they are willing to
25. make the kind of commitment that some of us feel
26. ought to be made. I guess maybe it's a question
27. that Senator Rock is not prepared to answer at the
28. moment, but I would ask, is that an acceptable alternative,
29. Senator Rock?
30. SENATOR ROCK:

31. Well, it is an alternative and I am, in fact,
32. prepared to answer. I...it's been a matter of some
33. discussion and I think the amendment as offered, does, in

1. fact, cut back dramatically on the allowable number
2. of branches since this bill has been introduced by me
3. since...every year since 1973, we have, in fact, been
4. talking in terms of two the first year, two the second
5. year and four every year thereafter. I have
6. dramatically cut that right smack in half and said
7. that if you want any more than that, then you are going
8. to have to live up to the good faith commitment which
9. we have heard every year in committee, that the...that
10. the banking community will, in fact, go into those
11. areas like my neighborhood and some of the neighborhoods
12. east of me and...and live up to their commitment.
13. And they will, in fact, place a branch there.
14. And for every branch they place there, we will allow
15. them a branch in the more affluent area and I think
16. while yours is...is a...is another alternative, I...
17. this is the alternative I have, in fact, chosen.

18. PRESIDING OFFICER: (SENATOR JOHNS)

19. Senator Netsch.

20. SENATOR NETSCH:

21. Thank you. Just to conclude then. It is a step
22. forward, Senator Rock. I think there is no question
23. about that and it is a very significant and important
24. step forward. I agree, we've come a long ways with
25. this particular concept of branching. I would only
26. suggest that I think it does not fully satisfy those
27. of us who feel that...that the prize that is being
28. given, if you will, to much of the banking industry
29. by the permission to branch, ought to be accompanied
30. by a concomitant acceptance of responsibility and it
31. doesn't quite meet that. I will vote for the
32. amendment but it does not mean I may not offer
33. another one.

1. PRESIDING OFFICER: (SENATOR JOHNS)

2. Senator Weaver is recognized and I might add,
3. Senator Maragos, you'll be after Senator Philip which
4. is following Senator Weaver. Senator Weaver.

5. SENATOR WEAVER:

6. A question of the sponsor, Mr. President.

7. PRESIDING OFFICER: (SENATOR JOHNS)

8. He indicates he'll yield.

9. SENATOR WEAVER:

10. Senator Rock, the Commissioner has to approve
11. each of these branches, right?

12. SENATOR ROCK:

13. That is correct.

14. SENATOR WEAVER:

15. Let me ask this, Senator Rock. Does the Commissioner
16. have to approve the closing of these branches?

17. PRESIDING OFFICER: (SENATOR JOHNS)

18. Senator Rock.

19. SENATOR ROCK:

20. I think not. But, again, under the amendment, if...
21. if, in fact, one of these is closed that was opened
22. in a depressed or special service area, it...it is...
23. its reopening is mandated within one year of the date
24. of closing.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. At...at the descretion of the Commissioner?

27. PRESIDING OFFICER: (SENATOR JOHNS)

28. Senator Rock.

29. SENATOR ROCK:

30. I'm sorry. I didn't...I'm trying to find the
31. citation for you. At the discretion of the Commissioner,
32. what..it has to be reopened? No, not at the...it just
33. has to be reopened.

1. PRESIDING OFFICER: (SENATOR JOHNS)
2. Senator Weaver.
3. SENATOR WEAVER:
4. Before they close one of these branches, would
5. they have to have the approval of the Commissioner
6. of Banks?
7. PRESIDING OFFICER: (SENATOR JOHNS)
8. Senator Rock.
9. SENATOR ROCK:
10. No, I think not. No.
11. PRESIDING OFFICER: (SENATOR JOHNS)
12. Have you concluded, Senator Weaver? The next
13. one on the list, Senator Philip, Pate Philip.
14. SENATOR PHILIP:
15. Thank you, Mr. President. Will the sponsor yield
16. for a question?
17. PRESIDING OFFICER: (SENATOR JOHNS)
18. Indicates he'll yield. Senator Rock.
19. SENATOR PHILIP:
20. Thank you, Mr. President. I was wondering in
21. Senator Rock's explanation of his amendment, that
22. he states that this will help the inner city lower
23. income area and I think that's very commendable.
24. And if that's true and if that's what he wants
25. his amendment to do, why does he still leave in the
26. twenty-five mile proviso?
27. PRESIDING OFFICER: (SENATOR JOHNS)
28. Senator Rock.
29. SENATOR ROCK:
30. I'm not sure I follow that question. This...this
31. legislation hopefully, will...will apply State-wide.
32. The...the purpose of one part of the amendment is admittedly
33. to help to...on a incentive basis to help certain Chicago

1. neighborhoods. I don't...no question about it. And also
2. provides help for in the form of designation by the
3. Commissioner, help to other areas of the State that
4. are, in fact, not serviced by a bank.

5. PRESIDING OFFICER: (SENATOR JOHNS)

6. Senator Philip.

7. SENATOR PHILIP:

8. Yes, and I would say that's commendable. But, there
9. is no way by your amendment, that you can force a bank
10. to put a facility in a low...area. About the only thing
11. you can do by your bill is stop them from putting
12. up a branch, is that correct?

13. SENATOR ROCK:

14. There is no way I can force a bank to do anything
15. under this legislation. That is correct.

16. SENATOR PHILIP:

17. All right. Then, I would like to speak to the
18. amendment. And I would say this, Senator Rock, that as
19. you know, the First National Bank of Chicago has
20. recently put out some of these computer centers. I
21. think they've put out about eight in these little storefronts
22. and they don't have...

23. SENATOR ROCK:

24. Ten.

25. SENATOR PHILIP:

26. ...any people in it at all. All they have is the
27. little computer. Might point out that not one, not one
28. of those computer center was in a low income area...inner city
29. area at all. Everyone of them is...was in a better
30. high income area. You might say...

31. SENATOR ROCK:

32. Well, I think you're...I think you're mistaken.
33. Now, you know, if you want to pursue this, I think
34. you're mistaken. All right?

1. SENATOR PHILIP:
2. Well, I don't think I am mistaken. And I can say that...

3. SENATOR ROCK:
4. And they were, in fact, closed by order of court
5. and they were not full service banks, either. Okay?
6. They were...

7. SENATOR PHILIP:
8. Yeah, well, I...

9. SENATOR ROCK:
10. ...neighborhood community offices. There was one
11. in my neighborhood, which is hardly to be termed
12. affluent. There was one in Rogers Park, which is hardly
13. affluent and I can get the list of where the others
14. were.

15. PRESIDING OFFICER: (SENATOR JOHNS)
16. Senator Philip.

17. SENATOR PHILIP:
18. Well, I...I would say this to you that I think
19. we ought to try to help the inner city in the low...
20. income areas. I don't think your bill is going to do that.
21. There is no way to force a bank to put a branch in a
22. low income area and I might say this, if this bill
23. passes, if this amendment passes, they will be coming
24. out to the suburban area, the high income area, because
25. very honestly, that's where the money is and that's
26. where the action is and that's where they really want to be.

27. PRESIDING OFFICER: (SENATOR JOHNS)
28. Have you concluded, Senator Philip? Senator
29. Maragos. The Chair recognizes Senator Maragos.

30. SENATOR MARAGOS:
31. Senator Rock, would you yield to a question?

32. PRESIDING OFFICER: (SENATOR JOHNS)
33. He indicates he'll yield.

1. SENATOR MARAGOS:
2. Again on this question of placing one facility in
3. an inner city area and then by...having a concomitant facility
4. in another area have more or less given them some
5. incentive as you stated, to put it in an inner city area.
6. I still, from what the language that as you've
7. explained to two questions already to Senator Rhoads
8. and to Senator Weaver, there's nothing that prevents
9. the bank from continuing a suburban area after it's
10. tried maybe twice, to continue in operation in inner
11. city area.
12. PRESIDING OFFICER: (SENATOR JOHNS)
13. Senator Rock.
14. SENATOR ROCK:
15. I'm not sure I follow that...that question. I thought
16. I've answered that question when Senator Rhoads was
17. questioning me. If...if I open in a special service
18. area and thus obtain credit so to speak and open outside
19. of the special service area, and then close the special
20. service area, I have two options under the bill.
21. Close the other one or reopen in the special service area.
22. PRESIDING OFFICER: (SENATOR JOHNS)
23. Senator Maragos.
24. SENATOR MARAGOS:
25. All right. Is there mandatory language, first of
26. all, the one section of it, that if you do close it in the
27. special service area, do you automatically close the
28. one in the suburban area if you don't reopen within
29. one year?
30. PRESIDING OFFICER: (SENATOR JOHNS)
31. Senator Rock.
32. SENATOR ROCK:
33. No, you've got one year from the date of such

1. closing.

2. PRESIDING OFFICER: (SENATOR JOHNS)

3. Senator Maragos.

4. SENATOR MARAGOS:

5. All right. Secondly, assuming you do open again
6. and after six months you close the inner...the service
7. area bank...branch the second time, does that...then
8. are you in violation of the bill...the amendment as
9. stated now?

10. PRESIDING OFFICER: (SENATOR JOHNS)

11. Senator Rock.

12. SENATOR ROCK:

13. Yes.

14. PRESIDING OFFICER: (SENATOR JOHNS)

15. Senator Maragos.

16. SENATOR MARAGOS:

17. Would it have been more...better if you had stated
18. that instead of allowing the banks to get at as many
19. branches or doubling the branches ability if they put a
20. service area, to make sure now that before they
21. can open in more than one facility, to have a branch
22. in the service area?

23. PRESIDING OFFICER: (SENATOR JOHNS)

24. Senator Rock.

25. SENATOR ROCK:

26. Well, again, Senator Maragos, that is an alternative
27. and one which I readily admitted was an alternative to
28. Senator Netsch's question. That, however, is not the
29. substance of my amendment. I have been pursuing this
30. subject since 1973. I think by virtue of this amendment,
31. dramatically cutting in half the number of branches allowable
32. under the legislation and then providing an incentive
33. program if in fact, more branches are desired, I think

1. is a major step forward. If you wish to...to hinge the
2. whole question on branch banking as to availability
3. in...in certain areas, that's a viable alternative.
4. Go ahead.

5. PRESIDING OFFICER: (SENATOR JOHNS)

6. Senator Maragos.

7. SENATOR MARAGOS:

8. The only thing, Mr. President, members of
9. the Senate, that I'm stating here is the fact that
10. by sugar coating this approach, it still means that we
11. may not still have, because of economic conditions
12. and other reasons, branches in the areas where they
13. say they will put them and I say this...this bill does
14. not do it thoroughly and that's why we should be very
15. careful. I'd also like to state for the record,
16. Mr. President and members of the Senate, that I may
17. have a conflict of interest on this legislation
18. so I would just therefore, would vote Present.

19. PRESIDING OFFICER: (SENATOR JOHNS)

20. Senator Rock, did you wish to make any further
21. statements?

22. SENATOR ROCK:

23. Well, I...I appreciate the comments that have been made.
24. I...I, frankly, don't think that's sugar coating.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. No...pardon me, Senator Rock. We're not letting
27. you conclude. We've got two more to speak.

28. SENATOR ROCK:

29. Oh.

30. PRESIDING OFFICER: (SENATOR JOHNS)

31. Just thought maybe you might want to answer.

32. SENATOR ROCK:

33. No. All right. I'll just...

1. PRESIDING OFFICER: (SENATOR JOHNS)

2. Okay, let's take...let me tell you who is next.
3. Senator Bloom, you stood...I...Senator Newhouse, you
4. wish to be heard? All right. Then, Senator Ozinga.
5. Okay. That's the order. Continue. Senator Newhouse.

6. SENATOR NEWHOUSE:

7. Thank you, Mr. President. I think this...this
8. certainly is progress in this amendment. I'm
9. puzzled by one thing, though, Senator, why not mandate
10. that the branches be open in depressed areas?

11. PRESIDING OFFICER: (SENATOR JOHNS)

12. Senator Rock.

13. SENATOR ROCK:

14. Well, in that...that, frankly, Senator, is the same
15. question as Senator Maragos and Senator Netsch and some
16. of the others have. Mandating that kind of financial
17. activity, I suppose, is an alternative. Is one that I have...I
18. frankly, don't agree with. I...

19. PRESIDING OFFICER: (SENATOR JOHNS)

20. Senator Newhouse.

21. SENATOR ROCK:

22. ...I believe in an incentive and I believe in the good
23. faith of some of these...some of the members of the
24. banking community that I have talked to since 1973
25. but to sit down here in Springfield and mandate all kinds
26. of activity, I think, is a mistake on our part.

27. PRESIDING OFFICER: (SENATOR JOHNS)

28. Senator Newhouse, you've concluded? Senator Ozinga,
29. I think you're next, Sir.

30. SENATOR OZINGA:

31. Well, naturally I'm prejudiced, but I've always
32. been an advocate of letting a sponsor have his bill
33. in the condition that he wants to get it in. And let

1. it stand or fall on that basis. However, there is one
2. question, Senator, that I would like to ask.

3. PRESIDING OFFICER: (SENATOR JOHNS)

4. Senator Rock.

5. SENATOR OZINGA:

6. When...when they open up a facility in a depressed
7. area, it is obvious that they must have made a survey
8. that this area was in need of banking. I know
9. when we analyzed the present...or the situation in our
10. territory, we spent a substantial amount of money.
11. Now, is there any way that when a facility is established
12. that it could be stated or in order to give them
13. the permit to be in that facility, that they would
14. agree that it would be in for a period of time, like
15. maybe a two or a five year period, so that it could
16. be given a fair chance.

17. PRESIDING OFFICER: (SENATOR JOHNS)

18. Senator Rock.

19. SENATOR ROCK:

20. There is nothing in the amendment that does that.
21. You are correct. I would assume that again, the whole
22. premise of this is that there is, in fact, prior approval
23. by the Commissioner of Banks and I am sure that that is
24. one of the things that the Commissioner would and
25. probably should take into account, is one's commitment
26. to...to...it's not a facility, it's a...it's a full
27. fledged branch it all its glory. I would assume the
28. Commissioner would take that into account.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Ozinga.

31. SENATOR OZINGA:

32. See, this is one of the things that I would like to
33. see if we're going to go to this extent in any way, shape or

1. form, I can visualize a bank having a storefront with
2. a pretention that there would be full banking services
3. and probably pay fifty dollars a month for that, which
4. would be maybe a two thousand dollars a year for a
5. storefront and take it as a loss. In order
6. to establish two in other areas that might be detrimental
7. to the banking industry. That's why I just would wonder
8. if you would accept an amendment that would make it
9. mandatory that they would, if they establish, I don't
10. say that they have to establish, but if they did
11. establish that they would have to continue that
12. facility for at least a five or a ten year period.

13. PRESIDING OFFICER: (SENATOR JOHNS)

14. Senator Rock, any further answers on that question?

15. SENATOR ROCK:

16. No, I'd like to see the amendment. I...I
17. ...I'd have trouble with that, frankly, very...if...if
18. that amendment will encourage you and secure your
19. support, I'd be delighted to consider same, but
20. I'm...I am...I have been kicked in the head by you
21. since 1973 and I don't think whatever amendment I would
22. take would encourage your support affirmatively. I
23. think, Senator...am I allowed to close, Mr. President?

24. PRESIDING OFFICER: (SENATOR JOHNS)

25. It seems as if Senator Ozinga wishes to reply
26. to a certain element of your conversation.

27. SENATOR OZINGA:

28. I just...I just wanted to say to the Senator that
29. he might be surprised.

30. PRESIDING OFFICER: (SENATOR JOHNS)

31. All right. Senator Rock, I think you can conclude on...

32. SENATOR ROCK:

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

1. Senate. I think Senator Ozinga was quite correct. This
2. is a major piece of legislation and one, frankly, that
3. we worked very diligently on since 1973. I would
4. like to have it in the shape when it's called for final
5. form, that I think best approximates my position. This is
6. not to say this is the final amendment. I would wish
7. that this one would go on so that it can be printed and
8. distributed so that everybody can have a chance to look
9. at it and for that reason, I would move the adoption
10. of Amendment No. 1 and ask that the bill be moved
11. to 3rd reading with the full understanding that it can
12. and will be called back if any other member has any
13. amendments.

14. PRESIDING OFFICER: (SENATOR JOHNS)

15. Senator Rock moves the adoption of Amendment No. 1.
16. to Senate Bill 1051. All those in favor say Aye.
17. All those opposed say Nay. The Ayes have it. The
18. amendment is adopted. Any further amendments from the
19. Floor?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR JOHNS)

23. 3rd reading. Senate Bill 1058, Senator Berman.
24. Senator Berman, not on the Floor? Senate Bill 1059,
25. Senator Carroll. Yes. Read the bill, Mr. Secretary.

26. SECRETARY:

27. Senate Bill 1059.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDING OFFICER: (SENATOR JOHNS)

31. Any further amendments from the Floor? 3rd reading.
32. Senate Bill 1060. Pass. Senate Bill 1064, Senator Knuppel.
33. Would you like the bill read, Senator? Yes, he would.

1. Read the bill, Mr. Secretary.
2. SECRETARY:
3. Senate Bill 1064.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR JOHNS)
7. Any further amendments from the Floor? 3rd reading.
8. Senate Bill 1086, Senator Moore. Read the bill, Mr.
9. Secretary.
10. SECRETARY:
11. Senate Bill 1086.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER: (SENATOR JOHNS)
15. Any amendments from the Floor? 3rd reading.
16. Senate Bill 1116, Senator Mitchler. Would you like
17. the bill read? Hold. Senate Bill 1117, Senator Walsh.
18. Senator Walsh. No. Senate Bill 1122, Senator Clewis.
19. Would you like the bill read, Senator Clewis? No.
20. 1123, Clewis. 1127, Senator Buzbee. He would
21. like the bill read, Mr. Secretary.
22. SECRETARY:
23. Senate...Senate Bill 1127.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. The Committee on Agriculture
26. Conservation and Energy offers one amendment.
27. PRESIDING OFFICER: (SENATOR JOHNS)
28. Senator Buzbee, would you explain the amendment,
29. please?
30. SENATOR BUZBEE:
31. This amendment is a prohibition against selling
32. an appliance with a pilot light. The...it's limited
33. rather, to the sale of new appliances rather than
34. new and used appliances. It limits the impact of the

1. bill to the first sale of an appliance and I would move
2. its adoption.

3. PRESIDING OFFICER: (SENATOR JOHNS)

4. Any further discussion of the amendment? Senator
5. Buzbee moves the adoption of Amendment No. 1 to Senate
6. Bill 1127. All those in favor say Aye. All those opposed
7. say Nay. The amendment is adopted. Any further
8. amendments from the Floor?

9. SECRETARY:

10. No further...

11. PRESIDING OFFICER: (SENATOR JOHNS)

12. 3rd reading. Oh, forgive me, Mr. Secretary.
13. Senate Bill 1133, Senator Berman. He wishes the bill
14. read, Mr. Secretary.

15. SECRETARY:

16. Senate Bill 1133.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments.
19. Amendment No. 1 offered by Senator Berman.

20. PRESIDING OFFICER: (SENATOR JOHNS)

21. Senator Berman, would you explain the amendment,
22. please.

23. SENATOR BERMAN:

24. Thank...thank you, Mr. President. Amendment
25. No. 1 to Senate Bill 1133 was discussed and passed
26. out in committee but because of a typing error
27. was not adopted in committee. It's a...it's the
28. amendment that sets forth the guidelines for
29. the Illinois Housing Development Authority to issue
30. bonds for purposes of low cost rehabilitation
31. loans throughout the State of Illinois. I move
32. the adoption of Amendment No. 1 to Senate Bill
33. 1133.

1. PRESIDING OFFICER: (SENATOR JOHNS)
2. Senator Berman moves the adoption of Amendment
3. No. 1. All those in favor say Aye. All those opposed say
4. Nay. The amendment is adopted. Any further amendments,
5. Mr. Secretary?
6. SECRETARY:
7. Amendment No. 2 offered by Senator Weaver.
8. PRESIDING OFFICER: (SENATOR JOHNS)
9. Senator Weaver is recognized.
10. SENATOR WEAVER:
11. Thank you, Mr. President. Amendment No. 2
12. would just assure that sufficient rates are charged to
13. pay the principle and interest on these bonds. I'd
14. move the adoption of Amendment No. 2 to Senate Bill
15. 1133.
16. PRESIDING OFFICER: (SENATOR JOHNS)
17. Senator Weaver moves the adoption of Amendment No.
18. 2 to Senate Bill 1133. All those in favor say
19. Aye. All those opposed say Nay. The amendment is adopted.
20. Any further amendments, Mr. Secretary?
21. SECRETARY:
22. No further amendments.
23. PRESIDING OFFICER: (SENATOR JOHNS)
24. No further amendments. 3rd reading. 1149, Senator
25. Regner. You know, pass. 1171, Senator Sommer.
26. No. 1175, Senator Roe. Hold it. 1177, Senator Roe.
27. Move it. Is that what you said, Sir? Move it? Read the bill,
28. Mr. Secretary. 1177.
29. SECRETARY:
30. Senate Bill 1177.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDING OFFICER: (SENATOR JOHNS)

AB 1260
5/12/77
2nd reading

1. Any further amendments from the Floor, Mr. Secretary?
2. 3rd reading. 1187, Senator Coffey. 1230, Senator Bowers.
3. Read the bill, Mr. Secretary.
4. SECRETARY:
5. Senate Bill 1230.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDING OFFICER: (SENATOR JOHNS)
9. Any further amendments from the Floor? 3rd reading,
10. Mr. Secretary. 1231, Senator Bowers. Read the bill,
11. Mr. Secretary.
12. SECRETARY:
13. Senate Bill 1231.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDING OFFICER: (SENATOR JOHNS)
17. Any amendments from the Floor? 3rd reading.
18. Senate Bill 1259, Senator Shapiro. Okay. Senate
19. Bill 1360, Senator Walsh. 1260, forgive me. Senator
20. Walsh. Read the bill.
21. SECRETARY:
22. Senate...Senate Bill 1260.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. The Committee on Judiciary
25. I offers one amendment.
26. PRESIDING OFFICER: (SENATOR JOHNS)
27. Senator Walsh, would you explain the amendment, please?
28. SENATOR WALSH:
29. Mr. President, Committee Amendment No. 1 deletes
30. a new section in the bill which would have provided that
31. exemptions under the Federal Controlled Substances Act
32. would become exemptions under the Illinois law. It
33. was felt by the Committee that this was a...an

1. abrogation of the authority of the Illinois Legislature
2. and I move the adoption of Committee Amendment No. 1.
3. PRESIDING OFFICER: (SENATOR JOHNS)

4. Senator Walsh moves the adoption of Amendment No.
5. 1 to Senate Bill 1260. All those in favor say Aye.
6. All those opposed say Nay. The amendment is adopted.
7. 3rd reading, Mr. Secretary.

8. SECRETARY:

9. No...no further committee amendments.

10. PRESIDENT:

11. If I may have the attention of the membership
12. for a moment. We are pleased today to have with us
13. a very special guest, Mr. Aloysius A. Mazewski, the President
14. of the Polish National Alliance and I'd like to
15. ask Senator Kosinski to introduce him to the Body.

16. SENATOR KOSINSKI:

17. Mr. President, members of the Senate, it's really
18. a deep, deep privilege and honor to introduce
19. one of the outstanding gentlemen probably, in the country.
20. Mr. Aloysius A. Mazewski, President of the Polish
21. National Alliance of the United States, of North America,
22. a fraternal group consisting of three hundred and thirty
23. thousand members, who are Americans of Polish decent.
24. He's also the President of the Polish American Congress
25. which is representative of all Polish American organizations
26. in the United States. He's the former United States
27. Alternate Representative for the 25th Session of the
28. United Nations General Assembly. He's the Director
29. of the Chicago Council on Foreign Relations. He's a
30. member of the Board of Trustees of the Chicago Educational
31. Television Association which is in charge of Channel
32. 11. He's appointed to the National Advisory Council on
33. Ethnic Heritage Studies of the Office of Education, U.S.
34. Department of Health, Education and Welfare. And he's

1. just newly appointed as a member of the Advisory Board
2. of the Alliance to Save Energy, appointed by Senator
3. Percy and Senator Humphrey. Is again a deep privilege
4. to introduce to you, President of the Polish National
5. Alliance, Mr. Aloysius A. Mazewski.

6. MR. MAZEWSKI:

7. (Remarks by Mr. Mazewski)

8. PRESIDENT:

9. Senator Glass.

10. SENATOR GLASS:

11. Thank you, Mr. President. I wanted to express
12. my pleasure to have Mr. Mazewski here today.
13. He is a...has a fine and distinguished record and those
14. of us on this side of the aisle are also proud
15. of his membership in the Republican Party which Senator
16. Kosinski didn't mention.

17. PRESIDENT:

18. Do we have leave to go to the Order
19. of Resolutions for the purpose of adding some additional
20. resolutions to the Consent Calendar? Leave is granted.
21. Would you read the resolutions?

22. SECRETARY:

23. Senate Resolution 129, offered by Senators
24. Kosinski, Lemke and others and it's congratulatory.

25. Senate Resolution 130, offered by Senator
26. Daley and Lemke and others. It's congratulatory.

27. Senate Resolution 131, offered by Senator Daley
28. and Lemke and it's a death resolution.

29. PRESIDENT:

30. Do we have leave to place these resolutions on
31. the Consent Calendar? Leave is granted. The Consent
32. Calendar is now to be printed and distributed. So,
33. if there are any additional resolutions, we ought to

1. have them immediately.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senate Bills on 3rd reading. Senate Bill 999.

4. Mr. Secretary, read the bill.

5. SECRETARY:

6. Senate Bill 999.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Kosinski.

11. SENATOR KOSINSKI:

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

13. Senate Bill 999 reconstitutes the appointing mechanism

14. for the tie breaking procedure for the State Board

15. of Elections. It repeals the present method of which

16. the Governor appoints members of the State Board of

17. Elections from nominees selected by the leadership of

18. the General Assembly. It requires two appointments

19. to the Board to be made by the Governor from his party

20. and two to be made from a party different from the

21. Governor's, by the first of the following Executive

22. Officers, not belonging to the Governor's Party.

23. That is the Attorney General, the Secretary of State,

24. the State Comptroller, and State Treasurer. It

25. requires all such appointments to be confirmed by a

26. majority of the members of the Senate. It requires that

27. the Governor appoint all members to the Board when all the

28. Executive Officers are affiliated with his Party and

29. that all such appointments be confirmed by the Senate

30. by sixty percent of the members. It repeals the present

31. tie breaking mechanism in Article 1-A of the Election

32. Code. It requires that in the event of a tie vote,

33. the Board continue its deliberation until the deadlock

1. is broken by three members voting on the same side
2. of an issue or proposition. It requires that the
3. original terms of office expire on June 30th, 1979,
4. for two members of the Board and on June 30th, 1981,
5. for the two other members. It requires the appointment
6. to fill vacancies on or to add new members to the Board
7. be made by the Governor of his Party, is entitled to have
8. an appointee for the first of the State Executive
9. Officers method in the order designated under .2,
10. if the Party other than the Governor's is entitled to
11. have an appointee or by the Governor if all the Executive
12. Officers belong to his Party. It requires that such
13. appointees be confirmed by a majority vote of the Senate,
14. or following appointment by the Governor when all State
15. Executive Officers belong to his Party, a sixty
16. percent vote of the Senate. It requires that
17. each appointment to fill a vacancy be made within thirty
18. days of when the vacancy occurs and be for the
19. remainder of the term of the vacant position. It requires
20. that each appointment for a new term be made by June
21. 15th of the year in which the present term **expires**,
22. and become effective by June 30th of the same year.
23. It removes the requirement that all nominees to the Board
24. possess an extensive knowlege of the election laws of
25. the State. It contains an immediate effective date.
26. This bill is an attempt to cope with the confusion
27. presently surrounding the State Board of Elections.
28. As a result of a decision that the Illinois Supreme
29. Court in the case of Walker versus State Board of
30. Elections, sixty-five, Illinois second, five forty-
31. three, 1976. It attempts to resolve the courts
32. objection to the present Board by making the appointive
33. mechanism strictly Executive without any Legislative

1. Branch involvement other than confirmation by the
2. Senate and by eliminating of the tie breaker procedure
3. with the requirement that the Board continue its
4. deliberation until a majority vote on an issue is
5. obtained. The bill removes from paragraph 1-A-3
6. of Chapter 46, the requirement that upon expiration
7. of the original term that terms for all subsequent
8. appointees to the Board be for four years, placing
9. it instead into Section 1-A-3-1 of Chapter 46.

10. Mr. President, I believe this is a well balanced
11. bill, fair in all cases, keeping up the system
12. of the two party system which in my view, is the
13. type I would like to see not only in the State of
14. Illinois, but in the entire united country of ours.
15. It's a good bill and I seek your support.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Maragos.

18. SENATOR MARAGOS:

19. Mr. President and members of the Senate. We have
20. discussed this bill and several other bills on
21. the Elections Committee for several months now and
22. reviewed the same. And I agree with the sponsor
23. of this particular bill. The state that this is
24. the only solution we can derive and still keep the
25. majority...or the great majority of the electorate
26. represented by...through the two parties in control
27. of the election system of this State. If we do not
28. use this method, Mr. President and members of...and
29. members of the Senate. We're going to have difficulty
30. in trying to choose a so called, independent person
31. because none of us are really independent. We may
32. vary from party to party, but we're never independent
33. in our thoughts when it comes to elections. And I think

1. further, that if we are having difficulty to even come
2. to any solution regarding the representation by the
3. two major parties on this Board, let alone to put...
4. into the hands of a so-called independent, the power
5. to break the tie votes at all times which would mean
6. then, it will become a one man Board. This has been
7. well thought of. The Election Commission which I was
8. not on when this legislation was being considered,
9. gave it a lot of thought and I ask in all fairness
10. that we support this bill and come to some solution
11. and make this Election Board constitutional again.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Netsch.

14. SENATOR NETSCH:

15. Thank you, Mr. President. I was not aware that
16. I was next on the list. I was finishing my lunch.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. You're always on top of the list, Senator.

19. SENATOR NETSCH:

20. Thank you, very much. After you hear my coming
21. remarks, you will regret having said that. I rise
22. in opposition to Senate Bill 999. I agree with
23. Senator Maragos that at least on the Elections Committee
24. we have been over this subject before on several
25. occasions, but I will mention the reasons why I think
26. this bill is unacceptable. For one, as I believe, it
27. does not include a prohibition that the members not have
28. been officers of any other political party, at least
29. I have not been able to find that provision in the bill.
30. But, the basic problem is much deeper than that and that
31. is that it's a four member board and it ought to be a five
32. member board. And it ought to be a five member board for
33. a couple of reasons. One is, that there really is no

1. mechanism for breaking deadlocks in those cases where
2. partisan interests do, indeed, produce a deadlock.
3. It is entirely possible with four members that where
4. that occurs and it has, incidently, occurred in one
5. other state which has a four member board, that the
6. major mechanism for administering the election...
7. the elections of the State could be tied up for a
8. long period of time and indeed, there would be no
9. State-wide supervision. I would hope that would
10. not happen very often, but it certainly can and
11. we are really left with a deadlock and no way to resolve
12. it at that point. So, I think for that reason there
13. ought to be a five member board. But, more importantly,
14. I think there ought to be a five member board because
15. there are many occasions when the interests of the two
16. major established political parties coincide and
17. it is the one-third of the electorate who now
18. considers themselves to be independents, at least
19. not affiliated with either of the major political
20. parties, who are left totally without any voice
21. or any representation and no one to watch out for
22. their concerns. I think we are kidding ourselves
23. if we do not recognize that about one-third of the
24. electorate is not Democratic nor Republican. At least,
25. they do not consider themselves to be such. I
26. may find it say that they do not make that commitment
27. and I know all of you find it sad that they don't,
28. but that is the fact and as long as they are in that
29. state of mind, we are not going to lure them back
30. by refusing to recognize that they exist. They have
31. concerns. Their concern is that the machinery be
32. administered fairly and even handedly and with some
33. recognition of the fact that not everyone is affiliated

1. with either major political party. I recognize that there
2. are problems of defining that fifth person. I do not
3. think it is impossible. I think that the alternative
4. definition that I offered in the bill which I had
5. introduced is one way and there are others. But, the
6. main thing is that we should not give up on the
7. ...that large a part of the electorate of this State
8. and say, sorry, folks, we...we can't define
9. it properly and so we're not going to find any way
10. to make certain that your interests are protected.
11. I honestly feel that our credibility as a...in recognizing
12. the importance of the election machinery and the fact
13. that it should not be a partisan matter to administer the
14. election laws of this State, is at stake in the kind
15. of bill we passed to recreate the Board of Elections.
16. In my judgment, there is only one way that it ought
17. to go and that is with a five member board.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Hickey.

20. SENATOR HICKEY:

21. Mr. President, I would like to say that I don't
22. have any problem with a four member board. I do
23. have some other problems with the bill, however.
24. It seems to me that we're all looking at this in the
25. wrong way when we...when we simply say that all
26. decisions are going to be made along partisan
27. lines and we need to try to encourage the opposite
28. of that. And it seems to me that if we had all of the
29. members appointed by the Governor, that would help in that
30. direction along with the suggestion which Senator Netsch
31. made of seeing to it that there were no party officials
32. appointed to the Board. But, I simply refuse to make
33. the concession that decisions must, should or would be

1. made along only partisan considerations. And if the
2. time would come when the sponsor of the bill, if it
3. doesn't...if it isn't voted out of here today, would
4. be willing to change that part...those two parts
5. of it, I would support this bill wholeheartedly.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Hynes.

8. SENATOR HYNES:

9. Mr. President, members of the Senate. I rise
10. in support of this legislation. I think it is a good
11. bill. One, first of all, which satisfies the objections
12. of the Supreme Court and I think it's a very unfortunate
13. situation that we find ourselves faced with a...with an
14. ultimatum to recreate or reinstitute this Board or
15. suffer without any State-wide coordinating authority
16. for elections. The existing Board was the product of
17. a long and hard deliberations in the Legislature and
18. it has worked. We are now faced with a mandate of the
19. Supreme Court to change the form of selection
20. of the members of that Board or suffer the consequences.
21. Fortunately, we have been given an extension of time
22. until the end of the Session. But, it is necessary
23. that we act and act promptly if we're going to get
24. anything done on this subject. It has become
25. habitual in the General Assembly in the past couple
26. of years and the House of Representatives and even in
27. what was once the very conservative Senate that when any
28. two members get together, and try to come to a conclusion
29. on an issue, we end up with two different positions.
30. And I think that may well be the case here of the,
31. perhaps ten points that might be at issue we would
32. find a majority of this Senate supporting the position
33. taken in this bill on each and every one of those points.

1. But many of the members are dissatisfied with one
2. or another point just as Senator Hickey indicated that
3. she would support the bill .were two provisions to be
4. changed. So, I think that this bill represents the
5. best compromise that we can put together. Represents
6. the best approach that we can put together in order
7. to muster a majority of the votes of this Senate.
8. As you are all aware, the House has been unable
9. to agree on any approach. Just recently, those that
10. supported a five member board in the House voted
11. against a bill with...calling for a five member board.
12. And some of those who are in favor of a four member
13. board were voting in favor of the five member board.
14. So, that the House appears at this point to be in
15. an absolute deadlock and unless the Senate can pass
16. a bill over to the House which contains provisions
17. that a majority can support, we may end up on
18. June 30th still debating what we should do. I think
19. the bill is a good one and I support it as it is
20. presently drawn. I believe that there are adequate
21. protections and provisions for deadlock. It seems
22. to me that when reasonable people and we would hope
23. that the appointing authorities in the bill would
24. appoint reasonable people when they are confronted
25. with a serious and difficult question, that they would
26. sit down and resolve it. It avoids the problem that would
27. exist in giving control of a board of this nature to
28. any political party or to any individual for that matter
29. and I think that the approach that's taken makes sense and will
30. work. As far as a five member board is concerned,
31. I could not support that concept, because I think that,
32. in fact, it would give control of this board to the
33. appointing authority. We can wrestle with the problems

1. of definition of an independent all we want and assume
2. even that Senator Netsch's definition is a good one.
3. The fact of the matter remains that the appointing
4. authority will select his or her independents and the
5. members of that board, the majority of that board,
6. will be the personal designees of the appointing authority.
7. That is an unacceptable situation. We are simply
8. trying to provide for a board that will operate
9. efficiently and in the best interests of fair and
10. honest elections and the best way to achieve that is
11. to force agreement and I think the bill as it is
12. presently constituted, does exactly that. But, beyond
13. that, I think it is imperative that we act and act
14. today to get the process in...moving so that we can come
15. up with a bill that can be signed before the end of this
16. Session.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? Senator Kosinski
19. may close the debate.

20. SENATOR KOSINSKI:

21. Mr. President and members of the Senate. I think
22. we've had enough discussion. I think this is a fair
23. bill to both parties and I seek a favorable roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. The question is shall Senate Bill 999 pass.
26. Those in favor vote Aye. Those opposed Nay. The
27. voting is open. Have all those voted who wish?
28. Have all those voted who wish? Take the record.

29. Senator Kosinski.

30. SENATOR KOSINSKI:

31. Take it out of the record. Postponed Consideration. Let's...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Motion is to...

1. SENATOR KOSINSKI:
2. ...Postponed Consideration.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. ...postpone consideration. Consideration is
5. postponed. Senator Hynes. The hour is at 1:05, what is your desire?
6. SENATOR HYNES:
7. Mr. President, before we get to announcements, there
8. are several Motions in Writing on the Calendar that
9. were...were scheduled for today. Thank you, Senator.
10. And I would...I would move that the...all of these
11. motions be set for next Wednesday, May 18th.
12. And we will be in Session that day, Senator Netsch.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Heard the motion. Those in favor indicate...just
15. a moment. Senator Buzbee, do you wish to address
16. this matter? Motion is...
17. SENATOR HYNES:
18. I move that the motions be set for hearing on
19. Wednesday, May 18th.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Heard the motion. Those in favor indicate
22. by saying Aye. Those opposed Nay. The Ayes have
23. it. The motion is adopted. Senator Buzbee.
24. SENATOR BUZBEE:
25. Thank you, Mr. President. I would like to move to
26. discharge Senate Appropriations Committee II from further
27. hearing of Senate Bill 491 and have it re-referred to
28. Senate Appropriations Committee I for their action
29. tomorrow. It's a Capital Development Bill dealing
30. with higher education and Senator Carroll and I have
31. already agreed to this, so...
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. You didn't consult the Chairman of the Committee on

1. Assignment of Bills, but is there leave? Leave is granted.

2. Senator Hickey.

3. SENATOR HICKEY:

4. Mr. President, with Senator Rupp's permission, I
5. would like to be...have my name substituted for his on House
6. Bill 983 and have my name added as a cosponsor of his on
7. Senate Bill 591.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Do we have leave? Leave is granted.

10. SENATOR HICKEY.

11. Thank you.

12. SENATOR CARROLL:

13. Thank you, Mr. President. I've been advised that the
14. Appropriations I Committee meeting for tomorrow which is a
15. regularly scheduled meeting is not on the Calendar. If it is
16. necessary, I would move then, that we waive any Six Day Notice
17. requirements. This is a continuation of the meeting that was
18. held Tuesday. I don't happen to think under our rules we need
19. to waive it. But, if it is appropriate, then let the record
20. show that we would take what appropriate action is necessary
21. to have final approval on all those bills.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. The Chair has been advised that you did take the
24. appropriate action in your notice, so it won't be
25. necessary. Is there further business to come before
26. the Senate? Senator Walsh.

27. SENATOR WALSH:

28. Mr. President, House Bill 1028 is an emergency
29. measure appropriating twenty-five million dollars to the
30. Department of Revenue for income tax refunds and senior
31. citizens and disabled refunds. I wonder if we could go
32. to the Order of...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Do we have leave to go to the Order of 2nd reading.
3. Leave is granted. We're on the Order of 2nd reading.
4. House Bill...
5. SENATOR WALSH:
6. 1028.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. 1028. Senator Walsh. Read the bill.
9. SECRETARY:
10. House Bill 1028.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. No committee amendments.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Are there amendments from the Floor? 3rd reading.
15. Proceeding to the Order of House Bills on 3rd reading,
16. House Bill 717, Senator Bruce. Read the bill.
17. SECRETARY:
18. House Bill 717.
19. (Secretary reads title of bill)
20. 3rd reading of the bill.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Bruce.
23. SENATOR BRUCE:
24. Thank you, Mr. President and members of the Senate.
25. House Bill 717 is an appropriation of an emergency nature
26. to the Fifth Appellate District to repair a court house in
27. Mt. Vernon, Illinois. At the present time, the roof
28. has given way and the justices are hearing cases in a
29. conference room. This would be an emergency appropriation.
30. It has to go back to the House for an amendment to
31. concur in amendment of the Senate.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Is there further discussion? The question is shall

1. House Bill 717 pass. Those in favor vote Aye. Those
2. opposed Nay. The voting is open. Have all those voted
3. who wish? Have all those voted who wish? Take the
4. record. On that question the Ayes are 49, the Nays
5. are none. House Bill 71...Senate...717 having
6. received a constitutional majority is declared passed.
7. Is there further...Senator Buzbee.

8. SENATOR BUZBEE:

9. On...on a point of personal privilege...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. State your point.

12. SENATOR BUZBEE:

13. ...Mr. President. Senator Rhoads and others voted
14. to repair this roof that caved in in the Appellate Court
15. in Mt. Vernon. I would only remind there is a roof
16. that is caved in in Johnny Logan College in Carterville,
17. and we're going to hear that bill this afternoon for
18. the emergency appropriation for that and I'm sure
19. you'll be glad to support the same...same thing.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further business to come before the Senate?

22. Senator Rhoads.

23. SENATOR RHOADS:

24. Senator Buzbee will be delighted to know that I
25. am supporting his bill this afternoon.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Glass.

28. SENATOR GLASS:

29. Mr. President, Senator Shapiro is absent today for
30. medical reasons. I would like the record to so show.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. The record will so show. Is there further business
33. to come before the Senate? Senator Hynes, the motion for

1. adjournment is in order.
2. SENATOR HYNES:
3. Move that we adjourn until 9:00 tomorrow morning.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. The Senate stands adjourned.
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