

83RD GENERAL ASSEMBLY

REGULAR SESSION

FEBRUARY 7, 1984

PRESIDENT:

The hour of twelve having arrived, the Senate will please come to order. Will the members be at their desks and will our guests in the gallery please rise. Our prayer this afternoon by Rabbi Israel Zoberman, Temple B'rith Shalom, Springfield, Illinois. Rabbi.

RABBI ISRAEL ZOBERMAN:

(Prayer given by Rabbi Zoberman)

PRESIDENT:

Thank you, Rabbi. Reading of the Journal.

SECRETARY:

Wednesday, January the 11th, 1984.

PRESIDENT:

Senator Kelly.

SENATOR KELLY:

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

PRESIDENT:

You've heard the motion as placed by Senator Kelly. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Committee reports.

SECRETARY:

Senator Egan, chairman of Executive Committee, reports the following...out the following resolution:

Senate Joint Resolution No. 51 and 69 with the recommendation for adoption.

Senate Joint Resolution No. 77 with...recommend adoption as...as amended.

PRESIDENT:

Secretary's Desk. Message from the Governor.

SECRETARY:

A Message from the Governor by Kirk Dillard, Director of

Legislature Affairs.

Mr. President - The Governor directs me to lay before the Senate the following message.

To the Honorable members of the Senate, the 83rd General Assembly, I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments by your Honorable Body.

PRESIDENT:

Executive Appointments. A Message from the Comptroller.

SECRETARY:

A Message for the Comptroller by Thomas...Dodgege, Acting Deputy Comptroller.

To the Honorable members of the Senate, 83rd General Assembly, I have nominated and appointed the following named person to the office enumerated below and respectfully ask concurrence in confirmation of this appointment by your Honorable Body.

PRESIDENT:

Committee on Executive Appointments. Communications.

SECRETARY:

To the Honorable the President of the Senate.

Sir - In compliance with the provisions of the Constitution the State of Illinois, I am forwarding herewith and enclosing Senate bill as listed below, voted by the...vetoed by the Governor together with his objections:

Senate Bill 1336.

Respectfully, James Edgar, Secretary of State.

PRESIDENT:

Resolutions.

SECRETARY:

The following resolutions are all congratulatory.

Senate Resolution 420, Senator Collins.

Senate Resolution 421, by Senators Egan, Rock and

all Senators.

Senate Resolution 422, Senator Lemke and all Senators.

Senate Resolution 423, Senator...DeAngelis.

Senate Resolution 424, Senator Lemke and all Senators.

Senate Resolution 425, Senator Lemke and all Senators.

Senate Resolution 426, Senator Lemke and all Senators.

Senate Resolution 427, Senator Jerome Joyce.

Senate Resolution 428, Senator Savickas and all Senators.

And Senate Resolution 429 is commendatory and it's Senator Savickas and all Senators.

PRESIDENT:

Consent Calendar.

SECRETARY:

Senate Resolution 430 is a death resolution offered by Senator D'Arco and Senator Smith.

And Senate Resolution 431 is also a death resolution offered by Senators Lemke, Geo-Karis and all Senators.

PRESIDENT:

Consent Calendar. Wait till we get some order, Senator. Senator Egan, for what purpose do you arise?

SENATOR EGAN:

If there is a moment, Senator...Mr. President, I would like, at the request of Senator DeAngelis, to add him as a cosponsor to a Senate joint resolution which I introduced, Senate Joint Resolution 77. Add Senator DeAngelis as cosponsor.

PRESIDENT:

All right. With leave of the Body, Senator Egan requests Senator DeAngelis be shown as a cosponsor of Senate Joint

Resolution 77. Leave is granted. It's so ordered. Senator Lenke.

SENATOR LEMKE:

Senate Resolution 431 is a resolution, a death resolution, for the Attorney General's mother, Mrs. Hartigan. I'd like to have that read, if possible, and end with that resolution when we adjourn.

PRESIDENT:

All right, that will be later this afternoon. We can...that...is leave granted? You've heard the request of the Senator that the Senate resolution with respect to Attorney General Hartigan's mother's passing be read at the close of this Session. That request is in order. Resolutions.

SECRETARY:

Senate Joint Resolution 81 offered by Senators Watson and Kustra.

PRESIDENT:

Executive Committee. If I can have your attention for the moment. It's the intent of the Chair after discussing with the Minority Leader that we will this afternoon take a break for lunch; and in the meantime, the leaders will convene in my office, both the Minority Leadership and the Majority Leadership. The Chair at this moment would like to yield to Senator Margaret Smith who has a special guest that she would like to introduce to the Chamber. Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and to my colleagues of the Senate. I'm delighted at this time to come before you and to present to you a young man whom we are going to hear much about in the next few months. His name is Mr. Richard Hunt, for he was awarded the State contract on this last Tuesday to erect the statue memorializing the late Illinois State Senator Adelbert H. Roberts, the State's first black Senator participating in the formal ceremonies that will be held here

in our State Capitol. Mr. Hunt is a graduate from the School of Arts Institute of Chicago in the year 1957 and since then has shared his knowledge and skills with university students throughout the country as a visiting artist and professor. I want him to know you and I want you to know him, because had it not been for your kindness this bill would never have been enacted. And because of your kindness I am pleased at this time to present before this august Body the sculptor, Mr. Richard Hunt of Chicago, Illinois.

RICHARD HUNT:

(Remarks given by Mr. Richard Hunt)

SENATOR SMITH:

I see my cosponsor is in the...from the House is here, Mr. Brookins, I'm so happy to see you. We only want Illinois to have the very, very best. Thank you.

PRESIDENT:

Senator Netsch, for what purpose do you arise?

SENATOR NETSCH:

Thank you. If I could just add a footnote. While I understand and appreciate Senator Smith's desire to introduce Richard Hunt, I would like to make two points. One, he is a constituent of mine, Richard has been a friend of my husband's and mine for twenty some odd years. But more important than that, he is not only a nationally famous sculptor, he is an internationally famous sculptor. He is clearly one of the leading sculptors in this country. And I think it is a major coup and a great honor that he is going to do this work for the State of Illinois. We are indeed fortunate.

PRESIDENT:

A point well-taken. All right, again, it is the intent of the Chair, after discussion with the Minority Leader, that the Senate will stand in Recess to afford the members an opportunity to visit and to have lunch and to make their con-

stituent calls and do whatever is necessary. We suggest that we return promptly at the hour of two o'clock, at which time, hopefully, we will take up the matter of the Senate schedule, about which there is a great deal of interest I know, and also the amendment to the Senate rules which will establish, we hope, the deadlines under which we will operate this Session. So I would ask everyone to be...promptly to return at the hour of two o'clock and we will handle whatever remaining business with some dispatch. In the meantime, Senator Hall moves that the Senate stand in Recess until the hour of two o'clock sharp. 2:00 p. m. sharp. I would ask the Minority and Majority Leadership to join me in the President's Office. The Senate stands in Recess.

RECESS

AFTER RECESS

PRESIDENT:

All right. Pursuant to the Recess, the Senate will reconvene and come to order. Introduction of bills, Mr. Secretary.

SECRETARY:

Senate Bill 1397 introduced by Senator Watson.

(Secretary reads title of bill)

Senate Bill 1398, Senator Maitland.

(Secretary reads title of bill)

Senate Bill 1399, Senator Schaffer.

(Secretary reads title of bill)

1400, by the same sponsor.

(Secretary reads title of bill)

1401, Senators Weaver and Becker.

(Secretary reads title of bill)

Senate Bill 1402, Senator Jerome Joyce.

(Secretary reads title of bill)

1403, Senators Geo-Karis, Barkhausen, Philip, Weaver and others.

(Secretary reads title of bill)

1404, Senator Schuneman.

(Secretary reads title of bill)

1405, by the same sponsor.

(Secretary reads title of bill)

1406, Senator Johns.

(Secretary reads title of bill)

1407, Senator Egan.

(Secretary reads title of bill)

1408, Senator Egan.

(Secretary reads title of bill)

1409, Senator Watson.

(Secretary reads title of bill)

1410, Senator Watson.

(Secretary reads title of bill)

1411, Senator Smith.

(Secretary reads title of bill)

1412, by Senators Etheredge and Maitland.

(Secretary reads title of bill)

1413, Senator Etheredge.

(Secretary reads title of bill)

1414, Senators Lenke, Savickas and Kelly.

(Secretary reads title of bill)

1415, Senator Lenke.

(Secretary reads title of bill)

1416, Senator Buzbee.

(Secretary reads title of bill)

1417, Senator Rigney.

(Secretary reads title of bill)

1418, Senators Kustra and Holmberg.

(Secretary reads title of bill)

1419, Senator Demuzio.

(Secretary reads title of bill)

1420, Senators Rock and Holmberg.

(Secretary reads title of bill)

1421, Senator Etheredge.

(Secretary reads title of bill)

1422, Senator Welch.

(Secretary reads title of bill)

1423, Senators Rock and Jerome Joyce.

(Secretary reads title of bill)

1424, Senators Netsch and Sangmeister.

(Secretary reads title of bill)

1425, Senator Welch.

(Secretary reads title of bill)

1426, by the same sponsor.

(Secretary reads title of bill)

1427, Senator Rigney.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

All those bills will be assigned to the Rules Committee. Senator Chew, for what purpose do you arise?

SENATOR CHEW:

Mr. President, would you and the Senate be kind enough to add Senator Sam Vadalabene's name to Senate Bill 44 as a hyphenated cosponsor.

PRESIDENT:

Senator Chew has requested leave that Senator Vadalabene be added as a hyphenated cosponsor to Senate Bill 40, hyphenated sponsor. And I'm...leave granted? Leave is granted. Resolutions.

SECRETARY:

Senate Resolution 432, by Senator Zito. It's congratulatory.

Senate Resolution 433, by Senator Zito and it's congrat-



ulatory.

PRESIDENT:

Consent Calendar.

SECRETARY:

Senate Joint Resolution 82, by Senators Rock, D'Arco and Nedza.

And Senate Joint Resolution 83, by Senators Rock, Carroll, Berman and Marovitz.

PRESIDENT:

Executive.

SECRETARY:

Senate Joint Resolution 84 offered by Senators Hudson, Etheredge, Geo-Karis and Grothberg and it's congratulatory.

PRESIDENT:

Consent Calendar. Introduction of bills.

SECRETARY:

Senate Bill 1428 introduced by Senators Chew, Vadalabene, Zito, Davidson and Coffey.

(Secretary reads title of bill)

PRESIDENT:

Senator Keats, for what purpose do you arise?

SENATOR KEATS:

Thank you, Mr. President. I...I just want to ask a favor and it's a minor thing, but as we start a new year, I wanted to throw out an idea. Remembering that we were in Session at two o'clock today and some of us who stood around for awhile and for awhile and for awhile, is there any way we could develop a system this year that the membership would actually know when we would meet? Now I...I know that you weren't out having a hamburger, I know that you were working, I'm not really complaining. But it's just a thought that is there some way we could get communicated so we don't spend the whole day just sort of sitting there with Eddie Fernandes keeping me company. Just throw that idea out and maybe this

year we could do it differently. Thank you.

PRESIDENT:

Senator Keats, your point was well-taken and the Chair apologizes. Both Senator Philip and I were otherwise occupied, and as a result, we just didn't get together. I try never to start the Session without the presence of the Minority Leader. Senator Hall, will you join us at the Podium, please. If I can have your attention for a moment, we are...awaiting the receipt of copies for distribution of a motion in writing with respect to a rules change. That will be distributed very shortly. In the meantime, I would like to turn the microphone over to Senator Vadalabene who at my request represented the Illinois Senate at the Governor's Mansion this afternoon for a ceremony in recognition of Eagle Scouts. Senator Vadalabene.

SENATOR VADALABENE:

Yes, it was my privilege today to represent President Rock at the Eagle Scout Citizenship Program. This is my second privilege to attend this conference, and it's one of the most enjoyable events that anyone could have in participating or witnessing. As you know, there is approximately a hundred and fifty thousand scouts in the State of Illinois, and the State Capitol today has thirty-two of its finest and they are all Eagle Scouts. They have taken the oath of office in the Capitol in the Mansion and they are...all are duly elected officers that are taking the tour of the State Capitol and also the House and the Senate. The Eagle Scout that I have here today who is the President of the Illinois Senate is Richard J. Myerscough who lives in Belleville, Illinois, the district that Senator Hall represents. So, again, my privilege to introduce to you Richard J. Myerscough, the President of the Illinois Senate for today. Richard.

RICHARD MYERSCOUGH:

(Remarks given by Richard Myerscough)

PRESIDENT:

Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, did I hear you correctly before Recess that you would have the schedule for February for us...at this Session...at this afternoon?

PRESIDENT:

Yes, yes, you did hear correctly, they will be...they're supposed to be distributed at the moment.

SENATOR GEO-KARIS:

Thank you.

PRESIDENT:

The sergeant-at-arms is in the process of distributing them at...right now. You've just heard from the President of the Senate. I would like to introduce at the same Podium the Speaker of the House who is Eagle Scout John Lyons from Hanover Park. Mr. Speaker.

JOHN LYONS:

(Remarks given by John Lyons)

PRESIDENT:

That's all we ever allow the Speaker to say over here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

With leave of the Body, we'll go to motions in writing. Senator Rock. Is leave granted? Leave is granted. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Each member has a copy of the motion in writing. It's a motion to amend temporary Senate Rule 5 which concerns itself with...primarily with the proceeding and schedule for the even numbered years. And the change in the rule would read that in even numbered years all bills introduced into

the Senate, all bills received by the Senate after passage by the House and all bills pending in the Senate shall be referred to the Rules Committee. And the Rules Committee shall refer to the Committee on Assignment only appropriation bills implementing the budget, administration bills and bills deemed by the Rules Committee to be of an emergency nature or to be of substantial importance to the operation of government. The following schedule would then be in force, and I have also distributed a Calendar which will incorporate...which will outline the deadlines that will be incorporated in this rule and will indicate the Session days for the months of February, March and April. That will effectively take us through the Easter Recess so that the members can, I hope, plan accordingly. It calls for April 13th to be the final day for introduction of bills; May 4th, the final day for committees to report Senate substantive bills; May 11 for Senate appropriation bills; May 25th for 3rd reading of Senate substantive bills; June 1 for 3rd reading of Senate appropriation bills and then June 8th, June 19th, June 25th and June 27th. The schedule is virtually identical to those adopted in the past. I think by adoption today, and I would move to amend temporary Senate Rule 5 by deleting Rule 5C and substituting the following: Section C, which concerns itself with the schedule. Essentially, as I indicated, it does two things. It calls for the Rules Committee to...make a determination as to what will be heard, and it establishes deadlines under which this Body will operate. The deadlines, I am told, are substantially similar to if not identical to deadlines that will be adopted by the House of Representatives; and once we get the schedule in place, I think everybody will be better served. So I would request a roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard...heard the motion. Is there

any discussion? Senator Keats.

SENATOR KEATS:

Mr. President, I...I don't want to really rise in opposition to it, but I...I want to throw out something for all of us to remember 'cause as normal members we always forget about this till June 29th when the Conference Committees are rolling in and all of us are trying to figure out what that hundred and ninety page Conference Committee report is. We might this year for the fun of it move up those Conference Committees. As you know, in a year like this, ninety percent of the work on the appropriations can be done in Conference Committees. I mean, we all know that's going to happen already. I would suggest to the leadership of the Body that maybe we give ourselves the realistic category of more than a couple of days to work on Conference Committees. I remember last year when the Speaker of the House casually put about forty things in one appropriations bill and then put fifty-eight commissions in one Conference Committee report, I think nine new ones, and then adjourned, and said...option and we could pass this bill or we could shove it. I'm cleaning up I think what he probably really said. I think maybe as legislators from Illinois, I think we're due perhaps more courtesy. Now that's the Speaker of the House's attitude and God bless him for it, he's entitled to any attitude he chooses.

But for us in the Senate who have always alleged to be more of a deliberative Body, and I think our track record proves it, maybe knowing that ninety percent of the State's budget will happen in those Conference Committees, why don't we give ourselves a little more time to work on them. I would appreciate that and throw that out perhaps for some thought.

PRESIDING OFFICER: (SENATOR DEMUZIQ)

All right. Further discussion? Further discussion? All right, you've heard....you've heard...you've heard the motion. The motion is by Senator Rock. He moves to amend the

temporary Senate Rule 5 by deleting Rule 5C and substituting in lieu thereof that which has been passed out. All those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 39, the Nays are 2, none voting Present. The motion to adopt...to amend Senate temporary Rule 5 is so adopted. All right. Messages from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask concurrence of the Senate, to-wit:

House Joint Resolution 108.

(Secretary reads HJR 108)

PRESIDING OFFICER: (SENATOR DEMUZIĆ)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I would move to suspend the rules for the immediate consideration and adoption of House Joint Resolution 108 which is that resolution calling for us to be in Joint Session with the House tomorrow, February the 8th, at the hour of noon for the purpose of hearing the Governor's State of the State Message. I'd move to suspend the rules and ask for its immediate consideration and adoption.

PRESIDING OFFICER: (SENATOR DEMUZIĆ)

All right. Senator Rock has moved the suspension of the rules and the immediate consideration of the adoption of...of House Joint Resolution 108. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The rules are suspended. Senator Rock now moves the adoption of...of House Joint Resolution 108. Any discus-

sion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. House Joint Resolution 108 is adopted. With leave of the Body, Senator Vadalabene has an additional special quest to introduce. Is leave granted? Leave is granted. Senator Vadalabene is recognized.

SENATOR VADALABENE:

Yes, again, I am privileged to introduce to you the State Treasurer of Illinois for the day, Eagle Scout Daniel Dugan. Yeah, from Alton, Illinois.

DANIEL DUGAN:

(Remarks given by Daniel Dugan)

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Resolutions.

SECRETARY:

Senate Resolution 434, 435 and 436 offered by Senator Jeremiah Joyce and they're all congratulatory.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar.

SECRETARY:

Senate Resolution 437 offered by Senator Rock and all Senators.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I ask leave to show all members as cosponsors of Senate Resolution 437 and further ask leave that I read the resolution and call for its...call for the suspension of the rules and the immediate adoption thereof.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is leave granted? Leave is granted. Senator Rock.

SENATOR ROCK:

(Senator Rock reads SR 437)

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Rock has moved the suspension of the rules for the immediate consideration of Senate Resolution 437. Is leave granted? Leave is granted. Senator now...Senator Rock now moves for the adoption of Senate Resolution 437. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The resolution is adopted. Senator Joyce.

SENATOR JEROME JOYCE:

Yes, my wife and I talked about this, we said it might happen. She asked if I thought I could defeat this. But let me tell you, the last ten years down here have been the hardest.

PRESIDING OFFICER: (SENATOR DEMUZIO)

We have one additional resolution that is left. Any further business to come before the Senate before that resolution? Senator DeAngelis.

SENATOR DeANGELIS:

Mr. President, I would like to remind the members of the Body that the Governor has invited everybody to the Mansion tonight at seven o'clock. For those of you who were...may...may have been omitted or who have forgotten, he encourages everyone to come there tonight.

PRESIDING OFFICER: (SENATOR DEMUZIO)

We can't wait. Is there further...further business? Senator Rock.

SENATOR ROCK:

Two things. The Governor kindly is celebrating Jerome Joyce's wedding anniversary at the Mansion tonight with the State of the State party. And secondly, we will convene the Senate at eleven o'clock tomorrow morning. There is still...still some continuing discussion as to matters that may or may not arise at the Governor's request. I would ask that when we adjourn we return here at eleven o'clock tomorrow morning. We will then repair as a Body to the House for



the twelve o'clock Joint Session and then we will adjourn until the 28th day of February. I'd ask everybody to keep a copy of the schedule handy so that you'll know what we're about for the next two months. And finally, I'd asked the members to please take their seats. One of our members has requested that the final order of business be a death resolution, and I would ask the members to be in their seats and ask the staff to kindly be seated. It will take only a few moments, but it is a death resolution, and I would ask that immediately upon the adoption of the resolution the Senate will stand adjourned until eleven o'clock tomorrow morning.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All members be in their seats, please. Mr. Secretary, please...read the resolution.

SECRETARY:

Senate Resolution 431 offered by Senators Lemke, Geo-Karis and all Senators.

(Secretary reads SR 431)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke has moved to suspend the rules for the immediate consideration and adoption of Senate Resolution 431. Is leave granted? Leave is granted. Senator Lemke now moves the adoption Senate Resolution 431. Those members that...in favor will please rise. Resolution is adopted. The Senate stands adjourned until eleven-thirty tomorrow morning. Eleven o'clock tomorrow morning.