

80TH GENERAL ASSEMBLY

GENERAL SESSION

JUNE 24, 1978

1. PRESIDING OFFICER: (SENATOR KENNETH HALL)

2. The hour of eleven having arrived the Senate will please
3. come to order. Our chaplain for the day is Monsignor John
4. McGrath, Saint Agnes Church, Springfield, Illinois. Will our
5. guests in the gallery please rise.

6. MONSIGNOR McGRATH:

7. (Prayer by Monsignor McGrath)

8. PRESIDING OFFICER: (SENATOR KENNETH HALL)

9. Reading of the Journals. Senator Washington.

10. SENATOR WASHINGTON:

11. Mr. President, I move that reading and approval of the
12. Journals of Tuesday, June 20th, Wednesday, June 21st, Thursday,
13. June 22nd and Friday, June 23rd in the year 1978 be postponed
14. pending arrival of the printed Journals.

15. PRESIDING OFFICER: (SENATOR KENNETH HALL)

16. You've heard the motion. All in favor say Aye. Opposed
17. Nay. The motion is carried. A Message from the House.

18. SECRETARY:

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

20. Mr. President - I am directed to inform the Senate
21. the House of Representatives has concurred with the Senate in the
22. passage of a bill with the following title: Senate Bill 5...54
23. with House Amendments 4 and...Nos. 4 and 5.

24. A like Message on Senate Bill 771 with House Amendments 1,
25. 2 and 3.

26. A like Message on Senate Bill 1785 with House Amendment No.
27. 2.

28. A like Message on Senate Bill 1419 with House Amendment Nos.
29. 1, 2, 3, 4, 5, 6, 7 and 8.

30. PRESIDENT:

31. The Senate will please come to order. There are three bills
32. on the Order of House Bills, 3rd reading that are noncontroversial
33. in nature. With leave of the Body we will take those three bills

1. first and they are House Bill 3049, House Bill 3227 and House
2. Bill 3388. On the Order of House Bills, 3rd reading, House Bill
3. 3049. With leave of the Body Senator Rock will handle that bill.
4. Leave is granted. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House...House Bill 3049.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. This is the District Office Allowance Appropriation,
14. which allows to all two hundred...each of the two hundred and
15. thirty-six members of the General Assembly seventeen thousand
16. dollars each for a total of four million seventy-two thousand
17. dollars. I know of no objection and I would urge a favorable
18. roll call.

19. PRESIDENT:

20. Is there any discussion? If not, the question is, shall
21. House Bill 3049 pass. Those in favor will vote Aye. Those
22. opposed will vote Nay. The voting is open. Have all voted who
23. wish? Have all voted who wish? Take the record. On that
24. question, the Ayes are 48, the Nays are None, None Voting
25. Present. House Bill 3049 having received the required
26. constitutional majority is declared passed. House Bill 3227,
27. Senator Schaffer. Read the bill.

28. SECRETARY:

29. House Bill 3227.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Schaffer.

1. SENATOR SCHAFFER:

2. Mr. President, House Bill 3227 accomplishes two things. One,
3. it allows the Department of...Education and Registration to expend
4. money from the medical...State Medical Licensure Fund to cover
5. the cost of licensure and the related activities of the Medical
6. Review Board and it also provides a procedure whereby physicians
7. can...be given a waiver while that...that board decides whether
8. they have met their requirements of the continuing medical
9. education requirements that we passed into law a couple of
10. years ago. I know of no opposition. This bill needs to be
11. signed into law in a relatively short number of hours and
12. appreciate a favorable roll call.

13. PRESIDENT:

14. Is there any discussion? If not, the question is, shall
15. House Bill 3227 pass. Those in favor will vote Aye. Those
16. opposed will vote Nay. The voting is open. Have all voted
17. who wish? Have all voted who wish? Take the record. On that
18. question, the Ayes are 49, the Nays are None, None Voting
19. Present. House Bill 3227 having received the required
20. constitutional majority is declared passed. House Bill 3388,
21. Senator Rock. Read the bill.

22. SECRETARY:

23. House Bill 3388.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President and Ladies and Gentlemen of the
30. Senate. This is an additional appropriation to the Office of
31. the Secretary of State in the amount of one million five hundred
32. thousand dollars. You will recall that we have passed to be
33. put before the voter in November two proposed constitutional

1. amendments. Under the existing Statutory Law the Secretary
2. of State has to make these...the informational pamphlets
3. available to every elector in the State. The...this is for
4. the printing and distributing of those pamphlets. I know
5. of no objection and I would seek your favorable roll call.

6. PRESIDENT:

7. Is there any discussion? Senator Rhoads.

8. SENATOR RHOADS:

9. Senator, if the sponsor will yield for a question?

10. PRESIDENT:

11. He indicates he will yield.

12. SENATOR RHOADS:

13. Senator, is the one million five hundred thousand dollars...
14. is that basically printing costs or what...what other costs
15. might be covered by that?

16. PRESIDENT:

17. Senator Rock.

18. SENATOR ROCK:

19. The estimate is three hundred thousand for printing the
20. pamphlets, three hundred thousand for postage, four hundred
21. thousand for public..newspaper publication, which is required
22. under the Statute and five hundred thousand for reimbursement
23. to the county clerks across the State.

24. PRESIDENT:

25. Senator Rhoads.

26. SENATOR RHOADS:

27. With respect to the four hundred thousand dollars for
28. newspaper publication, what...what's...what Section of the
29. Statutes or what part of the Constitution requires newspaper
30. publication?

31. PRESIDENT:

32. Senator Rock.

33. SENATOR ROCK:

1. Chapter 7½, which covers amendments to the Constitution,
2. requires that the Secretary shall cause such amendment to be
3. published in two newspapers in counties in which there are
4. two or more newspapers published and in counties having a
5. population of five hundred thousand or more such amendment
6. shall be published in not less than six newspapers of general
7. circulation.

8. PRESIDENT:

9. Senator Rhoads.

10. SENATOR RHOADS:

11. Well I guess maybe it's a little bit naive. I...I
12. really did not realize that it cost that much money for...to
13. put a proposed constitutional amendment on...on the ballot.
14. I don't recall any discussion of the...of the economic
15. consequences at all whether the fiscal note after...was there
16. a fiscal note prepared during that debate?

17. PRESIDENT:

18. Senator Rock.

19. SENATOR ROCK:

20. No, frankly, there was not. I think everyone, however,
21. was aware that the newspaper publication, at least, the
22. provision in Chapter 7½ calls for the amendment to be in
23. full eight point type and printed in total. Now whether or
24. not anybody is going to read it, I don't know but that's what
25. the Statute calls for and all the Secretary of State is doing
26. is in accordance with that Statutory duty. Somebody...he's
27. got to pay for it.

28. PRESIDENT:

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Well then now I know why when I was presented with the
32. report yesterday to sign the arguments in opposition to the personal
33. property tax I now know why the...the form of the ballot was

1. substantially shortened from what the committee first had
2. agreed upon. I...I just think that this is a real education
3. for a freshman member to know how much money these things
4. can cost. Thank you.

5. PRESIDENT:

6. Any further discussion? If not the question is, shall
7. House Bill 3388 pass. Those in favor will vote Aye. Those
8. opposed will vote Nay. The voting is open. Have all voted
9. who wish? Have all voted who wish? Take the record. On that
10. question, the Ayes are 44, the Nays are 3, 4 Voting Present.
11. House Bill 3388 having received the required constitutional
12. majority is declared passed. If I may have the attention
13. of the membership there are four additional bills which the
14. staffs have determined are hopefully noncontroversial in
15. nature and with leave of the Body we will go to those four
16. bills out of order and they are House Bill 2995, Senator Merlo;
17. House Bill 2578, Senator Merlo; House Bill 3283, Senator Merlo;
18. and House Bill 3270, Senator Bruce. Is leave granted? Leave
19. is granted. On the Order of House Bills, 3rd reading, House
20. Bill 2995, Senator Merlo.

21. SECRETARY:

22. House Bill 2995.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator Merlo.

27. SENATOR MERLO:

28. Thank you very much, Mr. President and members of the Senate.
29. House Bill 2995 is an identical bill that we passed out of the
30. Senate, namely Senate Bill 1747 which directs itself to a problem
31. in one of the bills that we passed in the condominium package.
32. What it does, it clarifies the limitation of the developer and
33. unit owners as to the extent of the coverage of public liability

1. insurance and that the premiums for liability insurance...cover-
2. age on common areas is...is a common expense. It's supported by
3. the Illinois Realtors, the Illinois Homeowners Association and
4. the insurance industry and I would urge your support of the bill.

5. PRESIDENT:

6. Is there any discussion? If not, the question is, shall
7. House Bill 2995 pass. Those in favor will vote Aye. Those
8. opposed will vote Nay. The voting is open. Have all voted
9. who wish? Have all voted who wish? Take the record. On that
10. question, the Ayes are 53, the Nays are None, None Voting
11. Present. House Bill 2995 having received the required
12. constitutional majority is declared passed. House Bill 2578,
13. Senator Merlo. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House...House Bill 2578.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Merlo.

20. SENATOR MERLO:

21. Thank you, Mr. President and members of the Senate. House
22. Bill 2578 adds a chapter to the vehicle...the Illinois Vehicle
23. Code. It gives the Illinois Commerce Commission the power and
24. authority to administer, supervise and regulate the commercial
25. removal of trespassing vehicles from private property. This
26. bill was the result of a bi-partisan subcommittee in the House
27. had its unanimous approval. Towing companies as you have read
28. in the metropolitan newspapers as well as television gained
29. unfavorable notoriety because of the many ways that they operate
30. their business. They are not operated properly. As a result there
31. are many unscrupulous operators. Car owners have been subjected
32. to violence, threats of violence, damage to their cars, or charged
33. excessive rates and just within the last two years, two deaths

1. occurred. Certainly we can't let this continue and we do need
2. laws to regulate. Last year the Appellate Court issued a
3. ruling that towing companies could no longer hold cars for
4. cash ransom. As a result they were supposed to release cars
5. upon proof of ownership, however, they are not complying and
6. because we have no regulations, this problem still exists.
7. The powers that it extends to the commission, it would give
8. them the power to adopt reasonable and proper rules to set
9. rates to issue license, relocation and so forth. It's a good
10. bill. It's a needed bill and it's supported by the Illinois
11. Commerce Commission and I ask your support.

12. PRESIDENT:

13. Is there any discussion? If not, the question is, shall
14. House Bill 2578 pass. Those in favor will vote Aye. Those
15. opposed will vote Nay. The voting is open. Have all voted who
16. wish? Have all voted who wish? Take the record. On that
17. question, the Ayes are 51, the Nays are None, None Voting Present.
18. House Bill 2578 having received the required constitutional
19. majority is declared passed. House Bill 3283, Senator Merlo.
20. Read the bill.

21. SECRETARY:

22. House Bill 3283.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator Merlo.

27. SENATOR MERLO:

28. Thank you, Mr. President and members of the Senate. House
29. Bill 3283 is the bill that's...supported by the Federation of
30. the Blind, the Illinois Life Insurance Council, the Illinois
31. Division of Vocational Rehabilitation and the Illinois Depart-
32. ment of Insurance. All it does, Ladies and Gentlemen, it...it
33. does away with discrimination against the handicapped in the

1. issuance of life insurance policies in Illinois. It's an
2. excellent bill and I ask your support.

3. PRESIDENT:

4. Is there any discussion? The question is, shall House
5. Bill 3283 pass. Those in favor will vote Aye. Those opposed
6. will vote Nay. The voting is open. Have all voted who wish?
7. Have all voted who wish? Take the record. On that question,
8. the Ayes are 49, the Nays are None, None Voting Present. House
9. Bill 3283 having received the required constitutional majority
10. is declared passed. House Bill 3270, Senator Bruce.

11. SECRETARY:

12. House Bill 3270.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Bruce.

17. SENATOR BRUCE:

18. Thank you...thank you, Mr. President and members of the
19. Senate. House Bill 3270 transfers five thousand six hundred
20. and eighty dollars in its original introduction and Amendment
21. No. 1 an additional nine thousand and seven hundred dollars
22. within the appropriation of the State Scholarship Commission.
23. For each dollar we transfer this is transferred on to the
24. Federal payrolls and we lapse that much General Revenue money.
25. I ask for a favorable roll call.

26. PRESIDENT:

27. Is there any discussion? If not, the question is, shall
28. House Bill 3270 pass. Those in favor will vote Aye. Those
29. opposed will vote Nay. The voting is open. Have all voted
30. who wish? Have all voted who wish? Take the record. On
31. that question, the Ayes are 51, the Nays are None, None Voting
32. Present. House Bill 3270 having received the required
33. constitutional majority is declared passed. May I have the

1. attention of the membership. There are several bills which
2. ...to which amendments have been filed. Several bills on the
3. Order of 3rd reading and it is our intention to handle all of
4. those recalls at one time today at a later point in the Session.
5. So any member having a bill on the Order of 3rd reading and
6. wishing to bring it back for purpose of amendment please
7. notify the Secretary at this point so that we can be ready to
8. go to that order. We will do them all at one time at a later
9. point today. On the Order of House Bills, 3rd reading, House
10. Bill 3157, Senator Leonard. House Bill 3160, Senator Lane.
11. House Bill 3161, Senator Leonard. House Bill 3167...Do we
12. have leave to return at a later point to House Bill 3167?
13. Leave is granted. House Bill 3184, Senator Egan. House Bill
14. 3201, Senator Newhouse. House Bill 3220, Senator Weaver. Read
15. the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 3220.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Weaver.

22. SENATOR WEAVER:

23. Thank you, Mr. President. This bill would provide that under
24. the provisions of the Act that stocks sold to the Secretary of
25. Transportation to...railroads for specific rehabilitation
26. projects as a collateral for these loans for rehabilitation
27. would be exempt for a period of thirty years from...and also
28. an amendment was put on...a couple amendments were put on
29. authorizing the use of assumed corporate names after filing
30. with the Secretary of State and I think that's...there's just
31. two amendments on the bill, I believe. That's what the bill
32. does and if there's any questions I'd be happy to try to answer
33. them. Otherwise, I'd appreciate a favorable roll call.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Is there discussion? Senator Guidice.
3. SENATOR GUIDICE:
4. A question to the sponsor?
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. He indicates he will respond.
7. SENATOR GUIDICE:
8. Senator Weaver, you indicate...I'm sorry the corporate
9. name...assumed corporate name. Is that what you said? Can we
10. do that?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Weaver.
13. SENATOR WEAVER:
14. Well under the provisions of the...the Act they may use
15. an assumed name after filing with the Secretary of State a
16. request to use a name other than that which they're
17. incorporated under in the State of Illinois. This law of 1874
18. is basically unenforceable or has not been enforced but this
19. would, at least, allow everyone to know who is operating under
20. this assumed name. They'd be registered with the Secretary of
21. State and a fee would be paid for that purpose.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Guidice.
24. SENATOR GUIDICE:
25. Would that provision also apply as to the filing with the
26. assumed name as we presently do it in Cook County and filing
27. with the county office...is that sufficient?
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Weaver.
30. SENATOR WEAVER:
31. I think it would have to be the Secretary of State,
32. Senator Guidice.
33. SENATOR GUIDICE:

1. Thank you.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? The question is, shall House
4. Bill 3220 pass. Those in favor vote Aye. Those opposed Nay.

5. The voting is open. Have all those voted who wish? Have all
6. those voted who wish? Take the record. On that question, the
7. Ayes are 46, the Nays are 2, 2 Voting Present. House Bill 3220
8. having received the constitutional majority is declared passed.

9. House Bill 3224, Senator McMillan. House Bill 3225, Senator
10. Rupp. Read the bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 3225.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Rupp.

17. SENATOR RUPP:

18. Thank you, Mr. President. What this does it amends the
19. Environmental Protection Act and provides and includes the
20. Federal Clean Air Act, the Federal Clean Water Act and
21. other regulations on the Federal level and all this does is
22. to have the State be given the authority through this Act to
23. enforce those same laws. This also has the commission on it
24. and has had the Federal Clean Air and Clean Water added by
25. amendment. I ask for a favorable roll call.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? Senator Berman.

28. SENATOR BERMAN:

29. A question of the sponsor.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. He indicates he will respond.

32. SENATOR BERMAN:

33. Jim, tell me if I am wrong in my impression. I thought we

1. had some debate on this last year or the year before. Isn't
2. it the fact that the regulations of the Illinois EPA were
3. stricter and more in line with the positions of what we might
4. term, the environmentalists, than was the Federal regulations?
5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Rupp.

7. SENATOR RUPP:

8. Yes, I think that's my impression, too, but I think
9. what they're endeavoring to do with this is to and there
10. is part of the program and if there's a question as to which
11. one and their suit involves and the thing is just held in
12. abeyance until that is resolved. That's part of the purpose
13. of this, too, so that there would not be. There was a
14. requirement for...remember there were two permits. They
15. might have to get two and two permits might have different
16. requirements. This is, too, as an effort to clean that up.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Berman.

19. SENATOR BERMAN:

20. Well, with the two permit situation, you're saying that
21. a company if they wanted to make some variation or wanted to
22. comply with the Act would have to get both an Illinois permit
23. and a Federal permit under the old law before this bill passes.
24. Isn't it a fact that if...that in most cases if they complied
25. with the Illinois standards they...they would have been in
26. compliance with the Federal standards?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Rupp.

29. SENATOR RUPP:

30. Yes, that is correct but in some times they were drawn
31. up short because they did not have the two permits. They
32. were still required and this was an effort. This is one of
33. the reasons for the...for the bill is to try to clear that

1. particular point up.

2. PRESIDING OFFICER:(SENATOR DONNEWALD)

3. Senator Berman.

4. SENATOR BERMAN:

5. All right. I...I believe I understand it now and I'd like
6. to rise in opposition to the bill. What we are doing here and
7. we have debated this time and time again ever since we first
8. passed the Illinois Environmental Protection Act both
9. statutorily and regulation wise, Illinois, I believe, it's
10. fair to say has one of the strictest environmental procedures
11. in the country. We deemed it appropriate both administratively
12. and legislatively to enact those regulations in order to clean
13. up our streams, our water, our air in Illinois and I think,
14. essentially, we have done a good job. This bill, I think,
15. is a step backward in those goals because we would be allowing
16. the Illinois standards to be diluted to comply with the Federal
17. standards which are not as strict and does not guarantee to
18. our citizens the high quality of water and air that the existing
19. regulations and existing Statutes have so for those reasons I
20. would urge a No vote.

21. PRESIDING OFFICER:(SENATOR DONNEWALD)

22. Is there further discussion? Senator Knuppel.

23. SENATOR KNUPPEL:

24. It's my understanding that this is to prevent duplication
25. of effort. It has been reviewed by the Illinois Energy Resources
26. Commission, I believe, and is recommended and even notwithstanding
27. our regulations may be too damn tough and I think anybody that...
28. that's been connected with the power use of Western coal would
29. say this is true. This is good legislation and it should receive
30. an affirmative vote.

31. PRESIDING OFFICER:(SENATOR DONNEWALD)

32. Senator Leonard.

33. SENATOR LEONARD:

1. Yes, Senator Rupp, a question. I...I can hear this two
2. ways. I'm aware that Illinois hasn't met the 1975 Federal
3. ambient air standards. Under your Act which standards prevail?
4. State or Federal? How's this work?

5. PRESIDING OFFICER:(SENATOR DONNEWALD)

6. Senator Rupp.

7. SENATOR RUPP:

8. I was going to try to cover that in the close but what I will...
9. what...this is the purpose. I assure you that our own EPA people
10. are involved in this particular bill. They want it. They have
11. backed it. They are not about to move off their standards. The
12. questions come up when they are different if...which one are we
13. going to...to have and they required that two permits...if there's
14. still a question then this bill also addresses itself to the
15. resolution of that question and what happens in the meantime?
16. That's what the purpose of the bill is. The EPA is for it. The
17. utility companies have checked it. The Manufacturer's Association
18. have checked it and this is...ended up this is the product that
19. has ended up as the result of the meetings with those people, the
20. negotiations, the changes and I do...I assure you that the...our
21. own EPA is not going to be backing off and reducing their
22. standards.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Leonard.

25. SENATOR LEONARD:

26. Well, what will this do to say the use of coal in Illinois?

27. PRESIDING OFFICER:(SENATOR DONNEWALD)

28. Senator Rupp.

29. SENATOR RUPP:

30. I can't give you that answer because I am not that familiar
31. with all the exact standards. What I hope it will do is that it
32. will lead to a resolve where we can use more Illinois coal. I
33. hope that's the...the drive and I hope that everyone in this room

1. would look forward to doing just that. This is the question
2. of the use of the coal and any particular matters or decisions
3. or standards is not involved in this thing. I can't tell you
4. that answer.

5. PRESIDING OFFICER:(SENATOR DONNEWALD)

6. Senator Glass. Senator Mitchler.

7. SENATOR MITCHLER:

8. Mr. President and members of the Senate. There are some
9. questions that are being raised in connection with House Bill
10. 3225 that I think should be answered before we act on this bill.
11. The...the problem that I have with it...it gives the variances
12. granted by the Pollution Control Board to be consistent with the
13. Clean Water Act of 1977. Now that Act is getting a lot of
14. public hearings throughout the State. The 208 Program. North-
15. eastern Illinois Planning Commission is conducting many hearings
16. on this. They are going to be starting this next week and I'm
17. wondering if not this legislation is just a little bit premature
18. jumping in and putting these two standards together. I question
19. about the Pollution Control Board being able to adopt Federal
20. rules and regulations and thereby bypassing some of the public
21. hearings that are now required before the Pollution Control
22. Board can come out with rules and regulations and I think there
23. is a lot of questions on this and just because the Illinois
24. Environmental Protection Agency says that this is all right
25. they would like a lot of things but I think that I'm going to
26. withhold my vote on this because I do not believe that this
27. legislation is in...in the emergency status of this Session and
28. I think if we wait until early next year till the Session I
29. think that we can come...come in conformity with the Federal
30. Clean Water Act of 1977 and Clean Air Act as amended in 1977
31. and I don't think any harm will come to any of the programs and
32. we will have benefit of these 208 hearings that are going to
33. start next week. All right. That's what I'm going to do. I'm

1. not going to give a Yes or No. I'm just going to vote present
2. because I think this is premature legislation.

3. PRESIDING OFFICER:(SENATOR DONNEWALD)

4. Senator Bowers.

5. SENATOR BOWERS:

6. Will the sponsor yield to a question?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. He indicates he will.

9. SENATOR BOWERS:

10. Senator Rupp, I'm sorry I didn't ask you this sooner before
11. the...the debate on this issue and I hate to raise this now but
12. we are...are members of a joint Committee on Administrative Rules
13. and it...as I read the staff analysis of this bill it sounds
14. as if you're bypassing that committee. In other words, now
15. for the administrative rule to be adopted it has to go to the
16. joint committee and it looks to me like we're bypassing that
17. committee. Is...is are we or are we not changing the law in
18. that respect?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Rupp.

21. SENATOR RUPP:

22. Which...I wish you had of asked me that question earlier
23. then I might be able to give you an answer but I...there is no
24. intent to bypass anybody.

25. PRESIDING OFFICER:(SENATOR DONNEWALD)

26. Senator Bowers.

27. SENATOR BOWERS:

28. Well we have a joint committee on Administrative Rules and
29. in order for a rule now to be adopted in Illinois it has to go
30. to that joint committee. As I read the staff analysis it looks
31. as if it does not any longer have to do that. Now that's my
32. question if...if that's the fact then I would have to oppose
33. the bill because I don't think we ought to bypass that committee.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Senator Rupp may close.

3. SENATOR RUPP:

4. Thank you, Mr. President. Actually part of the...the thing
5. involved in this we...we might kid ourselves as to whether or
6. not Illinois controls its own destiny as far as EPA and
7. Environmental Protection policies are concerned but we are...
8. in order to even administer some of the areas in the environmental
9. questions we have to adopt Federal regulations in order to get
10. any money. There isn't any question. They tell us that. I
11. don't like it either but I do ask that this vote be...this bill
12. be given a favorable approval. Thank you.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President. I'm sorry I realize the debate has
17. been closed but the...the only concern seems to be and it's
18. a rightful concern...seems to be that Section on page 2, line
19. 6 which says that "Section V of the Illinois Administrative
20. Procedure Act relating to procedures for rule making shall
21. not apply to rules adopted under this Section." I questioned
22. Senator Rupp if he will yield is whether or not...why is that
23. necessary? Why don't we just further amend this and take that
24. out? I can appreciate the fact that the Federal regulations
25. will, in fact, have to be adopted, I suppose. The fact is,
26. somebody ought to be made aware of them and under the Administrative
27. Procedure Act, at least, there will be an opportunity for public
28. hearing.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Rupp.

31. SENATOR RUPP:

32. Yeah, I'll be pleased to hold the bill...withdraw it until
33. ...we take that out...

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Take it out of the record.
3. SENATOR RUPP:
4. Thank you.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Knuppel. The bill is out of the record, Senator.
7. SENATOR KNUPPEL:
8. Well, I understand that then on personal privilege, why in
9. the hell and you know this is true in equity the court does not
10. require to be done what is unnecessary. Why should we go through
11. the Administrative Procedure of Rules when we know damn well
12. the rules we're going to have to adopt are those that the
13. Federal already have? We've got too damn much mish-mash the
14. way it is both in court, in this Body and in the hearing procedures.
15. This is ridiculous.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. House Bill...House Bill 3231, Senator Johns. Read the bill,
18. Mr. Secretary.
19. SECRETARY:
20. House Bill 3231.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Johns.
25. SENATOR JOHNS:
26. Mr. President, I...I'm not mumbling this morning, I'm
27. just trying to speak but I think I've got a little interference
28. over there.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Oh, the interference is calmed.
31. SENATOR JOHNS:
32. Oh is it calmed now...calmed.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. I hope.

2. SENATOR JOHNS:

3. Okay. Okay. This is House Bill 3231 it's merely an

4. reappropriation to meet the needs: One, of the Jackson-

5. Williamson, I mean Jackson-Union County Port Authority and

6. to also take care of a roof of John A. Logan College. It

7. has the approval of the administration. It came out of

8. committee unanimously. I really don't feel there's a lot

9. of debate necessary but if there is I'll answer any questions

10. and I would...appreciate a favorable roll call.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? Senator Mitchler.

13. SENATOR MITCHLER:

14. Mr. President and members of the Senate. This I noticed

15. got in here for the Joliet Metropolitan Exposition and

16. Auditorium Authority of five hundred thousand dollars. This

17. is increasing the monies from seventy-five million up to a

18. hundred and five million, is that what I understand? Now I

19. don't know...that's over in my district...

20. PRESIDING OFFICER:(SENATOR DONNEWALD)

21. Senator Johns.

22. SENATOR JOHNS:

23. That five hundred thousand was deleted.

24. PRESIDING OFFICER:(SENATOR DONNEWALD)

25. Senator Mitchler.

26. SENATOR MITCHLER:

27. There...House Bill 3231 has been amended in the Senate

28. to take out the Joliet Metropolitan Exposition and Auditorium

29. Authority for five hundred thousand dollars?

30. PRESIDING OFFICER:(SENATOR DONNEWALD)

31. He indicates Yes.

32. SENATOR MITCHLER:

33. The only thing in then is the Jackson-Union County Port

1. District a hundred thousand?

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Johns.

4. SENATOR JOHNS:

5. ...I might add these are reappropriations. Okay.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Buzbee.

8. SENATOR BUZBEE:

9. Thank you, Mr. President, while I would just point out

10. that these are reappropriations. We are making them even

11. cleaner than they were before and they were...they were

12. squeaky clean before but we've made them even cleaner by

13. appropriating the funds to the Capital Development Board for

14. disbursement to the two agencies involved, John A. Logan

15. College for the reappropriation of their roof and to the

16. Jackson-Union County Port Authority and we have all of the

17. safeguards that we put into all of the other appropriations

18. processes and I submit to you it's a good bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator Johns may close.

21. SENATOR JOHNS:

22. I didn't think that this thing would be belabored this

23. much but here it is. Anyway, the reason of five hundred

24. thousand, Senator Mitchler, was deleted because the

25. funds will be expended, Sir. Okay? And I...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. The question is...

28. SENATOR JOHNS:

29. ...appreciate a favorable roll call.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. The question is, shall House Bill 3231 pass. Those in

32. favor vote Aye. Those opposed Nay. The voting is open. Have

33. all those voted who wish? Take the record. On that question,

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1. the Ayes are 40, the Nays are 3, 3 Voting Present. House Bill
2. 3231 having received the constitutional majority is declared
3. passed. House Bill 3233, Senator Grotberg. Read the bill,
4. Mr. Secretary.

5. SECRETARY:

6. House Bill 3233.

7. (Secretary starts to read title of bill)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Just...just a moment. Just a minute. Senator Grotberg.

10. SENATOR GROTBERG:

11. I think that this might be one of the more valuable bills
12. around. We better hang on to it.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Hold the bill. House Bill 3274, Senator Rock. House
15. Bill 3279, Senator Clewis-Hynes. House Bill 3284, Senator
16. Moore...House Bill 3296, Senator Newhouse-Joyce. House Bill
17. 3227, Senator Guidice. Read the bill, Mr. Secretary. Oh,
18. I'm sorry. That bill will be recalled for the purposes of
19. amendment later in the day. House Bill 3349, Senator McMillan.
20. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 3349.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator McMillan.

27. SENATOR McMILLAN:

28. Mr. President and members of the Senate. This is the bill
29. that was the result of a task force appointed by the Department
30. of Agriculture to look into the problems of grain elevators
31. which had gone broke in different parts of the State. They came
32. forth with a series of recommendations for increasing the
33. regulatory requirements requiring a grain dealer to have a

1. certified public audit before it could be licensed increasing
2. the authority of the Department of Agriculture for training
3. and requiring certain training on the part of people operating
4. such grain elevators, increasing the requirements for bonding
5. in the case where the grain dealers financial situation was
6. not sound enough to cover his obligations and one of the
7. most important provisions of this Act is one which strengthens
8. the regulations related to price later contracting which is
9. a...a prominent practice in the grain industry. It's a very
10. important bill. It's badly needed. It's had an extensive
11. review around the State and I would seek a favorable roll call.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Johns.

14. SENATOR JOHNS:

15. Well I'm cosponsor of this bill and I intend to vote Aye
16. for it. It's not as good a bill as I wanted and I told Senator
17. McMillan that. It's an administration bill. I voted to get
18. it out of the Rules Committee. Didn't have to vote hardly
19. 'cause administration bills come out but some of the things
20. that Senator McMillan and I and others in this Body must watch
21. for in the future. This is the largest grain loss, probably
22. in the history of the State around five million dollars. A
23. lot of things bothered me about it. The fact that the...the two
24. grain inspectors of the elevator...one of them had grain stored
25. there and I...I think that in time we ought to say that people
26. that work for the State of Illinois though they be farmers
27. there should be some way that they should be restricted from
28. having a part in an elevator of this kind whereby they could
29. be influenced to alter records, to overlook the vital parts of
30. bookkeeping and auditing. It's been a difficult thing for
31. the Department of Agriculture to, really, get to the meat of
32. the problem because there's banks involved, there's people
33. involved. I think this bill is a step in the right direction

1. and I've told Senator McMillan this and I asked to cosponsor
2. it and I hope that we will progress with this bill, improve it,
3. scrutinize all the assets and things that go into an elevator
4. but there's some things that's just naturally inherent in
5. human nature and in this type of operation and I urge a
6. favorable roll call.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Grotberg.

9. SENATOR GROTBORG:

10. A question of the sponsor if he would, Mr. President?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Indicates he will respond.

13. SENATOR GROTBORG:

14. Senator McMillan, there's nothing retroactive involved
15. in this bill at all. Am I correct?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator McMillan.

18. SENATOR McMILLAN:

19. There's nothing retroactive at all that I'm aware of. No...

20. SENATOR GROTBORG:

21. It's entirely prospective. There is no remedy for those
22. that have been hurt.

23. SENATOR McMILLAN:

24. That's right. There is not.

25. SENATOR GROTBORG:

26. And based on that is it to your satisfaction, Senator
27. McMillan, and I consider you an expert in these matters
28. that the tragedy of Hampshire, Illinois and the far downstate
29. grain elevator the two incidences...is it to your satisfaction
30. that this will prevent a recurrence of such incidences that
31. have been just a black mark on the whole grain industry in our
32. State?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator McMillan.

2. SENATOR McMILLAN:

3. I've studied the bill very extensively and had quite
4. extensive discussions in it. I'm, in all honesty, sure that
5. there is absolutely no way in which we can be one hundred
6. percent sure that no such tragedies would happen but I
7. am convinced that this is a strong bill that will provide
8. all the leverage that's...that's reasonably possible for
9. a State Department of Agriculture to have in order to
10. prevent such...there's...there's a point beyond which I
11. don't think regulation can be expected to go but it seems to
12. me they have tightened up the very things that were the source
13. of the problem and provided enough sanctions against any...
14. any distortion and any fraud that might be...that might happen
15. as a result of the elevator operators work.

16. SENATOR GROETBERG:

17. Thank you and now to the bill, Mr. President. I stand
18. in favor of this bill, of course. In Kane County, Illinois
19. in the little village of Hampshire, Illinois or out in the
20. country elevators was one of the incidents that wiped out
21. about three or four farmers in a major way and many of them
22. in a minor way of the tragedy of crooked elevator operators
23. and there's nothing we can do as a legislature except some-
24. thing like this that will prospectively stop what happened
25. and make the penalties great. I realize that there's no...
26. there's nothing in this bill that will remedy those that have
27. been hurt. They will suffer something like the City Savings
28. and Loans League did for so many years in Chicago. All of those
29. holders...but please vote Aye on this bill. We've got to have it.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Harber Hall.

32. SENATOR HARBER HALL:

33. I support this bill, too. I...I was outside...off the Floor

1. for a moment. Was there any discussion of seed grain dealers
2. and feed dealers?

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator McMillan.

5. SENATOR McMILLAN:

6. One of the problem areas that we discussed with regard to
7. this bill was how is a seed company or a feed company regulated
8. under the bill. Because both of those end up buying grain from
9. farmers and reselling it under certain conditions. We felt it
10. would be improper at this time to exempt them so the question
11. of how the seed dealers and feed dealers would be dealt with
12. has been referred to that task force and they will probably,
13. if necessary, be making recommendations either in the Fall or
14. next Spring and we'll try to move those along accordingly but
15. that...that was given every consideration and there did not
16. seem to be ample reason to exempt them from this regulation
17. out of hand so that's something that is being looked into.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Harber Hall.

20. SENATOR HARBER HALL:

21. Well I suggested an amendment that the sponsor is aware of
22. that would have exempted seed dealers and I think it was a good
23. amendment. The Department of Agriculture is hesitant to adopt
24. the amendment but I think it's needed. So is the bill. To show
25. that I have a interest in getting feed and seed dealers exempt
26. I'm going to vote Present on the bill but I...I think it can
27. be passed as it is. I would like the Department of Agriculture
28. to not enforce this even if it's passed on...on seed dealers and
29. feed dealers, too, until we can make such an...a change in the
30. Statute.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Weaver.

33. SENATOR WEAVER:

1. Well just one question. It's my understanding that you are
2. working with the seed dealers to try to work out something, are
3. you not, Senator McMillan?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator McMillan.

6. SENATOR McMILLAN:

7. That's correct. At...on agreement with them they agreed
8. to...to withdraw...to agree with Senator Hall to withdraw that
9. amendment with the understanding that the task force that came up
10. with this bill would work on that question and work with them
11. in dealing with that specific problem. So you're right, Senator
12. Graham...We...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Vadalabene.

15. SENATOR VADALABENE:

16. Yes, thank you, Mr. President. It seems that everyone is
17. in accordance with this bill so I would like to move the previous
18. question.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Well Senator Johns wanted to speak to it...Senator Johns.

21. SENATOR JOHNS:

22. Just briefly, the farmers in my area...the ones that grow
23. the grain came to me...I had a bill that offered to deduct a
24. half a cent per bushel for the grain handled in...and put into
25. a fund. This fund would be built up and offset the losses of
26. farmers down to a certain percentage. When I proposed this half
27. a cent they said Senator, we'd be glad to pay a cent per bushel into
28. the fund at the first point of sale to build up a fund which
29. would over the...over a year make about five million dollars
30. because we are a large grain growing State. So the farmers are
31. also wanting to support this type of legislation. I might
32. add that for the people on this Floor.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator McMillan may close.

2. SENATOR McMILLAN:

3. I think it's been amply discussed and I'd seek a
4. favorable roll call.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. The question is, shall House Bill 3349 pass. Those in
7. favor vote Aye. Those opposed Nay. The voting is open. Have
8. all those voted who wish? Take the record. On that question,
9. the Ayes are 51, the Nays are None, 1 Voting Present. House
10. Bill 3349 having received the constitutional majority is
11. declared passed. The Chair inadvertently overlooked
12. 3260. Do we have leave to return to that order? Leave is
13. granted. House Bill 3260, Senator Clewis. Read the bill,
14. Mr. Secretary.

15. SECRETARY:

16. House Bill 3260.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Clewis.

21. SENATOR CLEWIS:

22. Mr. President and members of the Senate. House Bill 3260
23. increases the fees of the County Clerk for tax searches and
24. reports. This is done because the county board has already
25. increased these fees under home rule powers. The money is
26. being held in a separate fund because of some court action
27. on the counties power. These monies are very much needed to
28. keep up with the costs of performing these services and I
29. would ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is, shall House Bill
32. 3260 pass. Those in favor vote Aye. Those opposed Nay. The
33. voting is open. Have all those voted who wish? Take the

1. record. On that question, the Ayes are 47, the Nays are None,
2. 3 Voting Present. House Bill 3260 having received the
3. constitutional majority is declared passed. House Bill 3350,
4. Senator Maragos-Bloom. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 3350.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Maragos.

11. SENATOR MARAGOS:

12. Mr. President and members of the Senate. House Bill
13. 3350 is a result of a series of hazardous materials accidents
14. that have occurred in the railroads throughout the country and
15. especially in Illinois. Many of you have on your desks the
16. report from the Railroad Labor Legislative Committee which
17. shows what they feel about this particular piece of legislation.
18. I would like to state also that the railroad industry itself
19. has no opposition and I have been authorized to make that
20. report. They're not going to sponsor the bill but they're
21. not in opposition to it as is...as is present form. I think
22. it's...everyone well knows the importance of this bill to our
23. railroad's safety in this State. All we are doing is just
24. adopting the Federal rules on the State level so we can enforce
25. them by State officials in addition to the Federal officials and
26. I ask for your favorable support.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there discussion? The question is, shall House Bill 3350
29. pass. Those in favor vote Aye. Those opposed Nay. The voting
30. is open. Have all those voted who wish? Take the record. On
31. that question, the Ayes are 50, the Nays are 1. House Bill 3350
32. having received the constitutional majority is declared passed.
33. Senator Johns, for what purpose do you arise?

1. SENATOR JOHNS:
2. I just checked with the Secretary and on 3349 one that...
3. I worked with Senator McMillan on, I asked leave to be cosponsor
4. of that and it's never shown up and I wonder if that could be
5. rectified?
6. PRESIDING OFFICER:(SENATOR DONNEWALD)
7. Is there leave? Leave is granted.
8. SENATOR JOHNS:
9. You know...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator...there are...there are several other requests
12. for cosponsorship, would you please advise the Secretary. Do
13. we have leave to do this? Leave is granted. Please advise
14. the Secretary. House Bill 3386, Senator Berning. Senator
15. Berning. Oh. That I understand is being recalled for the
16. purpose of amendment. House Bill 3394, Senator Shapiro.
17. 3394. Oh boy!..House Bill...the...House Bill 3225, Senator
18. Rupp. Read the bill, Mr. Secretary.
19. SECRETARY:
20. House Bill 3225.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Rupp.
25. SENATOR RUPP:
26. Thank you, Mr. President, for permitting me to bring it
27. back. We have discussed some of the questions and I would like
28. to ask if those who have...Senator Rock satisfied or any...any-
29. one else? I ask for a favorable roll call.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Bowers.
32. SENATOR BOWERS:
33. Well, Mr. President, since I'm the one that raised the

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1. issue in the first place I would say I am satisfied. I
2. misinterpreted our staff analysis and all the...all the
3. exception does is accept the public hearing process. It
4. still goes through the regular procedures and will appear
5. in the register and I would urge a favorable roll call.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? The question is, shall
8. House Bill 3225 pass. Those in favor vote Aye. Those
9. opposed Nay. The voting is open. Have all those voted
10. who wish? Have all those voted who wish? Take the record.
11. On that question, the Ayes are 51, the Nays are None. House
12. Bill 3225 having received the constitutional majority is
13. declared passed. We shall begin on page 2, the Order of
14. House Bills, 3rd reading. Senator Guidice, for what purpose
15. do you arise?

16. SENATOR GUIDICE:

17. Personal privilege, Mr. President.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. State your point, Sir.

20. SENATOR GUIDICE:

21. ...Mr. President, seated in the rear gallery is Senator
22. Ziomek's wife. I'd like to have her introduced to the Senate
23. and along with her is Senator Ziomek's mother-in-law, Sally
24. Kauwalski. I ask that they rise and be recognized...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Please rise and be recognized. House Bill 15, Senator
27. Bowers. House Bill 15. House Bill 16, Senator Bowers. House
28. Bill 32. Senator Bowers? Did you wish to call the bill, Senator?
29. ...House Bill 15. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 15.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Bowers.

3. SENATOR BOWERS:

4. Mr. President, may I yield to Senator Rock? He's been
5. working with the administration on the amendment and I'd
6. like to yield to him.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Rock.

9. SENATOR ROCK:

10. Thank you, Mr. President and Ladies and Gentlemen of the
11. Senate. Just for the record I have not been working with the
12. administration. Okay. The amendment to House Bill 15 as
13. amended in the Senate makes four or five substantive changes.
14. Since the passage and approval of the Illinois Administrative
15. Procedure Act the committee has, in fact, been functioning and
16. functioning very well but a couple...we...the committee felt
17. that a couple of statutory changes in the Act itself were
18. necessary. I will briefly outline them. We had a problem
19. as to what agencies were covered, in fact, by the Administrative
20. Procedure Act. It was felt that the university systems ought
21. to be covered and the university systems, frankly, had no
22. objection other than they did not want coverage under the
23. Administrative Procedure Act with respect to their disciplinary
24. and grievance proceedings so the House Bill 15 as amended
25. removes student and faculty disciplinary and grievance proceedings.
26. It removes admissions standard or procedures from the State
27. colleges and universities. It restores the phrase "authorized
28. by law to make rules or determine contested cases to the Section
29. defining agency." This was at the suggestion of the Governor's
30. Office in the interest of compromise. It further requires the
31. Secretary of State to proscribe by rule a uniform codification
32. system for all State agency rules on or before July 1, 1980.
33. It makes one other change with respect to the operation of the

1. commission. It changes the quorum requirement as the bill was
2. originally...passed and approved. It required that the joint
3. ...the quorum of the joint committee would be a...a majority
4. of the members from both Houses. That simply in the number
5. of meetings we've had is simply felt to be unworkable. So
6. now it just requires a simple majority of all the members
7. rather than a majority of the Senate and a majority of the
8. House. It further delays the effective date of this amendatory
9. Act to January 1, 1979, again, to allow the administration and
10. its agencies enough time to study and prepare to comply with
11. the changes. I know of no serious objection to House Bill 15
12. as amended and I would solicit your favorable vote.

13. PRESIDING OFFICER:(SENATOR DONNEWALD)

14. Senator Graham.

15. SENATOR GRAHAM:

16. Yes, thank you, Mr. President. A question for the Gentleman
17. from Chicago, Senator Rock.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Indicates he...

20. SENATOR GRAHAM:

21. Senator, your first explanation of how it affected the
22. university systems came about as a result of our conversation
23. in the committee. Remember that day. That eliminated...you.
24. That's in compliance with what we talked about. Thank you
25. very much.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. He indicates Yes for the record. Senator Regner.

28. SENATOR REGNER:

29. Mr. President and members of the Senate. I've been serving
30. on this committee since January as Vice-Chairman and this
31. particular piece of legislation solves several problems that
32. we've had in conducting the business of the committee and I
33. would urge a favorable vote on this and it should pass unanimous.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Grotberg.
3. SENATOR GROTBORG:
4. ...
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Just a moment. Will the members please be in their seats?
7. For a Saturday you're pretty noisy. Senator Grotberg.
8. SENATOR GROTBORG:
9. A question of the sponsor. Senator Rock, I for the first
10. time have found out how important this commission is and you
11. and I share a concern of a regulation about to come down the
12. pike that may be impossible to work with in a specific field in
13. the State of Illinois. Is it true that the Administrative
14. Procedures Act is our legislative dike so to speak to all
15. rules and regulations by all departments and now will be
16. included some university regulations?
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Rock.
19. SENATOR ROCK:
20. Yes, you are correct.
21. SENATOR GROTBORG:
22. Is it true that they cannot...promulgate rules and regulations
23. until a majority vote of the members present at your commission?
24. Can they still put rules and regulations out? Is there any by-
25. pass to this committee?
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Rock.
28. SENATOR ROCK:
29. No, the way the law was introduced and approved there is
30. no way to bypass this committee...commission and I think it's
31. a very healthy thing for our State and one that the agencies,
32. frankly, are learning, we hope, to live with.
33. SENATOR GROTBORG:

1. Thank you and I certainly urge an Aye vote. I...merely
2. asking the question to remind the Body if they haven't run
3. into the need for this commission yet in any one of their
4. constituent complaints this is where the buck stops and
5. anything we can do to beef it up it's the only hope of the
6. people, I've got news for you. Between us and the bureaucracy.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Senator Buzbee.

9. SENATOR BUZBEE:

10. Thank you, Mr. President. A question to the sponsor.
11. I...I heard the discussion concerning university faculty and
12. student grievance procedures. Are you saying now that...that
13. for a student who has a grievance in the university that some-
14. how or other the procedure for going through this has to be
15. established by this commission?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Rock.

18. SENATOR ROCK:

19. No. That was the concern of the universities so we have
20. specifically, although the universities as...are defined as
21. a State agency and are, therefore, subject to this commission and
22. its operation. We have specifically eliminated at the request
23. of the university systems, we have specifically eliminated
24. student and faculty disciplinary and grievance proceedings.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Senator Rock may close if
27. he wishes.

28. SENATOR ROCK.

29. I would solicit a favorable roll call.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. The question is, shall House Bill 15 pass. Those in favor
32. vote Aye. Those opposed Nay. The voting is open. Have all
33. those voted who wish? Have all those voted who wish? Take

1. the record. On that question, the Ayes are 53, the Nays are
2. None. House Bill 15 having received the constitutional
3. majority is declared passed. House Bill 16, Senator Bowers-
4. Rock. Same way. Senator Rock. Read the bill, Mr. Secretary.

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(END OF REEL)

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7/16/78
3rd Reading
6/4/78

1. SECRETARY:

2. House Bill 16.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Rock.

7. SENATOR ROCK:

8. Thank you, Mr. President, Ladies and Gentlemen of the
9. Senate. House Bill 16 as amended, is another substantive
10. amendment to the Illinois Administrative Procedure Act and
11. makes a couple of very important changes. First, at the
12. request again of the administration, we have set the effective
13. date back to January 1, 1979 from July 1st, '78 in order
14. to enable the agencies to better make the necessary changes
15. in an orderly fashion. Additionally, we have provided that
16. rather than three publications on the proposed rule in
17. the Illinois Register, only two such full publications will
18. be required. Again, this...this...House Bill 16, the
19. substantive amendments were at the request of the commission.
20. I know of no serious opposition except for the opposition
21. to the whole concept itself and I would solicit a favorable
22. vote.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Maragos.

25. SENATOR MARAGOS:

26. Will the sponsor yield to a question?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Indicates he will.

29. SENATOR MARAGOS:

30. Senator Rock, does any of these two bills in any
31. way change the necessity of their filing their rules
32. as they existed prior to the Administrative Procedures
33. Act being adopted as of February 28th? In other words, those
34. would...didn't...if any of the...department did not file its

1. rules by February 28th of this year, do you give them
2. any absolution by this...by these Acts?

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Rock.

5. SENATOR ROCK:

6. I'm not sure I understand the significance of the February
7. 28th deadline.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Maragos.

10. SENATOR MARAGOS:

11. As I recall, I don't have the Act in front of me
12. right now, that it was required of every department who had
13. hearing procedures and rules governing grievances or hearings
14. that they had to file those rules with the...with the State
15. register by February 28th in order for them to be effective.
16. Now, I would say about most of the departments that I've been
17. concerned with did file those...their rules which are in
18. effect now. I know what you're doing by some of the substantive
19. ...parts of this Act that you have given them time from July
20. 1st to January 1st to make...adopt new rules according to the
21. Act, however, whether any departments or agencies which...
22. failed to file by February 28th which...were the present rules
23. before the adoption of the Act. And does this...do any of these
24. two bills give them absolution or give them additional time to
25. file those with the register? That's the only question that I
26. have.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Rock.

29. SENATOR ROCK:

30. Yes, I think by virtue of the effective date, which we have
31. now pushed back to January 1 of '79 instead of July 1, '78, I
32. think that...that would cover that situation.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Maragos.

2. SENATOR MARAGOS:

3. Then my concern is, how would we know whether those
4. rules and regulations that had been failed to be filed by
5. any department or agency, are valid rules at the present time
6. before the adopted new rules according to your new...your bills.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Rock.

9. SENATOR ROCK:

10. Well, when you say how do we know if the...if the rules
11. have been published and promulgated in accordance with the
12. Illinois Administrative Procedure Act, they are...and have,
13. in fact, been subject to a majority vote of that commission, they
14. are, in fact, valid at this point.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Maragos.

17. SENATOR MARAGOS:

18. I'm sorry. Maybe I'm not making my question clear.
19. Those departments who failed to file their old rules, if I
20. may use the term, prior to February 28th, are...and you...you
21. stated that by these bills, we are giving them absolution that
22. they will not be...that the rules will not be invalid until they
23. adopted new ones through your commission here. My question
24. is will...by the nature of these two bills, will they still have
25. the old rules to be effective as far as any hearings are
26. concerned even though they failed to file them, if any did. I
27. don't know if any failed to file them, but if any did, would
28. those rules still be invalid or would they be valid and how would
29. we know if they were or not?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rock. Our three minutes are up. Senator Rock.

32. All right. Senator Regner.

33. SENATOR REGNER:

1. Mr. President and members of the Senate. I rise in
2. support of Senate Bill...or House Bill 16. This is another
3. change that we found necessary after the first few months of
4. our operation as a joint committee. It does give us a few extra
5. days for the review and the procedure and it also brings in
6. all the agencies that had assumed that they were not
7. included in our review of their regulations and I would urge
8. a Yes vote.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion? Senator Rock may close.

11. SENATOR ROCK:

12. Thank you. Again, Mr. President and Ladies and Gentlemen
13. of the Senate. I would solicit a favorable roll call.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. The question is shall House Bill 16 pass. Those in
16. favor vote Aye. Those opposed Nay. The voting is open.
17. Have all those voted who wish? Have all those voted who wish?
18. Take the record. On that question the Ayes are 53, the Nays
19. are none. House Bill 16 having received a constitutional
20. majority is declared passed. House Bill 32, Senator Weaver.
21. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 32.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Weaver.

28. SENATOR WEAVER:

29. Thank you, Mr. President. House Bill 32 does just as the
30. Calendar...or the Synopsis states with one exception. In the
31. County of Cook, the county will pay five hundred dollars toward
32. the salary of their circuit and associate judges.
33. If there's any questions I'll be glad to answer them.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Maragos.
3. SENATOR MARAGOS:
4. Will the sponsor yield to a question?
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Indicates he will.
7. SENATOR MARAGOS:
8. Senator Weaver, is it correct now that all the...all the
9. salaries of these judges throughout the State of Illinois
10. are equal because at one time there was a discrepancy because of the
11. counties paying it. They are all equal now, are they not?
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Weaver.
14. SENATOR WEAVER:
15. No.
16. SENATOR MARAGOS:
17. What is the difference?
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Maragos.
20. SENATOR WEAVER:
21. Cook County has an add on, Senator.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Maragos.
24. SENATOR MARAGOS:
25. For what amount, that's what I'm asking.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Weaver.
28. SENATOR MARAGOS:
29. ...twenty-five hundred dollars.
30. SENATOR WEAVER:
31. In the first judicial circuit, they will be making
32. thirty-seven thousand and...
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just a moment.
2. SENATOR WEAVER:
3. No, I think there's...
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator...
6. SENATOR WEAVER:
7. ...probably a...Senator Berman, do you know what the
8. differential is in the first district?
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Berman.
11. SENATOR BERMAN:
12. Thank you, Mr. President. It was my amendment that was put
13. on at my request. What this did, it was brought to my attention
14. that in Cook County the judges are presently, because of the
15. add on paid for by Cook County, are considered county employees.
16. As county employees, all their health insurance for the employee...
17. for the judge and for his family is paid for by the county.
18. State employees, as you know, only the employee is covered by...
19. for medical insurance. In order to...not to create, in fact,
20. what would be a pay cut by this bill, what we have done with the
21. concurrence of the county board in Cook County is to keep the
22. Cook County judges in there whereby the county pays five hundred
23. dollars of their salary. So, they still are...will be considered
24. to be county employees and they will still keep the same
25. insurance coverage that they have had.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Maragos.
28. SENATOR MARAGOS:
29. Beside that factor, however, the salaries of all circuit
30. judges, for instance, are the same and all the appellate court
31. judges and so on are all the same beside that...add on five
32. hundred dollars.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator...Senator Glass.

1. SENATOR GLASS:

2. I have a question of the sponsor, Mr. President, if he will
3. yield.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Indicates he will.

6. SENATOR GLASS:

7. Senator Weaver, by having the State pay the salaries of
8. all judges that would eliminate a seventy-five hundred dollar
9. cost for circuit judges and forty-five hundred for associate
10. judges. Do you have a figure on the total cost of that to the
11. State of Illinois?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Weaver.

14. SENATOR WEAVER:

15. Something over three million dollars.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Glass.

18. SENATOR GLASS:

19. Well, I would just voice opposition to this bill.
20. I think it's a bill that's been up several times before and
21. ...defeated and comes back again. I think it's a bad precedent
22. for the State to be paying all of the judge's salaries
23. and I would urge defeat of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there further discussion? Senator Buzbee.

26. SENATOR BUZBEE:

27. Well, Mr. President, I rise in support of the bill.
28. This is a concept, as Senator Weaver stated, that has been here
29. several times before. We know what happens when the judges
30. come in for a pay raise. We've got them up to the point now
31. where they're making forty-five thousand, forty-two thousand
32. dollars a year and whenever they want a pay raise, we seem to...to
33. give it to them almost, I guess, everytime, as a matter of
fact. The last time the pay increase came about, everybody in the

1. State, including the legislative, agreed to compromise
2. and bring the recommended pay raise level down, except the
3. judges: They refused to compromise. And they got their
4. full amount of pay and we put that burden on the counties
5. long enough. I think the State ought to pick up
6. this function and pay them and if we want to continue to
7. increase their salaries as they keep asking us to,...
8. ran into a judge the other night, I got off the airplane.
9. The first thing he said to me, the only thing he said to me
10. is when are you going to increase my pay? And I think if
11. we want to do that, what we ought to do is just make sure that
12. the State is going to pay the bill and not ask the counties
13. to. I think it's a good bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Vadalabene.

16. SENATOR VADALABENE:

17. Yes, this is a good bill. It does take the burden off the
18. counties and put it on the State and as Senator Knuppel referred
19. to me the other day as being Robin Hood, this is a good place
20. to be a Robin Hood.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Of course, the history of this bill just isn't quite that
25. way. What had been done for years in Chicago they had had the
26. supplement to pay and they had paid it and then the judges
27. downstate wanted their pay raise and they got it but
28. we decided that downstate counties ought to be treated
29. exactly as Cook County was, that we ought to pay it if...
30. if our judges want it and if we thought that much of them.
31. Now we get into a discourse about whether judges salaries
32. are sufficient or not. It's been a long time since judges
33. have had pay raises and most lawyers..the judges are making about

1. fifty percent of what lawyers are making. We're paying some
2. kid out of law school in counties of thirty thousand
3. and most of them haven't been out too long when they run
4. for State's Attorney, we're paying those people the same thing
5. we're paying judges and we're not attracting, and I'm sincere
6. about this, we're not attracting the best legal talent to the
7. bench. So, we are...this bill doesn't have anything to do with
8. that, but ultimately, those people now who are criticizing
9. judicial pay raises want to start thinking what kind of men
10. they want on the bench because...and they better start
11. thinking too, here and now, I know it's taboo, and all the
12. newspapers say what a bunch of finks we are and everybody went
13. after Governor Thompson for saying that we ought to have a
14. pay raise, but Gentlemen, anybody that tells you this is less
15. than a full time job is full of cranberries. It is a full
16. time job. Sometimes I spend as long as a...as long as one
17. day on one case. And we should have...and I mean this, as long
18. as we're paying State's Attorneys in counties of thirty
19. thousand, we're paying judges forty-two five and they should
20. have a job...if we want to attract better judges, we should be
21. paying members of the General Assembly forty-two thousand
22. five hundred and we better be thinking about that and we
23. better be talking about it because if we don't think it's
24. worth that, hell, the people won't think it's worth that either.
25. It is worth it if we're going to get the quality of men in this
26. Body that ought to be there. Now, we can get housewives who
27. don't have anything else to do like the ones that come down
28. here on ERA and float around...well, now, you turn around,
29. Hickey, but the biggest decision you have to make every week
30. is where you're going to meet your husband, whether it's
31. in Wisconsin, or Rockford or in Springfield. And we're going to
32. get full time legislators and that's what we got, we're going
33. to have to pay them. Now, where I was opposed to the...to the
State paying this supplement, we've reached the point, I think,

1. that county governments don't get fees anymore and this is
2. good legislation. We should vote for it but more than that
3. we better be thinking about what we're worth and if we
4. discount what we're worth, we're sure as hell not going to get
5. the people to think we're worth anymore.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Bowers.

8. SENATOR BOWERS:

9. Thank you, Mr. President. I just want to rise very briefly
10. in support of this legislation. It seems to me that
11. particularly in the area of the School Aid Formula we have,
12. in fact, transferred a lot of our obligation to the counties
13. and to the local property tax. This seems to me to be one
14. area where we can pull it back without too much difficulty
15. and I think we ought to do it. I would ask a favorable roll call.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Soper.

18. SENATOR SOPER:

19. Well, thank you, Mr. President. You know, if you pass
20. this, I know all the...all the counties want to get off the hook
21. and want to pay their judges a lot of money...they don't
22. want to assume any of the responsibility. You better figure
23. out how you're going to meet this thing. If you think that...
24. if you're going to take it from a county obligation where
25. it belongs, if you want to give them supplemental money, you
26. pay for it. You don't have to give them the supplemental
27. money. You can give them the ordinary salary that's paid by
28. the State but the supplemental you pay for it. If you think
29. your judges should get more in the counties that you're in,
30. then you can do that. If you've got a five thousand, ten
31. thousand population then you do it. But to say that this is
32. going to be free money just like saying it's Federal money,
33. it's from the same people and I think you're being very

1. irresponsible by shifting this burden from the people back to the
2. people where they can't get at you because they're going to get
3. at you with this thing and they're going to say that you
4. raised the taxes in this State. Now, I didn't get the full
5. figure on this, but I'd like to ask the sponsor what...how...
6. how are you going to...how much money does this involve that
7. you're going to transfer from the people to the people?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Well, Senator, Weaver...Weaver answer it again.

10. SENATOR SOPER:

11. Well, I wasn't paying attention to this. I thought this
12. was a no nothing thing, but this is something that
13. ...just the answer...figure, please. Thank you.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Weaver.

16. SENATOR WEAVER:

17. Senator Soper, as I stated once before, the cost of this
18. to the State of Illinois is approximately three and a half
19. million, three and a half million. Any other questions, Senator?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator...Senator...Senator Soper. Your time is about
22. expired. You may close.

23. SENATOR SOPER:

24. Well, three and a half million, I understand there's a hundred
25. and two counties. There's one county that takes care of its
26. own obligation so if you've got...if you've got a hundred and one
27. counties and you...and you chisel in that money, it would figure
28. out about thirty thousand dollars a county and I think that...
29. I think the counties that want to afford the thirty thousand and
30. get good judges, maybe you should up it a little bit and get
31. better judges and quit saddling this thing on all the people in the
32. State of Illinois. You take care of your own judges. If you
33. don't want them, broom them.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Demuzio.

3. SENATOR DEMUZIO:

4. Well, thank you, Mr. President. I just wanted to say that
5. anytime that you can get the sheriff of Nottingham on my left
6. and Robin Hood on my right together on the same bill, it
7. must be a good bill.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Kenneth Hall.

10. SENATOR KENNETH HALL:

11. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
12. I rise in support of this bill. Now, I voted for the judges
13. pay raise the last time. It was fourteen thousand dollars and
14. that's more that they're getting in a pay raise than almost
15. seventy percent in my area makes a year. And these counties
16. can't afford anymore of that. This is a good bill and I think
17. we should all support it.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Weaver may close.

20. SENATOR WEAVER:

21. This is a very simple bill, Mr. President. I'd appreciate
22. a favorable roll call.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. The question is shall House Bill 32 pass. Those in
25. favor vote Aye. Those opposed Nay. The voting is open.
26. Have all those voted who wish? Have all those voted who wish?
27. Take the record. On that question the Ayes are 37, the Nays
28. are 14. House Bill 32 having received a constitutional majority
29. is declared passed. House Bill 297, Senator Knuppel. House
30. Bill 2...384, Senator Guidice. House Bill 562, Senator
31. Regner. House Bill 1068, Senator Ziomek. House Bill 1088,
32. Senator Kenneth Hall. House Bill 1226, Senator Graham -
33. Mitchler. House Bill 1270, Senator Berman - Glass. House
34. Bill 1436, Senator Clewis. House Bill 1533, Senator Kenneth Hall.

1. House Bill 1803, Senator Davidson - Bruce. Read the bill,
2. Mr. Secretary.
3. SECRETARY:
4. House Bill 1803.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Davidson.
9. SENATOR DAVIDSON:
10. Yes, Mr. President and members of the Senate. This bill
11. gives an additional one percent to people who are on retirement.
12. The Pension Laws Commission had an amendment put on which
13. withdrew objection to this bill, as I understand it.
14. ...half a percent contribution by the present employees
15. of all systems covered under it which will cover
16. the cost of it. Appreciate a favorable roll call.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Is there discussion? Question is shall House Bill 1803
19. pass. Those in favor vote Aye. Those opposed Nay.
20. The voting is open. Have all those voted who wish?
21. Have all those voted who wish? Take the record. On that
22. question the Ayes are 36, the Nays are 8, 1 Voting Present.
23. House Bill 1803 having received the constitutional majority
24. is declared passed. The Chair inadvertently skipped
25. 1333. Read the bill, Mr. Secretary.
26. SECRETARY:
27. House Bill 1333.
28. (Secretary begins reading title of bill)
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Just...just a moment. Senator Rhoads, for what purpose
31. do you arise?
32. SENATOR RHOADS:
33. Was there an agreement to call this back for amendment?

HB 1333
6/24/78
3rd reading

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Moore will explain that after the Secretary
3. reads the bill. Read the bill, Mr. Secretary.

4. SECRETARY:

5. House Bill 1333.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Moore.

10. SENATOR MOORE:

11. Thank you, Mr. President, members of the Senate.

12. When this bill was moved to 3rd reading, there was a...some
13. discussion with Senator Bruce insofar as bringing the bill back
14. to 2nd reading for a possible amendment on the replacement
15. part question. I've discussed that with him and he is not
16. going to offer an amendment. I do have some observations to
17. make as we proceed with the bill. So, there being no amendments
18. it would not be necessary to bring it back to 2nd reading
19. and I'd like to proceed with the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Proceed.

22. SENATOR MOORE:

23. House Bill 1333 is the identical bill that this Body
24. passed a week or ten days, two weeks ago, Senate Bill 1847,
25. which has passed the House of Representatives by 135 or
26. 140 votes to 20. What it does it deals with the question of
27. product liability. Because of Senator Daley's absence,
28. Senator Daley and myself were the chief cosponsors of Senate
29. Bill 1847 and the chief sponsors of House Bill 1333. The bill
30. as I said is identical to the one that we had passed before.
31. The statute of limitations in the bill will bar products liability
32. actions based on the doctrine of strict liability and tort
33. unless commenced within the applicable limitation period or the
earlier expiration of twelve years from the date of the first sale,

1. lease or delivery or possession of the...by a seller or ten
2. years from the date of the first sale, lease or delivery of the
3. initial user, customer or other nonseller, provided that the
4. defendant has not expressly warranted the product for a longer
5. period of time. A strict products liability action based upon
6. injury, casualty related to alterations of the product covering...
7. product occurring after the first sale, lease or delivery of
8. the initial user, customer or other nonseller is not barred by the
9. ten to twelve year limitation period if certain facts relating
10. to the alteration exist. In spite of the ten to twelve year
11. limitation period on strict liability action, an action is not
12. barred if the injury complained of occurs within the ten to twelve
13. year period and the plaintiff brings suit within two years after
14. the date which he knew or through the use of reasonable diligence
15. should have known of the existence of the personal injury, death
16. or property damage, however, in no event may an action be brought
17. more than eight years after the date on which the personal
18. injury, death or property damage occurred. There is also a
19. provision in the bill dealing with the insurance industry requiring
20. them to report data to the Department of Insurance so that we can
21. get a handle on whether the...on the amount of judgments that have
22. been granted on products liability, the type, the amounts of
23. dollars and so forth. Also on the replacement of component parts
24. of a product unit with a substitute part having the same formula
25. or design as the original is not to be deemed a sale, lease or
26. delivery of possession or an alteration, modification, or change
27. for the purpose of starting the statute of limitations running
28. on an injury, death or property damage. Now there were two groups
29. that had some concern with this bill in Judiciary Committee,
30. Mr. William Burfeen of the American Insurance Association, brought
31. up a point which probably has some merit but rather than tamper
32. with this bill, we decided to have a bill drafted which will be
33. prefiled and the next session of the General Assembly can take

1. care of the problem that the American Insurance Association has.
2. The other objection on the one that Senator Bruce was concerned
3. with dealt with Mr. Victor Madonna of the Automotive Wholesalers
4. of Illinois who had proposed an amendment which would delete
5. Subsection C and E of House Bill 1333 and they deal with the
6. question of the replacement parts. Whether a part is a safe or
7. more safe than the original part is an ultimate fact to be
8. decided at a trial. Furthermore a part which has been redesigned
9. and is introduced into the product unit may cause a safety
10. hazard of its own. If it does, the proposed amendment as Mr.
11. Madonna would have suggested would have seemed to have insulated
12. the manufacturer of the part from any liability which I am sure
13. is not their intent. I have insured Representative Bruce that
14. myself and Senator Daley will cooperate on any reasonable
15. amendments. I think this is a good compromise. The task force on
16. products liability have worked on it. The Trial Lawyers. They
17. have an agreement. I could say that this is an agreed bill.
18. It's the identical at 1847. I want to thank personally the
19. tremendous hours that Senator Daley has spent on his own time
20. as well as with the Judiciary Subcommittees and other groups
21. that he has worked with and I am happy that there are no amend-
22. ments on it and I would move for a favorable roll call on House Bill
23. 1333.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Demuzio.

26. SENATOR DEMUZIO:

27. Well, I was just wondering if Senator Moore might pass out
28. the...the information that...that you read that pertains to
29. the situation that Senator Bruce brought up yesterday and I was
30. wondering whether or not after passing out that material whether
31. or not you would...you could take the bill out of the record and
32. allow us to make some phone calls to see whether or not this
33. meets the objections of some of the parts people back in our

1. district because I'm...I'm not clear as to what you're saying.
2. I haven't seen what the...the statement that you've just read
3. and unless it can be cleared up, I'm in the posture of having
4. to be in a very ticklish situation in regards to this bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Rhoads.

7. SENATOR RHOADS:

8. Sponsor yield?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Indicates he will.

11. SENATOR RHOADS:

12. Senator Moore, there is no one in the Chamber who would
13. like to support this bill more than I would. I was a cosponsor
14. with Senator Glass on Senate Bill 475, was a cosponsor on Senate
15. Bill 1847 and I offered some amendments which...which were
16. defeated. Now first, as to your representation that this is
17. an agreed bill. As I understand it the parties to the compromise
18. on this bill were, The Illinois Trial Lawyers Association,
19. The State Chamber of Commerce and the Illinois Manufacturers
20. Association. Can you tell me what is the posture of the
21. Illinois Product Liability Task Force on this bill as currently
22. written?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Moore.

25. SENATOR MOORE:

26. To my knowledge they have no objection to this bill or to
27. Senate Bill 1847 which we previously passed.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Well, if your representation that this bill is in the identical
32. form as Senate Bill 1847 was when it passed this Chamber,
33. then I have different information than you do and I don't think

1. they approve of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Thank you, Mr. President. I appreciate all the work that
6. has gone into this legislation by Senator Daley..Senators Daley
7. and Moore and all of the various interested parties. When we
8. have the Trial Lawyers Association agreeing with the State
9. Chamber of Commerce and the Illinois Manufacturers Association
10. that they think that this properly addresses the question,
11. then obviously we would normally...those of us especially who
12. are not lawyers and who were not involved in the...in the
13. negotiations would naturally think that perhaps we have, in fact,
14. solved the problem. Now, I understand that there are attorneys
15. that have raised the question for the Products Liability Task
16. Force or the...the group of automotive replacement parts dealers
17. anyhow that have said that they think they are going to get
18. their clients are going to get hurt badly with the possible
19. liability that might arise out of replacement parts, so we are
20. caught in the switches here, in fact, what will probably happen
21. as I am led to believe that whatever we pass will not be finalized
22. until it gets court trial and eventually decided by the courts.
23. I am told by Senator Moore and by Senator Bruce who joined with
24. me yesterday in objecting to this. I am told that they think
25. now that it has been resolved that it's just simply a...still a
26. matter of a difference of opinion between some lawyers. Unfortunately
27. I...I still have some reservations. I don't know which way to
28. go so I am going to vote no because I committed to some of those
29. replacement part dealers back in my district that I would not
30. support the bill until the question had been adequately addressed.
31. It has been addressed but we still have a major difference of
32. opinion apparently so I am just going to vote No.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Bruce.

2. SENATOR BRUCE:

3. Thank you; Mr. President and members of the Senate.

4. The problem that I have been involved with is the replacement
5. of parts and the biggest group of people who are involved in
6. replacement parts and substitute parts is that of automobile
7. dealers and the example given to me is the bill treats
8. differently a Ford Motor Company automobile for example
9. where a front end part is replaced with a part manufactured
10. by a person other than Ford Motor Company and whether that
11. reestablishes liability for a period greater than the initial
12. period from the date of sale of the Ford until the alteration.
13. I think in the reading of C-3 of the Act that that is going to
14. be a decision that will have to be decided by the courts.
15. We've had amendments for...proposed and it doesn't seem to me
16. that there is any language available that will clarify the
17. situation between A, the Ford Motor Company, replacing the
18. part in a ten year period just running out or using B,
19. a part by another manufacturer and whether or not that new part
20. meets the standards of the Ford Motor Company and therefore,
21. the...the time period would start to run again. It seems clear
22. to me if you read C-3 of the Statute that...the act that we're
23. considering that it does put it with the courts that when the
24. injury or claim or damage is claimed to have resulted from
25. an alteration, modification, or change of a product unit, there
26. has to be proof that such alteration, modification or change
27. had the effect of introducing into the use of the product unit
28. by use of defective parts or workmanship a hazard not existing
29. prior to the alteration, so if you use a part in a front end of a
30. Ford Motor Company it will be upon the claimant to show the
31. introduction of that part was either the part...the part was
32. either faulty because of workmanship or defective materials and
33. I think that is a reasonable test. Also in Section E where we talk

1. about replacement of component parts it will be a problem for
2. the courts to prove whether or not...C-3 says as it currently
3. exists in the bill, "will require proof that any alteration,
4. modification, or change had to...the effect of introducing
5. into the product a hazard which did not exist prior to the
6. alteration, modification, or change before the limitation
7. period can be restarted' which means that the ten year period
8. will lapse on the Ford Company car even if a replacement part
9. is not made by Ford if, in fact...if it is not shown that that
10. replacement part or modification did in some way...if it...it
11. can not be shown to introduce a new hazard and I think it's
12. clear from the Statute that it...that that...that the proof of
13. that change will be...within the trial court. Unfortunately
14. the language we have just doesn't allow us to make a differentiation
15. between the replacement parts without turning to the courts and
16. seeing whether or not the replacement part was either A,
17. defective in workmanship, or materials or B, modified the
18. product in some way as to make it more hazardous than when
19. it was originally sold so with that explanation I have not
20. offered the amendment and Senator Moore has indicated that he is
21. willing if this does create a problem to come back in...next year
22. to see whether or not there needs to be any modification of the
23. law but it seems to me that it is as well drafted as man can make
24. it at the present time and I plan to support it.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Grotberg.

27. SENATOR GROTBORG:

28. Yes, I could ask this privately to Don, I know but I'm going
29. to ask Don a question I think everybody wants entered. I've
30. got all those postcards setting on my desk that have yet to be an-
31. swered. Senator Moore, can you provide us all with a written
32. document, a paragraph or two, about the posture on gypsy
33. parts. That's all we're talking about, are the gypsy parts.

1. Can we answer those postcards with something intelligent from
2. you for the whole Body?

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Moore.

5. SENATOR MOORE:

6. Yes, to answer your question and I will have a copy of
7. a proposed constituent letter which I do have in front of me.
8. It will be reproduced and distributed to the members so that they
9. can reply to the cards that we all received on this matter.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Rhoads.

12. SENATOR RHOADS:

13. Thank you, Mr. President, members of the Senate. I rise
14. somewhat reluctantly in opposition to House Bill 1333. I did
15. cosponsor 1847 and I did vote for it when it left this Chamber.
16. I thought we might be seeing it again. I frankly thought a
17. Conference Committee would be reported...would be needed. It's
18. my understanding that 1847 has now passed the House and has
19. been sent to the Governor and if this bill is, in fact, identical
20. to it then what we're doing here is probably duplicative. One
21. of the basic problems is with the definition of same formula
22. and design. The state of the art changes from year to year.
23. We're in a very rapidly changing, technical process. The 1977
24. alternators that went into Ford Granada Ghias have already been
25. changed. They will be changed again. Are we requiring independents
26. to keep inventories for five, six, seven years in order to satisfy
27. this same formula and design requirement or are we creating them
28. to...a new exposure that they do not have for product liability
29. insurance. The main reason that I got involved in this whole
30. issue and tried to help out some people in my district were
31. machine tool distributors, wholesalers, other people who weren't
32. really even in the direct stream of commerce and yet who were
33. the very people who were being clobbered by product liability

1. insurance to the point of doubling, tripling and then cancellation.
2. I don't really feel that this bill, as written, will do a great
3. deal to bring down product liability insurance rates and for that
4. reason I oppose it at this time. Thank you.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? Senator Moore may close.

7. SENATOR MOORE:

8. Thank you, Mr. President. The question of products liability,
9. the tremendous increase in rates that we have seen is attributable
10. to one factor. We have nothing on the books today in the
11. State of Illinois. What this bill does and I can appreciate some
12. of the concerns of the member, this is not a perfect bill. There
13. have been many, many questions raised but I think we can say
14. safely that we have probably sixty percent of a loaf which I
15. think is a very good start in doing something to get a handle on
16. the...the sky rocketing insurance rates that have been plaguing
17. the industries and I say industry, I don't...only mean big
18. business, I mean the little guy too because of there being no
19. statute of repose that we have imposed. This bill does do it.
20. It affects the automotive wholesalers. They're better off
21. with this bill as unhappy as they are with it. They still have
22. more protection under this bill than what they would have if we
23. would do nothing. The same thing goes for the manufacturers,
24. the dealers, everybody down the line is better off with this
25. bill. It could be better but without this bill they have no
26. protection whatsoever. I think this is a good bill and I would
27. appreciate a favorable roll call.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Question is shall House Bill 1333 pass. Those in favor vote
30. Aye. Those opposed Nay. The voting is open. Have all those
31. voted who wish? Have all those voted who wish? Take the
32. record. On that question the Ayes are 46, the Nays are 2,
33. 1 voting Present. House Bill 1333 having received a constitutional
majority is declared passed. Senator Mitchler, for what purpose

1. do you arise?

2. SENATOR MITCHLER:

3. Point of personal privilege, Mr. President.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Very unusual. State your point.

6. SENATOR MITCHLER:

7. On the Floor of the Senate is a gentleman from the City

8. of Chicago, Representative Lawrence DiPrima and today is his

9. birthday. Larry has got a birthday today.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Happy Birthday, Larry.

12. SENATOR MITCHLER:

13. Let's wish Larry a happy birthday.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Hosue Bill 1436, Senator Clewis. Senator Grotberg, for

16. what purpose do you arise?

17. SENATOR GROTBORG:

18. Well, I think on a point of personal privilege...while we

19. got DiPrima here I think the Senate should know that he just caved

20. in on Memorial Day for the schools at least. Is that true, Larry?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. That's fine. Senator Clewis. House Bill 1533, Senator

23. Kenneth Hall. House Bill 2105, Senator Demuzio. House Bill 2219,

24. Senator D'Arco. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 2219

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator D'Arco.

31. SENATOR D'ARCO:

32. Thank you, Mr. President. House Bill 2219 provides that a

33. person who has taken a leave of absence from a police department

1. as president of a fraternal organization can acquire credit time
2. for the amount of leave for the period that he was absent. What
3. the question was in this bill was the CETA amendment and I
4. talked to a number of my colleagues about the CETA amendment
5. and I think it's well understood now exactly what it does so
6. that we have alleviated the problem with regard to it and it is
7. my impression now that we are fairly agreed about that. We are
8. also I think agreed about another amendment which would be
9. the reciprocal amendment as to the fact that the employer
10. contribution would be transferred along with the employee's
11. credit time for various Chicago municipal pension funds and that's
12. about what the does and I would ask for a favorable vote.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Berning.

15. SENATOR BERNING:

16. Thank you, Mr. President. 2219 has been amended two or
17. three times and I rise in support of the bill. The amendments
18. are in proper order. The agreed upon formula for contribution
19. by those persons coming in under the system covering both
20. the employee and employer's share of the contribution has been
21. provided for and in my opinion there is no...no reason to object
22. to the passage of House Bill 2219.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator D'Arco may close.

25. SENATOR D'ARCO:

26. Thank you, Mr. President. I would ask for a favorable vote.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Question is shall House Bill 2219 pass. Those in favor vote
29. Aye. Those opposed vote Nay. The voting is open. Have all those
30. voted who wish? Have all those voted who wish? Take the record.
31. On that question the Ayes are 44, the Nays are 5. House Bill
32. 2219 having received a constitutional majority is declared passed.
33. House Bill 2256, Senator Clewis. 2256. Read the bill, Mr.

1. Secretary.

2. SECRETARY:

3. House Bill 2256.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Clewis.

8. SENATOR CLEWIS:

9. Mr. President, members of the Senate. House Bill 2256
10. increases the fees of county officers in counties less than
11. one million. It's similar to, as a matter of fact it's
12. identical to Senate Bill 1737 and I would ask for a favorable
13. roll call.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there discussion? Senator Mitchler.

16. SENATOR MITCHLER:

17. I have a question of the sponsor. Senator Clewis, what do
18. you estimate will be the increase in cost to the various counties
19. by the payraise increases that will result from this legislation
20. that you are sponsoring for downstate counties.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Clewis.

23. SENATOR CLEWIS:

24. I have no estimate.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Senator Mitchler.

27. SENATOR MITCHLER:

28. Well, then you are...you are passing an increase of cost
29. to local counties not knowing what it is going to cost them, of course,
30. you don't live in any of these counties and represent any of
31. these counties that you are putting this cost onto but a little
32. bit ago we took the cost away from the counties for the judges
33. maybe we ought to...if we're going to increase the salaries of

1. county officials that maybe the State ought to take over
2. the payment for the salaries of these county officials
3. and thereby relieve the county of this tax burden.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Wooten.

6. SENATOR WOOTEN:

7. Yes, Mr. President. I know this is a very popular thing
8. with county officials back home, but I just don't like
9. the...our involvement in this process. I might also point out
10. to you that we have another bill on the Calendar which
11. talks about the State paying for the cost of all mandated
12. programs. If we do get into that, it seems to me we're
13. mandating certain salary levels and we could logically
14. argue that the State would be responsible. I think this is
15. something county boards ought to settle. They ought to
16. quit passing the buck to us and deal with the problem
17. themselves. We ought to be out of this business.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Knuppel. Just a moment. Senator Clewis, for what
20. purpose do you arise?

21. SENATOR CLEWIS:

22. Well, just for a point of clarification here that
23. this...

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Well, do you want to make that on your closing statement,
26. Senator?

27. SENATOR CLEWIS:

28. Well, I think we could end a lot of debate. Senate Bill
29. 1737, which is an identical bill is on the Governor's desk.
30. We had this same argument on Senate Bill 1737 I think by the
31. same people. It passed the Senate. It is on the Governor's
32. Desk. We're passing this bill because it is here and I think
33. we could end alot of debate.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Well they needed a little lung exercise, Senator. Senator
2. Knuppel.

3. SENATOR KNUPPLE:

4. Well, what I was going to say is, we have relieved the
5. counties of the seven thousand five hundred dollars that they
6. have been paying judges. There has been natural inflation in
7. the...in the cost of living and otherwise and it seems to me
8. that this is the only way we'll get done. We should not
9. assume to pay that from the State. Their services are basically
10. all for the county. I think this is good legislation. It gives
11. these...it takes the county board off the hook and in the sense
12. of saying that they made the pay raise, I know that they would
13. want to give all of these faithful servants additional funds
14. if they could.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator McMillan.

17. SENATOR MCMILLAN:

18. Question of the sponsor.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Indicates he'll yield.

21. SENATOR MCMILLAN:

22. Am I correct that this does not include the salaries for
23. the circuit clerks and coroners.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator CLewis.

26. SENATOR CLEWIS:

27. Yes, Senator, you are correct.

28. SENATOR MCMILLAN:

29. And what's the effective date of the Act and how does it
30. relate to candidates for these offices at this November's
31. election?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Clewis.

1. SENATOR CLEWIS:

2. This action, Senator, this action takes place at the
3. effect upon its becoming a law and again it does not include
4. the circuit court, the elected circuit court clerks.

5. SENATOR MCMILLAN:

6. But it becomes effective on becoming law?

7. SENATOR CLEWIS:

8. Yes.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Walsh.

11. SENATOR WALSH:

12. Mr. President, members of the Senate. The...the sponsor
13. indicated that a similar bill is on the Governor's desk. That
14. being the case this gives us the unique opportunity to indicate
15. to the Governor that we made a mistake when we passed that
16. bill and possibly he would take the message and veto the bill
17. that is on his desk. As Senator Wooten has indicated, this
18. bill increases minimum salaries. To that extent we are voting
19. for a pay increase for local officials to that extent we are
20. voting for a tax increase on the citizens of the State of
21. Illinois. I have no objection to increasing maximums. I don't
22. think we should mandate an increase in minimums and I would urge
23. a No vote.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Soper.

26. SENATOR SOPER:

27. Well, we argued here the other day about mandated programs
28. saying that the State mandates a program that the State should
29. pay for it. What...what are you going to do about this gem?
30. Are you going to bring in an increase in the income tax or are
31. you going to increase the sales tax or are you going to increase
32. anything to be able to...to fund this. If you can't do it...
33. I'd...I'd...I'd...I don't know why we should impose ourselves

1. on...on some small counties that can't afford these things
2. and if the people who would...who would receive this money
3. they run for office and they know what the salary is, they know
4. what the payments are. If they don't want to run for office,
5. they don't have to sign the statement of candidacy. They don't
6. have to run and if you want to put in a bill that takes care
7. of this, a revenue bill, I'd be glad to help you if you go
8. out there and have everybody that votes for this vote for the
9. revenue bill. Put the tax in and see how...how you vote for
10. this program. I don't think you'll vote for it.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Berning. Senator Coffey. Is there further dis-
13. cussion? Senator Clewis may close.

14. SENATOR CLEWIS:

15. Thank you, Mr. President, ladies and gentlemen of the
16. Senate. To echo the words of Senator Knuppel, this is a
17. necessary bill. It brings the officers up to a...at least a
18. fair living standard in the counties that they are performing
19. duties in. The monies I'm sure will be developed. You have
20. people working, getting less than a twenty percent raise over
21. a four year period which is not even consistent with the
22. cost of living raises that are paid to people in less meaning-
23. ful jobs and I would urge a favorable roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Question is shall House Bill 2256 pass. Those in favor vote
26. Aye. Those opposed Nay. The voting is open. Have all voted
27. who wish? Have all those voted who wish? Take the record.
28. On that question the Ayes are 30, the Nays are 18. House Bill
29. 2256 having received a constitutional majority is declared
30. passed. Senator Walsh. Senator Walsh moves for a verification,
31. I think. Will the members please be in their seats. There
32. is a request for the affirmative roll call. Will the members
33. please be in their seats. The Secretary will call the affirm-
ative vote.

1. SECRETARY:

2. The following voted in the affirmative: Berman, Bruce,
3. Buzbee, Carroll, Chew, Clewis, Collins, D'Arco, Demuzio,
4. Donnewald, Egan, Grotberg, Guidice, Kenneth Hall, Hickey,
5. Johns, Knuppel, Ziomek, Lane, Lemke, Maragos, Merlo, Netsch,
6. Rock, Rupp, Sangmeister, Shapiro, Vadalabene, Weaver, Mr.
7. President.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Berman...Berman is on the podium, Senator
10. Netsch is near her seat.

11. SENATOR WALSH:

12. Senator Collins.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Collins is in her seat.

15. SENATOR WALSH:

16. Senator Schaffer.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Schaffer. Senator Schaffer did not vote.

19. SENATOR WALSH:

20. Senator Lane.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. The roll has...Senator Lane is in his chair.

23. SENATOR WALSH:

24. Is Senator Savickas?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Savickas did not vote. The roll has been verified.

27. On that question the Ayes are 30, the Nays are 18. House Bill
28. ...just a moment...House Bill 2256 having received a constitutional
29. majority is declared passed. Senator Lemke having voted on the
30. prevailing side moves to...to reconsider the matter. Senator...
31. Senator Chew moves that it lie upon the Table. Those in favor
32. indicate by saying Aye. Those opposed. The Ayes have it. The
33. motion carries. House Bill 2344, Senator Carroll: Read the bill,

HB 2344
3rd Reading
6/24/78

1. Mr. Secretary.

2. SECRETARY:

3. House Bill 2344

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Carroll.

8. SENATOR CARROLL:

9. Thank you, Mr. President, ladies and gentlemen of the
10. Senate. This is the bill we fully discussed when the amendment
11. was adopted a couple of days ago. It is the one recommended
12. by the Illinois Economic and Fiscal Commission as a way of
13. having some control over how...where local monies are deposited
14. unless they are specifically provided for otherwise by
15. statutory language. If there are any questions, be pleased
16. to answer them. I think everyone is aware of this bill
17. many times and would ask for a favorable roll call.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Is there any discussion? Senator Buzbee.

20. SENATOR BUZBEE:

21. Question of the sponsor, Mr. President.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Indicates he will yield. Senator Buzbee.

24. SENATOR BUZBEE:

25. In reading the amendment last night, I noted on page
26. 48 that we are now going to make the Legislative Council may
27. accept monetary grants, et cetera from the Federal Government
28. or any agency but it will be subject to appropriation. Is
29. that different than what it has been in the case...in the
30. past?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Carroll.

33. SENATOR CARROLL:

1. No.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Further discussion? Senator Maragos. Any further

4. discussion? If not, the question is shall House Bill 2344

5. pass. Those in favor will vote Aye. Those opposed will vote

6. Nay. The voting is open. Have all voted who wish? Have

7. all voted who wish? Take the record. On that question the

8. Ayes are 48, the Nays are 1, none voting Present. House Bill

9. 2344 having received a constitutional majority is declared

10. passed. 2490, Senator Knuppel. On the Order of House Bills

11. 3rd reading, House Bill 2490. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 2490

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Gentlemen and Mr. President. House Bill 2490 is a bill

20. designed to increase the fee for resident hunting license

21. from three to seven dollars. My understanding it's been

22. twenty-one years since there's been an increase in fees for

23. hunting licenses in the State of Illinois will also provide

24. for a combination license, fishing and hunting, for eleven

25. dollars. Many, many of our hunters here in Illinois go to

26. Minnesota, Missouri, Wisconsin and other states because of

27. the poor hunting and fishing we have in Illinois. The cost

28. of everything has gone up. We're twenty-third in income from

29. fishing licenses. We're twenty-ninth in out-of-state people

30. who come here to hunt. We're forty-seventh in recreation and

31. conservation and it's a sad, sad story in Illinois that's

32. been told over and over again. As far as I know virtually all

33. the organized wildlife and hunting federations support this

1. legislation. I submit to you that if it...that if you want
2. your ship to come in, you must send one out. That farm land
3. costs more. The cover...planting cover planting for conservation
4. and game costs more. Now, I say to you people who like to
5. hunt who live in areas where there...you have to go out into
6. rural areas to find opportunities, but these opportunities
7. are decreasing steadily. Now it...it stands to reason that
8. if you're willing to pay five hundred dollars for a shotgun
9. or five hundred dollars for a boat or for tackle, hunting
10. equipment and otherwise you should be willing to invest a
11. ...a fee of seven dollars for a hunting license or for ten
12. dollars for a combination. I think this can and it should
13. improve hunting and fishing in Illinois, this and it's
14. companion bill. We're told that this money would produce
15. about three million dollars that would be used to improve
16. hunting lands, upgrade game farms and law enforcement
17. services. I submit that this is good legislation. It
18. of course has been here some eleven times before. I think the
19. twelfth time should be a charm. I grew up in a rural area
20. and as you've heard me say many times, very much like a wilder-
21. ness where we went out and cut down bee trees for our honey.
22. We gathered wild grapes, we shot squirrels, rabbits and
23. quail for meat. These things are becoming rarer and rarer.
24. While I, myself, am not a hunter or a fisherman, I...my family
25. for over a hundred years have been and I submit that it's better
26. to spend ten dollars here for a few years to see if it will
27. really work, see if we can really improve this instead of
28. spending a hundred or a hundred and fifty or two hundred dollars
29. to drive to some other state to enjoy the same privilege. This
30. bill deserves a resounding victory, a resounding roll call.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Is there any discussion? Senator Leonard.

33. SENATOR LEONARD:

1. Two points, I'd like to...this is one of the few times I
2. find a group of people that are about to be taxed who are in
3. favor of it, as was pointed out, those that will pay this fee
4. support it and one point that was not missed here, Illinois
5. hopes to become a coho fishing center. That certainly
6. affects my area and the funds from this, some of the funds
7. will go into fisheries and we hope it will help develop
8. Illinois as an attractive place for people to come and fish
9. for salmon so I am much in support of it and I hope that the
10. rest of the Body will be.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. WCIA TV has requested permission to film the
13. proceedings. Is leave granted? Leave is granted. Senator
14. Chew, for what purpose do you arise? To speak on the bill?

15. SENATOR CHEW:

16. Yes, sir.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. You're number eight. Senator Mitchler.

19. SENATOR MITCHLER:

20. Mr. President, members of the Senate. I opposed this bill
21. last year and I opposed it earlier this year. For the reason
22. that I know a lot of these organizations and clubs support
23. these increases in license fees but the...the people that pay
24. these license fees are the ones that I'm interested in,
25. whether they are willing to pay more money for their license
26. fees for hunting and fishing. If they believe the Department
27. of Conservation is capable of accepting these additional monies
28. and putting them to good use. If they have the faith in the
29. Department of Conservation now. I know the faith that they had
30. in the Department is diminished with some of the past Directors
31. that we've had and some of the things that have been going on
32. over there for four years previous to this administration and
33. I personally developed a little survey that I sent out with

1. ...throughout my district, not necessarily just to sportsmen,
2. or people that I thought would be interested but general...
3. generally to the mailings in my district. Suprising to me,
4. it came back about four to one in favor of the increases.
5. Now that was a surprise to me. I don't have back the number
6. that I would like to have but it did suprise me that it ran
7. four to one in favor of it. It wasn't a definite thing against
8. it. In conjunction with that same thing, I was conducting a
9. survey on increasing the drinking age and I'm watching the
10. survey and suprised at the results I'm getting from that too
11. which I'll discuss at the proper time. But on that basis I
12. guess I could vote for this. I'm going to watch and see how
13. the vote goes. Thank you.

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END OF REEL

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1. PRESIDING OFFICER: (SENATOR ROCK)

2. Further discussion? Senator...Senator Lemke.

3. SENATOR LEMKE:

4. I just have a question of the sponsor.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. The sponsor indicates he will yield. Senator Lemke.

7. SENATOR LEMKE:

8. You know most of the time when we have bills drawn up by
9. the Reference Bureau I just want to make sure that the exemption
10. for senior citizens, disabled, are in here. We cut...we cut
11. the fee for them I think last year or the year before. Is that
12. still in here?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Yes, as far as I can see it is. There's only a change in
17. the amount of the original fee and those were in a different
18. part and as I understand it those fees still stand up.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? Senator Buzbee.

21. SENATOR BUZBEE:

22. I have a question to the sponsor, Mr. President.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. He indicates he will yield. Senator Buzbee.

25. SENATOR BUZBEE:

26. Senator, is it your understanding that these increased
27. license fees, in fact, will be used for the purchase of a...
28. additional game cover land and part B of the question, will it
29. also increase the amount of conservation officers that will be
30. made available? I'm getting a lot of complaints in my district
31. because there are not adequate conservation officers and, in
32. fact, deer poaching and so forth is...there are probably as many
33. deer poached as there are...that are killed legally.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. It...it has been represented in the material that I have
5. and I have no control...over how this money will be used but
6. that there will be additional conservation officers. Now
7. it's deplorable that there is as much poaching as there is
8. with respect to deer but we had another bill here earlier
9. that dealt with deer. This does not deal with deer but it
10. will as I understand it increase the number of conservation
11. officers and I want to say this that that's the one and only
12. type of game I know that...that has become plentiful in
13. Illinois that didn't exist when I was a young man. The deer
14. are...are actually overrunning the farms in many areas but
15. other game is much more sparse.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Further discussion? Senator Joyce.

18. SENATOR JOYCE:

19. Thank you, Mr. President. I have a question for the
20. sponsor.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. He indicates he will yield. Senator Joyce.

23. SENATOR JOYCE:

24. Yes, I...I see that they predict that this will generate
25. about two point one million and they are planning on spending
26. one point six million, Senator. Is that the same information
27. you have and...and what do they plan to do with the extra
28. five hundred thousand?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Well that question I think came up in committee and what
33. they were saying was that they would spend it for the same

1. purposes. What they were trying to do was be conservative in
2. their estimates in their appropriation but that this money will
3. all be used to...provide better game cover. To provide better
4. insipient hatcheries of one kind or another. Nurseries for
5. the animals that people hunt with but as you know in committee
6. this...this was answered and I have no control over that but
7. they were attempting to be conservative in their estimate of
8. what they were spending. That they didn't want to over
9. appropriate but that all the money they got would be used
10. for the purposes intended.

11. PRESIDING OFFICER:(SENATOR ROCK)

12. Further discussion? Senator Sangmeister.

13. SENATOR SANGMEISTER:

14. Thank you, Mr. President. I think Senator Joyce's question
15. may have answered it but I'm just going to ask you, Senator
16. Knuppel, if you will yield in a different manner?

17. PRESIDING OFFICER:(SENATOR ROCK)

18. He indicates he will yield.

19. SENATOR SANGMEISTER:

20. None of the funds that will be raised because of the
21. increase fees will go into the General Revenue Fund. Is that...is that
22. your understanding none of it will?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Knuppel.

25. SENATOR KNUPPEL:

26. That's the representation that I have that no part of this
27. money...no part of this will go in General Revenue that all
28. proceeds generated will go to improve the game and fish
29. habitat in Illinois and the enforcement procedures.

30. PRESIDING OFFICER:(SENATOR ROCK)

31. Further discussion? Senator Chew. Senator Ozinga.

32. SENATOR OZINGA:

33. Mr. President and members of the Senate. This is the same

1. identical bill I had last year and if you remember there were a
2. number of objections and the raising of the fees, in fact, the
3. present sponsor, I think, was one of the objectors as being
4. nickeled and dimed to death. Now at that time we listened to
5. all of the objections and I have no qualms that this is a
6. good bill and is absolutely wanted by the sportsmen of this
7. State and as I have heard this money will all be used for the
8. benefit of the sporting world, shall I say, in the new additions
9. and protection of the game and I without equivocation am in
10. favor of this bill.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Maragos.

13. SENATOR MARAGOS:

14. I echo the remarks of the previous speakers and of the
15. sportsmen in my vicinity especially in the Wolf Lake area want
16. this and I ask for support.

17. PRESIDING OFFICER:(SENATOR ROCK)

18. Any further discussion? If not, Senator Knuppel, may close
19. the debate.

20. SENATOR KNUPPEL:

21. Too much has been said already. Let's vote.

22. PRESIDING OFFICER:(SENATOR ROCK)

23. The question is, shall House Bill 2490 pass. Those in
24. favor will vote Aye. Those opposed will vote Nay. The voting
25. is open. Have all voted who wish? Have all voted who wish?
26. Take the record. On that question, the Ayes are 39, the Nays
27. are 11, None Voting Present. House Bill 2490 having received
28. the constitutional majority is declared passed. On the Order
29. of House Bills, 3rd reading, House Bill 2491. Read the bill,
30. Mr. Secretary.

31. SECRETARY:

32. House Bill 2491.

33. (Secretary reads title of bill)

HB 2554
3rd Reading
6-24-78

1. 3rd reading of the bill.

2. PRESIDING OFFICER:(SENATOR ROCK)

3. Senator Knuppel.

4. SENATOR KNUPPEL:

5. Same way as an auctioneer says. This is the same type of
6. situation only it deals with the Fish Code. It increases the
7. fishing license from two to five dollars. It does provide in
8. the amendment for a one day fishing license for salmon at a
9. rate of two dollars for non-resident fishermen. This bill
10. the full funds will go to help finance a hatchery which will
11. help put the fingerlings in Lake Michigan that you fellows
12. like to catch these salmon from.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Is there any discussion? If not, the question is, shall
15. House Bill 2491 pass. Those in favor will vote Aye. Those
16. opposed will vote Nay. The voting is open. Have all voted
17. who wish? Have all voted who wish? Take the record. On that
18. question, the Ayes are 41, the Nays are 11, None Voting Present.
19. House Bill 2491 having received the constitutional majority
20. is declared passed. On the Order of House Bills, 3rd reading,
21. House Bill 2554. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 2554.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER:(SENATOR ROCK)

27. Senator Maragos.

28. SENATOR MARAGOS:

29. Mr. President and members of the Senate. House Bill 2554
30. in its present...amended form, it is not in the best desirable
31. form that I would like to had it, however, I've discussed this
32. with Representative Yourell who is the House sponsor and
33. Representative Collins and they echoed the remarks that they would

1. like to have this bill back in this House and maybe with a
2. Conference Committee to come to the satisfaction of everyone
3. concerned so we have a consolidated implementation bill this
4. Session and we'd like to have enough time so the Conference
5. Committees can have adequate time to work on these issues
6. and therefore I ask for a favorable support for the passage
7. of House Bill 2554.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Is there any discussion? Senator Rhoads.

10. SENATOR RHOADS:

11. Thank you, Mr. President. A question to the sponsor.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. He indicates he will yield. Senator Rhoads.

14. SENATOR RHOADS:

15. Senator Maragos, what is your intention with respect to
16. a concurrence motion on Senate Bill 1419. Do you want both
17. bills to go to conference?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Maragos.

20. SENATOR MARAGOS:

21. I haven't seen the...1419 passed the House yesterday, but
22. I haven't seen its final form and that's why I would like...I
23. cannot give you a adequate answer at this time and until I've
24. seen its final form and see what the amendments were put on by
25. the House I cannot speak.

26. PRESIDING OFFICER:(SENATOR ROCK)

27. Senator Rhoads.

28. SENATOR RHOADS:

29. Thank you. I rise in support of the bill as amended.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any further discussion? If not, the question is, shall House
32. Bill 2554 pass. Those in favor will vote Aye. Those opposed
33. will vote Nay. The voting is open. Have all voted who wish?

1. Have all voted who wish? Take the record. On that question,
2. the Ayes are 44, the Nays are 4, 2 Voting Present. House Bill
3. 2554 having received the constitutional majority is declared
4. passed. Senator Guidice. Senator Knuppel, on 2600. Top of
5. page 4. No. 2636, Senator Johns. Senator Johns, do you
6. wish to pursue? You do. Okay. On the Order of House Bills,
7. 3rd reading, House Bill 2636. Read the bill, Mr. Secretary.
8. SECRETARY:

9. House Bill 2636.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Johns.

14. SENATOR JOHNS:

15. Mr. President and members of the Senate. This bill amends
16. the School Code to clearly authorize the State Board of Education
17. to make grants for in-service teacher training and materials for
18. career education centers from appropriated funds. The board
19. has recommended the appropriation of five hundred thousand
20. dollars in the Fiscal Year '79 for this purpose. The bill also
21. provides that the new Act will be repealed on July the 1st, 1981.
22. This sunset provision will allow the State Board of Ed and the
23. General Assembly to review the program and decide whether it
24. should be continued beyond the three years. The bill provides
25. that the State Board of Education must report in writing to the
26. Governor and the General Assembly by March the 1st, '81 its findings
27. and its recommendations on the career education centers.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Is there any discussion? Senator Shapiro.

30. SENATOR SHAPIRO:

31. Well, Mr. President...Mr. President and Ladies and Gentlemen
32. of the Senate. I think this bill should be opposed for several
33. reasons. To begin with it has been described as an effort to get

1. the State to take over a Federal program for which Federal
2. funds had been withdrawn and I want to point out to the Assembly
3. that it is even worse than that. It is an attempt to divert
4. scarce General Revenue funds that...that are...belong to the
5. State to expand on the pilot projects started with Federal
6. funds and now the Federal funding is being withdrawn. Even
7. the State Board of Education who proposes this bill in the
8. beginning has changed its priorities on the bill and has deleted
9. the funding for it in the budget does...as far as elementary
10. and secondary education is concerned. Now it should be pointed
11. out that...that a failure to pass this bill does not mean the
12. end of any of the career education programs. A school district
13. can go ahead and do as it pleases and use its general funds in a...
14. in the education fund. Secondly, I want to point out that there
15. is five hundred thousand dollars in Federal funds in the IOE budget
16. that can be used for specific purposes called for in this bill
17. and there is an additional two hundred and seventy-two thousand
18. in Federal funds for both career education programs and secondly,
19. the bill simply gives the Board of Education and the State
20. Superintendent unrestricted authority to do as they please and
21. to contract with any person or any entity that they choose and
22. you can be sure that the budget request is going to increase
23. every year under this program the way the bill is constructed
24. at the present time. I would add that I asked the sponsor to
25. bring the bill back in order to set some guidelines under the
26. old Federal mandate for this program or the Federal law and
27. he refused to do that. Now the amendment I had in mind would
28. simply establish guidelines and criteria. It would make a
29. bad bill just a little bit better and for all of these reasons
30. and especially because of the fact that we need every dollar
31. that we have to put into mandated State programs and into the
32. distributive fund I would urge everyone to oppose this bill.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Davidson.

2. SENATOR DAVIDSON:

3. Well, Mr. President and members of the Senate. I rise
4. to speak against this bill. Senator Shapiro covered all the
5. points particularly the fact that we're putting State money
6. into a Federal fund that withdrew but the other part was the
7. new power being given to the Office of Education and this is
8. something we don't need to do with...most people's reaction
9. to the Office of Education are...has been on any new powers.
10. I urge the defeat of this bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Johns may close.

13. SENATOR JOHNS:

14. The bill is aimed at making teachers better prepared to
15. offer their students guidance in worthwhile careers and toward
16. preparedness along these lines. In '72 a Gallop poll favored
17. and found that three out of four parents wanted schools to
18. better prepare their children for careers. Careers. Having
19. a chance of financial success. Widespread support for career
20. education is being expanded each day. It has increased
21. substantially since emphasis has been placed on integrating
22. career education into the overall curriculum. I would appreciate
23. a favorable roll call.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question is, shall House Bill...2636 pass. Those in
26. favor vote Aye. Those opposed vote Nay. The voting is open.
27. Have all voted who wish? Have all voted who wish? Take the
28. record. On that question, the Ayes are 28, the Nays are 24,
29. None Voting Present. House Bill 2636 having failed to receive
30. the constitutional majority is declared lost. House Bill 2653,
31. Senator McMillan. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 2653.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator McMillan.

5. SENATOR McMILLAN:

6. The purpose of...the purpose of this bill is to provide

7. for a suspension in the bonding requirement under the Farm

8. Labor Contractors Act. That suspension would last until next

9. July 1. Also in the bill is a requirement that the Director

10. of Labor working with both the product producers and the

11. farm labor people and the labor unions would work together

12. to come up with either a new source of bonding or another

13. financial arrangement for some protection for farm laborers

14. and he will report back next January so that we can act upon

15. it. It's a bill that has had agreement now from all people

16. involved. I think it's in good shape. I seek a favorable

17. roll call.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there discussion? Senator Clewis.

20. SENATOR CLEWIS:

21. Mr. President and members of the Senate. I opposed this

22. bill in committee. I just can't quite conceive that we're

23. operating in a State like Illinois where in order for

24. contractors to receive certification they must have a bond.

25. We have many contractors who are bonded and consequently are

26. certified. I feel that they shouldn't be operating in Illinois

27. unless they're certified and I surely would not remove a

28. prerequisite for that certification. There's been enough

29. problems in the area of farm labor and I think this would give

30. contractors a free hand if they don't need the bond to come

31. in there's no guarantee for the laborer and I oppose this bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Guidice.

1. SENATOR GUIDICE:
2. ...sponsor...
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. He indicates he will yield. Senator Guidice.
5. SENATOR GUIDICE:
6. Senator McMillan, what safeguards do the farm laborers have
7. now if the contractor runs off? How can they and how will they
8. be able to collect their monies?
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator McMillan.
11. SENATOR McMILLAN:
12. Let me respond to the question by saying that as it is
13. now they have not been able to get certification at all so
14. there has been virtually no protection. If the suspension
15. would go in the...the bonding would not be required but
16. all of the other provisions of the Act which are designed
17. to protect the worker would be in there. It doesn't make
18. a very good situation any place but the...the law as it is
19. written now is such that only a small percentage are being
20. certified and so many of them that are coming in are really
21. working without much protection for the worker.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Further discussion? Senator Guidice.
24. SENATOR GUIDICE:
25. Now it's my understanding that you intend to put the
26. bonding provision back in July the 1st of next year and to
27. make the provisions in the bond that it would be payable to
28. the workers or be able to be dispersed for the...for the workers.
29. I understand now that the bond goes into the General Fund. Is
30. that correct?
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator McMillan.
33. SENATOR McMILLAN:

1. I can't tell you where the bond goes right now. The bill,
2. again, does not eliminate the bonding requirement as Senator
3. Clewis had indicated. It...it suspends this requirement until
4. the labor unions and the contractors and the department come up
5. with another alternative with regarding to the provisions of
6. where the bonding would be placed. I can't tell you where it
7. is now and...and if we would change it that could certainly be
8. subject to the review.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Guidice.

11. SENATOR GUIDICE:

12. Well, I...I'll go.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Clewis.

15. SENATOR CLEWIS:

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

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Indicates he will yield. Senator Clewis.

19. SENATOR CLEWIS:

20. I'm a little bit confused on the difference between elimination
21. or suspension. The results in the same thing, no requirement of
22. a bond.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator McMillan.

25. SENATOR McMILLAN:

26. Let me respond. The...the bill as originally drawn would
27. have eliminated that requirement altogether and I certainly
28. shared some of the same concerns that...that members of labor
29. unions and others expressed that it would be unwise to do that.
30. It would be indicating a...an intent different from what our
31. intent really was. That's why that we came forward with the
32. suggestion of a suspension so that it is not a permanent
33. elimination and it does make it possible to improve it, so you're

1. right that it would not be required for that period but it is
2. not a permanent elimination from the law.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Is there further discussion? Senator Sangmeister.
5. SENATOR SANGMEISTER:
6. Will the sponsor yield?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. He indicates he will yield. Senator Sangmeister.
9. SENATOR SANGMEISTER:
10. I'm sorry I don't have the bill in front of me. Just the
11. synopsis and maybe it sounds naive that I don't understand
12. what the bill is all about. What kind of farm labor contractors
13. are we talking about here? What...what area of farming does this
14. cover?
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator McMillan.
17. SENATOR McMILLAN:
18. This would include the asparagus harvesters in the Prince-
19. ville area...
20. SENATOR SANGMEISTER:
21. Oh, you know there's the migrants is what we're talking
22. about. Is that right?
23. SENATOR McMILLAN:
24. I'm sorry...
25. SENATOR SANGMEISTER:
26. The type...the type of...what we refer to as a
27. migrant farm worker. It that...the...
28. SENATOR McMILLAN:
29. That's right. We're talking about...
30. SENATOR SANGMEISTER:
31. All right. Okay.
32. SENATOR McMILLAN:
33. ...a contractor that comes up from Texas or wherever bringing

1. farm laborers in for harvest.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Lemke.

4. SENATOR LEMKE:

5. Mr. President and fellow Senators. This law was originally
6. passed by this General Assembly, I think, two years ago after
7. an intense study by the Spanish People Commission and the reason
8. it was passed is very simple. They had a study and went into
9. certain areas to watch migrant workers and find out the chief
10. problem. The chief problem with the migrant workers and the
11. farmer was the in between man, the labor contractor. What he
12. would do was simply get the money from the farmer and blow
13. town. He wouldn't pay the workers so what would happen is
14. the farmer would have to go in and evict the migrant workers.
15. The migrant workers would get evicted and then they'd go on
16. the Public Aid rolls and we'd end up paying Public Aid and
17. paying their transportation back to where they come from. We
18. had no control over these labor contracts...who out in Texas.
19. We drafted the amendment, it was the suggestion at that time
20. of Art Gottschalk to protect certain industries like canners
21. and something that was seasonal industries. This is not a bill
22. that we need because the bond is there simply for the protection
23. of people that are uneducated and are taken advantage of. It's
24. not a bill that labor unions are interested in because the labor
25. unions don't organize migrant workers 'cause they're not a long...
26. around long enough in an area to organize them except if you lived
27. in California in the climates where you have a twelve month
28. season for farming, fine, but these are people that are brought
29. to Illinois and we hear talk about school aid and money that goes
30. in and we made a study into these migrant workers. It costs each
31. county about four thousand dollars a student to educate them.
32. They're dumped on us by...by these labor contractors. This bill
33. would prohibit what we now feel is a good process and that's the

1. bonding of these labor contractors to make sure that these
2. laborers get what they...they did their work for so they can
3. go back home and let the State of Texas or the State of New
4. Mexico or let the country of Mexico or the country of Jamaica
5. or where ever they come from educate these people. Not to
6. have them put on under our rolls and make it another cost to
7. the State of Illinois. Now if we talk about what we can talk
8. and remedy this thing next Session if there's a problem with
9. the bond then let's try to remedy it now so it is payable to
10. the work...the labor contractors. Now these are people that
11. have nobody to speak for them. They don't vote for me and they
12. don't vote for...you but they do take your people's tax money
13. which is used unnecessary because these poor labor contractors
14. who want this bond removed steal their money and disappear and
15. Illinois has no jurisdiction over them so I ask for the defeat
16. of this bill.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Coffey.

19. SENATOR COFFEY:

20. ...Mr. President and members of the Senate. I rise in
21. support of this bill and for two reasons. Number one is...is
22. mentioned by the sponsor that we are attempting to do some additional
23. work and make this bill a better bill. This bill did not protect
24. the migrant workers now. The money is returned back to the
25. General Revenue Fund and it doesn't pay off if a contractor does
26. not pay his employees. It does not revert...revert back in a way
27. that these people can be paid. It goes back into...to a fund
28. that really doesn't benefit them. That's one of the reasons
29. the corrections are necessary and because of the time limit we
30. need to work in conjuncton with some of the people involved and
31. I think all the people have been involved in this bill on both
32. sides of the issue. I think it's a good bill and I think it
33. certainly should pass and it's not in no way going to hurt the

1. people or the migrant workers that are now employeed.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator McMillan may close.

4. SENATOR McMILLAN:

5. Thank you, Mr. President. There was certainly no intent
6. when the bill was...was brought to the Senate and when it was
7. amended here in the Senate providing any less protection then
8. is possible for the people that Senator Lemke has...has talked
9. about or for the concerns raised by Senator Clewis. I appreciate
10. Senator Coffey's comments clarifying the financial...arrangements
11. with regard to the bond. Let me reiterate there is no attempt
12. to try to reduce the protection that is available but the fact
13. of the matter is and we're already in the harvest...we've
14. already passed the harvest of...of certain crops. The bonds have
15. not been able to be obtained. The net result has been that the
16. certification has not, in fact, happened and either the people are
17. not coming or they're coming in without the protection of
18. certification at all. The Department of Labor worked. The AFL/CIO
19. representatives put forth some effort to see if additional bonding
20. could be found and they were unsuccessful in doing so. Because
21. of that working together they have agreed to...to allow this
22. suspension to come in for one year until something can be worked
23. out to try to come up with either new sources of bonding or
24. another kind of...of protection. I would seek a favorable roll
25. call. I understand the concerns but this bill is vitally necessary
26. with the product harvest that's coming up.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The question is, shall House Bill 2653 pass. Those in favor
29. vote Aye. Those opposed vote Nay. The voting is open. Have all
30. voted who wish? Have all voted who wish? Take the record. On
31. that question, the Ayes are 40, the Nays are 6, None Voting
32. Present. House Bill 2653 having received the constitutional
33. majority is declared passed. House Bill 2695, Senator Lane.

HB 2754
3rd Reading
6/24/78

1. House Bill 2707, Senator Lemke and Johns...2707. Read the bill,
2. Mr. Secretary.
3. SECRETARY:
4. House Bill 2707.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Lemke.
9. SENATOR LEMKE:
10. What this bill does is simply extend the guideline for
11. filing claims for the years of '72 and '77. It gives them
12. until December 1st of '78. It gives senior citizens an
13. extra chance to apply for their exemptions and I ask for
14. a favorable roll call. I think the bill is needed. There's
15. no opposition to it and...
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Further discussion? The question is, shall House Bill
18. 2707 pass. Those in favor vote Aye. Those opposed vote Nay.
19. The voting is open. Have all voted who wish? Have all voted
20. who wish? Take the record. On that question, the Ayes are
21. 51, the Nays are None, 1 Voting Present. House Bill 2707
22. having received the constitutional majority is declared passed.
23. House Bill 2754, Senator Guidice. Read the bill, Mr. Secretary.
24. SECRETARY:
25. House Bill 2754.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Guidice.
30. SENATOR GUIDICE:
31. Thank you, Mr. President and members of the Senate. This
32. bill is very similar to Senate Bill 1515 which we passed a few
33. weeks ago and this is the EPA provision regarding the skeet and

1. trap shooters which would be exempted from the EPA regulations
2. regarding those clubs which were chartered and in existence
3. prior to January 1, 1975. There are a couple of amendments that were
4. placed on the bill and it would also include certain sports...
5. sports car events which are sanctioned by the auto club and
6. would also include the various football games and...and the like
7. from the universities so that they wouldn't fall into this
8. oppressive regulations of the EPA.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there further discussion? The question is, shall House
11. Bill 2754 pass. Those in favor vote Aye. Those opposed vote
12. Nay. The voting is open. Have all voted who wish? Have all
13. voted who wish? Take the record. On that question, the Ayes
14. are 44, the Nays are 3, 2 Voting Present. House Bill 2754
15. having received the constitutional majority is declared passed.
16. House Bill 2767, Senator Demuzio. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 2767.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Demuzio.

23. SENATOR DEMUZIO:

24. Thank you, Mr. President. The House Bill 2767 provides
25. that beginning July the 1st of '77 that a community college
26. district shall be paid at the rate of one hundred percent of
27. the approved formula rates through its fourth year...fourth
28. year of operation for enrollment growth grants. John Wood
29. Community College is the only community college that is in
30. existence today that this legislation will pertain itself to.
31. Apparently John Wood is growth in its fourth year went up
32. something like a hundred and eighteen percent and the fiscal
33. impacts of this particular bill for its fourth year of community

1. college grants would amount to approximately fifty-two thousand
2. dollars. I think there was a...a question in the committee
3. as to the Bureau of the Budget's position relevant to this
4. bill and I am...understand now that it has been okayed and
5. agreed to and I move for the...for a favorable roll call.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further discussion? The question is, shall House
8. Bill 2767 pass. Those in favor vote Aye. Those opposed vote Nay.
9. The voting is open. Have all voted who wish? Have all voted
10. who wish? Take the record. On that question, the Ayes are 37,
11. the Nays are 3, 7 Voting Present. House Bill 2767 having
12. received the constitutional majority is declared passed. House
13. Bill 2891, Senator Buzbee. Is Senator Buzbee on the Floor?
14. House Bill 2925, Senator Berman. House Bill 2929, Senator
15. McMillan. House Bill 3009, Senator Lemke. Senator Lemke.
16. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill...House Bill 3009.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Lemke.

23. SENATOR LEMKE:

24. What this bill does is make an important change in the
25. Writ Act. What it says is the Act was written before they
26. had photocopy machines and now at great cost we make the
27. people go to...great cost to them not only the courts but
28. also to the people that have to get a copy of the writ.
29. This way...this Act just permits them to use a photocopy and with
30. . . .certified by the clerk and they don't have to go through
31. the procedure of getting an original writ signed by the judge
32. and...and it's an unnecessary procedure because of photostat
33. machines. I ask for its favorable adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? Senator Maragos.

3. SENATOR MARAGOS:

4. Will the...the sponsor yield to a question?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. He indicates he will yield. Senator Maragos.

7. SENATOR MARAGOS:

8. The writs that you are alluding to do not have anything

9. to do with the writs of restitution and, for instance, enforceable

10. retainer action. Is that correct?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Lemke.

13. SENATOR LEMKE:

14. That's correct 'cause that's a specific Statute.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? The question is, shall House Bill

17. ...3009 pass. Those in favor vote Aye. Those opposed vote

18. Nay. The voting is open. Have all voted who wish? Have all

19. voted who wish? Take the record. On that question, the Ayes

20. are 54, the Nays are None, None Voting Present. House Bill

21. 3009 having received the constitutional majority is declared

22. passed. 3010, Senator Lemke. Read the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 3010.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Lemke.

29. SENATOR LEMKE:

30. What this bill does is authorize owners of container

31. trademarks to...register them with the Secretary of State

32. and such identification marks. It makes certain acts with

33. respect to the use of registered container trademarks unlawful.

1. What we're doing here is requested by...what we're doing here
2. is requested by several organizations including the Farm Bureau
3. and what we...this would prohibit the use...and one farmer's
4. egg cartons or milk cartons with his name on but another fellow
5. from out of State or in...in there it's selling substandard
6. eggs or some...substandard milk or something from using that
7. particular mark in fooling the people. It would give jurisdiction
8. and could...could solve this problem and I ask for its adoption.
9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there further discussion? Senator Mitchler.

11. SENATOR MITCHLER:

12. A question of the sponsor, Senator Lemke.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. He indicates he will yield. Senator Lemke. Senator
15. Mitchler.

16. SENATOR MITCHLER:

17. If...if a farmer raises eggs...sells eggs and it's a habit
18. of people that...drive out to the farm to get these fresh
19. eggs and they take out a variety of egg cartons and give to the
20. farmer. They leave them there. This is common practice and
21. then the farmer puts the eggs in these...variety of cartons and
22. you don't know what carton you get in it might be from Jewel
23. Tea Company or it might be from Pepperridge Farm or any of
24. these. Would that prohibit that farmer from using those
25. cartons?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Lemke.

28. SENATOR LEMKE:

29. No, it would not. You know, that...that's a sale of
30. the eggs not of the cartons. What you're doing here is
31. prohibiting the use of cartons and putting them on shelves
32. in stores and this is...people know they're getting different
33. eggs. They don't know in the store what they're buying. If you

1. got a popular brand...just take from...I don't know if this
2. is from your area or not, say Hoko Turkey. They have it
3. in a box. Well people buy a turkey they think it's a Hoko
4. Turkey. If it's not a Hoko Turkey some guy puts a sub-
5. standard turkey in there, the guy at the store is getting...
6. you know...he thinks he's getting a brand and I think it's
7. a good bill and I ask for its favorable adoption.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there further discussion? Senator Grotberg.

10. SENATOR GROTBURG:

11. Just to set the record straight it's Hoko Turkey.
12. Mr. Howard Kauffman from Waterman, Illinois who passed away
13. just a few weeks ago and I would not want his name taken in
14. vein.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there further discussion? Senator Berning.

17. SENATOR BERNING:

18. Just a question, Mr. President. Did...did we not pass
19. the identical bill? Senate Bill?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Lemke.

22. SENATOR LEMKE:

23. No, this wasn't. This bill has been in the House Judiciary
24. Committee for about six...It was there, I think, when...when I
25. was there and when Senator Washington was there. They were
26. working on a study and they finally come up with the solution
27. solve this problem and everybody has agreed to it now and
28. it's one of the reasons we want to put it through.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Hickey.

31. SENATOR HICKEY:

32. I'd like to ask the sponsor a question.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. He indicates he will yield. Senator Hickey.

2. SENATOR HICKEY:

3. Two questions. Who wants this?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Lemke.

6. SENATOR LEMKE:

7. The Farm Bureau and various dairies.

8. SENATOR HICKEY:

9. Not...not the manufacturers of cartons?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Lemke.

12. SENATOR LEMKE:

13. The...well sure the manufacturer of...everybody that's

14. got a established trademark wants this. The manufacturer of

15. cartons would also want it because he's making a container for

16. a particular farmer or something with that printing and name

17. on there and if somebody is going to reuse these cartons for a

18. particular product and say they put some caustic substance in

19. a...in a carton and then they follow it up and use a...a...put...put

20. an item that's similar to the farmers or the person that's

21. using this carton and then it turns around...well what happens

22. is the guys name is on the carton, he ends up getting sued in

23. a lawsuit because he made some bad milk that's got lead in or

24. something in there and this is why they want it.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Hickey.

27. SENATOR HICKEY:

28. This would...then we'd have more cartons, wouldn't we. I'm

29. wondering how the EPA feels about this? Also I'm wondering if

30. this, Senator Lemke, you're promoting because it adheres to the

31. old adage in the Bible about not putting new wine in old bottles.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Lemke.

1. SENATOR LEMKE:

2. I don't think so and...and I think that this bill is...
3. a good bill and I think that we all know the problems we had
4. before and...and I know in the City of Chicago we passed an
5. ordinance where you can't put like turpentine in...in...
6. turpentine and paint remover into a milk bottle or any container
7. that's...taken back for a deposit because we know the problem
8. you have... it goes back to the dairy. They put the milk in.
9. It comes out and somebody gets sick and maybe even dies so if
10. Senator Hickey wants to vote against people that...that might
11. get poisoned because of this is not registered then let her
12. vote against the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further debate? Senator Joyce.

15. SENATOR JOYCE:

16. Yes, I just have a comment. I noticed the Senator said
17. that the Farm Bureau wants this. I see they have Dan Houlihan,
18. Brady, Madigan and Lemke. Interesting.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Lemke.

21. SENATOR LEMKE:

22. Well my district has the biggest farm in...in the State.
23. That's Midway Airport. That used to be an onion farm and maybe
24. they sent it back as an onion farm but the reason I'm on this
25. bill is very simple. I was on the Judicial...Subcommittee that
26. put this together. I didn't ask to get on that committee and
27. I think I was assigned to it when I was in the House. In fact,
28. I think at that time...the Chairman of the Committee was Harold
29. Washington so he...he put Houlihan and myself on this bill and I
30. ...and Brady...it seems like every time you see a bill with
31. Houlihan's name on it Brady's name is on it and if...if it's
32. Brady's name its Houlihan. They sit together and they...and they
33. run around together. That's all. It's natural.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Knuppel.
3. SENATOR KNUPPEL:
4. Well this gets worse and worse with Houlihan and Brady
5. keeping company but...but they...oh, they farm together but...
6. but I was concerned about what effect this would have on three
7. quart milk containers and five quart ice cream containers, if
8. anything.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Further discussion? Senator Grotberg for a second time.
11. SENATOR GROTBORG:
12. This time I have a question of the sponsor. I don't have
13. the bill in front of me, Senator Lemke, but wouldn't it be
14. a fair assumption that this has nothing to do with agriculture
15. in general. It has to do with the whole packaging industry of
16. the State of Illinois. Would that be true?
17. PRESIDING OFFICER:(SENATOR BRUCE)
18. Senator Lemke.
19. SENATOR LEMKE:
20. That's correct. It's...it's for packaging.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Further debate? Senator Lemke may close.
23. SENATOR LEMKE:
24. I ask for the adoption of this legislation.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. The question is, shall House Bill 3010 pass. Those in favor
27. vote Aye. Those opposed vote Nay. The voting is open. Have all
28. voted who wish? Have all voted who wish? Take the record. On
29. that question, the Ayes are 31, the Nays are 4, 9 Voting Present.
30. House Bill 3010 having received the constitutional majority
31. is declared passed. House Bill 3019, Senator Lemke and Clewis.
32. House Bill 3027, Senator Bloom. House Bill 3050, Senators
33. Hynes and Shapiro. House Bill 3053, Senator Davidson. Read the

1. bill, Mr. Secretary. The next one, too. All right. House Bill 3018,
2. Senator Roe. House Bill 3112. House Bill 3135, Senators
3. Davidson and Vadalabene. Some of these bills are being skipped
4. because the Gentlemen who are the sponsors have replaced...have
5. placed amendments at the Desk. We plan about two-thirty to go
6. to that order of business. For what purpose does Senator Rock
7. arise?

8. SENATOR ROCK:

9. Well, I think we're prepared, at this point in time, to go
10. to that order of business. We...we are now back where we started
11. from on the Calendar so I think if we can get those bills that
12. are to be called back for amendment up to Enrolling and Engrossing
13. they can be ready to go for tomorrow so I would suggest we...and
14. then we're going to 2nd reading. Yeah. First, the recalls and
15. then 2nd reading.

16. PRESIDING OFFICER: (SENATOR BRUCE) .

17. For what purpose does Senator Demuzio arise?

18. SENATOR DEMUZIO:

19. Thank you, Mr. President. I filed an amendment on House
20. Bill...House Bill 3054, Senator Nimrod's bill. I'd like to
21. withdraw that amendment and I think by withdrawing that amend-
22. ment there aren't any others pending and we might proceed with
23. that order. I withdraw the amendment on 3054.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right. Well let's...Is there leave to return then to
26. House Bill 3054? Leave is granted. House Bill 3054. Read the
27. bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 3054.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Nimrod.

1. SENATOR NIMROD:

2. Thank you, Mr. President and Ladies and Gentlemen of the
3. Senate. Thank you, Senator Demuzio. The House Bill 3054
4. establishes the...allows the industry to turn off the natural
5. gas after burners and as a result of that it will save any-
6. where from one to three billion cubic feet of natural gas
7. during the winter season and this will result in the savings
8. of some two to six million dollars and what it also does here is
9. advise the Illinois Environmental Protection Act while...it's
10. certainly one of the finest pieces in the State Environmental
11. legislature.What we need to do is to have that energy comprehensive
12. statement of the importance of energy considerations on our
13. environmental decisions. I think that this is an important
14. piece of legislation in order to allow us to conserve gas...
15. natural gas and at the same time I think get a statement of
16. policy into the Statutes that will allow energy considerations
17. by the...Environmental Protection Act and I would be happy to
18. answer any questions and if not, I ask for a favorable roll call.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? The question is, shall House Bill 3054
21. pass. Those in favor vote Aye. Those opposed vote Nay. The
22. voting is open. Have all voted who wish? Have all voted who
23. wish? Take the record. On that question, the Ayes are 51, the
24. Nays are None, 1 Voting Present. House Bill 3054 having received
25. the constitutional majority is declared passed...Is there leave
26. to go to the Order that...of bills on 3rd reading that need to
27. be recalled to 2nd? Leave is granted. Here are the bills that the
28. Chair has been informed that the sponsor would like to call back
29. from the Order of 3rd to 2nd. House...Let me correct that. These
30. are bills that have an amendment...on which an amendment has been
31. placed with the Secretary. Whether or not the sponsor wishes to
32. recall these bills is not known by the Chair. House Bill 297.
33. House Bill 384. House Bill 1068. House Bill 2787. House Bill 3019.

1. 3053, 3135, 3327 and 3386. House Bill 297, Senator Knuppel.
2. Senator Knuppel is recognized.
3. SENATOR KNUPPEL:
4. I'd like to have the House Bill 297 returned from 3rd
5. reading for the purpose of offering Amendment No. 2...
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Is there...
8. SENATOR KNUPPEL:
9. ...and 3.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. ...Is there leave? Leave is granted. The bill is returned
12. to the Order of 2nd reading. Amendments, Mr. Secretary.
13. SECRETARY:
14. Amendment No. 3 offered by Senator Knuppel.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Knuppel is recognized.
17. SENATOR KNUPPEL:
18. You will recall day before yesterday when this bill was
19. amended on 2nd reading I had an understanding with Senator
20. Glass that he would review this and the members of the staff
21. have gotten together to make certain technical corrections
22. and...the one of those corrections is that...that the mandated
23. programs by the Federal Government shall be exempt as far as
24. the money that goes through the State for that purpose. Secondly,
25. that it changes from Comptroller to appropriate agency the language
26. otherwise used in that bill and this, as I understand, meets with
27. Senator Glass' suggestions and with the members of the Republican
28. staff who worked with our staff in working out this corrective
29. amendment. I move the adoption of Amendment No. 3.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Is there further discussion? On the motion to adopt all
32. in favor say Aye. Opposed Nay. The Ayes have it. The Amendment
33. No. 3 is adopted. Further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. 3rd reading. House Bill 384, Senator Guidice. 384.

5. Senator Guidice asks leave of the Senate to return House Bill

6. 384 to the Order of 2nd reading for the purpose of amendment.

7. Is there leave? Leave is granted. The bill is on the Order

8. of 2nd reading. Amendments, Mr. Secretary?

9. SECRETARY:

10. I don't have an amendment on 384.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Berning, the Secretary does not have a copy of

13. your amendment. Senator Berning to explain the amendment.

14. SENATOR BERNING:

15. Thank you, Mr. President. The proper procedure, Mr.

16. President, is to move to reconsider the vote by which Amendment

17. No. 1 was passed and then to Table Amendment No...or is it...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Berning moves to reconsider the vote by which

20. Amendment No. 1 to House Bill 384 was adopted. Is...is there

21. discussion? All in favor say Aye. Opposed Nay. The Ayes have

22. it. The motion to reconsider prevails. Senator Berning.

23. SENATOR BERNING:

24. Now then have we Tabled Amendment No. 1?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. If you'll make the motion, Senator.

27. SENATOR BERNING:

28. I move, then, we Table Amendment No. 1.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Berning moves to Table...Is there discussion?

31. All in favor say Aye. Opposed Nay. Senator Berning, the

32. Secretary informs me Amendment No. 1 was Tabled yesterday.

33. The only existing amendment on the bill is Amendment No. 2.

1. SENATOR BERNING:

2. Then Mr...I apologize then Amendment No. 2 has been
3. adopted?

4. SECRETARY:

5. Right.

6. SENATOR BERNING:

7. That must be...I move then to reconsider the vote by
8. which Amendment No. 2 was adopted.

9. PRESIDING OFFICER:(SENATOR BRUCE)

10. You've heard the motion. All in favor say Aye. Opposed
11. Nay. The Ayes have it. Amendment No. 2...the vote by which
12. it was adopted is reconsidered. Senator Berning now moves to
13. Table Amendment No. 2. All in favor say Aye. Opposed Nay.
14. The Ayes have it. Amendment No. 2 is Tabled. Well, Gentlemen,
15. he's got...can we take this out of the record. It...it
16. appears that Amendment No. 2 is the same as Amendment No. 3.
17. Senator Berning now moves to reconsider the vote by which
18. Amendment No. 2 was Tabled. All in favor say Aye. Opposed
19. Nay. The Ayes have it and the vote by which Amendment No. 2
20. was Tabled is now reconsidered. Senator Berning now moves
21. the adoption of Amendment No. 2. Is there discussion? All
22. in favor say Aye. Opposed Nay. The Ayes have it. Amendment
23. No. 2 is adopted. Further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER:(SENATOR BRUCE)

27. 3rd reading. House Bill 1068, Senator Ziomek. Senator
28. Ziomek asks leave of the Senate to return House Bill 1068 to
29. the Order of 2nd reading for the purpose of amendment. Is
30. there leave? Leave is granted. The bill is on the Order of
31. 2nd reading. Amendments, Mr. Secretary?

32. SECRETARY:

33. Amendment No. 2 offered by Senator Rhoads.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rhoads is recognized on Amendment No. 2.

3. SENATOR RHOADS:

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

5. Amendment No. 2 does one thing and one thing only. It raises
6. the permissible salary ceiling for the Chairman of the Chicago
7. Board of Election Commissioners from the current thirty-five
8. thousand dollars to a cap of forty-eight thousand. This job
9. is one which requires that the Chairman not have any outside
10. employment. Representative Brady at first had desired a...a
11. total elimination of the ceiling and I did not think that was
12. a good idea. This is a ceiling that's reasonable. It's
13. below slightly what is paid for the State's Attorney and the
14. Clerk of the Circuit Court and other Cook County officials and
15. I urge its adoption.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion on Amendment No. 2? All in favor
18. say Aye. Opposed Nay. The Ayes have it. Amendment No. 2
19. is adopted. Further amendments? Further amendments, Mr. Secretary?

20. SECRETARY:

21. I'm sorry. No further amendments.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. 3rd reading. Okay. Sorry. Is there leave to return...
24. Senator Ziomek, there was another amendment on 1068. Senator
25. Ziomek asks...For what purpose does Senator Nimrod arise?

26. SENATOR NIMROD:

27. Maybe if Senator Ziomek might give me leave to...would
28. consider bringing this bill back for a...a amendment in case
29. at later time. Would you? Thank you.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. House Bill 2787 is on the Order of Consideration Postponed.
32. Senator Donnewald asks leave to return House Bill 2787 from the
33. Order of Consideration Postponed to 2nd reading. Is there leave?

1. Leave is granted. The bill is on the Order of 2nd reading.

2. Amendments, Mr. Secretary.

3. SECRETARY:

4. Amendment No. 1 offered by Senator Donnewald.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Donnewald is recognized.

7. SENATOR DONNEWALD:

8. Yes, Mr. President and members of the Body. This amendment
9. is placed upon...or is attempted to be placed upon this...this
10. bill to satisfy Senator von Buzbee. He now indicates to me
11. that he's satisfied with the legislation if the amendment is
12. adopted. It limits the legislation to municipalities of ten
13. thousand or less. I would ask for the adoption of said amend-
14. ment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there discussion on Amendment No. 1? All in favor say
17. Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is
18. adopted. Are there further amendments? The bill will be returned
19. to the Order of Consideration Postponed. House Bill 3019.
20. Senator Lemke. Senator Lemke. 3019, gross receipts. Is there
21. an amendment...There's an amendment Senator Lemke to...you asked
22. leave to return this bill to the Order of 2nd reading. It's...
23. It's an amendment by Senator D'Arco. All right. 3053, Senator
24. Davidson. Senator Davidson asks leave of the Senate to return
25. House Bill 3053 to the Order of 2nd reading for the purpose of
26. amendment. Is there leave? Leave is granted. Amendments, Mr.
27. Secretary.

28. SECRETARY:

29. Amendment No. 2...

30. PRESIDING OFFICER:(SENATOR BRUCE)

31. Senator Davidson is recognized.

32. SENATOR DAVIDSON:

33. Mr. President,...the other day when we Tabled the Committee

1. Amendment No. 1 there was an error and I need to move to
2. reconsider the vote by which would Table Amendment No. 1
3. which is a Committee Amendment and adopt that amendment first
4. before you attempt 2...No. 2.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. All right. The motion by...may we have the order in the
7. Senate please. The motion is reconsider the vote by which
8. Amendment No. 1 was Tabled. Is there discussion? All in favor
9. say Aye. Opposed Nay. The Ayes have it. The vote by which
10. Amendment No. 1 was reconsidered was Tabled is now reconsidered.
11. Senator Davidson now moves the adoption of Amendment No. 1.
12. Is there discussion? All in favor say Aye. Opposed Nay. The
13. Ayes have it. Amendment No. 1 is adopted. Further amendments.

14. SECRETARY:

15. Amendment No. 2 offered by Senator Chew.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Chew to explain the amendment. Senator Chew.

18. SENATOR CHEW:

19. I don't...I'm sorry. I didn't see that the speak button
20. was on. Amendment No. 2, Mr. President, is an amendment to
21. grant the regional authority...the transit authority the
22. authorization to create its own police and security force.
23. As you know, it has been said by some of the members of the
24. board, the Regional Transit Authority Board, that they did not
25. have the power to create its own police department.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. May we have the order in the Senate please.

28. SENATOR CHEW:

29. Under this amendment this would grant them the authority
30. with the limitation on the personnel and to do further study
31. into the provisions of this police department which would, in
32. fact, in time adaptation of the kind of security that the City
33. of San Francisco has for their BART system and I have communicated

1. with board members to work with them in getting this authority
2. and to establish the board and I would move for its adoption.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Davidson.

5. SENATOR DAVIDSON:

6. Before we get in debate on this amendment I would like
7. to ask for a ruling from the Chair the germaneness of this
8. amendment to this bill but it may deal with the same section
9. but it certainly has nothing to do with the original bill.
10. The bill does with natural gas curtailment and has nothing
11. to do with RTA or police force or any other thing.

12.

13. (END OF REEL)

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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Davidson, the bill is entitled, an act to amend

3. Section 49A of an act concerning public utilities approved

4. June 29th, 1921 as amended. That is a broad title to the

5. bill, it is not restricted in its title. Senator Chew...

6. Chew's amendment appears to amend the same Public Utilities

7. Act and it would be the ruling of the chair...in reading

8. Senator Chew's amendment, it does not amend an act concerning

9. public utilities, it amends an act...of the Metropolitan

10. Transit Authority Act approved April 12th, 1945 as amended.

11. And the amendment is not incidental to the thrust of the

12. act before this Body and it would be the ruling of the

13. Chair that Amendment No. 2 is not germane to the subject

14. matter contained in House Bill 3053 as it resides in the

15. Senate. For what purpose does Senator Chew arise?

16. SENATOR CHEW:

17. Okay, I'll withdraw it from 3053 and find the bill

18. that it does fit on. And that bill would be 3135.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The amendment will be withdrawn. Further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. 3rd reading. House Bill 3135. Senator Davidson is

25. recognized.

26. SENATOR DAVIDSON:

27. Yes...yes...Mr. President and members of the Senate

28. Amendment No. 1 to House Bill...

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. ...did you ask leave? We have...are you asking leave

31. to return the bill to the Order of 2nd reading for the

32. purpose of an amendment. Is there leave? Leave is granted.

33. The bill is on the Order of 2nd reading. Mr. Secretary.

1. SECRETARY:

2. Amendment No. 1 by Senator Davidson.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Davidson is recognized.

5. SENATOR DAVIDSON:

6. Mr. President and members of the Senate. This Amendment
7. No. 1 to House Bill 3135 is a request from the Secretary of
8. State's to clear up a very difficult situation for them if
9. this was not amended in under the new staggered registration
10. system, they would have to make forty-three different fee
11. classifications or reclassifications unless this amendment
12. is adopted striking this event. This was overlooked
13. when this...when the staggered registration was...was put
14. into effect. This has been cleared with all parties con-
15. cerned by the Secretary of State's people they tell me.
16. They've talked to the leadership on both sides of the
17. aisle, the Department of Transportation to the Motor
18. Vehicle Laws and et cetera. I move the adoption of Amend-
19. ment No. 1.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there further discussion on Amendment No. 1?
22. All in favor say Aye. Opposed Nay. The Ayes have it,
23. Amendment No. 1 is adopted. Further amendments.

24. SECRETARY:

25. Amendment No. 2...which one, Senator Chew, I got three
26. of them? All right. Amendment No. 2 offered by Senator
27. Chew.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Chew is recognized.

30. SENATOR CHEW:

31. A...I...I'd like for my light to come on here, so I'll
32. know that he's acting right up there. A...you discriminate
33. against John Knuppel and I. I just gave the explanation on

1. the amendment, Mr. President. I'd move its adoption.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. For what purpose does Senator Rock arise?

4. SENATOR ROCK:

5. Well, as I understood it, Senator Chew had more than

6. one amendment placed with the Secretary. Which one are

7. we talking about? They're all bad, but which one are we

8. talking about?

9. SECRETARY:

10. 9206 AM2, LRB number. Same one that he just had on

11. the other bill.

12. SENATOR CHEW:

13. I...I'll give you another explanation if...if you

14. want it. Since...since Phil Rock considers it all bad.

15. SENATOR ROCK:

16. No, this is the one where you want five hundred

17. police officers and a silent alarm system and the two

18. helicopters, is that the one?

19. SENATOR CHEW:

20. Well, a...if...if you...if you'd like to change the

21. number to six hundred, Senator Rock, I'd be glad to have

22. another amendment to draw it up and three helicopters.

23. But this is the one I'm talking on. I don't know why

24. we would say that the amendment is bad, Mr. President.

25. I happen to think it's a good amendment. In 1974 I proposed

26. this very amendment in the form of a bill. And of course

27. I didn't get much support on it because it seems to me

28. that the Regional Transit Authority is more or less concerned

29. about the fare box than the safety of its passengers. And

30. they keep hiding behind wooden barrels to say that they

31. don't have the authority to do this and they don't the

32. authority to do this and do that. Now all this amendment

33. does is give them the authority to establish their own

34. separate police department, which, in fact, would have some

1. bearings on the safety of the passengers. We're having
2. people murdered in Chicago virtually every day and there
3. are many incidents that go unreported. This amendment
4. is merely a safeguard for passengers to start riding
5. and feeling safe on the public transportation. The Federal
6. Government is proposing a gasoline rationing plan which
7. will cause more people to use public transportation in
8. Chicago and probably throughout the world. Now anybody
9. who feels that this amendment is doing any harm or is
10. considered bad, to me, just don't care anything about
11. the safety of the passengers. Now, whether you can
12. consider it bad or good or otherwise, I happen to think
13. the amendment is an excellent one, it gives the authority
14. to the Regional Transit Authority to establish this.
15. As I said before, it's an adaptation of the San Francisco
16. plan and they don't have problems out there because within
17. three minutes you can have law enforcement on any scene
18. within that territory. We have dragged our feet through-
19. out this...the inception of RTA and CTA because we just
20. have not thought anything about the safety of the
21. passengers. The passenger is the last person that's
22. thought of by the Chicago Transit Authority. The Board
23. members of the Chicago Transit Authority, set in their
24. high ivory towers and think nothing of the passengers,
25. they do not use the service. All they know to talk about
26. is money. Well let's spend some money and try and make
27. it safe for the people that ride the God damn thing.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. For what purpose does Senator Davidson arise?

30. SENATOR DAVIDSON:

31. ...ask the same question on this proposed amendment
32. to 3135 is on the prior bill, the germaneness, 'cause it
33. doesn't even...it doesn't amend even the same chapter.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Well, 31...House Bill 3135 is intitled, an act to
3. amend Section 11502 of the Illinois Vehicle Code. The
4. amendment, which has been submitted by Senator Chew
5. deals with Section 21 of the Metropolitan Transit Authority
6. Act and for that reason the Chair would...would rule that
7. Amendment No. 2 is not germane to House Bill 3153. For
8. what purpose does Senator Lemke arise?

9. SENATOR LEMKE:

10. In reading the bill, this applies to drivers of
11. busses and charter busses. I mean...is that the wrong
12. one? And this amendment applies to busses, why wouldn't
13. it be...?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. For what purpose does Senator Chew arise?

16. SENATOR CHEW:

17. Ruling of the Chair on the germane of the...the amend-
18. ment. I...happen to think it is. It's a...it's a transpor-
19. tation bill, it deals with transportation and it is germane
20. to the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Chew has appealed ruling of the Chair as to
23. the germaneness of Amendment No. 2 to House Bill 3135. The
24. question is, shall the ruling of the Chair be sustained.
25. Those in favor of sustaining the ruling say Aye. Those
26. opposed to sustaining the ruling say Nay. Ayes have
27. it and the ruling of the Chair is sustained. It takes
28. thirty-six votes to overturn the ruling of the Chair.
29. Further amendments, Mr. Secretary? Senator Chew, there
30. are other amendments that you have. All right, is
31. Senator Chew joined by...is Senator Chew joined by
32. anyone else? Senator Hall. A roll call is requested.
33. The question is shall the ruling of the Chair be sustained

1. as to the germaneness of Amendment No. 2 to House Bill 3135.
2. Those in favor of sustaining the ruling will vote Aye. Those
3. opposed to sustaining the ruling will vote No. The voting
4. is open. The motion will require thirty-six negative votes.
5. Have all voted who wish? Have all voted who wish? Take
6. the record. On that question the Ayes are 35, the Nays are
7. 11, the appealing of the...the...the rule...the ruling
8. of the Chair is sustained. ...amendments?
9. SECRETARY:
10. Amendment No. 2 offered by Senator Chew.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Chew.
13. SENATOR CHEW:
14. All right. Mr. President, Amendment No. 2 is an
15. amendment to cause the Regional Transit Authority to
16. place its drivers around bulletproof glasses. We've
17. had, just recently, a murder in Chicago of a driver
18. operating a bus where a brick was thrown through the
19. windshield...
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Chew.
22. SENATOR CHEW:
23. Yes.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. I don't think you'll mind my objection. There's been
26. a leave sought to record the proceedings on...on film. Is
27. there leave?
28. SENATOR CHEW:
29. Oh yeah, go right ahead. It's...
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. I...I...I didn't think you'd object. I did not think
32. that you would object, Senator Chew.
33. SENATOR CHEW:

1. Well...I...I...reluctantly, I'll give you that leave.
2. Yes, it's all right. Seriously, we're having problems
3. in Chicago, Mr. President and I'm trying to do something
4. about them. This would give the authority to the...the
5. mandate to place these driver compartments in bulletproof
6. shields. As you all know that the...
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. For what purpose does Senator Rock arise?
9. SENATOR ROCK:
10. As I understand it, there are two remaining amendments
11. submitted by Senator Chew. All right. Amendment No. 3,
12. which is now before us, as the Secretary has informed me,
13. is the one that concerns itself with motorcycles, not
14. the safety glazing material. I just want to...just...
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Chew, I...I think, I believe Senator Rock is
17. correct.
18. SENATOR CHEW:
19. Yes, well I...you can change the number, it doesn't
20. matter. I can discuss that one too.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. All right. Do you wish...you gave it to the Secretary,
23. this would be Amendment No. 3.
24. SENATOR CHEW:
25. The one that we're discussing?
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Well, the one that you gave the Secretary deals with
28. motorcycles.
29. SENATOR CHEW:
30. Well, he has one that I was discussing. He can change
31. the number or I can discuss the motorcycles, it doesn't
32. matter.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Well...Senator Chew, you are the sponsor of either...

2. either amendment at this point...

3. SENATOR CHEW:

4. Well, we'll make the...the glazing, Amendment No. 2.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. No. 3...3.

7. SENATOR CHEW:

8. Well, we're discussing No. 2, Mr. President.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Well, for the edification of the membership, No. 2

11. was ruled nongermane, it would not normally of occurred

12. would of appeared in our Journal, but because a roll call

13. was requested...

14. SENATOR CHEW:

15. Fine.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. ...we have now numbered that one No. 2...

18. SENATOR CHEW:

19. No problem.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. ...and we are now discussing Amendment No. 3 which,

22. I am told, reliably, deals with safety glazing.

23. SENATOR CHEW:

24. Fine. Excellent.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Chew, to explain Amendment No. 3.

27. SENATOR CHEW:

28. 3. As I said, it will just make it a little safer

29. for drivers to operate the busses in Chicago where all

30. the thugs throw bricks through the windshield and glasses

31. and stick up the drivers and everything. We've been doing

32. that, but we just ran out of bricks. So I'd ask...I'd

33. move its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Chew has moved adoption of Amendment No. 3.

3. Is there discussion? Senator Davidson.

4. SENATOR DAVIDSON:

5. Mr. President, I'd rise in opposition to this amend-
6. ment for two purposes. One, from the Department of Transpor-
7. tation the Division of Traffic Safety, when this proposed
8. amendment was given to them, rise in opposition to this
9. because the amendment doesn't address a specific area of
10. performance in Illinois and it could preempt Illinois
11. from the Federal Motor Vehicle-SS108, which would mean
12. we could lose Federal funds. Secondly, there's no way
13. you could determine the number of buses and the cost of
14. the windshield and side windows replacement to the
15. Chicago Transit Authority would be involved. They believe
16. this is a severe problem in trying to implement this and
17. if it...this amendment would go on, they would be in
18. opposition to this bill and I am in opposition to this
19. proposed cost because it doesn't say who's going to pay
20. for the cost. And you and I know if we're going to
21. lay this kind of money on to the Chicago Transit Authority
22. and I don't know how many hundreds of busses we're talking
23. about. There's going to be a bill down here for us to pay
24. the cost and I don't think we should mandate a program
25. that we don't have any idea what the cost is. I can feel
26. in germane to the possibly that he wants to have safety
27. glass and et cetera. But the present law calls for shatter-
28. proof glass, not safety glass, to be put in these busses
29. and I think this amendment is not a good amendment. If
30. he wants to do this, bring it in in January when he's here
31. under the right procedures, under a full blown hearing, so
32. we'll know what the cost would be and I'd urge the defeat
33. of this amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Guidice.

3. SENATOR GUIDICE:

4. Thank you, Mr. President. I rise in support of this
5. amendment. If this is not an emergency, I don't know what
6. is. We just...good people get killed, we got rocks thrown
7. at buses as they...as they operate on these streets, we
8. got people and passengers that are...are in fear of their
9. life. This is a definitely an emergency. I'm only sorry
10. that Charlie wasn't able to get his other amendment on.
11. Because it's a...a problem there, it should be faced, we're
12. going to have to face it and who gives a damn about the
13. money when people are dying.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Graham. Senator Lemke.

16. SENATOR LEMKE:

17. Well, just to give you a circumstance, you know, some...
18. some transportation vehicles do have glass. Now, last
19. summer I was riding the "el" and somebody, for some reason,
20. shot a shotgun at the elevator window, blast the window
21. out but some of this glass shattered and as...as I was
22. looking around, I looked in the middle of the aisle and
23. there was a little boy coming home from his violin lessons,
24. little kid, and he had his violin lessons, he lived in,
25. I think, Cicero or Berwyn, never caused anybody any grief.
26. Went downtown for his lessons, all of a sudden this particular
27. little boy had glass in his eye and I understand, he lost
28. his eye. He was only nine or ten years old. Now, if this
29. isn't an emergency right now, I don't know what...what is.
30. If we can't provide this for the safety of passengers on
31. public conveyances and buses and people that ride transporta-
32. tion systems, what can we do in this State. Do we represent
33. those interests that have transportation companies or do we

1. protect the passengers. So I must go with Senator Chew in
2. favor of this and ask for its adoption.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Grothberg.

5. SENATOR GROTHBERG:

6. I thought we had about a fifth branch of government
7. called the RTA to whom this CTA has a relationship, as
8. I recall by a previous act of this Legislature, that has
9. taxing power and monies and regulatory power on these
10. matters. If anybody can correct me on that, I'll stand
11. corrected. But I'm not at all sure that this is a matter
12. for the General Assembly at all. And I'm going to have
13. to oppose it. If there's an answer to my question, I'd
14. appreciate it too.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Chew, briefly.

17. SENATOR CHEW:

18. Senator, you may be right, but the RTA has sat on its
19. tails and allowed many things to happen. Partly because
20. they have to spend their time down here fighting you. And
21. we don't have all that time, so the General Assembly that
22. created the RTA has to continue to create things or make
23. them clear or add to or take from because we're all striving
24. to make it better, those of us that like it. And some of
25. us are striving to dismantle it. I fit in the first and
26. not the latter.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Clewis.

29. SENATOR CLEWIS:

30. Mr. President and members of the Senate. I rise in
31. support of this amendment. I think it's needed legislation.
32. It's of an emergency nature and I would urge a favorable
33. adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Rock.
3. SENATOR ROCK:
4. Question of the sponsor.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Indicates he will yield, Senator Rock.
7. SENATOR ROCK:
8. As I read the amendment, it pertains only to busses,
9. is that correct?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Chew.
12. SENATOR CHEW:
13. Yes, Senator, it does spell out busses, that's where
14. your problems have been. Very rarely have we experienced
15. on the elevated land and surface trains that we have that
16. problem. It's the busses that move down through the crowded
17. streets on commercial areas wherein the...the elevator lines
18. and the surface lines, as you know, have their tracks laid
19. out for them and they don't usually get into heavily traveled
20. ...traveled areas.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Rock.
23. SENATOR ROCK:
24. And it's further qualified, it's only busses within
25. the City of Chicago, which would be, therefore, under the
26. jurisdiction of the Chicago Transit Authority. Is that
27. correct?
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Chew.
30. SENATOR CHEW:
31. The aim of the amendment, Mr. President, is in Chicago.
32. But by the same token, busses coming from the outline area
33. would qualify under this because they "are operating within
34. the Chicago City limits once they get in."

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Rock.
3. SENATOR ROCK:
4. How many busses can we reasonably be assumed to affect
5. by this?
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Chew.
8. SENATOR ROCK:
9. How many busses and how many windows?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Chew.
12. SENATOR CHEW:
13. Are you asking about the busses that belong to the
14. Chicago Transit Authority or the outlying busses that
15. operate within the city limit?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Rock. Senator Rock.
18. SENATOR ROCK:
19. Give me your best shot, Charlie, how many busses?
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Chew.
22. SENATOR CHEW:
23. As...as many as that's operating by the Chicago Transit
24. Authority and all of those that come in and out of Chicago.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Rock.
27. SENATOR ROCK:
28. I...I surrender.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Further discussion? Senator Berning.
31. SENATOR BERNING:
32. Well, thank you, Mr. President. I'd just like to make
33. the observation that, admirable as the Senator's objectives

1. may be, many of us in the suburbs and perhaps even in the
2. City of Chicago, are of the opinion that tragedies such
3. as have been occurring...occurring with unfortunate
4. regularity, not only on busses, but on elevated transportation
5. platforms and elsewhere throughout the metropolitan area, are
6. never going to be controlled until violators are dealt with
7. severely. Once they're apprehended, Mr. President and members
8. of the Body, the judiciary is going to have to keep permanent
9. control over them. Our system for handling of violators has
10. been too lenient in my opinion and we can spend all the money
11. we want for police forces, but unless we can remove the
12. undesirable element from society, we're never going to prevent
13. recurrences and for that reason it appears to me that we are
14. starting at the wrong end in our attack on the problem.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator...Senator Rhoads.

17. SENATOR RHOADS:

18. Question the sponsor of the amendment.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Indicates...he will yield, Senator Rhoads.

21. SENATOR RHOADS:

22. Senator Chew, is safety glass or safety glazing material
23. anywhere defined in the amendment, I don't see it if it is?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Chew.

26. SENATOR CHEW:

27. No, it's not defined, however the engineers would find
28. suitable materials just as we have in the Chicago city cabs
29. of the same material that would be used in the busses.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Rhoads.

32. SENATOR RHOADS:

33. Well, with respect to those cabs, how many manufacturers

1. are there of safety glass materials in the cabs? Are there
2. several companies that manufacture them or only one or two?

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Chew.

5. SENATOR CHEW:

6. Well, Senator, I haven't made a research of how many
7. companies...companies in this country that manufacture
8. safety glass, but I would assume any manufacturer of glass
9. could very well manufacture the kind of glass in which we
10. are referring to.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Maragos.

13. SENATOR MARAGOS:

14. Will the sponsor yield to a question?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates he will yield. Senator Maragos.

17. SENATOR MARAGOS:

18. This morning, Senator Chew, on the radio, WBBM and WGN radio,
19. which I put on, there were several bus drivers who stated
20. that they want a bulletproof glass in which they were
21. driving. Does this qualify to that classification?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Chew.

24. SENATOR CHEW:

25. Yes, sir. It would qualify as bulletproof, sir.

26. SENATOR MARAGOS:

27. The question is also, is there a time limit by which
28. the authority where it would be the RTA or CTA would have,
29. how much time would you give them in order to install all
30. these glass panes and cubicles by which to protect the
31. motormen.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Chew.

1. SENATOR CHEW:

2. Well, we would have to deal with this as we dealt with
3. the fail-safe system as with all deliberate speed. I did
4. not put an effective date, but even if they show some signs
5. of wanting to comply with some safety measure for the
6. operators, I would assume that they would have some decency
7. to go about it. I recall very well, Senator, when I did
8. pass a bill here giving the Chicago Transit Authority
9. the authority to put the Cook County Sheriffs sworn
10. personnel under the same section as the Chicago Police
11. Department and nurses and the Fire Department worked under
12. and the first bill I passed, we merely said "may." And
13. of course, those antiquated board members down there
14. didn't feel that they had to comply, which they didn't.
15. So the following year, I came back and I made it "shall,"
16. and of course we could have had that when we said, "may"
17. if they wanted to go along, but I'll assure you if we adopt
18. this amendment and they don't comply, I'll be back next
19. year.

20. SENATOR MARAGOS:

21. Mr. President...Mr. President, I would like to ask the
22. sponsor, don't you think the accomplishments and purposes
23. of this amendment with...without the risk of it not being
24. fully implemented by having a resolution to show our
25. legislative intent and that the authorities then...then
26. give them time to go about taking care of the matters at
27. hand without going through this route. That's what I've
28. suggested in order to achieve the purposes for which you
29. and I are seeking.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Chew.

32. SENATOR CHEW:

33. Senator, your district is west of mine, this...east

1. of mine. The same people from your district ride public
2. transportation and I would assume that if you care anything
3. about your constituents, you'd be right in my corner trying
4. to get this amendment passed because they have the same
5. problems as mine do and you know it's a good amendment and
6. I don't think any technicalities need to be brought into
7. this. The point is, we're trying to help. That's the
8. only purpose, trying to help, trying to alleviate the
9. problem. Yes, Senator Berning, I agree that the Judiciary
10. pats these fellows on the back. Let's take a case where
11. a sixteen year old will throw a brick through the windshield
12. of a bus. When he's apprehended, and usually he is, what
13. happens? I've followed these things up over in juvenile
14. court where the judge sits there like he's the other
15. father of this seventeen year old child says, now
16. don't you strike that bus again, if you gonna strike one,
17. pick another one. That's the way it's done. That's why
18. these people get away with murder. And let me further
19. state, and I want this made imminently clear, most of
20. the problems that are created on public transportation are
21. created in poor and black communities. My people, Mr. President,
22. are the culprits. The blacks in my community are thugs riding
23. public transportation. Let's make no bones about it, you
24. get on a bus on Michigan Avenue going north and its quiet,
25. you get on a bus on State Street coming south and you
26. don't know you're riding public transportation, you think
27. you're in a damn...house and my people are the cause
28. of these latter crimes, with the exception of a very few.
29. And if you're saying I'm trying to hurt my people, no, I'm
30. trying to help everybody involved and I'll stand here and
31. tell you, Mr. President, it's black on...black crime by
32. and large and that's why the board members don't really
33. give a damn about it. And I'd like an adoption of this

1. amendment.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. All right. Senator Chew was closing. Senator Davidson,
4. did you have something?

5. SENATOR DAVIDSON:

6. Yes, there was a question asked about the effective
7. date and in this amendment, this bill becomes...if this
8. would be adopted, and I certainly hope it isn't, it becomes
9. effective October 1st. Any new windshield or side window
10. that goes in as replacement has to start October 1st and
11. all, all windshields and windows to the left of the
12. drivers position as of July the 1st, 1979, have to be.
13. You're talking about a...you're talking about a boatload
14. of expense and lots of material. I urge the defeat of
15. the amendment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The question is on the adoption of Amendment No. 3
18. to House Bill 3135. Those in favor say Aye. Opposed Nay.
19. The opinion of the Chair the negatives have prevailed.
20. There has been a request for a roll call. Those in favor
21. will vote Aye. Those opposed will vote Nay. The voting
22. is open. Have all voted who wish? Have all voted who
23. wish? Take the record. On that question the Ayes are
24. 18, the Nays are 24, Amendment No. 3 is lost. Further
25. amendments?

26. SECRETARY:

27. Amendment No. 4 offered by Senator Chew.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Chew is recognized on Amendment No. 4.

30. SENATOR CHEW:

31. Now...now, Senator Rock, this is the one that deals
32. with the motorcycles. Ah...Mr...Mr. President, you know,
33. you know sometimes you don't, today you don't accomplish

1. what is necessary, but if you can put it on somebody's mind.
2. I used to have to do this in the City Council when I couldn't
3. get a breadbasket passed through there, but many of the things
4. that I proposed, later on, were sponsored by other folk and
5. the end results is what you really want. So, Phil, if you,
6. you know, if you'd like to work with me or somebody else
7. and let's get these things a going, I mean I have no objection,
8. you know, you know. I'm running for reelection, but let
9. me tell you something, I don't even have an opponent. So
10. if I vote for myself, I won, so I'm not doing this for
11. political sake, I'm doing it for the safety of...of the
12. people involved. Some of us as Senators don't always
13. go out and see what the people are doing, that's why we
14. get a low vote. And why I always beat all you guys because
15. I'm always out there with the people that vote for me
16. and trying to do what I feel is necessary or what at
17. least they say that should be done, so you...you guys ought
18. to stand with me on this one.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there discussion? Senator Rock.

21. SENATOR ROCK:

22. Question of the sponsor, if he'll yield. Is this
23. the amendment which prohibits the operation of a motor-
24. cycle on interstate or expressways?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Chew.

27. SENATOR CHEW:

28. Well, Mr. President, I'm sorry he asked a question
29. in that vein, he's a very sharp lawyer, but If you're going
30. to ask a question pertaining in the amendment, ask it all
31. and then it'll be self-explanatory. It reduces the speed
32. of a motorcyclist within the metropolitan area of Chicago,
33. which is one of the few areas in the State where we have

1. interstate highways. I have...I have sat in my window, I live
2. right by the Dan Ryan, and I've seen any number of motorcycle
3. accidents. And just three Sundays past, I saw within a hundred
4. feet of my house, six motorcyclers going down Dan Ryan at my
5. estimation maybe eighty-five miles an hour. And I think they
6. go this kind of speed because they go in groups and one police
7. officer out there would be really afraid to...to tackle that,
8. because it would be a matter of...of endangering the other
9. lives of motorists in order to catch them. But anyway the
10. second group that was trying to catch the first group, one
11. lost control of his machine and he was thrown about a
12. hundred feet up in the air and on the impact of a post
13. that holds the sign to give you the directions of the
14. ...of the highway, he...he was dead when he hit the ground.
15. Now the...the amendment merely states that you would reduce
16. the speed of a motorcyclist to thirty miles an hour within
17. a municipality. And...and this would prohibit motorcyclists
18. from using interstate highways within the city limits. And
19. it does not deal with the...the motorcyclists and...express-
20. ways in the unincorporated areas. It's for the safety of
21. the motorcyclists and not necessarily motors, because the
22. statistics we got back, Senator Rock, shows that for every
23. accident, ninety-eight percent of the injured are, in fact,
24. the motorcyclists and not the motorists of automobiles
25. because it's...it's rare that they collide with other moving
26. vehicles, they just scare the hell out of them and most
27. people just pull to the side when they start down the
28. expressway because it's generally known that they're going
29. to break the speed law. So, yes, I want to prohibit them
30. from using an interstate highway within the limits of
31. the City of Chicago. And let them use other alternatives
32. that does not interfere with the normal flow of traffic
33. on the interstate highway, and it's strictly for the

1. motorcyclists safety and...and it goes further, Senator
2. Rock...
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator, your time is about up in answering his
5. question.
6. SENATOR CHEW:
7. Well...well ask me another one and then I...I can
8. get to this.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Walsh, for what purpose do you arise?
11. SENATOR WALSH:
12. Mr. President, I think Senator Rock's time is used
13. up with the answer to that question.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. That...you're absolutely correct. Senator Davidson.
16. SENATOR DAVIDSON:
17. Question of order. In the germaneness of this Amend-
18. ment No. 4 being in correct form or even applying 'cause
19. this bill...amendment apparently as presented was originally
20. drawn for 3133 and on the line was crossed to a 5 and on
21. the first sentence, it says amend House Bill 3133 then
22. proceeds to talk about page 1, 2, 3 and 4 and there's only
23. one page, there's only one page in...on House Bill 3135 and
24. I don't think this amendment is in...in order and I don't see
25. any possible way. First I'm totally opposed to it, 'cause
26. any motorcyclist could not ride a motorcycle on an interstate
27. or an expressway through the metropolitan area of the
28. City of Chicago. Just for openers, it just more than just
29. apply to city streets. But I would ask the Chair the
30. properness of form of Amendment 4 to House Bill 3135 'cause
31. as it...as I read it, there's no way it can subscribe to
32. this bill.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. The Chair rules that the amendment is not in proper
2. form. Senator Chew.

3. SENATOR CHEW:

4. The Secretary of the Senate, the sponsor of the bill,
5. is very well aware that the amendment first was designed
6. for 3133 and as we determined that 3133 was not going out,
7. we went to the sponsor, which he agreed, that we would
8. attach it to 3135. Secretary of the Senate has it in proper
9. form and I would suggest, Mr. President, that the sponsor
10. now has the old number on the same amendment just in order
11. to make his point and I don't think his point should be well
12. taken, Mr. President.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Chew, in your amendment, Amendment No. 1, it's
15. listed as here as to 3135 as amended on the face, refers
16. in the first paragraph to House Bill 3133.

17. SENATOR CHEW:

18. I know.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. And then refers to sections in 3133 and the amendment
21. is not in proper form and the Chair so ruled. Amendments
22. to bills...

23. SENATOR CHEW:

24. Mr...Mr. President.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Just a moment...just a moment. Paragraph 15 to...
27. it's Rule 15, I'm sorry, the last paragraph in Rule 15 states,
28. and I quote, "amendments to bills that purpose to amend an
29. existing law shall be in writing and shall indicate the changes
30. in the existing law in the same manner as required in Rule 5,
31. the introduction of bills. Your amendment is out of order.
32. Senator Chew.

33. SENATOR CHEW:

1. It...it may be out of order, I...I won't change that,
2. but with good faith from the people that you work with, the
3. sponsor was quite aware that this amendment would...would
4. go on 3135, he...he agreed upon it and if he wants to
5. get technical. I...I'll be back.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Knuppel. Senator Davidson, for what purpose
8. do you arise?

9. SENATOR DAVIDSON:

10. Well, I didn't agree that the amendment would go
11. on the bill. I agreed to bring back the bill for him...

12. SENATOR CHEW:

13. That...that's what I mean.

14. SENATOR DAVIDSON:

15. ...We had no such agreement the amendment would go
16. on that bill.

17. SENATOR CHEW:

18. Right...right. We had an agreement...

19. SENATOR DAVIDSON:

20. Right, that's not what you said.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Well, I...since the amendment is not in order, you
25. know, I'm just so deeply moved by Senator Chew's concern
26. and I was out on the highway this morning and you'd be
27. surprised. I was following Senate License Plate No. 2
28. and some of these people are a hazard on the highway and
29. I agree with you. They travel so slowly you can't even
30. get in here.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Graham.

33. SENATOR GRAHAM:

1. I'm proud that I was slowing down that gentleman from
2. Petersburg, he needed it, but I think...I think we've spent
3. a lot of time on a...an amendment here that probably could
4. be called a genocide amendment. Because if you ever, if you
5. ever, slowed those motorcycles down on those interstate
6. highways in Chicago or anyplace else, you'd kill every
7. motorcycle rider in the country, because the trucks would
8. run over them. Don't...let's get on with the business.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion as to...are there further
11. amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. 3rd reading. House Bill 3327. Senator Guidice asks
16. leave to return to the Order of 2nd reading for the purpose
17. of an amendment. Senator Chew and Senator Davidson would
18. you sit down. Senator Guidice is trying to address the
19. Body. Is there leave? Leave is granted. Senator Guidice.

20. SENATOR GUIDICE:

21. Thank you, Mr. President. Having voted on the prevailing
22. side of Amendment 1 I'd ask that we reconsider the vote by
23. which it was adopted.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Guidice.

26. SENATOR GUIDICE:

27. Yes. I...I want to Table Amendment No. 1. I...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Guidice wishes to reconsider the vote on
30. Amendment No...the vote by which Amendment No. 1 was
31. adopted. Those in favor indicate by saying Aye. Those
32. opposed. Senator Walsh.

33. SENATOR WALSH:

1. Well that amendment has been adopted. I wonder if the
2. gentleman would explain the reasons for reconsidering.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Guidice.

5. SENATOR GUIDICE:

6. It is my intention on Amendment No. 2 to keep
7. incorporated the same material that's in Amendment No. 1
8. except I'm adding a provision that the insurance companies
9. asked me to add for the purposes of an immunity to them if
10. they give the file to the individual.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion?

13. SENATOR WALSH:

14. Hold it for...for a moment, Mr. President.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Well, while we're holding...while we're holding,
17. Ladies and Gentlemen of the Senate, we have with us a
18. husband and wife team that have served in this Body
19. and one that presided over the Senate and I...I think
20. at this time it would be great if we could introduce
21. our former Lieutenant Governor and my Congressman,
22. Congressman Paul Simon.

23. CONGRESSMAN SIMON:

24. Thank you, Mr. President. The Senate looks much
25. different, but it's great to be back here. I've been
26. here long enough, I know...there's your...your...he's
27. got some grey hair, Tom Hynes has in the process of...of
28. being on this job. It is great to be here. I've been
29. here long enough to know that you don't make a speech
30. here in front at the end of June. It's just great to
31. be with all of you. Thank you very, very much.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Guidice moved to reconsider the vote by

1. which Amendment No. 1 was adopted. Those in favor indicate
2. by saying Aye. Those opposed. Now...now Senator Guidice
3. moves to Table Amendment No. 1 to House Bill 3327. Those
4. in favor indicate by saying Aye. Those opposed. The Ayes
5. have it. Amendment No. 1 is Tabled.

6. SECRETARY:

7. Amendment No. 2 offered by Senator Guidice.

8. SENATOR GUIDICE:

9. Thank...thank you, Mr. President. Mr. President the...
10. Amendment No. 2 contains all the...everything that Amend-
11. ment No. 1 had in it, but puts in the additional statement
12. that the insurer shall not be liable for any statement or
13. information contained in the file and revealed in
14. compliance with the provision of amendment...of this
15. amendment.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? The question is shall
18. Amendment No. 2 to House Bill 3327 be adopted. Those in
19. favor indicate by saying Aye. Those opposed? The Ayes
20. have it. Amendment No. 2 is adopted. Are there further
21. amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. 3rd reading. Senator Buzbee, for what purpose do
26. you arise?

27. SENATOR BUZBEE:

28. Well, Mr. President, I...when you were introducing
29. Congressman Simon, I...I know you mentioned the other
30. half of that team, but you did not mention my other
31. constituent, Mrs. Jean Simon. And I'd like for you
32. just to introduce her. You mentioned that she was there,
33. but you didn't...but you didn't say that here is former

1. Representative Jean Simon.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Well, I'm been called a male chauvinist pig and I'm
4. sorry, Senator, and you're right. I want to introduce...
5. Mrs. Jean Simon and I...I said Mrs...Jean Hurley Simon, okay.
6. House Bill 3386. Senator Berning. Senator Berning asks leave
7. to return to the Order of 2nd reading for the purpose of
8. amendment, is there leave? Leave is granted. Senator Berning.
9. SECRETARY:
10. Amendment No. 2 offered by Senator Berning.
11. SENATOR BERNING:
12. A...clarification, Mr. President. This is the one where
13. I move to reconsider the vote by which Amendment No. 1 was
14. adopted so that we may Table Amendment No. 1.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Heard the motion. Those in favor indicate by saying
17. Aye. Those opposed. The Ayes have it. The motion carries.
18. Senator Berning now moves to Table Amendment No. 1 to House
19. Bill 3386. Those in favor indicate by saying Aye. Those
20. opposed. The Ayes have it. Amendment No. 1 is Tabled.
21. SECRETARY:
22. Amendment No. 2 offered by Senator Berning.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Berning.
25. SENATOR BERNING:
26. Yes, thank you, Mr. President. Amendment No. 2 is
27. exactly the same as Amendment No. 1. There was a technical
28. error with No. 1 having been an amendment to a section
29. which has been previously repealed. So the amendment is
30. the same, but it is now in proper form. So I move for the
31. adoption of Amendment No. 2.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Is there further discussion? The question is shall

1. Amendment No. 2 be adopted to House Bill 3386. Those in
2. favor indicate by saying Aye. Those opposed. The Ayes
3. have it, Amendment No. 2 is adopted. Are there further
4. amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. 3rd reading.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there leave to go to the Order of Resolutions?

11. Leave is granted. Resolutions.

12. SECRETARY:

13. Senate Resolution 450 offered by Senators Rock, Hynes
14. and all members.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Rock is recognized.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen
19. of the Senate. Senate Resolution 450 is a congratulatory
20. resolution. I'm seeking leave to suspend the rules for
21. the immediate consideration and adoption. I will not
22. ask the Secretary to read it because of the lateness of
23. the day and the anxiety of the members to get moving. But
24. today is the 25th wedding anniversary of our personable
25. colleague, Jim and Ruth Donnewald and we are, by virtue
26. of Senate Resolution 450 congratulating them on twenty-five
27. successful years and awarding Ruth Donnewald a medal of
28. honor for having lasted so long. So I would ask for the
29. suspension of the rules and the immediate consideration
30. and adoption of this resolution.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. You've heard the motion to suspend the rules. Immediate
33. consideration. Leave? Leave is granted. All in favor say

1. Aye. Opposed Nay. The Ayes have it. The resolution is
2. adopted. Congratulations. Is there leave to go to the
3. Order of Messages from House? Leave is granted. Messages
4. from the House.

5. SECRETARY:

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

7. Mr. President - I am directed to inform the
8. Senate that the House of Representatives refused to
9. concur with the Senate in the adoption of their amend-
10. ment to a bill with the following title: House Bill
11. 3351 with Senate Amendment No. 1. A like message on
12. House Bill 2648 with Senate Amendment No. 1.

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

14. Mr. President - I am directed to inform the
15. Senate that the House of Representatives has passed
16. bills with the following titles, in the passage of
17. which I am instructed to ask the concurrence of the
18. Senate, to-wit: House Bills 2632, 3069 and 3276.

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

20. Mr. President - I am directed to inform the
21. Senate that the House of Representatives adopted the
22. following Joint Resolution in the adoption of which
23. I am instructed to ask the concurrence of the Senate,
24. to-wit: House Joint Resolution 101.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Executive. Is there a member of the Richard J.
27. Daley Memorial Statue Commission...on the Floor?
28. We have a resolution that extends the reporting date.
29. Senator Rock.

30. SENATOR ROCK:

31. Is this 101?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 100, Senator Rock. Senator Rock is recognized.

1. SENATOR ROCK:

2. Thank you, Mr. President, Ladies and Gentlemen of the
3. the Senate.. With leave of the Body I will handle this for
4. Senator Hynes. I think he's a member of that commission.
5. This does...extend and only extend the reporting date of
6. that commission and I would move for the suspension of
7. the rules and the immediate consideration and adoption
8. of House Joint Resolution 100.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. On the suspension of the rules and discussion.
11. All in favor say Aye. Opposed Nay. The Ayes have it.
12. The rules are suspended. Senator Rock moves the adoption
13. of Senate Resolution...House Joint Resolution 100. All
14. in favor say Aye. Opposed Nay. The Ayes have it. The
15. resolution is adopted. Senator...Senator Buzbee on the
16. Floor? Senator Carroll? Ready to roll. All right.
17. Is there leave to go to the Order of House Bills on 2nd
18. reading? Leave is granted. House Bills 2nd reading.
19. For what purpose does Senator Carroll arise?

20. SENATOR CARROLL:

21. I was just curious, you were on the Order of 3rd
22. before, we had a few that we could, be brought back
23. from 3rd if you prefer to do those first, it doesn't
24. matter to us. Want to do 2nds first, fine. Okay.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Well a...since we're on the Order of 2nd reading,
27. let's...let's take those. We're on the Order of House
28. Bills 2nd reading, we'll pick up all the appropriation
29. bills on 2nd reading. Just be taking appropriation bills
30. on 2nd reading. House Bill 2529, Senator Hickey. Appro-
31. priation for DOT for a bypass. All right. Senate Bill 2540,
32. Senators Leonard and Berning. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 20...2540.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Are there amendments from the Floor?
6. SECRETARY:
7. No Floor amendments.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. 3rd reading. House Bill 2635, Senator Davidson.
10. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 2635.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Amendments from the Floor?
17. SECRETARY:
18. No Floor amendments.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. 3rd reading. House Bill 2730, Senator Rupp. Senator
21. Rupp on the Floor? 2730, appropriation for Department of
22. Labor. Read the bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 2730.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. The Committee on Appropriations I
27. offers one amendment.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Carroll.
30. SENATOR CARROLL:
31. Thank you, Mr. President, Ladies and Gentlemen of
32. the Senate. If I can, for one second, explain the procedure
33. we will try to follow on all of these bills. Where there were

1. agencies in which there were committee amendments, we will
2. explain the amendments and seek adoption. We will then
3. chickee-back, instead of that other word, chickee-back other
4. agencies on to these bills because the House has failed
5. to act on administrative yellow folder agency appropriations.
6. Now the Senate has felt that it was better for the Republicans
7. to still sponsor administrative agencies so we will again
8. be chickee-backing these on. While the Secretary will
9. read them as Regner amendments, for speed when we get
10. going, I'll explain them. That those are the chickee-back
11. part that put them in at the budget level and then we will
12. have our reduction after that. Does everybody catch on
13. now? Fine. Amendment No. 1, Mr. President and Ladies and
14. Gentlemen of the Senate, is a reduction of some two million
15. dollars to the labor supplemental in an agreement reached
16. with the department as to what cuts they could take. This
17. then funds 910 South Michigan through the rest of this
18. Fiscal Year. We have reached agreement with them on funding
19. it for five months next year with certain trigger dates
20. coming in so we can see what they were doing there. I'd
21. move adoption of Amendment No. 1.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. You heard the motion to adopt. Is there discussion?

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

25. Amendment No. 1 is adopted. Further amendments?

26. SECRETARY:

27. No further committee amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Any amendments from the Floor?

30. SECRETARY:

31. Amendment No. 2 offered by Senator Regner.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Regner is recognized. Senator Carroll. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you. This is Senator Regner's chickee-back
3. amendment adding the Industrial Commission in its
4. original form, we have further amendments to make the
5. reductions. I would move adoption of Amendment No. 2.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there discussion of Amendment No. 2? All in
8. favor say Aye. Opposed Nay. The Ayes have it. Amendment
9. No. 2 is adopted. Further amendments, Mr. Secretary.

10. SECRETARY:

11. Amendment No. 3 offered by Senator Carroll.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President. This amendment would add
16. the Hynes Admendment as well as several others and reduce
17. by taking out nine new positions and phasing in some long
18. term vacancies and other related items as the basis of
19. the hearings held by Appropriations I. I would move
20. adoption of Amendment No. 3.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. You heard the motion, is there discussion? All in
23. favor say Aye. Opposed Nay. The Ayes have it. Amendment
24. No. 3 is adopted. Further amendments, Mr. Secretary.

25. SECRETARY:

26. Amendment No. 4 offered by Senator Carroll.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President and Ladies and Gentlemen of
31. the Senate. This is the 5.5 Amendment and to take out
32. a double appropriation of one particular person. I would
33. move adoption of Amendment No. 4.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. You heard the motion. Discussion? All in favor say
3. Aye. Opposed Nay. The Ayes have it. Amendment No. 4
4. is adopted. Further amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. 3rd reading. House Bill 2843, Senator Washington.
9. Read the bill, Mr. Secretary.
10. SECRETARY:
11. House Bill 2843.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. The Committee on Appropriations I
14. offers two amendments.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Carroll.
17. SENATOR CARROLL:
18. Thank you, Mr. President and Ladies and Gentlemen
19. of the Senate. Amendment No. 1 is the Hynes Amendment
20. which we will correct a problem of in a Floor Amendment
21. later. I'd move adoption of Amendment No. 1.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Is there discussion? All in favor say Aye. Opposed
24. Nay. The Ayes have it. Amendment No. 1 is adopted. Further
25. amendments?
26. SECRETARY:
27. Committee Amendment No. 2.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Carroll.
30. SENATOR CARROLL:
31. Thank you, Mr. President. This is the 5.5 in the
32. phase in of two vacant positions. I would move adoption
33. of Amendment No. 2. Heard the motion. Is there discussion?

1. All in favor say Aye. Opposed Nay. The Ayes have it.
2. Amendment No. 2 is adopted. Further amendments?
3. SECRETARY:
4. No further committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Any amendments from the Floor?
7. SECRETARY:
8. Amendment No. 3 offered by Senator Carroll.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Carroll.
11. SENATOR CARROLL:
12. Thank you. For the Reference Bureau they wanted
13. to buy some equipment before the end of the calendar year
14. so we are taking off the Hynes portion on equipment so
15. that they could do that. I'd move adoption of Amendment
16. No. 3.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Is there discussion? All in favor say Aye. Opposed
19. Nay. The Ayes have it. Amendment No...
20. SENATOR CARROLL:
21. 3.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. 3 is adopted. Further amendments?
24. SECRETARY:
25. No further amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. 3rd reading. House Bill 2851, Senator Ozinga. Is Senator
28. Ozinga on the Floor? Or will someone move the bill for him.
29. Senator Regner will move the bill...with leave of the Body.
30. Is there leave? Leave is granted. 2851, Mr. Secretary.
31. SECRETARY:
32. House Bill 2851.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Appropriations I
2. offers one amendment.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Carroll.

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End of Reel #4

1. SENATOR CARROLL:

2. Thank you, Mr. President. Amendment No. 1 is the Hynes
3. amendment, I would move the adoption of Amendment No. 1.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. You have the heard the motion, is there discussion, all in
6. favor say Aye, all opposed say Nay. The Ayes have it. Amendment
7. No. 1 is adopted, further Amendments?

8. SECRETARY:

9. No further committee amendments.

10. SENATOR CARROLL:

11. There should be a second committee amendment.

12. SECRETARY:

13. Oh, I am sorry there is, No. 2. Committee Amendment No. 2.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
18. This reduces by \$8,151, uh...be the 5.5 Pay Plan, I would move
19. adoption of Amendment No. 2.

20. PRESIDING: (SENATOR BRUCE)

21. Is there any discussion? All in favor say Aye. Senator Ozinga.
22. On Amendment No. 2.

23. SENATOR OZINGA:

24. No, that is all right.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. All in favor say Aye. Opposed Nay. The Ayes have it,
27. Amendment No. 2 is adopted. Further amendments?

28. SECRETARY:

29. No further committee amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Ozinga, for what purpose do you rise?

32. SENATOR OZINGA:

33. I have three...I have three amendments that have been submitted

1. to me by the Legislative Council. However, these are amendments
2. that were rejected by the Appropriations Committee and I do not
3. want to belabor anything further on them, so I will hold them.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. All right. Further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Third reading. House Bill 2857, Senator Sangmeister. Read
10. the bill Mr. Secretary.

11. SECRETARY:
House Bill 2857.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. The Committee on Appropriations I offers
14. two amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Carroll, on Amendment No. 1.

17. SENATOR CARROLL:

18. Thank you Mr. President, Amendment No. 1 is a Hynes amendment
19. and I would move its adoption.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. You have heard the motion. All those in favor say Aye. All
22. opposed Nay. The Ayes have it, Amendment No. 1 is adopted.

23. SECRETARY:

24. Committee Amendment No. 2.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Carroll.

27. SENATOR CARROLL:

28. Thank you Mr. President, Ladies and Gentlemen of the Senate.
29. Amendment No. 2 is a \$65,000 cut to take out three of their four
30. new positions. Take out some money from Travel and...and a take out
31. some of the increase in the summer intern program. I would move
32. adoption of Amendment No. 2.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. You have heard the motion under discussion. All in favor
2. say Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is
3. adopted. Further amendments?
4. SECRETARY:
5. No further committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Are there amendments from the Floor?
8. SECRETARY:
9. No Floor amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Third Reading. House Bill 2863, Senator Grotberg. Read the
12. bill Mr. Secretary.
13. SECRETARY:
14. House Bill 28...
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Hold on, Mr. Secretary. Read the bill, Mr. Secretary.
17. SECRETARY:
18. House Bill 2863.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Are there amendments from the Floor?
23. SECRETARY:
24. No floor...
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Grotberg.
27.
28. SENATOR GROTBORG:
29. Uh...I would like to ask Senator Carroll. I made a commitment
30. yesterday to hold this for letters. If you want to put this on 3rd,
31. bring it back, leave it on 3rd, move it to 3rd and leave it, Sir.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. That is right. Floor amendments?

1. SECRETARY:

2. No Floor amendments.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. 3rd reading. House Bill 2870. Senator Glass is there leave
5. that Senator Regner handle that for Senator Glass in his absence?
6. Leave is granted. Read the bill Mr. Secretary.

7. SECRETARY:

8. House Bill 2870.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. The Committee on Appropriations I
11. offers two amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you Mr. President, having voted on the prevailing side
16. I would move to Table Amendment No. 1, committee amendment, which
17. would have been the Hynes amendment. Oh, that is still okay.
18. Take that out of the record. Just the language, out of the record.
19. I would move the adoption of Amendment No. 1, the Hynes amendment.
20. Apparently they can live with it.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. You have heard the motion. Is there discussion? All of those in
23. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
24. is adopted. Further amendments?

25. SECRETARY:

26. Committee Amendment No. 2

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President. This reduces to the 5.5 level \$450
31. and reduces travel by \$2500. I would move adoption of Amendment No. 2.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there any discussion? All in favor say Aye. Opposed Nay.

1. The Ayes have it. Amendment No. 2 is adopted. Further
2. amendments?
3. SECRETARY:
4. No further committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. 3rd reading. House 2885, Senator Rock. In the absence of Senator
11. Rock, does Senator Carroll have leave to handle that, Senator. There
12. is leave. Read the bill Mr. Secretary.
13. SECRETARY:
14. House Bill 2885.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. The Committee on Appropriations I offers
17. one amendment.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Carroll.
20. SENATOR CARROLL:
21. Thank you Mr. President. This is a no dollar change amendment,
22. it just appropriates the funds within seventy-five percent General
23. Revenue and twenty-five percent Road. Apparently, was inadvertently
24. not done in the House. I would move its adoption of Amendment No. 1.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. You have heard the motion. Is there discussion? All those in
27. favor say Aye. Opposed Nay. The Ayes have it. Amendment NO. 1
28. is adopted. Further amendments?
29. SECRETARY:
30. No further committee amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Are there amendments from the Floor?
- 33.

1. SECRETARY:
2. No Floor amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. House Bill 2911, Senator Regner. Hold.
5. SENATOR REGNER:
6. Hold it. We might as well move and bring it back tomorrow...
7. Move it and we will bring it...okay.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. All right. Read the bill Mr. Secretary, 2911.
10. SECRETARY:
11. House Bill 2911.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. The Committee on Appropriations I offers
14. three amendments.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Carroll.
17. SENATOR CARROLL:
18. Thank you Mr. President. I would move to Table Amendment No.
19. 1 of committee amendments which would have been the Hynes amendment.
20. When we pick up the chicken back later it will be put in that one,
21. for both agencies. I would therefore move to Table Amendment No. 1.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Motion is to Table Committee Amendment No. 1. Is there
24. discussion? All in favor say Aye. Opposed Nay. The Ayes have it.
25. Committee Amendment No. 1 is Tabled.
26. SECRETARY:
27. Committee Amendment No. 2.
28. SENATOR CARROLL:
29. Thank you Mr. President, Ladies and Gentlemen of the Senate.
30. This is a cut of \$547, 500 that was reached after negotiations with
31. the Attorney General to cut twenty-five of their new positions to hold
32. them back to 5.5 and make some other contractual, etc. cuts in that
33. agency...in that constitutional office. I would move adoption of

1. Amendment No. 2.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. You have heard the motion to adopt. Is there discussion?

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

5. No. 2 is adopted. Further amendments?

6. SECRETARY:

7. Committee Amendment No. 3.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Carroll.

10. SENATOR CARROLL:

11. Thank you Mr. President. This would add the position to the

12. Chief Attorney for the new Illinois State Medicade Fraud Control Unit.

13. I understand the officers are being paid for out of Law Enforcement

14. funds. But, this one will come from the AG, we are adding that

15. money back. I would move adoption of Amendment No. 3.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. You have heard the motion. Is there discussion? All those

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

19. 3 is adopted.

20. SECRETARY:

21. No further committee amendments.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Are there amendments from the Floor ?

24. SECRETARY:

25. Amendment No. 4 offered by Senator Regner.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Regner. Senator Carroll to explain Amendment No. 4.

28. SENATOR CARROLL:

29. I will pass this chickie over to Senator...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Buzbee is recognized on Amendment No. 4.

32. SENATOR BUZBEE:

33. Mr. President, what the procedure is going to be now for those

1. ordinary and contingent appropriation items that would normally
2. go through Senate Appropriations Committee II...we...as this
3. one would. The Department of Law Enforcement...the budgetary
4. request will be added on to the Republican side of the aisle.
5. Because of staff time limitations we have not been able to prepare the
6. Democratic amendments and so all of those that would go through
7. Committee No. 2 will be added on again today. The Governor's
8. budgetary request will be added on by the Republican side with
9. the understanding that tomorrow they will brought back for the
10. Democratic amendments. So we can save a legislative day and
11. hopefully get them out of here tomorrow. That will give our staff
12. time tonight to prepare the amendments and put them on. So Senator
13. Regner will have the budgetary request tomorrow, we will have the
14. amendment to it.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. All right. On the motion to adopt Amendment No. 4 is there
17. discussion? All in favor say Aye. Opposed Nay. The Ayes have it.
18. Amendment No. 4 is adopted. Further Floor amendments?

19. SECRETARY:

20. No further Floor amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. House Bill 2970, Senator Grotberg. Read the
23. bill Mr. Secretary.

24. SECRETARY:

25. House Bill 2970.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Appropriations II offers
28. three amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Buzbee.

31. SENATOR BUZBEE:

32. Thank you Mr. President. This adds in at the Governor's Office
33. request the status...the Illinois Status Offenders Service to the

1. Commission on Crime Delinquency. It is an addition of \$800,000
2. and I would move the adoption of Amendment No. 1.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. You have heard the motion to adopt. Is there discussion?
5. All in favor say Aye. Opposed Nay. The Ayes have it. Senator
6. Netsch on Amendment No. 1.
7. SENATOR NETSCH:
8. Thank you. I realize that we are not supposed to interrupt the
9. proceedings by asking the question, but...
10. PRESIDING OFFICER: (SENATE BRUCE)
11. This is not a democracy. We just roll them through.
12. SENATOR NETSCH:
13. God knows it is not, today...Right...What was the amount Senator
14. Buzbee. I just...you mumbled it so fast I did not hear it.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Buzbee.
17. SENATOR BUZBEE:
18. \$800,000.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. \$800,000, Senator. Senator Netsch.
21. SENATOR NETSCH:
22. You are beginning to sound like Senator Bloom. Ah...\$800,000
23. and ah...And do I understand there also is still 396,000 in the
24. ILEC budget. Is that correct, Senator Regner is nodding his head
25. yes. Thank you very much.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Is there further discussion of Amendment No. 1? Senator Rhoads.
28. SENATOR RHOADS:
29. Was this \$800,000 in the budget as originally introduced?
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Buzbee.
32. SENATOR BUZBEE:
33. Ah...no Senator Rhoads this is part of that \$10,000,000 savings

1. that was made on the premium for the group insurance for State
2. employees the Governor announced that of that \$10,000,000 he was
3. going to put \$7,000,000 into education and \$3,000,000 would be
4. disbursed in other areas. And this is \$800,000 of that
5. \$3,000,000. That he picked and he added...he wished to be added
6. on.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion of Amendment No. 1, Senator Buzbee moves
9. the adoption of Amendment No. 1. All in favor say Aye. Opposed
10. Nay. The Ayes have it, Amendment No. 1 is adopted. Further
11. amendments?

12. SECRETARY:

13. Committee Amendment No. 2.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Buzbee.

16. SENATOR BUZBEE:

17. This is the Hynes amendment Mr. President. And I would...
18. move now that we Table that amendment.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Motion is to Table Committee Amendment No. 2. All in favor
21. say Aye. Opposed Nay. The Ayes have it. Committee Amendment No.
22. 2 is Tabled. Further amendment?

23. SECRETARY:

24. Committee Amendment No. 3.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you Mr. President. I might add by the way, Senator Rhoads,
29. a little bit further explanation to your question. You will recall
30. in committee that we did request a letter from the Governor's Office
31. asking where all that \$3,000,000 was going to be distributed or from
32. Bureau of the Budget. We have not yet received that, that letter.

33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. I am...I am curious Senator Buzbee why are we not getting
5. some of these answers. Where is the Director of the Bureau
6. of the Budget this week anyway?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Buzbee.

9. SENATOR BUZBEE:

10. Well, Senator I will tell you what. I cannot speak for the
11. Governor's Office apparently anymore than you can. But, it is
12. my understanding...

13. SENATOR RHOADS:

14. You can speak a lot more than I can.

15. SENATOR BUZBEE:

16. It is my understanding that Director of the Bureau of the
17. Budget is on vacation.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Ah...that is not true...On the motion to adopt Amendment NO. 3
20. is there further discussion? All in favor say Aye. Opposed Nay.
21. The Ayes have it. Senator Buzbee.

22. SENATOR BUZBEE:

23. Well, after we had that exchange I never did explain what the
24. Amendment was.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Well, we almost had it adopted. Senator Buzbee.

27. SENATOR BUZBEE:

28. It reduces the agency's personal services by \$18,000 to phase
29. seven new employees at nine months rather than twelve months as
30. requested. Ah...In addition it reduces personal services by \$10,800
31. to reduce the Pay Plan increases back to 5.5 percent and reduces
32. the retirement and social security by like amounts. A total cut of
33. \$32,400 and I would move its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there further discussion on the motion to adopt. All in
3. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 3
4. is adopted. Further amendments?
5. SECRETARY:
6. No further committee amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Are there Floor amendments?
9. SECRETARY:
10. Amendment No. 4 offered by Senator Regner.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Buzbee to explain Amendment No. 4.
13. SENATOR BUZBEE:
14. Well, Senator Regner's amendment is adding in the Department
15. of Children and Family Services...ordinary and contingent FY 79
16. ...and...it is at the Governor's level. We will bring it back
17. tomorrow for some reductions.
18. PRESIDING OFFICER: (SENATOR BURCE)
19. You have heard the motion to adopt Amendment No. 4. Is there
20. discussion? All in favor say Aye. Opposed Nay. The Ayes have it,
21. Amendment No. 4 is adopted. Further Floor amendments.
22. SECRETARY:
23. No further amendments.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. 3rd reading. House Bill 2979, Senator Rupp. Read the bill
26. Mr. Secretary.
27. SECRETARY:
28. House Bill 2979.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. The Committee on Appropriations I offers
31. two amendments.
32. PRESIDING OFFICER: SENATOR BRUCE)
33. Senator Carroll.

1. Thank you Mr. President, Ladies and Gentlemen of the Senate.
2. As we announced before with all the chickie backs we will be tabling
3. the Hynes amendment on the first one and picking it up in both
4. agencies in the second. So, I would move to Table Amendment No. 1.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Carroll, moves the adoption of Amendment No. 1 is there
7. discussion? Moves to table Amendment No. 1, is there discussion?
8. All those in favor say Aye. Opposed Nay. The Ayes have it
9. Amendment No. 1 is Tabled. Further amendments?
10. SECRETARY:
11. Committee Amendment No. 2.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Carroll.
14. SENATOR CARROLL:
15. Thank you Mr. President, Ladies and Gentlemen of the Senate.
16. This is a cut of \$17,100 to put them at the 5.5 level and take out
17. some minor amounts for contractual and travel. I would move
18. adoption of Amendment No. 2.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Is there discussion on a motion to adopt Amendment No. 2 all
21. in favor say Aye. Opposed Nay. The Ayes have it . Amendment No. 2
22. is adopted. Further amendments?
23. SECRETARY:
24. No further Committee amendments.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Are there amendments from the Floor?
27. SECRETARY:
28. Floor Amendment No. 3 offered by Senator Regner.
29. SENATOR CARROLL:
30. Thank you Mr. President, Ladies and Gentlemen of the Senate.
31. This is the chickie of FEPC onto the Commission on Human Relations.
32. I would move adoption of Amendment No. 3 Senator Regner's amendment.
33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? All in favor say Aye. Opposed Nay.

3. The Ayes have it Amendment No. 3 is adopted. Further Floor
4. amendments?

5. SECRETARY:

6. Amendment No. 4 offered by Senator Carroll.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Carroll is recognized.

9. SENATOR CARROLL:

10. Thank you Mr. President, Ladies and Gentlemen of the Senate.
11. This is a reduction of \$42,400 by taking the Pay Plan down. Taking
12. some money, some \$9,000 out of contractual and taking out some
13. federal funds which were all Pay Plan reducing them to the appropriate
14. levels. I would move adoption of Amendment No. 4.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. You have heard the motion to adopt, is there discussion?
17. All in favor say Aye. Opposed Nay. The Ayes have it Amendment
18. No. 4 is adopted. Further Floor amendments?

19. SECRETARY:

20. Amendment No. 5 offered by Senator Regner.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll to explain Amendment No. 5.

23. SENATOR CARROLL:

24. It is Senator Regner's amendment but I will explain it reduces
25. the field examiners by five to reflect a decrease in case backlog
26. as a result of a court opinion. It is a total reduction of \$68,650
27. that Senator Regner is moving.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Regner moves the adoption of Amendment No. 5. All in
30. favor say Aye. Opposed Nay. The Ayes have it Amendment No. 5 is
31. adopted. Further Floor amendments?

32. SECRETARY:

33. Amendment No. 6 offered by Senator Lemke.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Lemke. Senator Carroll will explain Amendment No. 6.

3. SENATOR CARROLL:

4. ...speed I can explain Senator Lemke's amendment is the line
5. item of travel for the chairperson of the commission. Ah...so
6. that we know exactly what that person is spending because of a
7. home office problem. And Senator Lemke would move adoption of
8. Amendment No. 6.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there further discussion? All in favor say Aye. Opposed
11. Nay. The Ayes have it Amendment No. 6 is adopted. Further
12. Floor amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. 3rd reading. House Bill 2981, Senator Nimrod. Read the
17. bill Mr. Secretary.

18. SECRETARY:

19. House Bill 2981.

20. (Secretary reads title of bill)

21. 2nd reading of the bill. The Committee on Appropriations I offers
22. two amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Carroll.

25. SENATOR CARROLL:

26. I would move to Table Amendment No. 1 which would have been
27. the Hynes amendment and pick it up later.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Motion is to Table Committee Amendment No. 1. All those in
30. favor say Aye. Opposed Nay. The Ayes have it Amendment No. 1 is
31. Tabled. For what purpose does Senator Lemke rise?

32. SENATOR LEMKE:

33. We going to bring this back for another amendment? I got an

1. amendment Representative Antonovych wants me to put on, or offer.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Amendment No. 2, Senator Carroll.
4. SENATOR CARROLL:
5. Thank you Mr. President, Ladies and Gentlemen of the Senate.
6. This is the 5.5 Pay Plan and additionally we have taken half of
7. the...what would have been the increase, General Revenue increase,
8. in grants allowing them half of the increase in taking half in the
9. tune of \$373,500. I would move adoption of Amendment No. 2.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion is to adopt Amendment No. 2, is there discussion?
12. All in favor say Aye. Opposed Nay. The Ayes have it, Amendment
13. No. 2 is adopted. Further committee amendments?
14. SECRETARY:
15. No further committee amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Are there amendments from the Floor?
18. SECRETARY:
19. Amendment No. 3 offered by Senator Regner.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Carroll will explain the amendment.
22. SENATOR CARROLL:
23. Thank you Mr. President. Amendment No. 3 by Senator Regner
24. would be the chickie back of the Racing Board onto the Arts
25. Council. I would move adoption of Amendment No. 3.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Further discussion...on the motion to adopt. All of those in
28. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 3 is
29. adopted. Further Floor amendments?
30. SECRETARY:
31. Amendment No. 4 offered by Senator Carroll.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Carroll.

1. SENTOR CARROLL:

2. Thank you Mr. President, Ladies and Gentlemen of the Senate.
3. This would reduce \$15,925 by taking out a long term vacancy and
4. taking some monies for the Pay Plan to put them at the 5.5
5. level. I would move adoption of Amendment No. 4.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Amendment No. 4. Senator Carroll has moved the adoption of
8. Amendment No. 4. Is there discussion? All in favor say Aye.
9. Opposed Nay. The Ayes have it, Amendment No. 4 is adopted.
10. Further Floor amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. 3rd reading. House Bill 2984, Senator McMillan. Read the
15. bill Mr. Secretary.

16. SECRETARY:

17. House Bill 2984.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. The Committee on Appropriations I offers
20. three amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll on Amendment No. 1.

23. SENATOR CARROLL:

24. I would move to Table Amendment No. 1, which would have been
25. the Hynes amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Motion is to Table Committee Amendment No. 1. All in favor
28. say Aye. Opposed Nay. The Ayes have it, Committee Amendment No.
29. 1 is Tabled. Committee Amendment No. 2.

30. SENATOR CARROLL:

31. Thank you Mr. President, Ladies and Gentlemen of the Senate.
32. This would be the 5.5 Pay Plan and additionally taking out some
33. \$77, 100 of General Revenue from the Bond of Mines Council. It takes

1. out some other vacancies, etc. I would move adoption of
2. Amendment No. 2.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Motion is to adopt Amendment No. 2. Is there discussion?
5. All in favor say Aye. Opposed Nay. The Ayes have it,
6. Amendment No. 2 is adopted. Further Committee amendments?
7. SECRETARY:
8. No further Committee amendments.
9. SENATOR CARROLL:
10. There should be a third Committee Amendment.
11. SECRETARY:
12. Sorry, Senator Carroll. Amendment No. 3...Committee
13. Amendment NO. 3.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Carroll.
16. SENATOR CARROLL:
17. Amendment No. 3 is a no dollar change. It just breaks out
18. the Federal funds and I would move adoption of Amendment No. 3.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. The motion is to adopt Amendment No. 3. Is there discussion?
21. All in favor say Aye. Opposed Nay. The Ayes have it, Amendment
22. No. 3 is adopted. Further Committee amendments?
23. SECRETARY:
24. No further Committee amendments.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Are there amendments from the Floor?
27. SECRETARY:
28. Amendment NO. 4 offered by Senator Regner.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Carroll to explain Amendment No. 4.
31. SENATOR CARROLL:
32. This is the Department of Conservation at the Governor's level.
33. Senator Regner moves adoption of Amendment No. 4.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Carroll moves adoption of Amendment No. 4. All in
3. favor say Aye. Opposed Nay. The Ayes have it Amendment No. 4 is
4. adopted. Further Floor amendments?

5. SECRETARY:

6. Amendment No. 5 offered by Senator Regner.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Carroll to explain Amendment No. 5.

9. SENATOR CARROLL:

10. Which one is that? Is that the addition of...Okay. This one
11. adds \$10,887 to Abandoned Mine Reclamation Council to reach the
12. agreed figure we have agreed upon with that Council as to how
13. much money they will have. It is an exacting figure that Senator
14. Regner and I had sat down and decided. And I would move adoption
15. of Amendment No. 5.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. On the motion to adopt, is there discussion? All in favor
18. say Aye. Opposed Nay. The Ayes have it, Amendment No. 5 is
19. adopted. Further Floor amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. 3rd reading. House Bill...

24. SENATOR CARROLL:

25. By way of explanation that one will be brought back tomorrow for
26. any reduction to the Department of Conservation.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. House Bill 2985, Senator Coffey. Read the bill Mr. Secretary.

29. SECRETARY:

30. House Bill 2985.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. The Committee on Appropriations I offers
33. two amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Carroll on Amendment No. 1.
3. SENATOR CARROLL:
4. I would move to Table Amendment No. 1 would have been the
5. Hynes amendment.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Motion is to Table Amendment No. 1, is there discussion?
8. All in favor say Aye. Opposed Nay. The Ayes have it. The amendment
9. is Tabled. Amendment No. 2, Senator Carroll.
10. SENATOR CARROLL:
11. Thank you Mr. President.
12. Amendment No. 2 is 5.5 Pay Plan and various cuts in phasing in of
13. new employees and taking out some slight travel and contractual.
14. It is a total reduction of \$32,575. I would move adoption of
15. Amendment No. 2.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Carroll moves adoption of Amendment No. 2, is there
18. discussion? All in favor say Aye. Opposed Nay. The Ayes have it
19. Amendment No. 2 is adopted. Further Committee amendments?
20. SECRETARY:
21. No further Committee amendments.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Are there amendments from the Floor?
24. SECRETARY:
25. Amendment No. 3 offered by Senator Regner.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. To be explained by Senator Carroll.
28. SENATOR CARROLL:
29. Thank you Mr. President. This would add appropriations to the
30. Department of Agriculture at the Governor's level. This bill will
31. also be brought back tomorrow for further reductions as to the
32. Department of Agriculture. And on behalf of Senator Regner and
33. Buzbee I would move adoption of Amendment No. 3.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Motion is to adopt. All in favor say Aye. Opposed Nay.
3. The Ayes have it, and Amendment No. 3 is adopted. Further
4. Floor amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. 3rd reading. House Bill 2986, Senator Ozinga. Read the
9. bill Mr. Secretary.
10. SECRETARY:
11. House Bill 2986.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. The Committee on Appropriations II offers
14. two amendments.
15. SENATOR CARROLL:
16. I would...would offer...move to Table Amendment No. 1.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Carroll moves to Table Committee Amendment No. 1.
19. All in favor say Aye. Opposed Nay. The Ayes have it, Committee
20. Amendment No. 1 is Tabled. Committee Amendment No. 2, Senator
21. Carroll.
22. SENATOR CARROLL:
23. Thank you Mr. President. This is a reduction of \$116,400
24. to reduce their appropriation by the Pay Plan and some equipment.
25. Also, to phase in some of the hiring and turnover lag. I would
26. move the adoption of Amendment No. 2.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Carroll moves the adoption of Amendment No. 2, is
29. there discussion? All in favor say Aye. Opposed Nay. The Ayes
30. have it and Amendment No. 2 is adopted. Further amendments?
31. SECRETARY:
32. No further Committee amendments.
33. SENATOR CARROLL:

1. Committee Amendment No. 3. Oh, I am sorry it is a Floor
2. amendment, you are right.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Floor amendments?

5. SECRETARY:

6. No...No...Yes Amendment No. 3 offered by Senator Carroll.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Carroll is recognized.

9. SENATOR CARROLL:

10. Thank you. This is a restoration of some funds that when we
11. pulled out a partial job we did not realize that there was
12. somebody actually filling that for multiple payrolls. And that...
13. the Deputy Director would have had to have been fired. We would
14. move adoption of Amendment No. 3 to restore \$21,100.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there discussion on motion to adopt. All in favor say
17. Aye. Opposed Nay. The Ayes have it, Amendment No. 3 is
18. adopted.

19. SECRETARY:

20. Amendment...Amendment No. 4 offered by Senator Regner.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll to explain Amendment No. 4.

23. SENATOR CARROLL:

24. Thank you...Mr. President, Ladies and Gentlemen of the Senate.
25. Amendment No. 4 by Senator Regner would add the Department of
26. Insurance at the Governor's level. I would move adoption of
27. Amendment No. 4.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion on the motion to adopt. All in favor
30. say Aye. Opposed Nay. The Ayes have it, Amendment No. 4 is
31. adopted.

32. SECRETARY:

33. Amendment No. 5 offered by Senator Carroll.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Thank you Mr. President, Ladies and Gentlemen of the Senate.
5. Amendment No. 5 is a reduction of \$810,000 in the Department of
6. Insurance making the divisional breakdown by agencies and making
7. the 5.5 Pay Plan a reduction in the new employee requests reducing
8. the turnover in hiring lag for vacancies taking out some of the
9. money in contractual telecommunications and travel that would have
10. phased in those...paid for those new employees. There is a further
11. reduction coming by way of a floor amendment. I would move
12. adoption of Amendment No. 5.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. You have heard the motion to adopt is there discussion?
15. All in favor say Aye. Opposed Nay. The Ayes have it, Amendment
16. No. 5 is adopted. Further Floor amendments?

17. SECRETARY:

18. Amendment No. 6 offered by Senators Carroll and Rupp.

19. SENATOR CARROLL:

20. Thank you Mr. President, Ladies and Gentlemen of the Senate.
21. This further reduces those new field personnel which were not
22. justified by some actions. A total reduction of \$231,400 to allow
23. two new employees in that section. I would move adoption of
24. Amendment No. 6 on behalf of Senator Rupp and myself.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. You have heard the motion to adopt. Is there discussion?
27. All in favor say Aye. Opposed Nay. The Ayes have it Amendment
28. No. 6 is adopted. Further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. 3rd reading. House Bill 2987, Senator Davidson. Read the
33. bill Mr. Secretary.

1. SECRETARY:
2. House Bill 2987.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. The Committee on Appropriations I offers
5. two amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Carroll, on Amendment No. 1.
8. SENATOR CARROLL:
9. I would move to Table Amendment No. 1...would have been the
10. Hynes amendment.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Motion is to Table...to Table Committee Amendment No. 1.
13. Is there discussion? All in favor say Aye. Opposed Nay. The
14. Ayes have it, Committee Amendment No. 1 is Tabled.
15. SECRETARY:
16. Committee Amendment No. 2.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Carroll.
19. SENATOR CARROLL:
20. Thank you. Out of respect to Mrs. Francis Whitney we have
21. only dealt with this in the Pay Plan level. It reduces the 5.5
22. a reduction of \$19,500 and I would move adoption of Amendment No.
23. 2.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Is there discussion of the motion to adopt. All in favor say
26. Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is adopted.
27. Further amendments?
28. SECRETARY:
29. No further Committee amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Are there amendments from the Floor.
32. SECRETARY:
33. Amendment No. 3 offered by Senator Regner.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Regner, Senator Carroll will explain the amendment.

3. SENATOR CARROLL:

4. Just going back for a second. Mrs. Whitney is leaving in
5. September so they may not be so lucky in future years. Amendment
6. No. 3 would add the Department of Administrative Services at the
7. Governor's level. I would move adoption of Amendment No. 3.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Motion is to adopt. All in favor say Aye. Opposed Nay.
10. The Ayes have it Amendment No. 3 is adopted.

11. SECRETARY:

12. Amendment No. 4 offered by Senator Carroll.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you Mr. President, Ladies and Gentlemen of the Senate.
17. This is a reduction to the Department of Administrative Services
18. of \$1,497,000. It takes the IIS down to the FY 78 level. It reduces
19. personal services by taking out some, almost all of the new positions.
20. Same thing in management information and communications office of
21. procurement and in property management. We have basically taken
22. out all but a very few of the new positions and phased in many of
23. their long-term vacancies and cut some money for the, what had
24. been the VIMS system because it was not working and now they are
25. trying to have them spend some more money, which we do not wish
26. to do. I would move adoption of Amendment NO. 4.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Motion is to adopt. Is there discussion? All in favor say
29. Aye. Opposed Nay. The Ayes have it, Amendment No. 4 is adopted.
30. Further Floor amendments?

31. SECRETARY:

32. No further amendments.

33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. 3rd reading. House Bill 2988, Senator Vadalabene. Read the
3. bill Mr. Secretary.

4. SECRETARY:

5. House Bill 2988.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. The Committee on Appropriations II offers
8. two amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes. So as to break the trend I want to yield now to
13. Senator Carroll.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you Mr. President. Committee Amendment No. 1 is a
18. Hynes amendment. I would move adoption of Committee Amendment
19. No. 1.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Carroll has moved the adoption of Amendment No. 1
22. to House Bill 2988. Any discussion? All in favor signify by
23. saying Aye. All opposed. The Ayes have it the amendment is
24. adopted. Further amendments?

25. SECRETARY:

26. Committee Amendment No. 2.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you Mr. President, Ladies and Gentlemen of the Senate.
31. I see that the light is on yellow we will move faster. Amendment
32. No. 2 is a reduction of \$65,000 in the contractual accounts leaving
33. them some money in there to show our dedication to the project,

1. but not needing as much money because of the nature of the Federal
2. government in this. I would move adoption Amendment No. 2.

3. PRESIDING OFFICER:

4. Senator Carroll has moved the adoption of Amendment No. 2
5. to House Bill 2988. Is there any discussion? If not, all those
6. in favor signify by saying Aye. All opposed. The Ayes have
7. it the amendment is adopted. Further amendments?

8. SECRETARY:

9. No further Committee amendments.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Any amendments from the Floor?

12. SECRETARY:

13. No Floor amendments.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. 3rd reading. On the Order of House Bills, 2nd reading,
16. House Bill 2989. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 2989.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Appropriations I offers
21. two amendments.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Carroll.

24. SENATOR CAROLL:

25. I would move to Table Amendment No. 1 which would have been
26. the Hynes amendment.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Carroll has moved to Table Committee Amendment No. 1
29. to House Bill 2989. Is there any discussion? If not, all in favor
30. signify by saying Aye. All opposed. The Ayes have it, the
31. Amendment is Tabled. Further amendments?

32. SECRETARY:

33. Amendment No. 2.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Thank you Mr. President. Committee Amendment No. 2 is
5. \$25,000 of General Revenue...reduction. It would bring them
6. down to the 5.5 level take out some money for contractual and
7. court reporting. I would move adoption of Amendment No. 2.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Carroll has moved the adoption of Amendment No.
10. 2 to House Bill 2989. Is there any discussion? If not, all
11. in favor signify by saying Aye. All opposed. The Ayes have
12. it, the is adopted. Further amendments?

13. SECRETARY:

14. No further committee amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any amendments from the Floor?

17. SECRETARY:

18. Amendment No. 3 offered by Senator Regner.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you Mr. President. On behalf of Senator Regner this
23. would add the EPA at the Governor's level. I would move adoption
24. of Amendment No. 3.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Carroll has moved the adoption of Amendment No. 3 to
27. House Bill 2989. Is there any discussion? Not all in favor signify
28. by saying Aye. All opposed. The Ayes have it, the Amendment is
29. adopted. Further amendments?

30. SECRETARY:

31. Amendment No. 4 offered by Senator Carroll.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you Mr. President, Ladies and Gentlemen of the Senate.
3. This would be the reduction amendment to EPA, which takes out
4. some \$953,880. Taking out some \$218,600 in administration
5. and various other sundry cuts throughout the rest of the Bill.
6. Leaving the money for the Marion Lab. I would move adoption of
7. Amendment No. 4.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Carroll has moved the adoption of Amendment No. 4
10. to House Bill 2989. Is there any discussion? If not, all in
11. favor signify by saying Aye. All opposed. The Ayes have it
12. the Amendment is adopted. Any further amendments?

13. SECRETARY:

14. Amendment No. 5 offered by Senator Carroll.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Which one is this?

19. SECRETARY:

20. Uh...

21. SENATOR CARROLL:

22. Oh, I am sorry. Okay. This amendment provides \$9,800,000
23. from the Antipollution Bond for eleven communities to receive health
24. hazard grants. I would move adoption of Amendment No. 5.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Carroll has moved the adoption of Amendment No. 5
27. to House Bill 2989. Is there any discussion? If not, all in
28. favor signify by saying Aye. All opposed. The Ayes have it,
29. the Amendment is adopted. Further amendments?

30. SECRETARY:

31. Amendment No. 6 offered by Senator Carroll.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll.

1. SENATOR CARROLL:

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

3. Amendment No. 6 eliminates all of EPA, except for that portion

4. of the agency that deals with the Anti-pollution Bond funds.

5. I might say that the Director before our Committee had indicated

6. that the State EPA had no function at all anymore. The State

7. government being subservient to the Federal government and that

8. we could do nothing less stringent than the Feds. He indicated

9. to us he thought he should no longer exist. We did not agree

10. with him one hundred percent, because after all they do take care

11. of the Anti-pollution Bond Fund. So this amendment leaves that

12. function and takes all others. I would move adoption of Amendment

13. No. 6.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Carroll has moved the adoption of Amendment No. 6

16. to House Bill 2989. Is there any discussion? If not, all in

17. favor signify by saying Aye. All opposed. The Ayes have it,

18. the amendment is adopted. Further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. 3rd reading. On the Order of House Bills, 2nd reading,

23. House Bill 3012. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 3012.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Appropriations II offers

28. one amendment.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Buzbee.

1. SENATOR BUZBEE:

2. Thank you Mr. President. This amendment adds \$1,500,000 for
3. land acquisition construction of a television tower at SIU,
4. Edwardsville.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Buzbee has moved the adoption of Amendment No. 1
7. to House Bill 3012. Is there any discussion? If not, all in
8. favor signify by saying Aye. All opposed. The Ayes have it,
9. the amendment is adopted. Further amendments?

10. SECRETARY:

11. No further committee amendments.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any amendments from the Floor?

14. SECRETARY:

15. No Floor amendments.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. 3rd reading. On the Order of House Bills, 2nd reading,
18. House Bill 3062. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 3062.

21. (Secretary reads title of bill)

22. 2nd reading of the bill. The Committee on Appropriations I offers
23. two amendments.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank you Mr. President. Amendment No. 1 cuts it by fifty percent
28. because they will not be able to do the study immediately. It
29. phases it in over half a year. I would move the adoption of
30. Amendment No. 1.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Carroll has moved the adoption of Amendment No. 1 to
33. House Bill 3062. Is there any discussion? Not all in favor signify

1. by saying Aye. All opposed. The Ayes have it the amendment is
2. adopted. Further amendments?

3. SECRETARY:

4. Committee Amendment No. 2

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Carroll.

7. SENATOR CARROLL:

8. Thank you Mr. President. In an attempt to get the bill out
9. of Committee for the sponsor Amendment No. 2 changes it to an
10. industrial park anywhere in Illinois as opposed to any specific
11. area and I would move adoption of Amendment No. 2.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Carroll has moved the adoption of Amendment No. 2
14. to House Bill 3062. Is there any discussion? If not, all in favor
15. signify by saying Aye. All opposed. The Ayes have it, the
16. amendment is adopted. Further amendments?

17. SECRETARY:

18. No further Committee amendments.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any amendments from the Floor?

21. SECRETARY:

22. No Floor amendments.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. 3rd reading. On the Order of House Bills, 2nd reading, House
25. Bill 3077. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 3077.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. The Committee on Appropriations II offers
30. two amendments.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Buzbee.

1. SENATOR BUZBEE:

2. Thank you Mr. President. This is the Hynes amendment.

3. I now move to Table it.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Buzbee has moved to Table Amendment No. 1 to House

6. Bill 3077. Is there any discussion? If not, all in favor signify

7. by saying Aye. All opposed. The Ayes have it, the amendment

8. is Tabled. Further amendments?

9. SECRETARY:

10. Committee Amendment No. 2

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Amendment No. 2 reduces the pay raise for the

15. Dangerous Drugs Commission employees to the 5.5 percent, and

16. reflects the restoration of an Executive V position to 22...

17. to \$22,700 to the General Revenue payroll which was removed

18. in the House and that reduction is a \$41,600 and I would move

19. its adoption.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Buzbee has moved the adoption of Amendment No. 2

22. to House Bill 3077. Any discussion? If not, all in favor

23. signify by saying Aye. All opposed. The Ayes have it, the

24. amendment is adopted. Further amendments?

25. SECRETARY:

26. No further committee amendments.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Any amendments from the Floor?

29. SECRETARY:

30. Amendment No. 3 offered by Senator Regner.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Regner. Oh, I beg your pardon. Senator Buzbee.

33.

1. SENATOR BUZBEE:

2. Yes. This amendment breaks out the appropriation for
3. purchase of services into the six categories of services which
4. the Dangerous Drugs Commission purchases and restores \$100,000
5. out of the \$230,000 which the House removed from this section.
6. Ah...the House made the reduction to remove the amounts which
7. have been budgeted to provide a 3.5 percent pay raises for
8. employees of private drug clinics. It has been determined
9. that a cut of that magnifood...magnitude would have an adverse
10. effect on the Commission's programs. An I would move its
11. adoption.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Buzbee has moved the adoption of Amendment No. 3
14. to House Bill 3077. Is there any discussion? If not, all in
15. favor signify by saying Aye. All opposed. The Ayes have it
16. the amendment is adopted. Further amendments?

17. SECRETARY:

18. Amendment No. 4 offered by Senator Regner.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Buzbee.

21. SENATOR BUZBEE:

22. Ah... Amendment No. 4 adds the Liquor Control Commission
23. to the Dangerous Drugs and...I would move its adoption.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Buzbee has moved the adoption of Amendment No. 4
26. to House Bill 3077. Is there any discussion? If not, all in
27. favor signify by saying Aye. All opposed. The Ayes have it,
28. the amendment is adopted. Further amendments?

29. SENATOR BUZBEE:

30. Amendment...Amendment No. 5 should be Senator Carroll's,
31. Mr. Secretary.

32. SECRETARY:

33. Yes, wait...There was some confusion on if we adopted two

1. amendments the same. Amendment No. 5 offered by Senator Carroll.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Carroll.

4. SENATOR CARROLL:

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

6. This is a reduction of \$59,800 to the Liquor Control Commission's

7. budget to keep them at the 5.5 level and to allow them to phase

8. in all new eleven employees they were requesting while taking

9. out some money to remodel a mailroom and some equipment. It was

10. felt that while they had not been doing an adequate job in

11. Liquor Control especially in light of the Mirage investigations

12. that we would need substantive language and let Law Enforcement

13. take over this function. So we will at this time give them all

14. eleven employees that they have been asking for so that we can

15. not be accused of doing anything to cripple that investigation.

16. But, we will ask Law Enforcement that they go over that function,

17. in the future. I would move adoption of Amendment No. 5.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Carroll has moved adoption of Amendment No. 5 to House

20. Bill 3077 is there any discussion? If not, all in favor signify by

21. saying Aye, all opposed..the Ayes have it. The amendment is adopted.

22. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. 3rd reading. Senator Rupp for what purpose do you rise?

27. SENATOR RUPP:

28. Mr. President, a point of personal privilege.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. State your point sir.

31. SENATOR RUPP:

32. I uh..don't know who the young lady is in the balcony, but

33. I'd just like to ask her to stand up and brighten up the whole

1. proceedings.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Would our guest in the gallery please stand and be recognized.

4. SENATOR RUPP:

5. Actuaaly Mr President, that is the sister to one of the pages,

6. and her name is Mary and Frank is our other page. Where is Frank?

7. Did he disappear when I told him I did that? No, you're the brother

8. we don't care about you, and that..see she has a number six on I

9. think the nine fell off.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Bowers for what purpose do you rise?

12. SENATOR BOWERS:

13. Point of personal privilege. That's my district, and I want

14. him to keep his nose out of it.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. On the order of House Bills 2nd reading, House Bill 3124, read

17. the bill Mr. Secretary.

18. SECRETARY:

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Appropriations I offers

21. one amendment.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President. This reduces the paid plan to 5.5,

26. and I would move adoption of Amendment No. 1.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Carroll has moved the adoption of Amendment No. 1, to

29. House Bill 3124. Is there any discussion? If not all in favor

30. signify by saying Aye. All opposed. The Ayes have it, the amendment is

31. adopted. Any further amendments?

32. SECRETARY:

33. No further committee amendments.

- 1.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. Any amendments from the floor?
4. SECRETARY:
5. No floor amendments.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. 3rd reading. On the order of House Bills 2nd reading, House
8. Bill 3197. Read the bill Mr. Secretary.
9. SECRETARY:
10. House Bill 3197.
(Secretary reads title of bill)
11. 2nd reading of the bill. The committee on Appropriations I offers
12. one amendment.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Carroll
15. SENATOR CARROLL:
16. Thank you Mr. President, and Ladies and Gentlemen of the Senate.
17. This amendment incorporates both the Hynes amendment, and a reduction
18. for the vacant state officers salaries for those that are not being
19. filled by the departments. There were no other reductions to make
20. in the comptrollers budget, he was already at the
21. 5.5 level was not seeking any additional funds over last years
22. budget. And I would move adoption of Amendment No. 1.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Carroll has moved the adoption of Amendment No. 1. to
25. House Bill 3197. Is there any discussion? If not, all in favor
26. signify by saying Aye. All opposed. The Ayes have it, the
27. amendment is adopted. Any further amendments?
28. SECRETARY:
29. No further committee amendments.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Any amendments from the floor?
32. SECRETARY:
33. No floor amendments.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. 3rd reading. On the order of House Bills 2nd reading, House
3. Bill 3234. Read the bill Mr. Secretary.
4. SECRETARY:
5. (Secretary reads title of bill)
6. 2nd reading of the bill. The Committee on Appropriations II offers
7. one amendment.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Buzbee
10. SENATOR BUZBEE:
11. Thank you, Mr. President. This amendment transfers money from
12. various line items in the Adjutant Generals Office in the Facilities
13. Unit, in order to cover personal services expenses for the remainder
14. of 1978. And I would move the adoption of Amendment No. 1.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Senator Buzbee has moved the adoption of Amendment No. 1 to House
17. Bill 3234. Is there any discussion? If not, all in favor signify
18. by saying Aye. All opposed. The Ayes have it, the amendment is
19. adopted. Further amendments?
20. SECRETARY:
21. No further committee amendments.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Any amendments from the floor?
24. SECRETARY:
25. Amendment No. 2, offered by Senator Regner.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Senator Buzbee.
28. SENATOR BUZBEE:
29. Thank you, Mr. President. This adds the Military and Navel
30. ordinary and contingent for Fiscal '79 into their transfer for
31. Fiscal '78 and the reductions have not yet been determined. I
32. would move its adoption.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Buzbee has moved the adoption of Amendment No. 2 to House
2. Bill 3234. Is there any discussion? If not, all in favor signify
3. by saying Aye. All opposed. The Ayes have it, the amendment's
4. adopted. Any further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Rhoads, for what purpose do you rise?

9. SENATOR RHOADS:

10. Just to advise Senator Buzbee that we're working on a Floor
11. amendment for an add on in commodities, and I think we discussed
12. that in committee. I'll bring it back tomorrow.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. 3rd reading. Yes, Senator Buzbee, for what purpose do you rise?

15. SENATOR BUZBEE:

16. Well, we would like to say that we agree with Senator Rhoads
17. and what he is going to do. What has happened is that the
18. Bureau of the Budget just simply does not allow enough funds for this
19. department to pay their utility bills. And it looks like that
20. they are probably about four hundred thousand dollars light this
21. year, from what their going to need to pay their utility bills.
22. And a we haven't yet determined how they figure out how they are
23. supposed to keep these armories open, in the winter time. And
24. so we ask for some explanation of the Bureau of the
25. Budget, we got a very lame weak one, and still don't understand
26. it. So, I think Senator Rhoads is correct.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. On the order of House Bills, 2nd reading, House Bill 3235.

29. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 3235.
(Secretary reads title of bill)

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

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any amendments from the floor?

2. SECRETARY:

3. Amendment No. 1, offered by Senator Regner.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Carroll.

6. SENATOR CARROLL:

7. Senator Buzbee.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. I beg your pardon. Senator Buzbee.

10. SENATOR BUZBEE:

11. Well, you're going to love this one. We're adding in the

12. Department of Mental Health, into the Department of Mines and

13. Minerals. And we're...into the transfer bill for

14. Mines and Minerals. And I move its adoption.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Buzbee moves the adoption of Amendment No. 1, to

17. House Bill 3235. Is there any discussion? If not, all in

18. favor signify by saying Aye. All opposed. The Ayes have it,

19. the amendments adopted. Further amendments?

20. SECRETARY:

21. No further amendments.

22. SENATOR BUZBEE:

23. Mr. President, a... this one will be brought back tomorrow,

24. also, for some reduction amendments.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. 3rd reading. On the order of House Bills 2nd reading,

27. House Bill 3237. Read the bill Mr. Secretary.

28. SECRETARY:

29. House Bill 3237.
(Secretary reads title of bill)

30. 2nd reading of the bill. The Committee on Appropriations I

31. offers one amendment.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll.

1. SENATOR CARROLL:

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

3. By way of explanation, while not in the budget the Bureau of
4. the Budget came in at the Governor's request and ask for thirty-
5. four million of additional funds. It was determined at the
6. hearings, that BOB's revenue estimates as well as others would
7. have shown that the contract would not have even come into play.
8. The highest estimate we could find was Economic and Fiscals, and
9. so we reduced it to the highest estimate we could find. Which is
10. a reduction of some twenty-seven million, nine hundred fifty-
11. seven thousand, four hundred and thirty-two dollars, of general
12. revenue that the Governor ask us to spend, that we don't think
13. we'll need to spend. I move adoption of Amendment No. 1.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Carroll's moved the adoption of Amendment No. 1,
16. to House Bill 3237. Is there any discussion? If not, all in
17. favor signify by saying Aye. All opposed. The Ayes have it,
18. the amendments adopted. Any further amendments?

19. SECRETARY:

20. No further committee amendments.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any amendments from the floor?

23. SECRETARY:

24. No floor amendments.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. 3rd reading. On the order of House Bills 2nd reading,
27. House Bill 3368. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 3368.
(Secretary reads title of bill)

30. 2nd reading of the Bill. Committee on Appropriations I offers
31. two amendments.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll.

1. SENATOR CARROLL:
2. Thank you Mr. President, Ladies and Gentlemen of the Senate.
3. The first amendment is the Hynes Amendment. I would move its
4. adoption.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Senator Carroll has moved the adoption of Amendment No. 1,
7. to House Bill 3368. Is there any discussion? If not, all in
8. favor signify by saying Aye. All opposed. The Ayes have it,
9. the amendment is adopted. Further amendments.
10. SECRETARY:
11. Committee Amendment No. 2.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Carroll.
14. SENATOR CARROLL:
15. Thank you Mr. President, Ladies and Gentlemen of the
16. Senate. This is to reduce them to the 5.5 level, and take out
17. some minor money for equipment and printing and total reduction
18. of one thousand, five hundred dollars. I would move adoption
19. of Amendment No. 2.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Carroll's moved the adoption of Amendment No. 2,
22. to House Bill 3368. Is there any discussion? If not, all in
23. favor signify by saying Aye. All opposed. The Ayes have it,
24. the amendment is adopted. Further amendments?
25. SECRETARY:
26. No further committee amendments.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Any amendments from the floor?
29. SECRETARY:
30. No floor amendments.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. 3rd reading.
33. SENATOR BUZBEE:

1. Mr. President.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Yes. Senator Buzbee for what purpose do you rise?

4. SENATOR BUZBEE:

5. Mr. President, a... House Bill 3374, which is a Public

6. Health supplemental now resides in the Appropriations II

7. committee, at this time I would move that that committee

8. be discharged and the bill be brought to the floor and read

9. a 2nd time for amendments.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Buzbee's moved to suspend the rules, for the
12. purpose of discharged motion with respect to House Bill 3374.

13. All those in favor signify by saying Aye. All opposed. The

14. Ayes have it. The rules are suspended. Senator Buzbee now

15. moves to discharge the Committee on Appropriations II, from

16. further consideration of House Bill 3374 and ask that the

17. bill be read a second time today. All in favor signify by

18. saying Aye. All opposed. The Ayes have it, so ordered.

19. On the order of House Bills, 2nd reading. While they're

20. bringing that bill around we'll just keep going. On the order

21. of House Bills, 2nd reading, House Bill 3377. Read the bill,

22. Mr. Secretary.

23. SECRETARY:

House Bill 3377.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No committee amendments.

26. PRESIDING OFFICER:

27. Any amendments from the floor?

28. SECRETARY:

29. No floor amendments.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. 3rd reading. On the order of House Bills, 2nd reading,

32. House Bill 3392. Read the bill, Mr. Secretary.

33. SECRETARY:

House Bill 3392.

34. (Secretary reads title of bill)

35. 2nd reading of the bill. Committee on Appropriations I offers

36. one amendment.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. You want to turn Senator Buzbee off. Senator Carroll.

3. SENATOR CARROLL:

4. Thank you Mr. President, Ladies and Gentlemen of the
5. Senate. Amendment No. 1 adds those claims in which the a...
6. courts have already signed the awards since the bill last came...
7. had some action over in the House there. I would move adoption
8. of Amendment No. 1.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Carroll's moved the adoption of Amendment No. 1,
11. to House Bill 3392. All those in favor signify by saying Aye.
12. All opposed. The Ayes have it. The amendment is adopted.
13. Further amendments?

14. SECRETARY:

15. No further committee amendments.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Carroll.

18. SENATOR CARROLL:

19. There should also have been a technical amendment to change
20. some award numbers that were mistyped. A...we'll get it up
21. there tomorrow, apparently it's not there and ask that the bill
22. be brought back tomorrow for the technical amendment. The
23. sponsor indicates he will bring it back. No floor amendments.
24. 3rd reading. On the order of House Bills, 2nd reading, House
25. Bill 3395. Read the bill, Mr. Secretary.

26. SECRETARY:

House Bill 3395.

27. (Secretary reads title of bill)

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

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Any amendments from the floor?

31. SECRETARY:

32. No floor amend.....is there? Amendment No. 1, offered by
33. Senator Carroll.

34. PRESIDING OFFICER: (SENATOR ROCK)

35. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you. This is a slight amendment adding five million,
3. five hundred, thirty-one thousand, two hundred dollars to this
4. initial appropriation of some one thousand, one hundred and
5. fifty-two dollars. It adds the following commissions, I don't
6. think I'll read them. It adds basically every commission at
7. last year's level or the levels they justified in committee
8. a. . that had been dealt with. As some of you may know the
9. House has been unable to deal with some of the bills on
10. commissions that we've been able to send over, or that they've
11. had themselves. So we've used this as the omnibus for the
12. commissions. I would move adoption of Amendment No. 1.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Carroll's moved the adoption of Amendment No. 1,
15. to House Bill 3395. Is there any discussion? If not, all in
16. favor signify by saying Aye. All opposed. The Ayes have it,
17. the amendment adopted. Any further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. 3rd reading. On the order of House Bills, 2nd reading,
22. House Bill 3374. Read the bill, Mr. Secretary.

23. SECRETARY:

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No committee amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any amendments from the floor?

28. SECRETARY:

29. Amendment No. 1, offered by Senator Regner.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Thank you Mr. President. This is a... supplemental
appropriation for the department of Public Health and we are

1. adding in the fiscal, ordinary and fiscal contingent, rather,
2. request for FY '79, for the Department of Public Health.
3. However, we have a major problem with this bill. As of yet
4. there has been no solution to it, I am not sure that there
5. will be a solution by June 30. It seems there was an internal
6. audit which was conducted in the Department of Public Health,
7. there are several of us that believe there are major problems
8. in that Department. Senator Regner and I have submitted a
9. joint request to the director of that department for a copy
10. of that internal audit, which he told me on the phone himself
11. yesterday he has on his desk. As of yet we've not
12. received that internal audit, today we asked the Governor's of
13. Office for assistance in obtaining that, we still have not seen
14. it. A.... I quite frankly don't know what we're going to do
15. about the Department of Public Health it may be they may have
16. to go out of business July the 1st, because this isn't going to
17. pass until we see that audit. And that's the way it is.
18. So Mr. Director if you have any people listening you might
19. take note.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Buzbee's moved the adoption of Amendment No. 1, to
22. House Bill 3374. Is there any discussion? If not, all in
23. favor signify by saying Aye. All opposed. The Ayes have it,
24. the amendment is adopted. Further amendments?

25. SECRETARY:
26. House Bill 3374.
27. No further amendments.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. 3rd reading. Senator Ziomek seeks leave of the body to
30. return House Bill 3392, back to the order of 2nd reading for the
31. purpose of an amendment. Is leave granted? Leave is granted.
32. On the order of House Bills 2nd reading, House Bill 3392, Mr.
33. Secretary.

SECRETARY:

1. Amendment No. 2 offered by Senator Ziomek.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Ziomek.

4. SENATOR ZIOMEK:

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

6. This is a technical amendment that corrects the filing numbers

7. of two court of claims cases.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Ziomek has moved the adoption of Amendment No. 2,

10. to House Bill 3392. Is there any discussion? If not, all in

11. favor signify by saying Aye. All opposed. The Ayes have it,

12. the amendment is adopted. Any further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. 3rd reading. On the order of House Bills, 2nd reading, .

17. House Bill 2529. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 2529.
(Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Appropriations I

21. offers one amendment.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Carroll.

24. SENATOR CARROLL:

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

26. This is to change the source of funding from road fund to

27. Transportation Series A Bonds. I would move adoption of Amendment

28. No. 1.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Carroll's moved the adoption of Amendment No. 1,

31. to House Bill 2529. Is there any discussion. If not, all in

32. favor signify by saying Aye. All opposed. The Ayes have it,

33. the amendment is adopted. Any further amendments.

1. SECRETARY:

2. No further committee amendments.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any amendments from the Floor?

5. SECRETARY:

6. No Floor amendments.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. 3rd reading. All right. With leave of the Body we will
9. proceed to House...House Bills 3rd reading. There are three bills
10. that the sponsors have indicated they wish brought back for
11. purpose of an amendment. Is leave granted? Leave is granted.
12. On the Order of House Bills 3rd reading, House Bill 3050.
13. Mr. Secretary.

13. SECREATRY:

14. Amendment No. 2 offered by Senator Carroll.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President, Ladies and Gentlemen of the
19. Senate. This amendment is to take care of Senator Netsch's
20. chicken project and put in twenty-five hundred for the two
21. legi fifty interns. I would move adoption of Amendment No.
22. 2. It adds twenty-five hundred dollars.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Carroll moves the adoption...moves the adoption
25. of Amendment No. 2 to House Bill 3050. Any discussion? If not
26. all in favor signify by saying Aye. All opposed. The
27. Ayes have it. The amendment is adopted. Any further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. 3rd reading. On the Order of House Bills 3rd reading is
32. House Bill 3233. Senator Grotberg seeks leave of this Body
33. to return House Bill 3233 back to the Order of 2nd reading for

1. purpose of amendment. Is leave granted? On the Order of House
2. Bills 2nd reading, House Bill 3233, Mr. Secretary.
3. SECRETARY:
4. Amendment No. 1 offered by Senator Regner.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Senator Carroll.
7. SENATOR CARROLL:
8. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
9. This would chickee-back the LGA's FY '79 budget onto their
10. supplemental. I would move adoption on behalf of Senator
11. Regner on Amendment No. 1.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Carroll has moved the adoption of Amendment No. 1
14. to House Bill 3233. Is there any discussion? If not, all in
15. favor signify by saying Aye. All opposed. The Ayes have it.
16. The amendment is adopted. Any further amendments?
17. SECRETARY:
18. Amendment No. 2, Senator Carroll.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Senator Carroll.
21. SENATOR CARROLL:
22. Thank you, Mr. President, Ladies and Gentlemen of the
23. Senate. This is the reduction in the Department of Local
24. Governmental Affairs...excuse me, in the amount of two hundred
25. forty-four thousand two hundred reducing several of the new
26. positions taking down their pay plan to the 5.5. We have also
27. deleted the new Property Tax Research Division where Jack Lauer
28. would have been an employee. We will have an amendment tomorrow
29. to put him back at the request of a few of the members. I would
30. move adoption of Amendment No. 2 with the understanding that
31. tomorrow we will add back his job.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Carroll has moved the adoption of Amendment No. 2

1. to House Bill 3233. Is there any discussion? If not all in
2. favor signify by saying Aye. All opposed. The Ayes have it.
3. The amendment is adopted. Any further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. 3rd reading. On the Order of House Bills 3rd reading,
8. House Bill 3394. Senator Shapiro seeks leave of the Body to
9. return House Bill 3394 back to the Order of 2nd reading
10. for purpose of amendment. Is leave granted? Leave is granted.
11. On the Order of House Bills 2nd reading, House Bill 3394,
12. Mr. Secretary.

13. SECRETARY:

14. Amendment No. 1 offered by Senator Regner.

15. PRESIDING OFFICER: (SENATOR ROCI)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President, Ladies and Gentlemen of the
19. Senate. This adds the Department of Personnel at the Governor's
20. level. I would move on behalf of Senator Regner adoption
21. of Amendment No. 1.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Carroll has moved the adoption of Amendment No. 1
24. to House Bill 3394. Is there any discussion? If not, all in
25. favor signify by saying Aye. All opposed. The Ayes have it.
26. The amendment is adopted. Any further amendments?

27. SECRETARY:

28. Amendment No. 2 offered by Senator Carroll.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President, Ladies and Gentlemen of the
33. Senate. This amendment reduces the Department of Personnel by

1. some six hundred sixty-six thousand five hundred dollars to
2. give them five new jobs of the many they requested and cut
3. everything else back down to 5.5 and I would move adoption
4. of Amendment No. 2.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Carroll has moved the adoption of Amendment No. 2
7. to House Bill 3394. Is there any discussion? If not, all
8. in favor signify by saying Aye. All opposed. The Ayes have it.
9. The amendment is adopted. Further amendments?

10. SECRETARY:

11. Amendment No. 3 offered by Senator Lemke.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator...Senator Carroll.

14. SENATOR CARROLL:

15. On behalf of Senator Lemke, this amendment would take out
16. the...out of the Department of Personnel, what is it called,
17. the Bureau of Labor Relations and Labor Relations Training.
18. I would move adoption on behalf of Senator Lemke of Amendment
19. No. 3. It's a reduction of three hundred eighteen thousand
20. three hundred dollars.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Carroll has moved the adoption of Amendment No. 3
23. to House Bill 3394. Is there any discussion? If not, all in
24. favor signify by saying Aye. All opposed the Ayes have it.
25. The amendment is adopted. Any further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. 3rd reading.

30. end of reel

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1.

2. Senator Hynes.

3. SENATOR HYNES:

4. Mr. President, I would like to ask for a brief recess for the
5. purpose of a Rules Committee meeting at the President's Desk.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. The Senate will stand in recess briefly.

8. RECESS

9. AFTER RECESS

10. PRESIDING OFFICER: (SENATOR ROCK)

11. House Bills 1st Reading.

12. SECRETARY:

13. House Bill...House Bill 3276 will be sponsored by Senator
14. Coffey, Shapiro, and others. House Bill 3148 will be sponsored
15. by Senators Egan-Carroll and House Bill 30 or 2632 will be sponsored
16. by Senator Rock.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Rules Committee.

19. Committee Report.

20. SECRETARY:

21. Pursuant to Amended Temporary Rule 5, the Rules Committee met
22. at 4:20 p.m., Saturday, June 24, 1978, and makes the following report.
23. By unanimous vote, the Committee rules that the following bills be
24. considered during the Spring Session of the Senate. House Bills
25. 2632, 2669 or...3669 and 3276. The foregoing bills were ordered to
26. be read a First Time, printed, and referred to the Committee on
27. Assignment of Bills.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. House Bills 1st Reading.

30. SECRETARY:

31. House Bill 2632.

32. (Secretary reads title of bill)

33. 1st reading of the bill.

1. House Bill 3148.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. House Bill 3276.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Carroll.
9. SENATOR CARROLL:
10. Thank you Mr. President, Ladies and Gentlemen of the Senate,
11. on the bills just read by the Secretary, my list being inaccurate,...
12. mm..I would move that the Committee on Assignment of Bills be
13. discharged and the bills be advanced to the Order of Second Reading
14. Without Reference to Committee. I might add that these Departments
15. have been heard by both Appropriations I or were appropriated or were
16. Appropriations II even though we have not had the bills from the House.
17. So it is not necessary for these bills to go into those Committees
18. and the Amendments can be adopted on the Floor. I would therefore, again
19. move that the Committee on Assignment of Bills on those bills be
20. discharged and the bills be advanced to the Order of Second Reading
21. Without Reference to Committee.
22. SECRETARY:
23. House Bill 3148 was read into the record and should have been
24. 3069. That bill is...
25. (Secretary reads title of bill)
26. 1st reading of the bill.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Senator Carroll has now moved that those three bills just read
29. in, that the Committee on Assignment of Bills be discharged from
30. further consideration of...that those three bills be advanced to the
31. Order of Second Reading Without Reference. All those in favor
32. signify by saying Aye. All opposed The Ayes have it, so ordered.
33. Any further business to come before the Senate. Any announcements

1. or further business to come before the Senate. If not Senator
2. Ziomek moves that the Senate stand...Senator Ziomek moves that the
3. Senate stand adjourned until Sunday, June 25th at the hour of
4. 4:00 p.m. All in favor signify by saying Aye. All opposed. The
5. Ayes have it, the Senate stands adjourned.

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