

81ST GENERAL ASSEMBLY

REGULAR SESSION

JUNE 21, 1979

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The hour of twelve having arrived and passed the Senate  
3. will come to order. Will the guests in our galleries please  
4. rise. Prayer by Reverend Rudolph S. Shoultz, Union Baptist  
5. Church, Springfield, Illinois.

6. REVEREND RUDOLPH S. SHOULTZ:

7. ( Prayer by Reverend Rudolph S. Shoultz)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Reading of the Journal. Senator Johns.

10. SECRETARY:

11. Friday, June the 15th, 1979.

12. SENATOR JOHNS:

13. Thank you, Mr. President. I move that the Journal just read  
14. by the Secretary be approved, unless some Senator has additions  
15. or corrections to offer.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. You've heard the motion. Those in favor indicate by saying  
18. Aye. Those opposed. The Ayes have it. Motion carries. Senator  
19. Johns.

20. SENATOR JOHNS:

21. Mr. President, I move that reading and approval of the Journals  
22. of Monday, June the 18th, Tuesday, June the 19th, and Wednesday, June the  
23. 20th, in the year 1979, be postponed pending arrival of the printed  
24. Journal.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. You've heard the motion. Those in favor indicate by saying  
27. Aye. Those opposed. The Ayes have it. Motion carries. Messages  
28. from the House.

29. SECRETARY:

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

31. Mr. President - I am directed to inform the Senate that the  
32. House of Representatives passed...has concurred with the Senate in the  
33. passage of the following bills, together with request for concurrence  
34. with House Amendments:

1. Senate Bill 88, with House Amendment No.1.
2. Senate Bill 100, with House Amendments 1 and 2.
3. Senate Bill 114, with House Amendment No. 1.
4. Senate Bill 123, with House Amendments 1 and 2.
5. Senate Bill 198, with House Amendment No. 1.
6. Senate Bill 228, with House Amendments 1 and 2.
7. Senate Bill 300, with House Amendment No. 1.
8. Senate Bill 330, with House Amendments No.'s 1,2, and 3.
9. Senate Bill 359, with House Amendment No. 1.
10. Senate Bill 533, with House Amendment No. 1.
11. Senate Bill 540, with House Amendment No. 1.
12. Senate Bill 567, with House Amendment No. 1.
13. Senate Bill 674, with House Amendment No. 1.
14. Senate Bill 676, with House Amendments No.'s 1, 2, and 6.
15. Senate Bill 688, with House Amendment No. 1.
16. Senate Bill 701, with House Amendment No. 1.
17. Senate Bill 752, with House Amendments 1 and 2.
18. Senate Bill 767, with House Amendment No. 1.
19. Senate Bill 788, with House Amendment No. 1.
20. Senate Bill 807, with House Amendment No. 1.
21. Senate Bill 861, with House Amendment No. 1.
22. Senate Bill 907, with House Amendment No. 2.
23. Senate Bill 927, with House Amendment No. 1.
24. Senate Bill 940, with House Amendment No. 1.
25. Senate Bill 955, with House Amendments 1 and 2.
26. Senate Bill 963, with House Amendment No. 1.
27. Senate Bill 1002, with House Amendments 1, 2, and 3.
28. Senate Bill 1019, with House Amendment No. 1.
29. Senate Bill 1047, with House Amendments 1 and 2.
30. Senate Bill 1053, with House Amendment No. 1.
31. Senate Bill 1061, with House Amendment No. 1.
32. Senate Bill 1114, with House Amendments 1, 2, and 3.
33. Senate Bill 1117, with House Amendments 1 and 4.
- Senate Bill 1140, with House Amendment No. 1.

1. Senate Bill 1162, with House Amendment No. 1.
2. Senate Bill 1125, with House Amendments 1 and 3.
3. Senate Bill 1166, with House Amendment 1.
4. Senate Bill 1171, with House Amendment 1.
5. Senate Bill 1203, with House Amendments 1, 2, and 3.
6. Senate Bill 1238, with House Amendment No. 1.
7. Senate Bill 1247, with House Amendment NO. 1.
8. Senate Bill 1251, with House Amendments 1 and 2.
9. Senate Bill 1281, with House Amendment No. 1.
10. Senate Bill 1325, with House Amendment No. 1.
11. Senate Bill 1386, with House Amendments 1 and 3.
12. Senate Bill 1425, with House Amendment No. 1.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Resolutions.
15. SECRETARY:
16. Senate Resolution 235, offered by Senators Merlo, Davidson, and
17. all Senators, it's congratulatory.
18. Senate Resolution 236, offered by Senator Berning, and all
19. Senators, it's congratulatory.
20. Senate Resolution 237, offered by Senator Rupp, and all
21. Senators, it's a death resolution.
22. Senate Joint Resolution 63, offered by Senator Weaver, and
23. all Senators, and it's congratulatory.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Consent Calendar.
26. SECRETARY:
27. Senate Joint Resolution 64, offered by Senator Johns, and
28. Senate Joint Resolution 65, offered by Senator Demuzio.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Executive. Senator Johns, for what purpose do you rise?
31. SENATOR JOHNS:
32. May I inquire...may I inquire from the Secretary about the
33. last Senate Resolution 65, if that's the contents...could I just
34. have a brief description of the contents, I want to inquire

1. with the Presidency, here just a moment.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Are you inquiring about yours...

4. SENATOR JOHNS:

5. Senate...yes sir, yes sir.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. ...your resolution?

8. SENATOR JOHNS:

9. 65.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 64.

12. SENATOR JOHNS:

13. 64. What is the contents about?

14. SECRETARY:

15. The use of coal in...

16. SENATOR JOHNS:

17. All right, Mr. President, I don't know whether it's opportune

18. or the time...I asked Senator Wooten, if I could bypass committee

19. yesterday. He said I could, for leave of this Body to bypass committee,

20. because we won't meet again, Mr. President, and it's an opportune

21. time to bypass committee.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Well, it...it presently resides on the Secretary's Desk.

24. If you...if we have leave of the Body, it will go to the Secretary's

25. Desk.

26. SENATOR JOHNS:

27. Would I...could I have leave of this Body to move that particular

28. ...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. It's up to the Body, entirely...

31. SENATOR JOHNS:

32. ...resolution to the...to the Secretary's Desk.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

34. There is inquiries as to what the resolution does.

1. SENATOR JOHNS:  
2.       Okay, the inquiry is this, that we are asking the Senate  
3. of the State of Illinois, to address our State...United States  
4. Senators in Washington, to prohibit the Governors of Kentucky,  
5. and another State, from amending Section 125 of the Clean Air  
6. Act, which prohibits our Governor from seeking relief in the coal  
7. crisis, from the President. I think it's a very, very important  
8. resolution, I'd like to have Mitchler on it, and others, that are  
9. involved in this. What it does, it gives our Governor the right to  
10. ask the President, to intervene in the coal crisis, and the lay-  
11. offs. It's a very important resolution.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)  
13.       Is there discussion? Senator Graham.

14. SENATOR GRAHAM:  
15.       Senator Johns, do you think Jimmy Chipmunk is going to listen  
16. to what Jim Thompson says to him, your President?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18.       Senator Johns.

19. SENATOR JOHNS:  
20.       Senator Graham, I'll never give up trying.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)  
22.       Senator Graham.

23. SENATOR GRAHAM:  
24.       I know you won't give up trying, but I'm wondering about Carter.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)  
26.       Is there further discussion? Senator Walsh.

27. SENATOR WALSH:  
28.       Mr. President, and members of the Senate. I'm sorry I didn't  
29. hear all of the Gentlemen's remarks, but I wonder...I wonder if it's  
30. appropriate really to be suspending rules at this time. We have  
31. a very long Calendar, and a busy agenda. I haven't heard anything  
32. about it, I don't know that Senator Shapiro has, and if he's making  
33. a motion to suspend the rules, I would object.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Johns.

3. SENATOR JOHNS:

4. Senator Shapiro walked right by me just now, and said I think  
5. you need to clear the aisle so you can be heard a little bit better.  
6. He didn't seem to object to the process that I'm seeking here.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Well, there is objection by Senator Walsh.

9. SENATOR JOHNS:

10. Can one object, and that's enough?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Well, you have to have the consent of the Body...

13. SENATOR JOHNS:

14. Entirely.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. ...for the consideration of the resolution.

17. SENATOR JOHNS:

18. I'm asking for...consider the majority of this Body.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. It takes thirty votes, Senator Johns.

21. SENATOR JOHNS:

22. Let me try it, Mr. President.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Well, all right. Question is,...

25. SENATOR JOHNS:

26. I think it's important.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. The question is,...the question is, shall the Committee on  
29. Executive be discharged from consideration of Senate Resolution  
30. 64, and be placed on the Secretary's Desk. Those in favor vote  
31. Aye. Those opposed Nay. The voting is open. Have all those  
32. voted who wish? Have all those voted who wish? Take the record.  
33. On that question, the Ayes are 36, the Nays are 4. Senate Resolution  
64, now is on the Secretary's Desk. The next question is, for the

12  
2nd Reading  
6-21-77

1. adoption. All right, the motion is to adopt Senate Resolution  
2. 64. Is there discussion? Question is, shall...shall Resolution...  
3. Senate Resolution 64 be adopted. Those in favor indicate by voting  
4. Aye. Those opposed Nay. The voting is open. Have all those voted  
5. who wish? Take the record. On that question, the Ayes are 45, the  
6. Nays are none. Senate Resolution 64 is adopted. House Bills 2nd  
7. reading. House Bill 4, Senator Grotberg. Read the bill, Mr. Secretary.  
8. Senator Grotberg.  
9. SENATOR GROTBORG:  
10. We've had to correct a Second Amendment to this bill. It will be  
11. here in a couple of minutes. May I have leave to come right back to  
12. it?  
13. PRESIDING OFFICER: (SENATOR DONNEWALD)  
14. Is there leave? Leave is granted.  
15. SENATOR GROTBORG:  
16. Leave is granted. Thank you.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Take it out of the record. All right, Senator Johns for  
19. what purpose do you rise?  
20. SENATOR JOHNS:  
21. Many members have asked to be co-sponsor of that resolution,  
22. and I'd like to permit anyone who wants to be on it to be on it.  
23. PRESIDING OFFICER: (SENATOR DONNEWALD)  
24. They will advise the Secretary. House Bill 15, Senator Daley.  
25. Senator Daley - Moore. Read the bill, Mr. Secretary.  
26. SECRETARY:  
27. House Bill 15.  
28. ( Secretary reads title of bill )  
29. 2nd reading of the bill. The Committee on Judiciary offers two  
30. amendments.  
31. PRESIDING OFFICER: (SENATOR DONNEWALD)  
32. Senator Moore.  
33. SENATOR MOORE:  
34. Thank you, Mr. President, and members of the Senate.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. Just...just a minute, Senator. Would all the unauthorized  
3. people please clear the Floor? Will the Senators please be in  
4. their seats? Senator Moore.  
5. SENATOR MOORE:  
6. Thank you, Mr. President, and members of the Senate. I move  
7. for the adoption of Committee Amendment No. 1, which restores the  
8. Criminal Offense Section to the Anti-Trust Act. I move for its  
9. adoption.  
10. PRESIDING OFFICER: (SENATOR DONNEWALD)  
11. Is there discussion? Question is, shall Amendment No. 1 to  
12. House Bill 15 be adopted. Those in favor indicate by saying Aye.  
13. Those opposed. The Ayes have it. Amendment No. 1 is adopted.  
14. Are there further committee amendments?  
15. SECRETARY:  
16. Committee Amendment No. 2.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Senator Moore.  
19. SENATOR MOORE:  
20. I would move to Table Committee Amendment No. 2. Its contents  
21. are incorporated in a Floor amendment, in a No. 3. So I would move  
22. to Table Committee Amendment No. 2.  
23. PRESIDING OFFICER: (SENATOR DONNEWALD)  
24. Senator Moore moves to Table...Senator Moore, moves to Table  
25. Amendment No. 2. Those in favor indicate by saying Aye. Senator  
26. Rock.  
27. SENATOR ROCK:  
28. Wait a minute, what's the reason for the motion to Table?  
29. PRESIDING OFFICER: (SENATOR DONNEWALD)  
30. Senator Moore.  
31. SENATOR MOORE:  
32. The reason for the motion to Table, Senator, is that there  
33. is Amendment No.3, which is on the Secretary's Desk. It's a Floor  
34. amendment that the Attorney General agreed to in committee. So

1. by Tabling No. 2, I am incorporating what is in Amendment No. 2,  
2. into Amendment No. 3 in order to save a lot of paper work.  
3. PRESIDING OFFICER: (SENATOR DONNEWALD)  
4. Is there further discussion? Question is, shall Amendment No.  
5. 2 be Tabled. Those in favor indicate by saying Aye. Those opposed.  
6. Amendment No. 2 is Tabled. Amendment No....  
7. SECRETARY:  
8. No...no further committee amendments.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. Are there amendments from the Floor?  
11. SECRETARY:  
12. Amendment No. 3, offered by Senator Moore.  
13. PRESIDING OFFICER: (SENATOR DONNEWALD)  
14. Senator Moore.  
15. SENATOR MOORE:  
16. Thank you, Mr. President, and members of the Senate. As I  
17. said before, Amendment No. 3, incorporates that which was in  
18. Amendment No. 1, which changes the word, or substitutes the word  
19. knowingly for willfully, it also places exclusive jurisdiction  
20. with the Attorney General, relative to maintaining class action  
21. suits. This was what the Attorney General did agree to with the  
22. committee, that if there were class action suits, they would have  
23. to be filed by the Attorney General's Office. The next part of the  
24. amendment grants the court to take..or mandates the court to take  
25. all necessary steps to avoid duplicate liability for the same  
26. injury, including the transfer consolidation of actions. That was in  
27. Committee Amendment No. 2, and lastly it also places in discretion  
28. of the court, to award reasonable attorney's fees to the prevailing  
29. defendant upon a finding that the plaintiff acted in bad faith  
30. wantonly or...for oppressive reasons, that was also in Committee  
31. Amendment No. 2.  
32. PRESIDING OFFICER: (SENATOR DONNEWALD)  
33. Is there...

1. SENATOR MOORE:  
2. I move for the adoption of Amendment No. 3.  
3. PRESIDING OFFICER: (SENATOR DONNEWALD)  
4. Is there discussion? Question is, shall Amendment No. 3  
5. to House Bill 15 be adopted. Those in favor indicate by saying  
6. Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted.  
7. Are there further amendments?  
8. SECRETARY:  
9. No further amendments.  
10. PRESIDING OFFICER: (SENATOR DONNEWALD)  
11. 3rd reading. House Bill 185, Senator Daley. House Bill 189,  
12. Senator Daley. House Bill 191, Senator Merlo. Read the bill, Mr.  
13. Secretary.  
14. SECRETARY:  
15. House Bill 191.  
16. ( Secretary reads title of bill )  
17. 2nd reading of the bill. The Committee on Judiciary I offers  
18. one amendment.  
19. PRESIDING OFFICER: (SENATOR DONNEWALD)  
20. Senator Merlo.  
21. SENATOR MERLO:  
22. Thank you, Mr. President. The amendment merely makes clear that  
23. the department refers to the Department of Public Health and I move  
24. the adoption of the amendment.  
25. PRESIDING OFFICER: (SENATOR DONNEWALD)  
26. Is there discussion? Question is, shall Amendment No. 1 to  
27. House Bill 191 be adopted. Those in favor indicate by saying Aye.  
28. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Are  
29. there further amendments?  
30. SECRETARY:  
31. No further committee amendments.  
32. PRESIDING OFFICER: (SENATOR DONNEWALD)  
33. Are there amendments from the Floor?  
SECRETARY:

NS 444  
2nd reading  
Amend 1, 2, 3

1. No Floor amendments.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. 3rd reading. House Bill 202, Senator Savickas. I'm sorry.
4. I'm sorry, I beg your pardon. 192, I overlooked it. Read the
5. bill, Mr. Secretary. 192.
6. SECRETARY:
7. House Bill 192.
8. ( Secretary reads title of bill )
9. 2nd reading of the bill. No committee amendments.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Are there amendments from the Floor?
12. SECRETARY:
13. No Floor amendments.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. 3rd reading. House Bill 202, Senator Savickas. House Bill
16. 226, Senator Buzbee. House Bill 265, Senator Sangmeister. House
17. Bill 292, Senator Lemke. House Bill 324, Senator Nedza. Read the
18. bill, Mr. Secretary.
19. SECRETARY:
20. House Bill 324.
21. ( Secretary reads title of bill )
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Are there amendments from the Floor?
25. SECRETARY:
26. No Floor amendments.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. 3rd reading. House Bill 444, Senator Grothberg. Read the bill,
29. Mr. Secretary.
30. SECRETARY:
31. House Bill 444.
32. ( Secretary reads title of bill )
33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Are there amendments from the Floor?
3. SECRETARY:
4. Amendment No. 1, offered by Senator Bowers.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Bowers.
7. SENATOR BOWERS:
8. Thank you, Mr. President. The bill in its original form
9. eliminates the power of forest preserve districts and other units
10. of Government to...certain units of Government, to condemn property
11. within a municipality without the municipality's consent. I have
12. introduced an amendment which I think is acceptable to the sponsor,
13. which would in effect make it apply only to counties under six
14. hundred thousand, which would effectively eliminate DuPage County.
15. The Mayors and Managers Conference of DuPage county supports the
16. amendment as does the forest preserve district. I would move its
17. adoption.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Is there discussion? Senator Geo-Karis. Just a moment Senator.
20. Would the members please be in their seats, and break up the
21. caucuses? Could we break up the caucuses, please? Senator Geo-
22. Karis.
23. SENATOR GEO-KARIS:
24. I wonder if I could ask a question of the sponsor of the
25. amendment?
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Indicates he will respond.
28. SENATOR GEO-KARIS:
29. Do I understand you, Senator, to say that by your amendment,
30. you're excluding DuPage County?
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Bowers.
33. SENATOR BOWERS:

1. The Act presently excludes Cook, the amendment will reduce  
2. it down to the point where it excludes DuPage and Cook.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. Then the essence of your amendment is exactly what now?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Bowers.

9. SENATOR BOWERS:

10. The amendment excludes the provisions of this bill to the  
11. two counties of Cook and DuPage, and it's already excluded in  
12. Cook. So the amendment really excludes DuPage.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Geo-Karis.

15. SENATOR GEO-KARIS:

16. However, my county still is in it, and if yours is the second  
17. largest county, mine is the third. Could you extend you amendment  
18. to exclude mine too?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Bowers.

21. SENATOR BOWERS:

22. I suspect you ought to address it to the bill itself, since  
23. the bill comes from Lake County..in originally.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there further discussion? Question is, shall Amendment No.  
26. 1 to House Bill 444 be adopted. Those in favor indicate by saying  
27. Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted.  
28. Are there further amendments?

29. SECRETARY:

30. Amendment No. 2, offered by Senator Grotberg.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Grotberg.

33. SENATOR GROTBORG:

Yes, which amendment is this?

1. SECRETARY:  
2. It's the shorter one, Senator Grotberg.  
3. SENATOR GROTBORG:  
4. Regarding forest preserve districts?  
5. SECRETARY:  
6. Yes.  
7. SENATOR GROTBORG:  
8. Yes, this is the Geo-Karis...this is the Geo-Karis-Grotberg  
9. amendment that puts a six months deferral on this process for  
10. anybody that's negotiating, and I would move its adoption.  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. Is there discussion? Question is, shall Amendment No. 2  
13. to House Bill 444, be adopted. Those in favor indicate by saying  
14. Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted.  
15. Are there further amendments?  
16. SECRETARY:  
17. Amendment No. 3 offered by Senator Grotberg.  
18. PRESIDING OFFICER: (SENATOR DONNEWALD)  
19. Senator Grotberg.  
20. SENATOR GROTBORG:  
21. Yes, this is the vehicle that we chose to also reduce from  
22. one hundred thousand to twenty-five thousand those counties  
23. who have forest preserve districts that may opt to purchase  
24. and acquire land, and I would move the adoption.  
25. PRESIDING OFFICER: (SENATOR DONNEWALD)  
26. Is there discussion? Question is, shall Amendment No. 3 to  
27. House Bill 444 be adopted. Those in favor indicate by saying  
28. Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted.  
29. Are there further amendments?  
30. SECRETARY:  
31. No further amendments.  
32. PRESIDING OFFICER: (SENATOR DONNEWALD)  
33. 3rd reading. House Bill 509, Senator Nash-Nedza. Read the  
bill, Mr. Secretary.

1. SECRETARY:  
2. House Bill 509.  
3. ( Secretary reads title of bill )  
4. 2nd reading of the bill. The Committee on Revenue offers one  
5. Amendment.  
6. PRESIDING OFFICER: (SENATOR DONNEWALD)  
7. Senator Nash.  
8. SENATOR NASH:  
9. Mr. President, and Ladies and Gentlemen of the Senate. Senator  
10. Joyce and I move that we Table Amendment...Committee Amendment  
11. No. 1.  
12. PRESIDING OFFICER: (SENATOR DONNEWALD)  
13. Motion is to Table Amendment No. 1 to House Bill 509. Those  
14. in favor indicate by saying Aye. Those opposed. The Ayes have  
15. it. Amendment No. 1 is Tabled. Are there further amendments?  
16. SECRETARY:  
17. No further committee amendments.  
18. PRESIDING OFFICER: (SENATOR DONNEWALD)  
19. Amendments from the Floor?  
20. SECRETARY:  
21. No Floor amendments.  
22. PRESIDING OFFICER: (SENATOR DONNEWALD)  
23. 3rd reading.  
24. SECRETARY:  
25. No, I'm sorry that was 509.  
26. PRESIDING OFFICER: (SENATOR DONNEWALD)  
27. Just a minute.  
28. SECRETARY:  
29. No, no further amendments.  
30. PRESIDING OFFICER: (SENATOR DONNEWALD)  
31. 3rd reading. House Bill 513, Senator Wooten. Read the bill,  
32. Mr. Secretary.  
33. SECRETARY:  
House Bill 513.

1. ( Secretary reads title of bill )  
2. 2nd reading of the bill. The Committee on Elementary and Secondary  
3. Education offers one amendment.  
4. PRESIDING OFFICER: (SENATOR DONNEWALD)  
5. Senator Wooten.  
6. SENATOR WOOTEN:  
7. Thank you, Mr. President. What I propose to do is to gain  
8. a legislative day on 513 , and to defer the fight on amendments  
9. until a later date. Senator Berning has one he wants to talk  
10. about. Senator DeAngelis has one. There's a committee amendment  
11. which is extremely controversial, with permission of the Body I'd  
12. like to advance this to 3rd, Tabling the committee amendment  
13. now, and have Senator Berman offer that at a later date. So  
14. I would make the proposal now to Table Committee Amendment No. 1.  
15. PRESIDING OFFICER: (SENATOR DONNEWALD)  
16. Motion...motion is to Table Amendment No. 1 to House Bill  
17. 513. Senator Berman.  
18. SENATOR BERMAN:  
19. Rather than Tabling it, can't we just move the bill, and  
20. hold the amendment, and bring it back for consideration later?  
21. SENATOR WOOTEN:  
22. Whatever the proper procedure is...would be  
23. PRESIDING OFFICER: (SENATOR DONNEWALD)  
24. The proper procedure would be to consider it now, dispose of  
25. it now, you can't...we've never used the practice of continuing  
26. it...carrying it on to 3rd and then coming back.  
27. SENATOR BERMAN:  
28. All right, we'll...with no objection to Tabling the committee  
29. amendment that will be, just renumber it No.1 so that when we can come  
30. back that will be the first amendment that would be considered later.  
31. Is that okay?  
32. SENATOR WOOTEN:  
33. That's fine, that will be Floor Amendment No. 1, then.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. All right, the motion is to Table Amendment No. 1 to House  
3. Bill 513. Those in favor indicate by saying Aye. Those opposed.  
4. The Ayes have it. Amendment No. 1 is Tabled. Are there further  
5. amendments?

6. SECRETARY:

7. No further committee amendments.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator De Angelis.

10. SENATOR DE ANGELIS:

11. Thank you, Mr. President. I'd just like to go on record as  
12. saying that I do have an amendment and when it's...I would like  
13. to have the bill brought back from 3rd to 2nd so I could put it  
14. on there. Thank you.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Wooten did indicate that he intended to do that. The bill  
17. is now in 3rd reading. The Chair yields to Senator Buzbee.

18. SENATOR BUZBEE:

19. Thank you, if I could have your attention just a minute. Last  
20. night for about the fourth or fifth time, I was at Girl's State in  
21. Jacksonville, and installed the officers of the Senate and the  
22. House of Representatives...installed the Representatives and the  
23. Senators, in fact, at Girl's State. I'm going to run for Governor  
24. or Girl's State next year, if they ask me back again, it will be  
25. my only chance of being Governor apparently, and today we have  
26. one of those young ladies who was...by the way I might add that I  
27. was the only male in five hundred and fifty young ladies were there,  
28. and I enjoyed it very much. We have the President of the Senate  
29. with us today, she resides in Senator Phillip's district, in Addison  
30. Illinois, Renee Vittiolli, and Renee is accompanied by Ms. Louis  
31. Umpher, the Government instructor in charge of the Senate at  
32. Girl's State, and I would like at this time to introduce Renee Vittiolli.  
33. Renee.

34. RENEE VITTIOLI:

35. ( Remarks by Renee Vittiolli)

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. On the Order of House Bills on 2nd reading, page 53. House  
3. Bill 523, Senator Bruce. House Bill 525, Senator D'Arco. Read  
4. the bill, Mr. Secretary.  
5. SECRETARY:  
6. Senate Bill...House Bill 525.  
7. ( Secretary reads title of bill )  
8. 2nd reading of the bill. No committee amendments.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. Senator D'Arco.  
11. SECRETARY:  
12. No committee amendments.  
13. PRESIDING OFFICER: (SENATOR DONNEWALD)  
14. Are there amendments from the Floor?  
15. SECRETARY:  
16. Amendment No. 1 offered by Senator D'Arco.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Senator D'Arco.  
19. SENATOR D'ARCO:  
20. Thank you, Mr. President. What Amendment No. 1 says, is that  
21. a certain type of bullet, which is known as an exploding bullet,  
22. it comes out of a 22 caliber gun. I was reading a article in the  
23. Sun Times about this bullet, apparently when the bullet hits some-  
24. body it explodes inside them and it causes all kinds of fragmentation  
25. within the body, and Lieutenant DeLanardi, of the Chicago Police  
26. Department, said that we should prohibit the sale of this particular  
27. bullet, because it's so deadly, that anyone who is hit by it is  
28. certain to receive extra hazardous injuries as a result of it,  
29. even if it's only in the arm. It could hit a guy's bone in his arm  
30. and fragment the whole arm and...and other portions of the body.  
31. So what the amendment says, is that this particular type of exploding  
32. bullet, possession, manufacture, sale, or distribution of it, will  
33. be an unlawful use of weapon, and it would be under that Section, and  
34. a Class A misdemeanor violation for possession or sale or distribution

1. and I would move for the adoption of Amendment No. 1.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there discussion? Senator Bowers.

4. SENATOR BOWERS:

5. Senator D'Arco, does this amendment strike everything after

6. the enacting clause, as far as the original bill is concerned?

7. I thought there was an agreement in committee that most of the

8. original bill would be stricken.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator....

11. SENATOR BOWERS:

12. And I'm just wondering if that's been complied with.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator D'Arco.

15. SENATOR D'ARCO:

16. No, what...Jack, what we're going to do is go to a conference

17. if we can, because there was some problem preparing the amendment,

18. and we're all in agreement that that particular Section is going

19. to come out of the bill, and we're...and I guarantee to you that

20. it will be done, when it comes back from the House.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Question is, shall Amendment No.

23. 1 to House Bill 525 be adopted. Those in favor indicate by saying

24. Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted.

25. Are there further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. 3rd reading. House Bill 530, Senator Jeremiah Joyce. Read the

30. bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 530.

33. ( Secretary reads title of bill )

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

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. Senator Jeremiah Joyce.  
3. SENATOR JEREMIAH JOYCE:  
4. Senator Berning is going to explain this amendment.  
5. PRESIDING OFFICER: (SENATOR DONNEWALD)  
6. Senator Berning.  
7. SENATOR BERNING:  
8. Thank you, Mr. President. Yes, this amendment was offered  
9. in committee, and adopted in committee. By way of explanation  
10. let me first say that I am deeply grateful to the Senate sponsor  
11. the House sponsor, Representative Buz Yourell, as well as State  
12. Treasurer Cosentino, and Attorney General Bill Scott, all of  
13. whom had a part in finalizing this Amendment No. 1. What it  
14. does now Ladies and Gentlemen of the Senate, is provide the necessary  
15. avenue...thank you Mr. President.  
16. PRESIDING OFFICER: (SENATOR DONNEWALD)  
17. Will the Sergeant-at-Arms clear the aisles. All unauthorized  
18. people please leave the Chamber. Senator Rock.  
19. SENATOR ROCK:  
20. Yes, thank you, Mr. President, Ladies and Gentlemen of the  
21. Senate. Now that the IEA and their paranoia have left  
22. town, I am again going to instruct the Doorkeeper that no messages  
23. are to be delivered. I wish that front door closed and sealed  
24. if the Doorkeeper can hear me. Sealed. So once you get in you  
25. never get out.  
26. PRESIDING OFFICER: (SENATOR DONNEWALD)  
27. Senator Berning, please continue.  
28. SENATOR BERNING:  
29. Thank you, Mr. President. Just by way of brief explanation  
30. now, as to what Amendment No. 1 does to House Bill 530, first  
31. let me say it in no way impairs that State Treasurers bill and  
32. he is totally in support of the amendment. The amendment provides  
33. deferred inheritance tax payment for our fellow citizens under  
34. certain conditions. Most of us have known of instances where a

1. farmer passes away, and the inheritance tax on the farm is so  
2. great that the heirs must dispose of the farm in order to pay  
3. the tax, it is also...true in instances where a closely held  
4. small businessman...business owned by one individual passes away  
5. and the tax again is more than what the assets, the liquid assets  
6. are of the heirs, they are forced to liquidate the business. This  
7. amendment brings our State Inheritance Tax Act into conformity  
8. with the provisions of the Federal Inheritance Tax Act, and allows  
9. up to ten years with an interest per year at six percent. Ten  
10. year deferred payment on the inheritance tax, due the State of  
11. Illinois. It fulfills a long met need in our State Inheritance  
12. Tax, and I'm just delighted that the Committee on Revenue passed  
13. it unanimously and that the State Treasurer as well as the Senate  
14. and House sponsors are in agreement with the amendment. I move  
15. for the adoption, Mr. President.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Question is, shall Amendment  
18. No. 1 to House Bill 530 be adopted. Those in favor indicate by  
19. saying Aye. Those opposed Nay. The Ayes have it. Amendment No.  
20. 1 is adopted. Are there further committee amendments?

21. SECRETARY:

22. No further committee amendments.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Are there amendments from the Floor?

25. SECRETARY:

26. Amendment No. 2 offered by Senator Berning.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Berning.

29. SENATOR BERNING:

30. Thank you, Mr. President, Amendment No. 2 is a corrective  
31. amendment that the Reference Bureau omitted the changing of  
32. the date 1976 to 1979, the effective date in two places, and  
33. Amendment No. 2 makes those corrections to insert 1979.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. Is there further discussion? The question is, shall  
3. Amendment No. 2 be adopted. Those in favor indicate by saying  
4. Aye. Those opposed Nay. The Ayes have it. Amendment No. 2 is  
5. adopted. Are there further amendments?  
6. SECRETARY:  
7. No further amendments.  
8. PRESIDING OFFICER: (SENATOR DONNEWALD)  
9. 3rd reading. House Bill 532, Senator Jeremiah Joyce. Read  
10. the bill, Mr. Secretary.  
11. SECRETARY:  
12. House Bill 532.  
13. ( Secretary reads title of bill )  
14. 2nd reading of the bill. No committee amendments.  
15. PRESIDING OFFICER: (SENATOR DONNEWALD)  
16. Senator Jeremiah Joyce. Are there amendments from the  
17. Floor?  
18. SECRETARY:  
19. No Floor amendments.  
20. PRESIDING OFFICER: (SENATOR DONNEWALD)  
21. 3rd reading. House Bill 547, Senator Rock. Read the bill,  
22. Mr. Secretary.  
23. SECRETARY:  
24. House Bill 547.  
25. ( Secretary reads title of bill )  
26. 2nd reading of the bill. No committee amendments.  
27. PRESIDING OFFICER: (SENATOR DONNEWALD)  
28. Are there amendments from the Floor?  
29. SECRETARY:  
30. Amendment No.1 offered by Senator Rock.  
31. PRESIDING OFFICER: (SENATOR DONNEWALD)  
32. Senator Rock.  
33. SENATOR ROCK:  
34. Thank you, Mr. President, and Ladies and Gentlemen of the  
35. Senate. Amendment No. 1 is a technical amendment that was suggested

1. by the Department of Revenue, I agreed to put the amendment on  
2. the Floor, in committee, and I would move its adoption.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? Question is, shall Amendment No. 1 to  
5. House Bill 547 be adopted. Those in favor indicate by saying  
6. Aye. Those opposed No. The Ayes have it. Amendment No. 1 is  
7. adopted. Are there further Floor amendments?

8. SECRETARY:

9. No further amendments.

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( following typed previously )

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1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. 3rd reading. House Bill 599, Senator Hall. House Bill  
3. 673, Senator Washington. House Bill 737, Senator Bloom.  
4. Read the bill, Mr. Secretary.  
5. SECRETARY:  
6. House Bill 737.  
7. (Secretary reads title of bill)  
8. 2nd reading of the bill. No committee amendments.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. Are there amendments from the Floor?  
11. SECRETARY:  
12. Amendment No. 1 offered by Senator Weaver.  
13. PRESIDING OFFICER: (SENATOR DONNEWALD)  
14. Senator Weaver. Senator Weaver. Just a minute. Just a  
15. minute. Senator Ozinga, for what purpose do you arise?  
16. SENATOR OZINGA:  
17. Well, if it has to be classified, I suppose it would be a matter  
18. of personal privilege.  
19. PRESIDING OFFICER: (SENATOR DONNEWALD)  
20. State your point.  
21. SENATOR OZINGA:  
22. Other than that, it's a matter of, shall I say anger, a  
23. little bit of sensitivity. And it's a little bit on procedure.  
24. If you remember day before yesterday, we went through quite an  
25. ordeal with reference to committee procedure. This particular  
26. bill was left out of committee with the specific understanding  
27. that there would be absolutely no amendments to this bill. I  
28. realize that I voted the last member in that committee, to let  
29. the bill out under that specific agreement. Now, we come forth  
30. with a highly sensitive amendment, sensitive to the banking  
31. industry. This particular bill should not be amended. This is  
32. the bill that Senator Bloom told us in committee that he would  
33. resist amendments, however that he could not help it if somebody  
else offered an amendment. And with a smug reply, stated you know

1. I can't stop somebody else from putting one on. But this bill would  
2. have never gotten out of committee if this was agreed to ahead  
3. of time. This particular bill does nothing but allows the  
4. big banks to offer security for out of State municipal deposits.  
5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Just a moment. Senator, I think you're out of order on a  
7. point of personal privilege. I think that the Body here of 30  
8. members can adopt an amendment. The Chair is not familiar with what  
9. did transpire in the committee, but Senator, you can argue the  
10. point when the matter is before the Body. Senator Rock.

11. SENATOR ROCK:

12. Well, my question and my understanding is that this is the  
13. amendment which provides for the Commissioner of Banks to  
14. have a supervisory merger. Now, the fact of the matter is that there  
15. is a bill in the committee which I'm sure, Senator Demuzio,  
16. who is the sponsor, would be willing to discharge. It just seemed  
17. to me to be more expeditious to have Senator Bloom amend his  
18. bill here and then we can deal with the question. There will be  
19. a roll call, undoubtedly, but I...it's a procedural thing.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Demuzio, for what purpose do you arise?

22. SENATOR DEMUZIO:

23. Yes, thank you, Mr. President. I just spoke with Commissioner  
24. Harris on the telephone and indicated to the Commissioner that I  
25. would, indeed, file for a discharge motion on the merger bill that  
26. currently resides in the Financial Institutions Committee and he  
27. indicated that whatever process that I decided to go along with would  
28. be satisfactory to him, so we might be able to resolve this issue  
29. by...by me filing the discharge on the merger bill right now and  
30. perhaps Senator Weaver and all those others may want to reconsider.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Weaver.

33. SENATOR WEAVER:

1. Thank you, Mr. President. Well, I have no objection to that. But  
2. I just was concerned that if any amendments are going on this bill,  
3. this is the amendment that I would prefer to see go on. Now, if  
4. Senator Bloom assures us that there will be no other amendments  
5. considered, that's one thing. But, on the Order of 2nd reading,  
6. we all have the opportunity of...of offering amendments. You vote  
7. them up or down. Whatever Senator Bloom's desires are, as far  
8. as I'm concerned.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Bloom.

11. SENATOR BLOOM:

12. Thank you, Senator Weaver. Having...having skillfully  
13. extracated yourself, I think I ought to share with the Body a  
14. couple of letters I received. The first one dated June 13,  
15. 1979 at the behest of the sixty-five thousand dollar a year free  
16. apartment, free car, plastic money lobbyist from the Illinois  
17. Banker's Association, who is so concerned he got Mr. Hood from  
18. Continental to say "I would urge you to resist any attempts  
19. to amend this bill and to vote against any attempted amendment.  
20. If it appears that an amendment attempt is serious I would ask  
21. that a motion to recommit to the Committee on Finance and Credit  
22. Regulations be made, et cetera." Then I have a letter dated  
23. June 20th from the same individual who says, "I request you  
24. allow and support an amendment to 737 which embodies Commissioner  
25. Harris a supervisory merger bill (1473) as further amended.  
26. I make this request in light of a previous request to you  
27. to resist amendments to the bill. That request was made to thwart  
28. possible attempts to use 737 as a vehicle for holding company  
29. legislation." I also have a letter from Commissioner Harris just  
30. generally that perhaps you all received, which says, you know,  
31. ta da, ta da about supervisory mergers. In order to accommodate  
32. this agency, Senator Stanley...Weaver, excuse me, has consented  
33. to order...to offer the provisions contained in House Bill 1473

1. as an amendment to 737. Both Chairman Demuzio and Minority  
2. Spokesman Bloom approve of this procedure and encourage its  
3. support by the Senate which is not quite the fact. But,  
4. the fact of the matter is 30 people can do whatever they want  
5. with this bill and I don't particularly care.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Weaver.

8. SENATOR WEAVER:

9. Inasmuch...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Ozinga, for what purpose do you arise?

12. SENATOR OZINGA:

13. I have no objection to...to putting this amendment on some  
14. other bill or to call on the bill back and...and discharge  
15. the committee and hear it here. The amendment is a bad amendment  
16. to a good bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Just a minute. You'll have your opportunity to address yourself  
19. to that particular amendment when Senator Weaver speaks to it.  
20. Senator Weaver as to Amendment No. 1 to House Bill 737.

21. SENATOR WEAVER:

22. Inasmuch...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Just a moment. May I interrupt the proceedings just for a  
25. moment and have Senator Chew introduce a guest.

26. SENATOR CHEW:

27. Mr. President, thank you. Is Senator Bowers here? That's  
28. all right. It's my people. Would you like to be a part of that?  
29. Jo Green of Chicago has been instrumental in bringing out talents  
30. of black women for a long time. In Chicago she stands tall in many  
31. areas, this is her specialty. So, she has brought to the Illinois  
32. Senate, Miss Grady, who is Miss Black Illinois. Miss Grady.  
33. She lives in Senator Bower's district and Senator Bowers will

Handwritten notes in the top left corner, including the word "CITIZEN" and some illegible scribbles.

- 1. introduce her.
- 2. SENATOR BOWERS:
  - 3. Well, Charlie is one step ahead of me, he has already
  - 4. introduced her. But...but what I did want to say is that she
  - 5. is from beautiful DuPage County. She lives in Woodridge, Illinois
  - 6. and she is a lovely lady and we're proud to have her.
- 7. MISS GRADY:
  - 8. (Remarks by Miss Grady)
- 9. PRESIDING OFFICER: (SENATOR DONNEWALD)
  - 10. All right. As to House Bill 737. The Chair recognizes
  - 11. Senator Weaver.
- 12. SENATOR WEAVER:
  - 13. Thank you, Mr. President. This amendment to House Bill 737
  - 14. will attach the provisions contained in House Bill 1473
  - 15. by amendment. Under the present law, the facts are that a workout
  - 16. of a bank in trouble is almost entirely up to the decision of the
  - 17. FDIC. This amendment would add an important that could be used
  - 18. in...only in cases of emergencies where it is clear that a bank
  - 19. is in danger, or failing, that depositors were threatened and
  - 20. that the convenience and needs of the community were being
  - 21. jeopardized. This bill, House Bill 1473, has been amended
  - 22. at the request of both the Illinois Bankers Associations and
  - 23. the Association for Modern Banking in Illinois and both of
  - 24. them are, I think, in support of this procedure. Now, if anyone
  - 25. has any questions about it I'll try to...be happy to try to answer
  - 26. them for you. If not, why I appreciate a favorable roll call.
- 27. PRESIDING OFFICER: (SENATOR DONNEWALD)
  - 28. Senator Ozinga.
- 29. SENATOR OZINGA:
  - 30. Well, Mr. President, I suppose I should be the dog to come
  - 31. up and argue the points and I say this with no malice, with
  - 32. no thought in advance, nor do I want to predicate any of my
  - 33. remarks on the present Commissioner. I'm talking strictly on the
  - contents of this bill. I think you all realize that this bill would

1. give absolute autonomy to the Commissioner of Banks. He, without  
2. having to go to the Board of Directors, to the shareholders  
3. of the bank, would have the privilege of taking that bank  
4. and placing it in the hands of another bank which, in turn, would  
5. continue to operate the taken over bank as a facility. The  
6. entire banking industry has been, over the years, completely  
7. against branch banking as far as the independent bankers are  
8. concerned. This bill, this amendment, would put into the  
9. Commissioner, the power of examination which he has now. The  
10. power of review as a commissioner and the power of decision to say  
11. you're in trouble with notice to nobody. Then place that bank,  
12. assets, et cetera, et cetera, in the hands of another bank.  
13. When this was previously done by the Commissioner of Savings and  
14. Loan, this was the exact reason that was used to create branch  
15. savings and loans, as against the Federals with the State. Now, this  
16. has been followed all through. I don't say that that's all wrong  
17. because I am reliably informed that there is another amendment  
18. that will create holding companies that's going to be offered, too,  
19. to which I will subscribe if this is put on. Now, the...the answer  
20. to this whole picture is, the autonomous situation of the Commissioner  
21. of Banks by an indirect version of creating branch banking in the  
22. State of Illinois, I thoroughly object to this. I realize that  
23. a bill of goods has been sold, but the real answer to all of these  
24. questions raised in the minds of the bankers who do not realize  
25. and as recent as fifteen minutes ago, are agreed that they have  
26. been sold a bill of goods. Now, I would respectfully request  
27. that this Body stop, think of this bill and vote this amendment down.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Demuzio.

30. SENATOR DEMUZIO:

31. Yes, thank you, Mr. President and Ladies and Gentlemen of the  
32. Senate. I will attempt to explain this the best way I possibly  
33. can. I think we have put an extraordinary amount of undue pressure

1. upon Senator Bloom on House Bill 737 and I say that by virtue  
2. of the fact that there have been committee members that in committee  
3. as well as myself, that agreed that 737 would be reconsidered by  
4. virtue of the fact that it lost the first time that it was  
5. heard in committee and that we would, indeed, put the bill out  
6. to the full Senate with the understanding that there would be not...  
7. be any amendments. Now, by virtue of Senator Harris's relationships  
8. with various members of the Illinois Senate, because of the fact that  
9. the merger bill, 1473 currently resides in the Senate Finance and  
10. Credit Regulations Committee, we are now in the posture of an  
11. attempt on an amendment to this bill. When I picked up House  
12. Bill 1473 which is the merger bill, I picked it up under the  
13. impression that I was going to solve a problem back in my  
14. home district in the City of Jacksonville. Just last week  
15. I was informed that through the supervisory merger that  
16. had taken place with one of those facilities, that the third  
17. bank in town then comes into my office and says, well, we  
18. feel that this would be undue competition because it would give  
19. the Commissioner the power to grant that additional facility  
20. when they would like to have an additional facility and are  
21. prohibited by law from...from getting one. I think Senator  
22. Ozinga has articulated this morning some of the concerns that  
23. are...are in the amendment from the suburban as well as  
24. the downstate banks that this indeed, could be branching by  
25. merger. I'm not convinced of that, but certainly there is...  
26. there is that contention that a court litigation may so, in fact,  
27. so rule. I have...just as I mentioned, spoke with Senator  
28. Harris on the telephone, Commissioner Harris, and indicated  
29. that I would, indeed, file a discharge motion on House Bill  
30. 1473 which is the merger bill in itself. I indicated to him  
31. that my concerns and several of the other concerns of his former  
32. colleagues on this Floor. I think perhaps that's the best  
33. way to approach this problem is to consider a discharge  
motion on 1473, consider that bill solely on its own merits

1. and vote it up or down as far as a discharge is concerned.  
2. Therefore, I am, as I indicated to Senator Harris, going to  
3. withdraw my support of House Amendment...of this amendment,  
4. Amendment No. 1 to House Bill 37 and file a discharge motion  
5. on House Bill 1473 and I would hope that my colleagues would  
6. see fit to not support this amendment and support the discharge  
7. motion at this time.

8. PRESIDENT:

9. Further discussion? Senator Walsh.

10. SENATOR WALSH:

11. Mr. President and members of the Senate. I hate to be in  
12. opposition to my good friend, Bill Harris, on a measure that is  
13. of great interest to him and that he has worked so hard to have  
14. passed, however, I was in the Legislature when the supervisory  
15. merger bill, as it relates to savings and loan associations passed  
16. back in 1971 and that was the forerunner of branching, unrestricted,  
17. unlimited branching in the savings and loan industry. Now,  
18. I know that the Commissioner does not feel that this bill would  
19. ...would provide the same thing in the banking industry.  
20. However, I not only fear it, I'm quite positive that that would  
21. be the effect. So, I would say, Mr. President and members of the  
22. Senate, that for those of you who at least, at this stage, fear  
23. unlimited branching in the banking industry, you should oppose  
24. this amendment. For those of you who feel that sooner or later  
25. we're going to have it, I think another proposal which would  
26. provide for some limited form of bank holding companies in Illinois  
27. is appropriate. So, at this point, I would urge a No vote  
28. on Senate Amendment to House Bill 737.

29. PRESIDENT:

30. Further discussion? Senator Geo-Karis.

31. SENATOR GEO-KARIS:

32. Mr. President and Ladies and Gentlemen of the Senate. I have  
33. a point of parliamentary inquiry. If what Senator Ozinga says is

1. true, then would we not need 36 votes to pass this amendment?  
2. Because it's...if it...if it opens up for branch banking  
3. in your Constitution, you need, I know you would need 36 votes.

4. PRESIDENT:

5. Well, that...that question can and will be raised, I'm  
6. sure, at the point of final passage. In order to adopt an  
7. amendment, it's just simply a majority of those voting.

8. SENATOR GEO-KARIS:

9. Thank you.

10. PRESIDENT:

11. Senator Maragos.

12. SENATOR MARAGOS:

13. Mr. President and members of the Senate. I, too, arise in  
14. opposition to this amendment and I echo the remarks of Senator  
15. Ozinga and Senator Walsh and others who have opposed this.  
16. If we want to have branch banking, let us face the issues  
17. squarely. Let us not try to face the issues through the back  
18. door. The fears that have been stated by the previous speakers  
19. are correct and I think each and every one of us has to make that  
20. decision in the open and maybe we can do it in the bill that Senator  
21. Demuzio brings up if he gets his discharge or on any other  
22. bill that may be before this Body. But this is not the way to  
23. do it and I think we should not, as much as I have a respect  
24. for the...and concerns of Commissioner Harris, I think this is the  
25. wrong approach and I ask that we defeat this amendment.

26. PRESIDENT:

27. Further discussion? Senator Gitz.

28. SENATOR GITZ:

29. Mr. President and members of the Senate. I will leave it to  
30. my colleagues to their own devices to decide the merits of the  
31. issue within the amendment. But I would like to point out as  
32. a member of the Finance Committee, that I've always had grave  
33. reservations about passing bills out with the understanding  
that there will either be an amendment or there won't be an amendment.

1. And I'm somewhat disappointed to see that a bill that we had  
2. an understanding in committee, now stands before us with an  
3. amendment on the board. I think that's a very poor way to do  
4. business and I think respectfully that this amendment should be  
5. defeated and if we're going to do this kind of work then we  
6. should not be passing bills out in the first place with an  
7. understanding there will be an amendment or not but keep them  
8. in committee and get all the cleanup work then done there.  
9. PRESIDENT:

10. Further discussion? Senator Wooten.

11. SENATOR WOOTEN:

12. Thank you, Mr. President and colleagues. I, too, believe  
13. that issues should be faced squarely and openly. Unfortunately,  
14. we haven't been able to get a couple of issues out of the Finance  
15. Committee to be faced squarely and openly on the Floor of the  
16. Senate. That's why I'm hopeful we're going to get that done today.  
17. In defense of Senator Bloom, his commitment is still honored,  
18. you cannot prevent other Senators from offering amendments. That  
19. is the right of every Senator in this Body. The agreement is  
20. always binding on the sponsor of the legislation. I hope  
21. we will have further amendments to consider to this bill.

22. PRESIDENT:

23. Any further discussion? Senator Hall.

24. SENATOR HALL:

25. Thank you, Mr. President. I'll be very brief. I'm  
26. supporting this and I would like to encourage everyone on this  
27. side to do likewise.

28. PRESIDENT:

29. Any further discussion? Senator Weaver may close the debate.  
30. Senator Weaver, do you wish to close?

31. SENATOR WEAVER:

32. Well, I'd like to clear up some misunderstanding. I...number  
33. one, I'm not for branch banking and I think everybody in this  
...particularly the committee knows that and I certainly wouldn't be

1. offering an amendment to a bill to allow branch banking.  
2. Another point Senator Ozinga brought up, that it would give  
3. all the power to the Commissioner, there has to be, in order to  
4. give emergency powers, there has to be the same determination  
5. made by the FDIC or it cannot be considered an emergency and  
6. a merger cannot exist and right in the bill it says "the resulting  
7. banks shall be limited to only one such merger." Now, I suppose  
8. you could sit...could consider this branch banking if you  
9. consider that a bank in all of its lifetime can only have one  
10. merger. It would take a few hundred years to really develop  
11. a great holding company of banks merged into what we might  
12. call branch banking. This is a very simple bill. It's  
13. a...it's a problem that the Commissioner foresees. There may  
14. be difficulties in the future as there have been in the past.  
15. If this doesn't meet the needs of the people, it should be  
16. defeated. I'm offering it as one tool of the Commissioner of  
17. Banks to hopefully solve some problems of banks that are  
18. in trouble and to protect the depositors of those banks.  
19. Period. I would appreciate a favorable roll call, if you think  
20. it's worthy of your support, if it isn't vote No.

21. PRESIDENT:

22. All right. Senator Weaver has moved the adoption of Amendment No.  
23. 1 to House Bill 737. Those in favor of the amendment will vote Aye.  
24. Those opposed will vote Nay. The voting is open. Have all voted  
25. who wish? Have all voted who wish? Have all voted who  
26. wish? Take the record. On that question the Ayes are 22, the  
27. Nays are 31, none Voting Present. The amendment fails. Further  
28. amendments? Further amendments?

29. SECRETARY:

30. Amendment No. 2 offered by Senator Jerome Joyce. Senator Joyce,  
31. it's...I hope I've got the right one here.

32.

33. End of reel

1. PRESIDENT:

2. Further amendments.

3. SECRETARY:

4. Amendment No. 2 offered by Senator Jerome Joyce.

5. PRESIDENT:

6. Senator Joyce.

7. SENATOR JEROME JOYCE:

8. Yes, thank you, Mr. President. As long as this bill has...  
9. has been opened up, it seemed to me that the...the Body ought to  
10. have a...a chance once again and this time it's...we're asking  
11. for a limited bank holding company. And the highlights of this  
12. amendment are as follows and you're having a...a little synopsis  
13. passed out to you. There is no de novo provision and that means  
14. that holding companies may not organize new banks. Banks formed  
15. after the effective date of this act may not be acquired for a  
16. period of ten years after the charter has been issued. A holding  
17. company may acquire banks, either within its banking region and  
18. you can see the...the back page or the regions within its region  
19. or in a banking region contiguous to the banking region of the  
20. holding company. I'll try to answer any questions.

21. PRESIDENT:

22. There any discussion? Senator Ozinga.

23. SENATOR OZINGA:

24. I will not repeat my remarks, but in defense of Senator  
25. Bloom's statement that he can't stop other people from putting  
26. on amendments. Again I would just reiterate that I would much  
27. prefer to see 737 go out as it came in the Senate.

28. PRESIDENT:

29. Senator Bowers.

30. SENATOR BOWERS:

31. Well, Mr. President, I rise in support of this amendment.  
32. It seems to me that we've had this issue around a long time.  
33. This Senate has not been able to vote on this issue for various

1. reasons and as far as I'm concerned and I've never been too  
2. hot on any branching issue or any particular holding company  
3. issue, but seems to me that the proponents of this legislation  
4. has gone just about as far as they can go with this...with this  
5. bill. This is about the...the most limited holding company  
6. act anyone could ask for. It seems to me we ought to put the  
7. matter to rest in this State and if this will do it, I think we  
8. ought to put this amendment on and pass it out and I would hope  
9. the Body would put it on.

10. PRESIDENT:

11. Further discussion? Senator DeAngelis.

12. SENATOR DeANGELIS:

13. Mr. President, on that last amendment, I pushed my speak  
14. button and I would like to be shown as a No on that last amendment.

15. PRESIDENT:

16. The record will so reflect. Further discussion? Senator  
17. Hall.

18. SENATOR HALL:

19. Thank you, Mr. President and Ladies and Gentlemen of the  
20. Senate. I rise in support of this amendment. I want to tell  
21. you that what happened in our district back there. We had a  
22. bank known as the Stockyard Bank and it was closing and the...the  
23. other banks in the area...weren't able with no holding company  
24. to take over this bank and as a results we lost this bank to  
25. the State of Missouri. This is a good bank...I mean a good  
26. bill and I would...ask for everybody to support this amendment.

27. PRESIDENT:

28. Further discussion? Senator Rhoads.

29. SENATOR RHOADS:

30. Question of Senate Joyce if he will yield.

31. PRESIDENT:

32. Indicates he will yield. Senator Rhoads.

33. SENATOR RHOADS:

34. Senator, if...the...point three of your handout, says that

1. a holding company may acquire banks either within its banking  
2. region or in a banking region contiguous to the banking region  
3. of the holding company. For example, Region 1, which is Cook  
4. County and my district overlaps both Cook and DuPage, a bank  
5. in that region according to your map could expand into DuPage  
6. County and acquire a bank there. Now...the next question is,  
7. does that then give them the...the authority to expand on into  
8. Region 3 by virtue of the fact that they've acquired a bank  
9. in Region 2?

10. PRESIDENT:

11. Senator Joyce.

12. SENATOR JEROME JOYCE:

13. No, Senator, it does not. They...they cannot leapfrog  
14. like that at all.

15. PRESIDENT:

16. Senator Rhoads.

17. SENATOR RHOADS:

18. ...What is it that prevents that? What's the language in  
19. the bill that prevents that kind of...of...is...is there a time  
20. delay sequence involved or is it...is it the principal office,  
21. is that what governs the...the residents of the region?

22. PRESIDENT:

23. Senator Joyce.

24. SENATOR JEROME JOYCE:

25. No...no Senator, it's absolutely forbidden in the bill.  
26. Two contiguous regions and cannot, they cannot leapfrog. Just,  
27. it's not permitted.

28. PRESIDENT:

29. Further discussion? Senator Nash.

30. SENATOR NASH:

31. Mr. President and Ladies and Gentlemen of the Senate. The  
32. Committee on Finance and Credit Regulations dealt with this problem  
33. twice in committee meetings. The second time the sponsor of the

1. bill didn't come to the meeting and we put this bill in a working  
2. study subcommittee. We can work with these same...provisions that  
3. you have in this bill during the year and pass something that all  
4. the bankers in Illinois can work with. This is a bad amendment  
5. and I urge a No vote on it.

6. PRESIDENT:

7. Further discussion? Senator Demuzio.

8. SENATOR DEMUZIO:

9. Well, thank you, Mr. President and Ladies and Gentlemen  
10. of the Senate. In...I hate to rise against an amendment of  
11. my former seatmate and my colleague on this side of the aisle.  
12. I think Senator Nash has articulated some of the concerns that  
13. the committee has had as far as holding company legislation is  
14. concerned. I've indicated to all of the bank groups in the  
15. State of Illinois and all of those other individuals who are  
16. members of financial institutions that there will indeed be  
17. a serious effort to consider the holding company issue during  
18. the summer months. That, in fact, if we can work together  
19. collectively on the Electronic Funds Transfer of 905 and 906,  
20. that perhaps there is some ground later on during the summer  
21. and during the fall that we can, in fact, come back with a  
22. proposal that meets the needs of those individuals that have  
23. concerns that are in the standard metropolitan...statistical  
24. areas. But those individuals that are involved with chain  
25. banking and those issues that are currently...before the  
26. Federal Government, like investiture and the repeal of the  
27. McFadden Act and those kinds of things. This was the primary  
28. reason that we kept the bill alive so that we would have that  
29. vehicle that we could have this considered in the fall. I  
30. don't question the fact that Senator Joyce's motives for...offering  
31. this amendment. He certainly believes in this...in this issue.  
32. But I would ask the members of the Senate to vote No on this  
33. particular amendment so that we can, indeed, come back with

1. something that would have some resemblance of looking like  
2. that...that we have some kind of unanimity and an agreement  
3. among the financial communities and we will try to do that  
4. during the summer and this fall and I ask for your opposition  
5. to this amendment at this time.

6. PRESIDENT:

7. Further discussion? Senator Weaver.

8. SENATOR WEAVER:

9. Thank you, Mr. President. Parliamentary inquiry. I  
10. was wondering here now House Bill 737...

11. PRESIDENT:

12. Yes...hold...hold it, Senator Weaver. Senator Maragos,  
13. for what purpose do you arise?

14. SENATOR MARAGOS:

15. I rise on a parliamentary inquiry. Was the...this amendment  
16. distributed to the...Senators. I don't have a copy of that.

17. PRESIDENT:

18. Senator indicates he will distribute it. Senator Weaver.

19. SENATOR WEAVER:

20. Parliamentary inquiry, Mr. President. House Bill 737 is  
21. an act to amend the Illinois Banking Act. Now, we had, in this  
22. amendment, I think we're...we're probably about in the same  
23. situation we were on House Bill 922 where you ruled that it was  
24. not...the amendment was not germane. So might we have a ruling  
25. from the Chair.

26. PRESIDENT:

27. Yes, Senator Weaver, the amendment as offered does purport  
28. to amend the Illinois Bank Holding Company Act of 1957. The  
29. bill as introduced amends the Illinois Banking Act. It is the  
30. ruling of the Chair that the amendment is germane. Further discussion?  
31. Senator Wooten.

32. SENATOR WOOTEN:

33. Thank you, Mr. President. While it is a...sometimes  
34. perversly pleasant to watch the slow ritual suicide the banking

1. industry has been going through here in Illinois for some years  
2. past. I think it is important to help them in spite of themselves.  
3. We routinely pass through bills to benefit credit unions, S and L's  
4. and they are rapidly crowding the banks out of areas of business  
5. that once were solely the domain of the banking industry. You're  
6. not going to find the people down here pleading one way or another,  
7. they will simply go where they can get the best service, the lowest  
8. rates and all the rest. But it amazes me that the banks would  
9. rather fight among themselves and individual bankers prefer to  
10. sit on their bag of gold and snipe at the others than to really  
11. move their industry forward. I'm in support of this amendment.  
12. I worried about the prospect of holding companies and generally  
13. favor branch banking. But I think you will find that this is  
14. an attempt to move a lot of IBA members into the 20th Century  
15. because the Feds are simply going to make it impossible for  
16. them to continue the chain banking process unless we have holding  
17. company legislation. Now, we can wait until it really gets to  
18. be a crunch, I think about eight years down the line and do  
19. something or we can enable the banks to look ahead in spite of  
20. the...of some of their members by adopting this amendment. The  
21. safeguards in it are reasonable. You cannot branch beyond the  
22. two contiguous regions and Senator Rhoads, the reason the regions  
23. are set up now is simply to legitimize the existing chains  
24. in Illinois. They'll...they'll all fit rather neatly into this  
25. pattern and once you move from one region into another, that's  
26. it, you can't move any...into another region. It's simply to  
27. make the change, which I consider slightly illegal, they've  
28. enabled our banking industry to defeat branching legislation  
29. because they don't need it. They have this other, under the  
30. table method of achieving the same purpose. But now they've  
31. got to stop that and come out in the bright light of day. And  
32. the holding company legislation, a procedure we have in other  
33. states, almost all of the states will enable them to be open

1. so we can get a handle on it. I think it's always the best  
2. thing to do to put these things out on the table where everybody  
3. can see what's involved. It's a good move, long overdue, I  
4. support the amendment.

5. PRESIDENT:

6. Further discussion? Senator Graham.

7. SENATOR GRAHAM:

8. Mr...Mr. President, thank you and members of the Senate.  
9. All due respect to my good friend, Senator Joyce. I think he  
10. is sincere in what he's attempting to do. I think he's sincere  
11. when he tells you that this bill will prevent the leapfrogging.  
12. I think the thing that he nor you nor I neither can do is look  
13. into the future and see what subsequent legislation will do  
14. with regard to leapfrogging. I'm always amazed to hear the  
15. people talking about the underhanded methods of the organizations  
16. that are opposed to holding companies and branch banking. If  
17. there's ever any underhanded method ever used by anybody in the  
18. State of Illinois to achieve this is by the three large banks in  
19. the City of Chicago who want a complete monopoly. Now, if you  
20. want to know where the underhandedness is, take a look at that.  
21. Take a look at Bob McGrew and his crowd and others. Assess  
22. their evaluation and assess their contribution to our community,  
23. you know where the underhanded method is. I'm telling you, Ladies  
24. and Gentlemen, I'm going to stand on the Floor of this Senate  
25. as long as I'm here in complete opposition to holding companies  
26. and in complete oppositon to branch banking and I refer, the  
27. Gentlemen in the Senate and Ladies, to take a look at California  
28. if you think branch banking is the savior of the world.

29. PRESIDENT:

30. Further discussion? Any further discussion? Senator Joyce  
31. may close the debate.

32. SENATOR JEROME JOYCE:

33. Thank you, Mr. President. I think that everyone knows what

12 13 14  
1. this is about. It is not the same bill. This is cut down to  
2. bare bones. It is just a limited bank holding company: It's  
3. not the bill that we introduced, that I introduced earlier  
4. in the Session. I think that downstate Illinois, I...I'm not  
5. from Chicago, but downstate Illinois, the agricultural community  
6. and the communities that are in those areas need banks to be  
7. able to form holding companies to meet the needs of the people  
8. that have to deal with them. You know, so many banks now, if  
9. you're a farmer, you can't go in and let alone, buy a combine.  
10. You're just going to have to borrow sixty to seventy-five  
11. thousand dollars and a lot of them just can't meet those needs.  
12. So I think that this is a...a needed provision and I'd urge  
13. the adoption of the amendment.

14. PRESIDENT:

15. Senator Joyce has moved the adoption of Amendment No. 2  
16. to House Bill 737. Those in favor of the amendment will vote  
17. Aye. Those opposed will vote Nay. The voting is open. Have  
18. all voted who wish? Have all voted who wish? Have all voted  
19. who wish? Take the record. On that question the Ayes are 22,  
20. the Nays are 31, 2 Voting Present. House...the amendment fails.  
21. Further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading. 753, Senator D'Arco. On the Order of House  
26. Bills 2nd reading, House Bill 753. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 753:

29. (Secretary reads title of bill)

30. 2nd reading of the bill. The Committee on Elections and Reappor-  
31. tionment offers one amendment.

32. PRESIDENT:

33. Senator D'Arco.

34. SENATOR D'ARCO:

1. All right. I move to Table Amendment No. 1.

2. PRESIDENT:

3. Senator D'Arco has moved to Table Committee Amendment No. 1

4. to House Bill 753. Is there any discussion? If not, all in favor

5. signify by saying Aye. All opposed. The Ayes have it. The amend-

6. ment is Tabled. Further amendments?

7. SECRETARY:

8. No further committee amendments.

9. PRESIDENT:

10. Any amendments from the Floor?

11. SECRETARY:

12. Amendment No. 2 offered by Senator D'Arco.

13. PRESIDENT:

14. Senator D'Arco.

15. SENATOR D'ARCO:

16. All right. What Amendment No. 2 says is...that in your

17. Public Referendum Petitions there are certain violations of

18. the Election Code. But one of the violations that we have in

19. the Election Code that is not a violation presently, we are

20. putting in there now. It says we would deliberately signing

21. more than one petition concerning the same proposition during

22. the election. The amendment provides that it would be a violation

23. and that's all the amendment does.

24. PRESIDENT:

25. Senator D'Arco has moved the adoption of Amendment No. 2

26. to House Bill 753. 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. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. 793, Senator Berning. On the Order of House

33. Bills 2nd reading, House Bill 793. Senator Berning, for what

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2nd Reading  
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1. purpose do you arise?
2. SENATOR BERNING:
3. Is there an amendment on the desk?
4. PRESIDENT:
5. There is an amendment.
6. SENATOR BERNING:
7. ...yes, then please read the bill, Mr. President.
8. PRESIDENT:
9. All right. On the Order of House Bills 2nd reading, House
10. Bill 793. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 793.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDENT:
16. Any amendments from the Floor?
17. SECRETARY:
18. Amendment No. 1 offered by Senator Donnewald.
19. PRESIDENT:
20. Senator Donnewald.
21. SENATOR DONNEWALD:
22. What this does to the bill, is merely exclude the printing
23. that we have here on our desks in the General Assembly. Move
24. its adoption.
25. PRESIDENT:
26. Senator Donnewald has moved the adoption of Amendment No. 1
27. to House Bill 793. 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. Any further amendments?
30. SECRETARY:
31. No further amendments.
32. PRESIDENT:
33. 3rd reading. 822, Senator Nash. On the Order of House
34. Bills 2nd reading, House Bill 822. Read the bill, Mr. Secretary.

Handwritten notes in the top left corner, including "34", "6-2-1954", and other illegible scribbles.

1. SECRETARY:

2. House Bill 822.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Executive...the

5. Committee on Elections and Reapportionment offers one amendment.

6. PRESIDENT:

7. Senator Nash.

8. SENATOR NASH:

9. Mr. President and Ladies and Gentlemen of the Senate. Com-  
10. mittee Amendment No. 1 to House Bill 822 is a technical amend-  
11. ment, it corrects...make corrections on the bill.

12. PRESIDENT:

13. Senator Nash has moved the adoption of Committee Amendment  
14. No. 1 to House Bill 822. Is there any discussion? If not, all  
15. in favor signify by saying Aye. All opposed. The Ayes have  
16. it, the amendment is adopted. Any further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDENT:

20. 3rd reading. 834, Senator Martin. On the Order of House  
21. Bills 2nd reading, House Bill 834. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 834.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. Committee on Elections and Reapportionment  
26. offers three amendments.

27. PRESIDENT:

28. Senator Martin.

29. SENATOR MARTIN:

30. I believe that in this particular case that Senator Lemke  
31. put these amendments on...834. But if you'd like, I'll go  
32. ahead with them. Okay. Amendment No. 1 requires cancelled  
33. registration records to be held in a suspense file for two  
34. years unless reinstated sooner.

1. PRESIDENT:

2. All right. Senator Lemke has moved the adoption of Committee  
3. Amendment No. 1 to House Bill 834. Is there any discussion?  
4. If not, all in favor signify by saying Aye. All opposed.  
5. The Ayes have it, the amendment is adopted. Further amendments?  
6. SECRETARY:

7. Committee Amendment No. 2.

8. PRESIDENT:

9. Senator Martin.

10. SENATOR MARTIN:

11. This one is purely technical. They are the technical revisions  
12. for clarity in the bill and in Amendment 1.

13. PRESIDENT:

14. All right. Senator Martin has moved the adoption of Amend-  
15. ment No. 2 to House Bill 834. Is there any discussion? If not,  
16. all in favor signify by saying Aye. All opposed. The Ayes have  
17. it, the amendment is adopted. Further amendments?

18. SECRETARY:

19. Committee Amendment No. 3.

20. PRESIDENT:

21. Senator Martin.

22. SENATOR MARTIN:

23. This requires a minimum of three hundred...signatures, excuse  
24. me, on a nominating petition for a State Senator or a State  
25. Representative. It keeps the one percent and stipulates which-  
26. ever is greater. Supported by the County Clerks Association  
27. and the County Clerk of Cook County.

28. PRESIDENT:

29. Any discussion? Senator Rhoads.

30. SENATOR RHOADS:

31. Question of the sponsor.

32. PRESIDENT:

33. Indicates she'll yield. Senator Rhoads.

1. SENATOR RHOADS:  
2. Senator...Senator Martin, after reapportionment in 1971 we...we  
3. because there were no base figures to work with, we started out  
4. with three hundred as an arbitrary figure. Now you're saying  
5. that in some districts because they have dropped below three  
6. hundred, you're reinstituting that minimum and also providing  
7. ...and you're leaving the...the other signature requirements  
8. in tact. Is that correct?  
9. PRESIDENT:  
10. Senator Martin.  
11. SENATOR MARTIN:  
12. Yes.  
13. PRESIDENT:  
14. Any further discussion? If not, Senator Martin has moved  
15. the adoption of Amendment No. 3 to House Bill 834. Is there any  
16. discussion? All in favor signify by saying Aye. All opposed.  
17. The Ayes have it, the amendment is adopted. Any further amend-  
18. ments?  
19. SECRETARY:  
20. No further committee amendments.  
21. PRESIDENT:  
22. Amendments from the Floor?  
23. SECRETARY:  
24. Amendment No. 4 offered by Senator Martin.  
25. PRESIDENT:  
26. Senator Martin.  
27. SENATOR MARTIN:  
28. This puts a...an effective date on the bill in keeping  
29. with the consolidation schedule.  
30. PRESIDENT:  
31. Senator Martin has moved the adoption of Amendment No. 4  
32. to House Bill 834. Is there any discussion? If not, all in  
33. favor signify by saying Aye. All opposed. The Ayes have it,  
34. the amendment is adopted. Further amendments?

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1. SECRETARY:
2. Amendment No. 5 offered by Senator Philip.
3. PRESIDENT:
4. Senator Philip. Amendment No. 5 has been withdrawn. Further
5. amendments?
6. SECRETARY:
7. No further amendments.
8. PRESIDENT:
9. 3rd reading. 853, Senator Bruce. 866, Senator Lemke. On
10. the Order of House Bills 2nd reading, House Bill 866. Read the
11. bill, Mr. Secretary.
12. SECRETARY:
13. House Bill 866.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17. Any amendments from the Floor?
18. SECRETARY:
19. No Floor amendments.
20. PRESIDENT:
21. 3rd reading. 889, Senator Collins. On the Order of House
22. Bills 2nd reading, House Bill 889. Read the bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 889.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDENT:
28. Any amendments from the Floor?
29. SECRETARY:
30. Amendment No. 1 offered by Senator Collins.
31. PRESIDENT:
32. Senator Bruce, would you mind coming up here. I've got
33. an amendment on this one. Senator Collins.
34. SENATOR COLLINS:

1. Yeah, thank you, Mr. President. Amendment No. 1 attempts  
2. to address some of the questions raised in Judiciary II Committee  
3. by some of the members and also by some of the downstate sheriffs  
4. and Chicago Law Enforcement Officials. What the amendment does,  
5. it clarifies the language in the bill and it provides a definition  
6. of stripsearch. It also further clarify that this Act does  
7. not deal with those persons who are detained or are in custody  
8. of the Sheriff for the purpose of...of...of correctional institutions  
9. or detained in a county jail, awaiting trial or that kind of  
10. thing. And I move the adoption of Amendment No. 1.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to adopt Amendment No. 1. Is there discussion  
13. on the motion? All in favor say Aye. Opposed Nay. The Ayes  
14. have it, Amendment No. 1 is adopted. Are there further amend-  
15. ments?

16. SECRETARY:

17. Amendment No. 2 offered by Senator Rock.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Rock.

20. SENATOR ROCK:

21. Thank you, Mr. President and Ladies and Gentlemen of the  
22. Senate. Amendment No. 2 makes clear what I think was unclear,  
23. frankly, the...the bill as introduced does, in fact, amend the  
24. arrest section of the Criminal Code, but what I am providing  
25. in Amendment No. 2 that says that the provisions of Subsection  
26. C through H, which is essentially the stripsearch provisions,  
27. shall not apply when the person is taken into custody by or  
28. remanded to the sheriff or correctional institution pursuant  
29. to a court order. It just seems to me that the security of  
30. our institutions, particularly the Cook County Jail, that we  
31. just can't have these provisions of this bill, as introduced,  
32. apply to people who are already in jail pursuant to court order  
33. and I would move the adoption of Amendment No. 2.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The motion is to adopt. Is there discussion? All in favor  
3. say Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is  
4. adopted. Are there further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. 3rd reading. House Bill 893, Senator Washington. Is Senator  
9. Washington on the Floor? Senator Schaffer, did you wish to handle  
10. that in Senator Washington's absence? All right. It will remain  
11. on 2nd reading. House Bill 921, Senator Netsch. Executive  
12. reorganization. Read the bill, Mr. Secretary, please.

13. SECRETARY:

14. House Bill 921.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. The Committee on Reorganization offers  
17. one amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Netsch.

20. SENATOR NETSCH:

21. Thank you. You should have a corrected amendment there, Mr.  
22. Secretary. Do you? If so, I would want to move to Table Com-  
23. mittee Amendment No. 1 for the purpose of offering then a substitute  
24. amendment which caught an error in the committee amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The motion is to adopt.

27. SENATOR NETSCH:

28. I would move to Table Committee Amendment No. 1.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to Table Committee Amendment No. 1. Is there  
31. discussion? The motion...all in favor say Aye. Opposed Nay.  
32. The Ayes have it. Committee Amendment No. 1 is Tabled. Are  
33. there further committee amendments?

1. SECRETARY:  
2. No further committee amendments.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. Are there amendments from the Floor?  
5. SECRETARY:  
6. Amendment No. 2 offered by Senator Netsch.  
7. PRESIDING OFFICER: (SENATOR BRUCE)  
8. Senator Netsch.  
9. SENATOR NETSCH:  
10. Thank you. This is a corrected amendment that includes  
11. the immediate effective date which was left out of the committee  
12. amendment inadvertently. Basically, what it does is to incorporate  
13. all of the changes that the House Reorganization Committee had  
14. proposed to us or several changes which they had proposed to  
15. us after the bill had left the House plus a couple that our  
16. committee recommended, including one that would clearly spell  
17. out the time...of the way in which an Executive Order is, in  
18. fact, delivered to the General Assembly, which is the constitutional  
19. language and the method by which you count the sixty days that  
20. the General Assembly is permitted to take action with respect  
21. to the Executive Order. The...I would move the adoption of  
22. Amendment No. 2 to House Bill 921.  
23. PRESIDING OFFICER: (SENATOR BRUCE)  
24. Motion is to adopt. Is there discussion? All in favor  
25. say Aye. Opposed Nay. Amendment No. 2 is adopted. Are there  
26. further amendments?  
27. SECRETARY:  
28. No further amendments.  
29. PRESIDING OFFICER: (SENATOR BRUCE)  
30. 3rd reading. House Bill 920...House Bill 947, Senator D'Arco.  
31. House Bill...Senator D'Arco.  
32. SENATOR D'ARCO:  
33. Would you re-refer that, back to the Judiciary II Committee

1. for further study. Is that all right, George? 947, it amends  
2. the...it's pertaining to conditions of supervision with traffic  
3. offense violators and stuff like that. There's a problem with  
4. the bill. I'd like to refer it back to your committee and...  
5. PRESIDING OFFICER: (SENATOR BRUCE)

6. The motion is to recommit House Bill 947 to the Senate  
7. Committee on Judiciary...II. The motion is to recommit. All  
8. in favor say Aye. Opposed Nay. The Ayes have it. The motion  
9. to recommit prevails. House Bill 987, Senator Buzbee. Read  
10. the bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 987.

13. (Secretary reads title of bill)

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

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Are there amendments from the Floor?

17. SECRETARY:

18. Amendment No. 1 offered by Senator Carroll.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Carroll to explain Amendment No. 1. Can we break  
21. up the caucus...behind Senator Carroll. Oh, no discussion, Senator  
22. Carroll.

23. SENATOR CARROLL:

24. It's Representative Bowman and staff. This amendment was  
25. decided upon in committee to limit this additional funding that  
26. would be going to local county State's Attorneys that have  
27. penal institutions in their counties to make sure that the monies  
28. the State spends is for work performed in connection with extra  
29. activities created by the penal institution and I would move  
30. adoption of Amendment No. 1.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt. Is there discussion? Senator Grotberg.

33. SENATOR GROTBORG:

1. Will the sponsor yield?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Indicates he will yield. Senator Grotberg.

4. SENATOR GROTBORG:

5. Has there been evidence that it is not being used for such  
6. purposes?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Buzbee. Senator Carroll.

9. SENATOR BUZBEE:

10. This is...this isn't an additional State's Attorney, Senator,  
11. and...and...it's not the current ones that are there. It's an  
12. additional State's Attorney in each of these three counties  
13. that are affected. Senator Carroll's...impact of his amendment  
14. is that those initial ones would only be allowed to work in  
15. connection with the penal institutions in those...three counties.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Grotberg.

18. SENATOR GROTBORG:

19. Counties?

20. SENATOR BUZBEE:

21. Randolph, Will and Livingston.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? The motion by Senator...Senator Carroll.

24. SENATOR CARROLL:

25. Just again, Senator Grotberg to further amplify. These were  
26. additional people, alledged to be needed because of additional  
27. cases brought about by having the penal institution and directly  
28. related. There was an agreement to...therefore limit the funds  
29. to that activity. And I would move adoption.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The motion is to adopt. Is there further discussion?

32. The motion...all in favor say Aye. Opposed Nay. The Ayes have  
33. it, Amendment No. 1 is adopted. Are there further amendments?

1. SECRETARY:  
2. No further amendments.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. 3rd reading. House Bill 1000, Senator Hall. Read the bill,  
5. Mr. Secretary.  
6. SECRETARY:  
7. House Bill 1000.  
8. (Secretary reads title of bill)  
9. 2nd reading of the bill. The Committee on Transportation offers  
10. three amendments.  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. What purpose does Senator Nash arise?  
13. SENATOR NASH:  
14. Mr. President, Ladies and Gentlemen of the Senate. Amendment  
15. No. 1, 2 and 3 were put on in committee with the knowledge and  
16. consent of the Secretary of State. There's some problems so at  
17. this time I move that we Table Amendment 1, 2 and 3. Committee  
18. Amendment 1, 2 and 3 on House Bill 1000.  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. The motion is to Table Committee Amendments Number 1, 2  
21. and 3. Is there discussion? Senator Hall.  
22. SENATOR HALL:  
23. No, it's an...agreed...  
24. PRESIDING OFFICER: (SENATOR BRUCE)  
25. All right.  
26. SENATOR HALL:  
27. ...it's agreeable with me.  
28. PRESIDING OFFICER: (SENATOR BRUCE)  
29. The motion is to Table. Is there further discussion?  
30. Senator Davidson.  
31. SENATOR DAVIDSON:  
32. I would like some reason because those amendments went on  
33. that bill to get it out of committee and I, for one, objected

1. to additional fee being charged to anyone who has the present  
2. three alpha plate or low number and...the testimony given was  
3. that if this became law, those plates already in existence when  
4. they change would be a fifty dollar fee to someone and I don't  
5. buy that. We're already making the plates, we're not going to  
6. be any additional charge and the amendments went on to get that  
7. bill out of committee. If you're going to Table, I want some  
8. explanation, are you going to correct that item...off...bring  
9. it back from 3rd reading and correct it.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Hall.

12. SENATOR HALL:

13. Well, Senator Davidson, the initial fifty dollars is for  
14. the first time that you get a vanity plate. Now I know you  
15. probably have reference to the additional ten each time it's  
16. renewed. Is that what you're referring?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Well, Gentlemen...if I may call your attention to our  
19. rules, the motion is to Table which is not debatable and  
20. although we can spend a great deal of time. If someone  
21. could clarify what we're doing, perhaps we could move along.  
22. Senator Nash.

23. SENATOR NASH:

24. Mr. President, in answer to Senator Davidson's question.  
25. His amendments are being Tabled at the request of the Secretary  
26. of State.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Okay. The motion is to Table. Those in favor will vote  
29. Aye. Those opposed will vote Nay. The voting is open. The  
30. motion is to Table Amendments No. 1, 2 and 3 adopted in the  
31. committee. Have all voted who wish? Have all voted who wish?  
32. Take the record. On that question the Ayes are 28, the Nays  
33. are 22. Amendments No. 1, 2 and 3 are Tabled. Further committee

1. amendments?  
2. SECRETARY:  
3. No further 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 1051, Senator Rupp. Read the bill,  
10. Mr. Secretary, please.  
11. SECRETARY:  
12. House Bill 1051.  
13. (Secretary reads title of bill)  
14. 2nd reading of the bill. No committee amendments.  
15. PRESIDING OFFICER: (SENATOR BRUCE)  
16. Are there amendments from the Floor?  
17. SECRETARY:  
18. Amendment No. 1 offered by Senator Philip.  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. Senator Philip to explain Amendment No. 1.  
21. SENATOR PHILIP:  
22. Thank you, Mr. President, Ladies and Gentlemen of the  
23. Senate. Senate Amendment No. 1 to House Bill 1051 would  
24. prevent a convicted criminal from running for party office,  
25. whether it be Precinct Committeemen, County Chairman, State  
26. Central Committeemen. I move its adoption.  
27. PRESIDING OFFICER: (SENATOR BRUCE)  
28. The motion is to adopt. Is there discussion? All in  
29. favor say Aye. Senator Rock. Senator Rock.  
30. SENATOR ROCK:  
31. I'm sorry, what...what is...what does this amendment purport  
32. to do?  
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Philip.

2. SENATOR PHILIP:

3. Yes. This would be...would prevent a convicted criminal  
4. from running for party office. Whether it would be Precinct  
5. Committeemen, County Chairman, et cetera.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rock.

8. SENATOR ROCK:

9. Well, it seems to me we've dealt with this before. As a  
10. matter of fact, it received only 5 affirmative votes and 38  
11. negative votes. I don't see any reason for adopting this now  
12. and I would urge opposition to this.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there further discussion of the motion to adopt? Senator...  
15. Philip may close.

16. SENATOR PHILIP:

17. Yeah, I just might make a few comments. You know, under  
18. the present Election Statute, if you're a State Representative  
19. or a State Senator and get indicted and convicted, you can't  
20. run for that office again. The same person could run for a  
21. party office. Now if we...prevent them from serving down here  
22. in the General Assembly, I think we ought to prevent them from  
23. serving in party office. I would ask for the support of this  
24. Body.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Lemke, Senator Philip was closing. Senator Lemke.

27. SENATOR LEMKE:

28. Well...take a roll call, but I don't think we should interfere  
29. as the Legislature would in political parties. It's up to the  
30. political parties to make the rules. If the Republican Party  
31. or the Democratic Party want to make this rule, they can do  
32. it and...and enforce it. So I ask the defeat of this amendment.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. For what purpose does Senator Philip arise?  
2. SENATOR PHILIP:  
3. Well, it's...to answer his comments, Mr. President. There  
4. is no such thing as making a party rule that you can prevent a  
5. ...a convicted criminal from running for Precinct Committeeman  
6. or Township Committeeman or Ward Committeeman, or County Chairman or  
7. State Central Committee. There's no rule, if he gets the signatures  
8. and files he's on the ballot. And I say we ought to prevent that.  
9. PRESIDING OFFICER: (SENATOR BRUCE)  
10. Motion is to adopt. All those in favor...roll call has  
11. been requested. Those in favor will vote Aye, those opposed  
12. will vote...Nay. The voting is open. Have all voted who wish?  
13. Have all voted who wish? Take the record. On that question  
14. the Ayes are 30, the Nays are 23, Amendment No. 1 is adopted.  
15. Are there...all right, Amendment No. 1 is adopted. Are there  
16. further amendments?  
17. SECRETARY:  
18. Amendment No. 2 offered by Senator Schaffer.  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. Senator Schaffer. Senator Schaffer on the Floor? Gentlemen,  
21. he has filed the amendment, until we dispose of it, unless he  
22. withdraws it, it is on...for consideration. Senator Schaffer  
23. on Amendment No. 2 to House Bill 1051 which deals with ballots  
24. and spoiled ballots. Senator Schaffer.  
25. SENATOR SCHAFFER:  
26. ...This clarifies that the clerk...if...when there's a  
27. vacancy for Circuit Clerk or Clerk of the Court that the  
28. vacancy is filled by the Judges, the Circuit Judges of the  
29. Circuit, not, I think the law right now just says Judges,  
30. it's pretty ambiguous, it's...purely clarifying language.  
31. PRESIDING OFFICER: (SENATOR BRUCE)  
32. The motion is to adopt. Is there discussion? All in  
33. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 2  
34. is adopted. Are there further Floor amendments?

HB 1088  
2nd reading  
6/21/79

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. House Bill 1079, Senator Maitland. Read the
5. bill, Mr. Secretary, please.
6. SECRETARY:
7. House Bill 1079.
8. (Secretary reads title of bill)
9. 2nd reading of the bill. No committee amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Are there amendments from the Floor?
12. SECRETARY:
13. Amendment No. 1 offered by Senator Maitland.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Maitland is recognized.
16. SENATOR MAITLAND:
17. Thank you, Mr. President, Ladies and Gentlemen of the
18. Senate. When this bill was heard in committee, there was
19. an objection from Senator Geo-Karis and...and Senator Gitz
20. for language that had been taken out of the original bill.
21. And this simply puts the language back into the bill and I
22. move the adoption.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. The motion is to adopt. Is there discussion? All in
25. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
26. is adopted. Are there further amendments?
27. SECRETARY:
28. No further amendments.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. 3rd reading. House Bill 1088, Senator Graham. Read the
31. bill, Mr. Secretary.
32. SECRETARY:
33. House Bill 1088.

1. (Secretary reads title of bill)

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

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Are there amendments from the Floor?

5. SECRETARY:

6. Amendment No. 1 offered by Senator Graham.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Graham.

9. SENATOR GRAHAM:

10. Yes, Mr. President and members of the Senate. This is

11. the Medical Association Society Amendment under the Indemnification

12. Act to include the doctors and physicians worked on mental

13. institutions, correction centers and so forth. I move its

14. adoption.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to adopt. Is there discussion? All in

17. favor say Aye. Opposed Nay. The Ayes have it, Amendment

18. No. 1 is adopted. Are there further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. There was leave sought earlier in the day

23. and leave was given to Senator Grotberg to return to House

24. Bill 4. Senator Grotberg, House Bill 4.

25. SECRETARY:

26. House Bill 4.

27. (Secretary reads title of bill)

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

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Grotberg.

31. SENATOR GROTBORG:

32. Thank you, Mr...

33. SECRETARY:

1. There were no committee amendments.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Are there amendments from the Floor?
4. SECRETARY:
5. Amendment No. 1 offered by Senator Grotberg.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Grotberg is recognized on Amendment No. 1.
8. SENATOR GROTBORG:
9. Thank you, Mr. Secretary, there are two, which one do
10. you have before you?
11. SECRETARY:
12. The smaller.
13. SENATOR GROTBORG:
14. The smaller. That is the one that clarifies in the advertising
15. the size of type to be used...indicating the...the advertized
16. item. I move the adoption.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. The motion is to adopt. All in favor say Aye. Opposed
19. Nay. The Ayes have it. Amendment No. 1 is adopted. Are there
20. further amendments?
21. SECRETARY:
22. Amendment No. 2 offered by Senator Grotberg.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Grotberg on Amendment No. 2.
25. SENATOR GROTBORG:
26. Yes...Amendment No. 2 Mr. President and members of the
27. Senate is the standard fifteen day notification by the Department
28. of...R and E should they enact the penalty clauses in this Statute,
29. and I'd move the adoption of that.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. The motion is to adopt. Is there discussion? All in favor
32. say Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is
33. adopted. Are there further Floor amendments?

1. SECRETARY:  
2. No further amendments.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. 3rd reading. House Bill 1139, Senator Hall. Read the bill,  
5. Mr. Secretary, please.  
6. SECRETARY:  
7. House Bill 10...1139.  
8. (Secretary reads title of bill)  
9. 2nd reading of the bill. No committee amendments..  
10. PRESIDING OFFICER: (SENATOR BRUCE)  
11. Are there amendments from the Floor?  
12. SECRETARY:  
13. Amendment NO. 1 offered by Senator Hall.  
14. PRESIDING OFFICER: (SENATOR BRUCE)  
15. Senator Hall, to explain Amendment No. 1.  
16. SENATOR HALL:  
17. Thank you, Mr. President, Ladies and Gentlemen of the Senate.  
18. This is an amendment that is added. It says simply, except in  
19. case of bills approved for payment from the Office Supply Revolving  
20. Fund. The Paper and Print Revolving Fund...Fiscal Services. And it  
21. ...the Communication Revolving Fund, the State Garage Fund and these  
22. bills must be paid within sixty days of the date of the approval.  
23. I move for the adoption of this amendment.  
24. PRESIDING OFFICER: (SENATOR BRUCE)  
25. The motion is to adopt. Is there discussion? All in favor  
26. say Aye. Opposed Nay. The Ayes have it, Amendment No. 1 is  
27. adopted. Are there further amendments?  
28. SECRETARY:  
29. Amendment No. 2 offered by Senator Hall.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Senator Hall, on Amendment No. 2.  
32. SENATOR HALL:  
33. I guess that it's...

1. SECRETARY:

2. Want a copy of it?

3. SENATOR HALL:

4. Yeah, I better get a copy of it. Well that's...this is the  
5. same amendment...have I got two of them up there? Two of them  
6. the same? This is the same amendment.

7. SECRETARY:

8. One is...longer, one is thirteen lines, the other one is  
9. eight lines.

10. SENATOR HALL:

11. Well, we better pull this out because I've only...I think  
12. one was the correction of the other. Was the other put on?

13. SECRETARY:

14. There's only one...one...one amendment has been adopted and  
15. that was the one you just explained...

16. SENATOR HALL:

17. Well, this is the only one, so...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Hall, do you withdraw Amendment No. 2?

20. SENATOR HALL:

21. Yes. Just...just a moment, Mr. President. What I should do...  
22. was that amendment on? I should Table No. 1 and put on Amendment  
23. No. 2. That should be the proper procedure. That...that first  
24. was put on as No. 1. I move that the Amendment No. 1 be Tabled.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The motion is to reconsider the vote by which Amendment No. 1  
27. was adopted. All in favor say Aye. Opposed Nay. The Ayes have  
28. it. The motion by which it was adopted is reconsidered. Senator  
29. Hall now moves to Table Amendment No. 1. All in favor say Aye.  
30. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled.  
31. Senator Hall now moves the adoption of Amendment No. 2. Senator  
32. Hall.

33. SENATOR HALL:

1. Yes, that's the amendment that I just read and I move for the  
2. adoption of Amendment No. 2.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to adopt. All in favor say Aye. Opposed Nay.  
5. The Ayes have it. Amendment No. 2 is adopted. Are there further  
6. Floor amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. 3rd reading. House Bill 1130, Senator Maitland. Read the  
11. bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 1130.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Local Government offers  
16. one amendment.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Maitland, to explain Amendment No. 1.

19. SENATOR MAITLAND:

20. Thank you, Mr. President and Ladies and Gentlemen of the  
21. Senate. When I inherited this bill there was some language in  
22. it that I wasn't happy with and the committee was also not happy  
23. with. This does now provide for a front door referendum and  
24. I...I move for the adoption.

25. PRESIDING OFFICER: (SENATOR BRUCE)

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

29. SECRETARY:

30. No further committee amendments.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. 3rd reading. Any amendments from the Floor?

33. SECRETARY:

1. Amendment No. 2 offered by Senator Maitland.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Maitland, to explain Amendment No. 2.
4. SENATOR MAITLAND:
5. Mr. President, to explain what we just did. The First Amendment
6. was a technical correction and I'm advised now. So now to explain
7. Amendment No. 2, once again is the...is the proviso for a front
8. door referendum and I move for the adoption.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. The motion is to adopt Amendment No. 2. Is there discussion?
11. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment
12. No. 2 is adopted. Further Floor amendments?
13. SECRETARY:
14. Amendment No. 3 by Senator Maitland.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Maitland on Amendment No. 3.
17. SENATOR MAITLAND:
18. Thank...thank you, Mr. President. Amendment No. 3 merely
19. takes the River Conservancy Procedure out of the Municipal Code
20. and leaves it in the Drainage Code. I move for the adoption.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. The motion is to adopt. Is there discussion? All in favor
23. say Aye. Opposed Nay. The Ayes have it, Amendment No. 3 is
24. adopted. Are there further amendments?
25. SECRETARY:
26. No further amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. 3rd reading. House Bill 1156, Senator Schaffer. Read the
29. bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 1156.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments. No committee

1. amendments.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Are there amendments from the Floor?
4. SECRETARY:
5. Amendment No. 1 offered by Senator Schaffer.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Schaffer.
8. SENATOR SCHAFFER:
9. This is an amendment I discussed with the committee. The
10. House had put an amendment on that...dealt a little overkill
11. and we've worked out a compromise on the governmental agency
12. that creates the 708 Board, being able to delegate certain
13. responsibilities to that 708 Board if they so choose.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. The motion is to adopt Amendment No. 1. Is there discussion?
16. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment
17. No. 1 is adopted. Are there further...Floor amendments?
18. SECRETARY:
19. No further amendments.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. 3rd reading. House Bill 1158, Senator McMillan. Read the
22. bill, Mr. Secretary, please.
23. SECRETARY:
24. House Bill 1158.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Are there amendments from the Floor?
29. SECRETARY:
30. Amendment No. 1 offered by Senator...McMillan.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator McMillan on Amendment No. 1.
33. SENATOR McMILLAN:

HB 1187  
2nd reading  
6-21-77

1. Mr. President and members of the Senate. The purpose of  
2. this amendment is to make it absolutely clear that a Township  
3. Assessor or a Supervisor of Assessments or the Board of Assessors  
4. in the case of St. Clair County, would have the authority where  
5. they deem it necessary to arrive at a...a given percentage of  
6. ...of value, which land is going to be assessed, would have the  
7. authority to raise or lower assessments within that jurisdiction,  
8. do so. In other words what this would do is make it clear that  
9. the Supervisor of Assessments may make increases or decreases as  
10. necessary to achieve the thirty-three and a third percent assessed  
11. valuation. I would seek its favorable adoption.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there...the motion is to adopt. Is there discussion of  
14. the motion? All in favor say Aye. Opposed Nay. The Ayes have  
15. it. Amendment No. 1 is adopted. Are there further Floor amend-  
16. ments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. 3rd reading. House Bill 1187, Senator Jeremiah Joyce. Read  
21. the bill, Mr. Secretary, please.

22. SECRETARY:

23. House Bill 1187.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. The Committee on Insurance offers  
26. one amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Joyce to explain the Committee Amendment No. 1.

29. SENATOR JEREMIAH JOYCE:

30. Thank you, Mr. President. Senator DeAngelis will explain  
31. Committee Amendment No. 1.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator DeAngelis.

1. SENATOR DeANGELIS:

2. Thank you, Mr. President. Amendment No. 1 tightens up the  
3. people who obtain licenses for bingo and secondly allows the  
4. Department of Revenue to conduct an audit on those people  
5. who own licenses. When I last issued this Senator Rock had  
6. an objection, but I think we've ironed out our differences  
7. so I move for its adoption.

8. SECRETARY:

9. Senator DeAngelis, are...are you talking about your Floor  
10. amendment or the committee amendment?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. For what purpose does Senator Rock arise?

13. SENATOR ROCK:

14. Yes. I think Senator DeAngelis does have a Floor amendment.  
15. I think this particular amendment probably ought to be Tabled so  
16. we can deal with the Floor amendment.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Jeremiah Joyce.

19. SENATOR JEREMIAH JOYCE:

20. Mr. President, I move that we Table Committee Amendment No. 1.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Motion is Table Committee Amendment No. 1. All in favor  
23. say Aye. Opposed Nay. The Ayes have it. Committee Amendment  
24. No. 1 is Tabled. Senator DeAngelis offers Committee...Amendment  
25. No. 2, which has been explained. Is there discussion of the motion  
26. to adopt? All in favor say...for what purpose...Senator Maragos.

27. SENATOR MARAGOS:

28. I did not...hear the explanation, Senator...DeAngelis. Would  
29. you please...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator DeAngelis on Amendment No...

32. SECRETARY:

33. 2.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. ...2.

3. SENATOR DeANGELIS:

4. Thank you, Mr. President. Amendment No. 2 more tightly  
5. defines those people that can obtain licenses for bingo and  
6. secondly, permits the Department of Revenue to conduct or  
7. have the licensee submit a certified statement, audited  
8. statement...for their inspection.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Maragos.

11. SENATOR MARAGOS:

12. Is that for all licensees? The...the question that bothers  
13. me, if you have the small...small entities who don't...they still  
14. are not given...a bingo license to small churches or small  
15. charitable organizations where they also have...fancy...how big...  
16. fancy the audit has...does it have to be?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator DeAngelis.

19. SENATOR DeANGELIS:

20. Well it would be for all licensees, but it's only done at  
21. the request of the Department of Revenue. The only time they  
22. would really request it is if any...in event they thought there  
23. might be some irregularities in the game. It's not mandatory.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? On the motion to adopt, all in favor  
26. say Aye. Opposed Nay. The Ayes have it. Amendment No. 2  
27. is adopted. Are there further Floor amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. 3rd reading. House Bill 1190, Senator Nash. Senator Nash  
32. on the Floor? House Bill 1205...House Bill 1205, Senator Demuzio.  
33. House Bill 1210, Senator Lemke. Read the bill, Mr. Secretary, please.

1. SECRETARY:  
2. House Bill 1210.  
3. (Secretary reads title of bill)  
4. 2nd reading of the bill. No committee amendments.  
5. PRESIDING OFFICER: (SENATOR BRUCE)  
6. Are there amendments from the Floor?  
7. SECRETARY:  
8. Amendment No. 1 offered by Senator Vadalabene.  
9. PRESIDING OFFICER: (SENATOR BRUCE)  
10. Senator Vadalabene...on Amendment No. 1. Grade crossings,  
11. obstruction.  
12. SENATOR VADALABENE:  
13. Yes, thank you, Mr. President, members of the Senate. Yes,  
14. I remember Amendment No. 1 to...to Senate Bill 1210. This is  
15. the Caboose Amendment and we've been more than fair with the  
16. railroads. We took off...we Tabled the Speedometer Amendment  
17. and we also Tabled the Collective Bargaining Agreement which  
18. had to be approved by the Illinois Commerce Commission. And  
19. I don't think we can do anything that's going to satisfy the  
20. railroads, however this is a Caboose Amendment and I would  
21. move now for the adoption of Amendment No. 1 to House Bill 1210.  
22. PRESIDING OFFICER: (SENATOR BRUCE)  
23. The motion is to adopt Amendment No. 1. Is there discussion?  
24. ...Senator Bowers.  
25. SENATOR BOWERS:  
26. Well, will the sponsor yield to a question?  
27. PRESIDING OFFICER: (SENATOR BRUCE)  
28. Indicates he will yield.  
29. SENATOR BOWERS:  
30. Well, isn't this the same amendment that was defeated in  
31. this Body at one time?  
32. PRESIDING OFFICER: (SENATOR BRUCE)  
33. Senator Vadalabene.  
34. SENATOR VADALABENE:

1. No, you're partially right. It was not defeated, it got  
2. caught in the postponed consideration. On verification I  
3. lost it by one vote and then the early adjournment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Bowers.

6. SENATOR BOWERS:

7. Well, there were a lot of the rest of us lost some by  
8. early adjournment too on that same basis and I didn't make  
9. the motion to adjourn, but it just seems to me that we ought  
10. to resist this amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? ...Senator Vadalabene may close.

13. SENATOR VADALABENE:

14. No, I would appreciate a favorable vote and I gave Senator  
15. Bowers an honest answer.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The motion is to adopt. All in favor say Aye. Oh, there's  
18. been a request for a roll call. Those in favor will vote Aye.  
19. Those opposed will vote Nay. The voting is open. Have all  
20. voted who wish? Have all voted who wish? Take the record.  
21. On that question the Ayes are 29, the Nays are 23, none Voting  
22. Present. Amendment No. 1 to House Bill 1210 is adopted: Are  
23. there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. 3rd reading. House Bill 1211. For what purpose does Senator  
28. Rock arise?

29. SENATOR ROCK:

30. Thank you, Mr. President, Ladies and Gentlemen of the Senate.  
31. The hour of two has come upon us and the Appropriations Committee  
32. and its membership, frankly, has a great deal of work to do this  
33. afternoon and I do not wish to delay them. We will be coming

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2nd Reading

1. back into Session at 11:00 o'clock tomorrow morning. My  
2. suggestion is...there...there is...there is, in fact, an awful  
3. lot of interest in the Corporate Personal Property Tax Replace-  
4. ment Bill. I understand that you, as the sponsor, do have an  
5. amendment which you wish to offer and have distributed. So  
6. my suggestion is with leave of the Body, that we go to that  
7. bill, talk about that amendment...talk about that amendment  
8. and then adjourn for the day so that we can get to committee.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there objection to that order of business? We will go  
11. to...is there leave to go to the Order of...House Bill 2569  
12. on page 59 of your Calendar? Leave is granted. For what  
13. purpose does Senator Buzbee arise?

14. SENATOR BUZBEE:

15. Just while we're making the transition here, to remind  
16. the members of Appropriations II that we have a meeting tomorrow  
17. morning at 8:30. We'll be dealing with Public Aid, IOE and the  
18. Department of Children and Family Services. All three little  
19. minor items that we need to dispose of tomorrow morning.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. On the Order of 2nd reading, House Bill 2569.

22. SECRETARY:

23. House Bill 2569.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. The Committee on Revenue offers two  
26. amendments.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Bruce.

29. SENATOR BRUCE:

30. Thank you, Mr. President, members of the Senate. I...

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Will the Sergeant-at-Arms clear the aisles.

33. SENATOR BRUCE:

1. I would like to Table Committee...Committee Amendment No. 1  
2. with the explanation that Committee Amendment No...or the 2nd  
3. Amendment, which I think will be offered, corrects and includes  
4. all that is in one,along with some revisions which I will explain  
5. which are technical in nature. And my motion is to Table Com-  
6. mittee Amendment No. 1.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. The motion is to...Senator McMillan.

9. SENATOR McMILLAN:

10. I would just briefly like to indicate that I would concur  
11. with this motion and...and seek that it be agreed upon.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The motion is to Table Amendment No. 1 to House Bill 2569.

14. Senator Maragos.

15. SENATOR MARAGOS:

16. I just want to know if he's...he wants...just leave all  
17. the other amendments as...until Monday.Is that what you want  
18. us to do?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Egan.

21. SENATOR EGAN:

22. I'll check with...I...my question is technical and I...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. All right. Is there further discussion? Senator Maragos.

25. SENATOR MARAGOS:

26. Mr. President and members of the Senate. Realizing that  
27. the chances of...Senate...Committee Amendment No. 2 being  
28. adopted are very, very slim, in order to save the time of  
29. the Senate and all those concerned, I now withdraw Amendment  
30. No...or Table it, either one.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Well, just a moment, we have to consider Tabling Amendment  
33. No. 1.

1. SENATOR MARAGOS:

2. I thought you had finished that order of business.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. No we haven't. The motion is to Table Amendment No. 1 to  
5. House Bill 2569. Those in favor indicate by saying Aye. Those  
6. opposed. The Ayes have it, Amendment No. 1 is Tabled. Amendment  
7. No. 2. Senator Maragos moves to Table Amendment No. 2. Is  
8. there discussion? All those in favor of Tabling Amendment  
9. No. 2 to House Bill 2569 indicate by saying Aye. Those opposed.  
10. The Ayes have it, Amendment No. 2 is Tabled. Amendment No. 3.

11. SECRETARY:

12. No further committee amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there...are there amendments from the Floor?

15. SECRETARY:

16. Amendment No. 3 offered by Senator Bruce.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Bruce.

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25. End of Reel #2

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1. SENATOR BRUCE:

2.           ...Mr. President, and members of the Senate. Amendment  
3. No. 3 incorporates all the changes in Senate Amendment No.  
4. 1, and puts House Bill 2569 in the amendment. We are on  
5. draft twenty-three of the amendment, since it has come from the  
6. House. It was the decision of many people that it is  
7. time to incorporate the House Bill as enrolled and  
8. engrossed, with the proposed amendment, so Amendment  
9. No. 3, in fact, is a full discussion and disclosure of  
10. all of 2569 in one item. We will hold this bill on 2nd  
11. reading until Monday, at which time any other Senator who  
12. wishes to offer additional substantive amendments will have  
13. an opportunity to do so. I would like to briefly  
14. explain what is in Amendment No. 3, which was old Amendment  
15. No. 1, so that we understand where we are. Amendment  
16. No. 3 improves the legality of the bill's description,  
17. because we have problems with deducting income taxes on  
18. forms filed in other states, but personal property tax is  
19. deductible. It adds a new short title to clarify, again,  
20. the filing in other states, adds invested capital for  
21. private water companies, clarifies the effective date,  
22. making it clear that the effective date is August the 1st  
23. of 1979, clarifies that the income tax rates on net income  
24. apply to both corporations and personal...and partnerships,  
25. defines income tax liability for the partial first year,  
26. which was brought up in the House, clarifies partnership  
27. income, I think, about for the twenty-third separate time,  
28. and I'm sure we'll have other drafts of partnership income  
29. definitions, and insures that there is no diversion of the  
30. replacement income tax revenues to the Local Government  
31. Distributive Fund. The way the bill was drafted, it was  
32. unclear. It substitutes...there's a pass-through provision  
33. for governments that do not, presently, levy their own taxes,

1. such as the Chicago School Board. It makes Cook and down-  
2. state allocations explicit percentages of sixty-one and...  
3. fifty-one and forty-eight, it allows the Department of  
4. Revenue to review 1977 downstate personal property tax  
5. collections, and 1976 Cook County tax collections.  
6. Adjustment of tax bases are discontinued, where the local  
7. government is discontinued, consolidated, divided, disconnected,  
8. or annexed, and that is clarified, underlines and insures  
9. coverage of telephone co-ops, and then there are five or  
10. six changes, dealing with the invested capital tax on...  
11. in the Messages Tax Act, the Gas Revenue Tax Act, the Public  
12. Utilities Revenue Act. The twenty-first change allows  
13. reclassification of property, only where it has been illegally  
14. classified. Twenty-second change repeals Section 414 of  
15. the Insurance Code, which dealt with personal property. There  
16. are also, incorporated in Amendment No. 3, numerous additional  
17. technical and administrative changes, which the Department  
18. of Revenue, on Tuesday evening, suggested. All of those  
19. have been put in, and those suggestions also made by the  
20. Department of Local Government Affairs, which deal with  
21. the collection of the tax itself, and making sure that the  
22. administration operates. It places water utilities in one  
23. Section. They were scattered throughout. Clarifies that  
24. sub-Chapter S corporations are taxed at the one and one-  
25. half percent rate, and adjust the utility invested capital  
26. tax to eliminate a technical problem that has developed  
27. there, and moves the replacement distribution formula from  
28. the Income Tax Act to the Act on State Revenue Sharing. I  
29. think the amendment. I have copies available. We have, I  
30. think, I think we have fifty-five or sixty copies available  
31. now, and by five o'clock, we should have a hundred copies.  
32. I would move the adoption of Amendment No. 3.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Rhoads. Senator McMillan.

1. SENATOR MCMILLAN:

2. I...I would just simply say I concur with what Terry...  
3. the procedure that he is following. All these things will be  
4. there so that we can all read them and go over them. We'll  
5. have ample time and I simply think we ought to adopt it and  
6. get on with business.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Rhoads.

9. SENATOR RHOADS:

10. One question, Senator Bruce. You recall in committee  
11. we discussed the references to the U. S. Internal Revenue Code.  
12. What have you done about that? Have you lifted that...those  
13. definitions from the Code and put it into this bill?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. At your suggestion, Senator Rhoads, all of Section 1348 B1  
16. and 911B of the Internal Revenue Code have been reproduced in  
17. the twenty-third change to the bill and so it is...it is in  
18. there.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Question is, shall Amendment  
21. No. 3 to House Bill 2569 be adopted? Those in favor indicate  
22. by saying Aye. Those opposed. The Ayes have it. Amendment  
23. No. 3 is adopted. Are there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. 3rd reading. Senator...just a...whoop, whoop, whoop.  
28. The Chair is in error. We're going to hold the bill on the  
29. Order of 2nd reading and the bill shall so remain. Senator  
30. Rock.

31. SENATOR ROCK:

32. Thank you, Mr. President. Ladies and Gentlemen of the  
33. Senate, as I indicated the committees, particularly Appropriations,

1. do have an enormous amount of work. If there are no further  
2. announcements or business, I would move that the Senate does  
3. stand adjourned until tomorrow morning at eleven o'clock and  
4. I would urge all the members to attempt at least to be here  
5. on time so that we can get started in a timely fashion and hopefully  
6. not have to work late tomorrow night.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Vadalabene.

9. SENATOR VADALABENE:

10. Yes, the Committee on Executive Appointments and Adminis-  
11. tration will meet in Room 400 immediately. We'll try to get  
12. you out of there in about fifteen minutes so those of you who  
13. don't have any committees can have the rest of the afternoon  
14. off. So if you get there right away, we'll get you out of there  
15. right away.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President. The Committee on Appropriations  
20. I will meet immediately if not sooner in Room 212.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senate stands adjourned until eleven o'clock, June 22.

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