

83RD GENERAL ASSEMBLY

REGULAR SESSION

May 30, 1984

PRESIDENT:

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

RABBI ZOBERMAN:

(Prayer given by Rabbi Zoberman)

PRESIDENT:

Thank you, Rabbi. Reading of the Journal. Senator Johns.

SENATOR JOHNS:

Thank you, Mr. President. I move that reading and approval of the Journals of Monday, May the 21st; Tuesday, May the 22nd; Wednesday, May the 23rd; Thursday, May the 24th; Friday, May the 25th; Tuesday, May the 29th, in the year 1984, be postponed pending arrival of the printed Journal.

PRESIDENT:

You've heard the motion as placed by Senator Johns. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. 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 passed bills with the following titles, in the passage of which I am instructed to ask concurrence of the Senate, to-wit:

House Bills 2636, 2637, 2639, 2643 and 2747.

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 153.

PRESIDENT:

Consent Calendar. Committee reports.

SECRETARY:

Senator Savickas, chairman of the Committee on Assignment of Bills, assigns the following House bills to committee:

Agriculture - House Bill 2615, 3098 and 3205; Elementary and Secondary Education - House Bill 876 and 3090; Executive - House Bills...2325, 2466, 2525, 2598, 2666, 2692, 2714, 2735, 2873, 2926, 2927, 2936, 2937, 3027, 3063, 3089, 3208 and 3209; Finance - House Bills 3050 and 3087; Higher Education - House Bill 2619; Insurance...Pensions and Licensed Activities - House Bills 2389, 2473, 2622, 2898, 3066, 3067 and 3096; Judiciary I - House Bill 2797; Judiciary II - House Bills 3102 and 3204; Local Government - House Bills 2475, 2569, 2570, 2576 and 2803; Public Health, Welfare and Corrections - House Bills 2617, 3101; Revenue - House Bills 1528, 1563, 2388 and 3065; Transportation - House Bills 2800, 2856, 2913, 2934 and 3086.

Pursuant to amended Rule 5, the Rules Committee met at 10:30 a.m., Wednesday, May the 30th, 1984 and makes the following report. By unanimous vote, the committee ruled that the following House bills can be considered this Session of the Senate.

House Bills 243, 1448, 1474, 2296, 2377, 2396, 2454, 2461, 2542, 2658, 2669, 2693, 2721, 2815, 2832, 2865, 2883, 2987, 3069, 3072, 3136, 3140, 3143, 3144, 3148, 3150, 3219 and 3263.

By a majority vote, the committee ruled that the following House bill can be considered this Session of the Senate.

House Bill 1859.

The foregoing bills were ordered sent to the Committee on Assignment of Bills. Signed Philip J. Rock, Chairman.

PRESIDENT:

Resolutions.

SECRETARY:

Senate Resolution 658 offered by Senators D'Arco, Chew, Collins and others, it's congratulatory.

Senate Resolution 659 offered by Senator Schuneman...or Rigney and Schuneman and it's commendatory.

Senate Resolution 660 offered by Senators Geo-Karis, Barkhausen, Schaffer and Keats and it's congratulatory.

PRESIDENT:

Consent Calendar. Alright, with leave of the Body, while we're awaiting the members from the Committee on Finance, which I understand has just adjourned until next week, we'll turn to page 7 on the Calendar, on the Order of House Bills 1st Reading, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 704, Senator Hall.

(Secretary reads title of bill)

House Bill 1004, Senator Hall.

(Secretary reads title of bill)

PRESIDENT:

Mr. Secretary, excuse me. Senator Johns, for what purpose do you arise?

SENATOR JOHNS:

Well, I...I we're just about to get to 1302, I just wanted to ask leave of the Body to be a hyphenated cosponsor with Demuzio on that bill.

PRESIDENT:

Alright, 1302 will show Senators Demuzio and Johns as hyphenated cosponsor. Leave granted? Leave is granted. Mr. Secretary, continue, please.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1302, Senators Demuzio and Johns.

(Secretary reads title of bill)

House Bill 1658, Senator Marovitz.

(Secretary reads title of bill)

House Bill 1663, Senators Newhouse and Schaffer.

(Secretary reads title of bill)

House Bill 2211, Senator Legnan.

(Secretary reads title of bill)

House Bill 2321, Senator Schuneman and Jones.

(Secretary reads title of bill)

House Bill 2334, Senator Savickas.

(Secretary reads title of bill)

2368, Senator Hock and Philip.

(Secretary reads title of bill)

House Bill 2379, Senator Ferman.

(Secretary reads title of bill)

House Bill 2476, Senator Savickas.

(Secretary reads title of bill)

House Bill 2523, by Senator Etheredge.

(Secretary reads title of bill)

House Bill 2566, Senator Savickas.

(Secretary reads title of bill)

House Bill 2592, by Senator Collins.

(Secretary reads title of bill)

House Bill...2595, Senator Denuzio.

(Secretary reads title of bill)

House Bill 2657, Senator Sommer.

(Secretary reads title of bill)

House Bill 2629, Senator Luft.

(Secretary reads title of bill)

House Bill 2662, Senator Luft.

(Secretary reads title of bill)

House Bill 2671, Senator Savickas.

(Secretary reads title of bill)

House Bill 2674, Senator Savickas.

(Secretary reads title of bill)

House Bill 2775, Senator Hock.

(Secretary reads title of bill)

House Bill 2784, Senator Vadalabene.

(Secretary reads title of bill)

House Bill 2837, Senator Eock.

(Secretary reads title of bill)

2859. Senator Kelly.

(Secretary reads title of bill)

House Bill 2878, Senator Marovitz.

(Secretary reads title of bill)

House Bill 2884, Senator EBUce.

(Secretary reads title of bill)

House Bill 2891, Senator Savickas.

(Secretary reads title of bill)

House Bill 2892, Senator Eruce.

(Secretary reads title of bill)

House Bill 3029, Senator Maitland.

(Secretary reads title of bill)

House Bill 3060, Senator Macdonald.

(Secretary reads title of bill)

House Bill 3062.

(Secretary reads title of bill)

House Bill 3073, by Senators Demuzio and Johns.

(Secretary reads title of bill)

House Bill 3091, by Senators Philip and Kustra.

(Secretary reads title of bill)

House Bill 3110, by Senator Savickas.

(Secretary reads title of bill)

House Bill 3161, Senators Holmberg and Demuzio.

(Secretary reads title of bill)

House Bill 3162, Senator Savickas.

(Secretary reads title of bill)

House Bill 3174, Senator Kelly.

(Secretary reads title of bill)

House Bill 3203, by Senator Fecker.

(Secretary reads title of bill)

House Bill 3212, Senator Eernan.

(Secretary reads title of bill)

House Bill 3230, by Senator Netsch.

(Secretary reads title of bill)

House Bill 3233, by Senator Jeremiah Joyce.

(Secretary reads title of bill)

House Bill 2040, Senator Hall.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

Senator Johns, for what purpose do you arise?

SENATOR JOHNS:

...has the Secretary of the Senate been informed that on House Bill 3073, I'm to become the lead sponsor and Demuzio follow.

PRESIDENT:

You...you've agreed with Senator Demuzio?...

SENATOR JOHNS:

That's totally in agreement, yes...

PRESIDENT:

...3073.

SENATOR JOHNS:

...in fact, it was a misunderstanding, some...

PRESIDENT:

...okay. 3073, is that the number?

SENATOR JOHNS:

Right.

PRESIDENT:

Alright. With leave of the Body, 3073 will be shown...Senate sponsors will be shown as Senator Johns hyphen Demuzio. Is leave granted? Leave is granted. Senator Zito, for what purpose do you arise?

SENATOR ZITO:

Thank you, Mr...thank you, Mr. President. I would ask

leave of the Body to have a change of sponsorship on House Bill 1839. It should read Senator Holmberg dash Zito.

PRESIDENT:

Alright. You've heard the request. Senator Zito has requested leave to show Senators Holmberg dash Zito as the Senate sponsors of House Bill 1839. Leave granted? Leave is granted. It's so ordered. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

...Mr. President, a point of personal privilege.

PRESIDENT:

State your point.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I'm delighted to tell you that up in the gallery to my right is a number of folks from the Victory Memorial Hospital from Waukegan, Illinois who are visiting here and watching us in operation and they're going to watch the Memorial Day ceremonies. I'd like you to help me welcome them.

PRESIDENT:

Will our guests in the gallery please rise and be recognized. Welcome to Springfield. Alright. The hour of...one having arrived, I would like to call the Senate to order. Ask that those not entitled to the Floor please remove themselves. I'm going to ask the sergeant-at-arms and the doorkeepers keep the doors closed for the duration of this program. This program is something that the Senate has seen fit to do on an annual basis. It is not great in length, but I hope it is great in significance. Our master of ceremonies for the Illinois Senate annual Memorial Day Program is himself a veteran of World War II, having served with the Twenty-Ninth Infantry Division in Europe as a rifleman, machine-gunner and motorman. He holds the Infantry Combat Badge. He was in action in three major campaigns and was

awarded three Bronze Stars. He has been decorated with the Presidential Unit Citation, the Emet Ribbon and the Good Conduct Medal. Senator Sam Vadalabene is the chairman of the Senate Veterans' Affairs Committee, and I would yield the Podium to Senator Sam for this program.

SENATOR VADALABENE:

Thank you, Mr. President. Ladies and Gentlemen of the Senate and guests in the gallery, we are proud to assemble today for our annual...Memorial Day program. Memorial Day is a most sacred national holiday in our United States of America. It is a day we honor our departed servicemen and servicewomen, and it is a day we also honor our living servicemen and servicewomen. So please join together in this program of reverence and respect for both the living and the dead. I would like at this time to make some introductions. The Honorable Thomas B. Jones, assistant director of the Department of Veteran Affairs. The Honorable David V. Hardwick, director, Department of Veteran Affairs. George Taylor is representing the director of the Department of Veteran Affairs. Lieutenant Colonel Carl Johnson, IABING, Public Affairs, the Adjutant General. Captain Ewan Martin, Naval Reserve Advisor to the...Adjutant General. Colonel Louis L. Myers, Jr., Chief of Staff to the Adjutant General. Colonel John W. Johnston, Administrative Assistant to the Adjutant General. Brigadier General Richard Eslinger, Assistant Adjutant General. And Brigadier General, William Doherty, Assistant Adjutant General. And the Major...Major General Harold Gene Holesinger, the Adjutant General of the State of Illinois. We also have Sergeant Major Billy Joiner, State Area Command Army National Guard, who is the combined Veteran Color Guard, and...with his staff, the Staff Sergeant John Calcari, State Area Command of the Army National Guard; Staff Sergeant Kevin Barrington of the Hundred and eighty-third Tactical Fighter Group of the Air National Guard; and Senior Airman Todd

Williams a Hundred and third Tactical Fighter Group of the Air National Guard; and our bugler for today, First Lieutenant Randall Noeller, Hundred and thirty-ninth Public Affairs Detachment of the Illinois National Guard. We will open our program with the Presentation of the Colors, the Pledge of Allegiance and an opening prayer. Would you please stand. Hand salute. I will now recognize Senator Gene Johns, who will lead us as we recite together the Pledge of Allegiance. Senator Johns.

SENATOR JOHNS:

Thank you, Sam.

(Pledge of Allegiance led by Senator Johns)

SENATOR VADALABENE:

The opening prayer will be given by Senator Kenneth Hall. Senator Hall.

SENATOR HALL:

(Prayer given by Senator Hall)

SENATOR VADALABENE:

Please be seated. General John A. Logan, a native of Murphysboro in Jackson County, Illinois, was a Major General in the Civil War. He was three times Commander in Chief of the Grand Army of the Republic, as well as a U.S. Senator and member of the House of Representatives from Illinois. Senator John Maitland will now read Logan's Order for the First Memorial Day, issued on May 5th, 1868. Senator Maitland.

SENATOR MAITLAND:

(Senator Maitland reads Logan's Order for the First Memorial Day)

SENATOR VADALABENE:

Senator Forest Etheredge will read "A Star in God's Window" which was written by Reverend Eugene M. Denner, the Almoner National of the forty and eighth. Senator Etheredge.

SENATOR ETHEREDGE:

(Senator Etheredge reads "A Star in God's Window")

As we observe Memorial Day this month of May in 1984, may we remember the great sacrifice our comrades have made over the years so that we might enjoy the freedoms that are ours. May we remember the valiant deeds they have done for this great United States of America. May we join our fellow Americans across this great land in paying our respects and tribute for a job well done. May we also remember their families and loved ones, that their personal needs may not go unattended but that we may take care of our own in love and esteem. Help us to remember those that may be suffering in pain and distress in our various homes and hospitals across the land. May we continue to join hands in working together for this common cause of helping them in their needs. May we share the love and concern of our fallen comrades as we share the meaning of our freedoms with our children and fellow citizens in this Memorial Day program today.

SENATOR VADALABENE:

Senator James "Pate" Philip, the Senate Minority Leader, will present a statement on Memorial Day. Senator Philip.

SENATOR PHILIP:

In times of peace in times, of war, men and women of the armed forces have stood ready to protect our republic. We will not forget their heroic deeds for they were done in the name of freedom. We cannot forget their loyalty, for it gave their struggles meaning and kept this nation strong, and we must not forget them, for they gave their lives so this nation might live. On Memorial Day let's pay grateful tribute to those who lived and died so...courageously for our country.

SENATOR VADALABENE:

William J. Acker is a ninety-three year old self-taught boy. He was born and raised on a farm in Waterloo, Illinois. Acker saw service in the Army, first in a Quartermaster Corps

in Texas, in a Border Patrol under General John J. Pershing in 1916 and 1917, and later in World War I as a warrant officer in France; and while a patient at the Geriatric Administration Medical Center in Los Angeles, the nurses discovered his talent after he dedicated a poem to them. And when he was asked by the Veterans' Administration to write a commemorative poem for the veterans everywhere on Memorial Day, Acker said he had just the thing. And after flipping through ...black scrap book on his poetry, he retrieved and updated a poem he had written in 1941 called "Memorial Day." And this poem composed by a native son of Illinois, William J. Acker, will be presented by Senator Margaret Smith. Senator Smith.

SENATOR SMITH:

(Poem "Memorial Day" given by Senator Smith)

SENATOR VADALABENE:

It is traditional that the poem "In Flanders Field" be recited on Memorial Day. Senator...Senator Adeline Gec-Karis, who served in the United States Navy Reserve during World War II with the rank of Lieutenant Commander will present the poem "In Flanders field." Senator Geo-Karis.

SENATOR GEC-KARIS:

Thank you, Senator Vadalabene.

(Poem "In Flanders Field" given by Senator Geo-Karis)

SENATOR VADALABENE:

Senator William J. Mahar, chairman of the Illinois National Guard Study Commission will introduce our guest speaker. Senator Mahar.

SENATOR MAHAR:

Thank you, Senator Vadalabene. Our guest speaker was born in Morrison, Illinois, where he graduated from Morrison High School. His military service began in 1948 when he enlisted as a private in the Thirty-third Division of the Illinois Army National Guard. He then enlisted in the United States

Air Force in 1950 and entered aviation cadet training in the fall of 1951. He received his pilot's wings and was commissioned a Second Lieutenant at Laredo Air Force Base, Texas, September of 1952. After completing advance fighter gun retraining, he was assigned to the eighth...Eighth Bomber Squad in Taegu Air Base, Korea, where he flew a combat tour in the F-84 Aircraft. In December of 1953, he was transferred to the Three sixty-fourth Combat Crew Training Squadron at Lackland Air Force Base in Texas, where he served as gunner instructor and flight commander until his release from active duty in September of 1955. He entered Northern Illinois University and joined the Hundred and Eighth Fighter Interceptor Squadron of the Illinois Air National Guard, transferred to the Hundred and Seventieth Fighter Interceptor Squadron in 1956 and became a full-time air technician employment with the Air National Guard at that time. While with the Hundred and Seventieth Tactical...Fighter Squadron, he served as flight commander squadron's operation's officer and assumed command of the squadron in 1957. He served in the command position from 1957 through August of 1962, including the period during 1961 and '62 when the unit was recalled to active during the Berlin crisis. He became director of operations of the Hundred and eighty-third Tactical Fighter Group upon its formation in 1962 and assumed command of the group in January of 1976. He commanded the Hundred and Twenty-sixth Air Refueling Wing from June of '78 to September of 1983. As commander of the One twenty-sixth Refueling Wing, his unit's KC-135 Aircraft performed their SAC mission from Chicago International Airport. On August 24, 1983, Governor James B. Thompson announced the appointment of General Holesinger to the position of Adjutant General of the Illinois National Guard. His appointment...became affective September 15th, 1983. General Holsinger has over six thousand flying hours to his credit. His...military decorations in the

wars include the Air Medal of one oak leaf cluster, the Air Force Commendation Medal, Distinguished Presidential Unit Citation, Air Force Outstanding Unit Award, Combat Readiness Medal of four oak leaf clusters, National Defense Service Medal of one Bronze Service Star, Korean Service Medal of three Bronze Stars, Korean Presidential Unit Citation, United Nation's Service Medal. General Holesinger and his wife live at 1400 Woodmill Drive in Springfield. It is my pleasure to introduce to you Major General Harold Holesinger.

GENERAL HAROLD HOLESINGER:

(Remarks by Major General Holesinger)

SENATOR VADALABENE:

Thank you, General Holesinger. We appreciate...very much your honoring us today as our guest speaker and sharing with us your wonderful words. We are proud of your leadership as the Adjutant General of the State of Illinois. We will now close our annual Memorial Day program. The Senators and guests will please rise and remain standing for the closing prayer, the sounding of the taps, the singing of "God Bless America" and the retiring of the colors, and Senator Grotherg will lead us in song. Senator Grotherg. Well, our friend Senator Bob put Senator Grotherg ahead of the closing prayer. How do you want it Senator Bob? The closing prayer will be given by Senator Philip J. Bock, President of the Senate. Senator Bock.

SENATOR BOCK:

Thank you, Senator Sam, and I wish to thank the General on behalf of the members of the Senate, thank our honored guests, all who participated in this brief but, I hope, meaningful ceremony, and I would invite the members of the Senate to join with me in a round of applause for Senator Sam and Senator Bob Mitchler who put this program together. We deeply appreciate it. And now if you will join with me and we will recite the "Lord's Prayer."

("Lord's Prayer" given by Senator Rock)

SENATOR VADALABENE:

The bugler now will sound taps then we'll have a hand salute. To...will the color guard retire the colors. Hand salute. Senator Grothberg will now lead us in song "God Bless America".

SENATOR GROTEBERG:

(Senator Grothberg leads in "God Bless America")

SENATOR VADALABENE:

You may be seated. Thank you, Senators and guests for participating in this annual Senate Memorial Day Program and thank you, Senator Rock, for authorizing this Memorial Day Program and a special thank you to our guest speaker and our honored guests for attending. And this concludes our annual Senate Memorial Day Program, and I return the Senate to President Rock. Senator Rock. And God bless you.

PRESIDENT:

Alright, to expedite the paper work, there are...there has been distributed a list of four bills that members have requested or been indicated that recalls have been requested or suggested. Let's...with leave of the Body, we'll move to the Order of Senate Bills 3rd Reading. 1549, Senator Rigney, you wish to return that bill? Senator Rigney seeks leave of the Body to return, on the top of page 5, Senate Bill 1549 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1549, Mr. Secretary.

SECRETARY:

Amendment No. 4 offered by Senator Eruce.

PRESIDENT:

Senator Eruce.

SENATOR ERUCE:

Thank you, Mr. President and members of the Senate. This is an eighty thousand dollar appropriation for the Department

of Agriculture for the construction of replacement bleacher seats at the grandstand at Wayne County in Fairfield. They have had difficulty with that particular fairground and this would be the replacement bleacher seats for them.

PRESIDENT:

Alright. Senator Bruce has moved the adoption of Amendment No. 4 to Senate Bill 1549. Discussion? Senator Rigney.

SENATOR RIGNEY:

Well, Mr. President and Ladies and Gentlemen of the Senate, I hate to oppose Senator Bruce on this, but about four years ago we established a precedent around here that we were not going to become involved anymore in these various grandstand projects and whatnot for county fairs. At that time, you will recall that the Governor approved a higher rate of reimbursement for our various premium funds at our county fairs; and in return for that, we were told that not to enter anymore of these type of amendments on the...on various Ag. bills. So that's what the issue is here, a pretty simple one. From time to time we all get these, I had a request like this myself a year ago. It was properly shot down by the Appropriations Committee, and I guess the only thing I can ask you to do is to help hold the line on this amendment.

PRESIDENT:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you, very much, Mr. President, I, too,...I'm sorry I have to rise in opposition to Senator Bruce's amendment, but you may recall, a couple of years ago, this bill came over from the House and placed on that bill was a substantial amount of money for McLean County Fair Bureau field where our fair is held. I've been very much active in that fair and I killed that. I killed that amendment, because it isn't right, the points made by...Senator Rigney are...are

very clear, and come through loud and clear. There...there greater reimbursement now for county fairs. I don't know whether this is a replaced building, Senator Bruce, or one that has been destroyed by fire or whatever, but if that 's the case, it should have insurance on it. I just believe this is a bad precedent to start once again. We should oppose the amendment.

PRESIDENT:

Any further discussion? Further discussion? Senator Bruce, you wish to close?...Senator Bruce.

SENATOR BRUCE:

Well, you fellows have told me all of that and...and that may be true, but there is still a tooth fairy, because two years ago...you may have started that program four years ago but you may recall two years ago that we put an appropriation through for the White County County Fairgrounds in my district, and the Governor of State of Illinois, James B. Thompson, signed that and I was down there for the dedicatory ceremony, and so there are still...there is still hope, this appropriation is not extraordinary. Senator Jerome Joyce and others, Senator Watson, I think, we all have many county fairgrounds. We have problems with them. This is an eighty thousand dollar appropriation, if you will let me get it out of here, I will use my legislative skills and talk to the Governor and see if he would be interested in signing that. That's the nature of what we're doing is putting on a small amendment to help me have a conversation with the Governor. I will appreciate your support.

PRESIDENT:

Alright. Senator Bruce has moved the adoption of Amendment No. 4 to Senate Bill 1549. All in favor of the adoption of the amendment indicate by saying Aye. All opposed. It sounds to me like the Ayes have it. I think we better have a roll call here. Question is the adoption of Amendment No. 4

to Senate Bill 1549. Those in favor of the amendment will indicate by voting Aye. Those opposed by voting Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 28 Ayes, 26 Nays. Amendment No. 4 is adopted. Further amendments?

SECRETARY:

Amendment No. 5 offered by Senator Watson.

PRESIDENT:

Senator Watson.

SENATOR WATSON:

Well, I'd take a similar roll call. I, too, would like to make a trip to the second floor in order to discuss this issue with the Governor, and I've got two hundred and ninety-seven thousand dollars is all I've got in here for the Marion County Agriculture Building and grandstand at the Marion County Fairgrounds. Anyone who has been to the Marion County Fair, Senator Buzbee, I'm sure you've made that trip many times to Salem, will understand and realize the need and necessity for such an amendment. Now, naturally, the Marion County Fair Association does not have two hundred and ninety-seven thousand dollars to...to build the...the facility, so they are coming to us to ask for help. So, I would ask for favorable consideration of this amendment.

PRESIDENT:

Senator Watson has moved the adoption of Amendment No. 5. Discussion? Senator Bigney,

SENATOR BIGNEY:

Those amendments aren't any better when they originate on this side of the aisle than when they originate on the other side of the aisle; I guess the argument remains the same and here we go again, and all I can say is, if we tack these two on, why we probably better all go back to the drawing board and get one for back home for ourselves or we'll all kind of

look kind of foolish.

PRESIDENT:

Further discussion? Any further discussion? If not, Senator Watson has moved the adoption of Amendment No. 5 to Senate Bill 1549. Those in favor of the amendment 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, there are 24 Ayes, 17 Nays, none voting Present. Amendment No. 5 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Senator Schaffer on 1550. On the Order of Senate Bills 3rd Reading, at top of page 5, is Senate Bill 1550. Senator Schaffer seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1550, Mr. Secretary.

SECRETARY:

Amendment No. 4 offered by Senator Schaffer.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

Mr...Mr. President, this is the budget for the new Department of Alcoholism and Substance Abuse. To some degree we are plowing new ground and we've been waiting for some ongoing negotiations on the second floor to give us some final figures on a couple of things. We have not received the guidance we had hoped to at this point. This amendment simply brings the agency in line with what's been done in mental health and public aid in that the three and half percent cost of living was increased to six, as we did in the

other two areas, and we also annualize the Youth and the Minority Alcoholism Grant Programs which were not; does not address the...alcoholism program related to corrections and I suspect some other things that have not been finalized, but at this point, I'd suggest that we amend the bill and go forward with it...knowing full well that it is not in its final version and that there will be discussions in the House and probably in a Conference Committee.

PRESIDENT:

Alright. Senator Schaffer has moved the adoption of Amendment No. 4 to Senate Bill 1550. Discussion? Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. I suspect we're going to see this bill many times before the end of the Session. I had occasion to have a conference with the...a conversation with the director of the department this morning, and he didn't mention one word about this two and half million dollars...two and quarter million dollars as being necessary to the continued operation of...State Government. Quite frankly, on this side of the aisle, we just found out about this amendment this morning. I guess to be consistent that I need to oppose this as I opposed the...the COIA increase for the Department of Mental Health and Developmental Disabilities when we jumped those grantees up to a six percent COIA as opposed to the four and half percent which I think we had originally agreed upon. We're going to see this bill again, probably tomorrow, as a matter of fact, on 2nd reading because we're having some ongoing conversations with the director as it pertains to the operation of his department, but I don't think this is a good idea. I intend to vote No, but it's a battle that has already been fought and lost by me on a previous bill. But I'm just not at all sure that every time a provider group or a grantee group comes in and starts

banging on us because they want more money that we ought to cave in to them. That's what we get paid to do is to be the...the conscience it seems to me of...of this...the fisk, the State fisk, and I propose that we ought to in fact be that conscience now and vote No on this amendment.

PRESIDENT:

Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you. First, if I might, a question to the sponsor of the amendment. Are there...the following two parts included in this amendment, the provision for the nineteen full-time equivalent employees in the...what will be the division of alcoholism in the new consolidated department?

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

I believe that is what Senator Buzbee is talking about, the...the next amendment that will be brought back. We are aware of that problem on both sides of the aisle; I guess I defer to Senator Buzbee's amendment to which I guess we'll see tomorrow.

PRESIDENT:

Senator Netsch:

SENATOR NETSCH:

Well, then this one has nothing to do either with...with that need or with the grant for the...Youth and Minority Initiative Program, am I right in...in that conclusion?

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

The youth and minority dollars are in here, there is an alcoholism treatment program relating to corrections that is not in here. We...we just didn't have definitive guidance on it. I know eventually some dollar figure will be put in, but

we didn't have guidance enough that we felt we could put a figure in without just pulling one of the air.

PRESIDENT:

Senator Netsch.

SENATOR NETSCH:

Well, as I hear you then, the Youth and Minority Initiative Program which is what, about five hundred and fifty-eight thousand dollars is included in this amendment, and while I am not thoroughly familiar with all other aspects of the amendment, I would like to speak in favor of that, partly, because the Dangerous Drugs Advisory Council at its last meeting before it goes out of existence in deference to the new consolidated department discussed that program and the very great need to continue that program at that appropriation level. With the full support of both Senator Etheredge and myself, the dangerous...in fact, I think at our initiative, really, the Dangerous Drugs Advisory Council recommended or...adopted a resolution requesting that there be support for this amendment and urging full support by our...by the two of us for it on the Floor of the Senate. It is important, it is important in terms of its own program, and it's important symbolically in terms of making it clear that the alcoholism function will continue at a totally full-funded level to the best extent that we can provide it. So, I think that is an important part of the amendment and I would strongly support it.

PRESIDENT:

Any further discussion? Further discussion? Senator Schaffer, you wish to close?

SENATOR SCHAFFER:

Well, just to say that this is the same level we've already provided to community providers in two other areas; it does include the program Senator Netsch talked about. I know that eventually these monies will be included in the

budget. I suggest we do it now and maybe that will spur the department and the administration on to get their act together.

PRESIDENT:

Senator Schaffer has moved the adoption of Amendment No. 4 to Senate Bill 1550. Those in favor of the amendment will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? All voted who wish? All voted who wish? Take the record. On that question, there are 39 Ayes, 5 Nays, none voting Present. Amendment No. 4 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 1565, Senator Watson. Middle of page 5 is Senate...on the Order of Senate Bills 3rd Reading is Senate Bill 1565. Senator Watson seeks leave of the Body to return that to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1565, Mr. Secretary.

SECRETARY:

Amendment No. 3 offered by Senator Watson.

PRESIDENT:

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. This amendment adds back two hundred and forty of the two hundred and eighty automobiles that were cut out of the Appropriations Committee 2 amendment for the Department of Law Enforcement. It's more...specifically, it adds two million five hundred and ninety-two thousand...restored for an Equipment line for the Administration Division. The department expects the automobiles to cost about ten thousand eight hundred dollars apiece. It's something that's necessary now; if we don't do

it now, we're going to have to do it later; Sooner or later we're going to have to replace these automobiles, so I'd like to ask for adoption of the amendment.

PRESIDENT:

Senator Watson has moved the adoption of Amendment No. 3 to Senate Bill 1565. Discussion? Senator Fuzbee.

SENATOR FUZZEE:

Well, yes, I...first of all, I would ask Senator Watson if he would mind to hold this action until tomorrow. We have...we intend to talk with Director Zagel, and he's been trying to get in touch with me and we have arranged to see him today. I wonder if you would mind to hold this amendment until tomorrow, you know, you are restoring almost everything we cut in committee. Sometimes we have been known perhaps to put the knife a little too deeply into the...the flesh of the agencies, but this seems like an awfully large restoration, and we'd like to just hold it till we have had a chance to talk with the director on it.

PRESIDENT:

The Senator has indicated that he's willing to do that. Take it out of the record, Mr. Secretary. It will remain on the Order of 3rd Reading. How about 1583, Senator Davidson? On the Order of Senate Bills 3rd Reading, bottom of page 5, Senate Bill 1583. Senator Davidson seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1583, Mr. Secretary.

SECRETARY:

Amendment No. 6 offered by Senator Davidson.

PRESIDENT:

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Committee, this restores

five new jobs that were removed in the committee hearing. The agency has talked to Senator Buzbee and Senator Schaffer and they're in agreement. It's a total of a hundred and twenty-six thousand and two hundred dollars of which ninety-nine thousand seven hundred is from GCF funds, the twenty-six thousand five hundred is from Federal funds. This has to do with the monitoring of the long-term care in the Home Community Care in relation to the Federal Grant money which we have to abide by. Appreciate a favorable support.

PRESIDENT:

Alright. Senator Davidson has moved the adoption of Amendment No. 6 to Senate Bill 1583. Discussion? Senator Buzbee.

SENATOR BUZBEE:

Thank...thank you, Mr. President. While we are not entirely convinced of the need for these five new positions...one of them is a...is an analyst and they have a nine-month vacancy in an analyst in this year's budget that they never did fill, we are willing to go along with the department on the restoration of...of these jobs, so I would support Senator Davidson's amendment.

PRESIDENT:

Alright. Senator Davidson has moved the adoption the Amendment No. 6 to Senate Bill 1583. All in favor of the adoption of the amendment indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Alright. If I can have...the attention of the membership, we'll begin on page 2 on the Order of Senate Bills 2nd Reading. And if, in fact, we are not going to be here on Friday, which I piously hope we will not be here on

AB 1386
2nd Reading

Friday, today is the day for second reading.

PRESIDING OFFICER: (SENATOR BRUCE)

Senate Bills on 2nd Reading, Senate Bill 1386, Senator Buzbee. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1386.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

Amendment No. 1 offered by Senator Buzbee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee is recognized.

SENATOR BUZBEE:

Thank you, Mr. President. This amendment changes the funding from GRF to a Capital Development Fund appropriation as per the agreement in the Capital Subcommittee hearing, and I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

Amendment No. 2, by Senator Buzbee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee is recognized.

SENATOR BUZBEE:

Thank you, Mr. President. This changes the dollar amount by deleting nine hundred and one thousand and inserting in lieu thereof one million two hundred forty-five thousand. I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. Discussion? Those in favor say Aye.

Opposed Nay. The Ayes have it. Amendment No. 2 is adopted.
Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BUUCE)

3rd reading. Senate Bill 1403, Senator Gec-Karis. Senator Geo-Karis. Hold. 1541, Senator Bock. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1541.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR BUUCE)

Senator Carroll on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. With leave of the Senate, I will move to Table Committee Amendments 1 and 2. Senator Bock has an amendment later which would make those inoperative, and I would, therefore, move that those two amendments lie upon the Table.

PRESIDING OFFICER: (SENATOR BUUCE)

Motion is to Table Amendments 1 and 2. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendments 1 and 2 are Tabled. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BUUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Bock.

PRESIDING OFFICER: (SENATOR BUUCE)

Senator Bock is recognized.

SENATOR BOCK:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, if I can the attention of the membership, amendments...

PRESIDING OFFICER: (SENATOR EBUCE)

Can we have your attention, please. Senator Bock.

SENATOR BOCK:

...as...as I'm sure everyone is aware, on...sitting on the Order of 2nd Reading are a whole host of bills representing the ordinary and contingent expense appropriation for the commissions. Amendment No. 3 to Senate Bill 1541 is in effect and omnibus appropriation. It reflects exactly what we did in Senate Bill 1850 which is the Commission Reorganization Act. So, this omnibus appropriation will carry out the intent of Senate Bill 1850. The total appropriation is for this fiscal year some thirteen million dollars, representing an immediate saving of close to two million and the out-year impact. As you recall, we divided the commissions into essentially three groups: the support service group, the group that will be abolished effective September 30, which under Amendment No. 3, all of those on that list will now have effectively a three-month appropriation, July, August and September; on September 30, they will go out of existence; and the other group which are to be sunsetted subject to our review. Next year, we'll have, of course, the full year's appropriation until June 30, of next year. As I indicated, the total amount is thirteen million dollars and I would hope, having discussed with Senator Philip, and frankly, with the House leadership this morning, that this approach will lend itself more easily to the process. I, frankly, at this moment, don't know what the Ecuise is going to do, I'm not sure they do. But we have sent to them the Commission Reorganization Bill, I've asked the Speaker to be the sponsor at least until we can continue the discussion. It seems to me to have all these appropriations in one bill

this year is, in fact, the better way to go if we're to affect any reasonable and responsible reorganization. I would move the adoption of Amendment No. 3.

END OF REEL

REEL #2

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 3. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1545, Senator Mahar. National Guard. Well, let's see. Senator Rock, with the adoption...Senator Rock, with the adoption of your amendment, do you have any...guidance on the rest? Senator Rock.

SENATOR ROCK:

My suggestion is to those who are sponsors of individual commission appropriations to perhaps make a motion to recommit them to the Appropriations Committee. I...I...a commission bill running around loose is not going anywhere. Amendments have been filed by Senator Jones, among others, to reduce these amounts anyway. But rather than get into that kind of fight, why don't we just either leave them sit on the Calendar or recommit them to the Appropriations Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Mahar, what is your desire? The motion is to recommit Senate Bill 1545. On the motion, those in favor say Aye. Opposed Nay...Nay. The Ayes have it and 1545 is recommitted to the Appropriations Committee. Senator Scammon on 1580. The motion to recommit. Those in favor say Aye. Opposed Nay. The Ayes have it and 1580 is recommitted to the Appropriations Committee. 1584, Senator Carroll. Moves to recommit...I'm sorry. Slipped one in on me that's not a commission bill, Senator Carroll. 1584. Read the bill, Mr.

Secretary, please.

SECRETARY:

Senate Bill 1584.

(Secretary reads title of the bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jones. Senator Jones on Amendment No. 1.

SENATOR JONES:

I move to withdraw Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Amendment No. 1 is withdrawn at the suggestion of the sponsor. Further amendments?

SECRETARY:

Amendment No. 1 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is now on the Floor, I don't know which...you or Senator Carroll to handle this amendment. Senator...with leave, Senator Carroll will handle the amendment. Is there leave? Leave is granted. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. What this amendment does is to provide for funding for the Compensation Review Board pursuant to Senate Bill 1889. It...it would strike out the appropriation to the Judicial Advisory Council which is now handled by Senator Rock's amendment to the other bill, and this would then become a bill that would fund the Compensation Review Board at forty-five thousand dollars. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 1614. Senator Chew on the Floor? Senator Chew. For what purpose does Senator Berman arise?

SENATOR BERMAN:

Thank you. On a point of personal privilege while Senator Chew is working his way down. May I introduce to the Senate students and teachers from Nicholas School in Evanston, Illinois, in the balcony to my left. Would they stand and please be recognized.

PRESIDING OFFICER: (SENATOR BRUCE)

Please stand and be recognized by the State Senate. Welcome to Springfield. Senator Chew moves to recommit Senate Bill 1614 to the Committee on Appropriation. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and the bill is recommitted. 1617, Senator Johns. Is Senator Johns on the Floor? Senator Carroll on 1620 moves to recommit. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and 1620 is recommitted to committee. 1623, Senator Vadalabene moves to recommit. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and 1623 is recommitted. Senator Vadalabene on 1624 moves to recommit. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and the bill is recommitted. 1637. Is Senator D'Arco on the Floor? Senator D'Arco on the Floor? 1638, 1649, Senator Egan. Senator Egan. Senator Eock, do you know whether Senator Egan wished to recommit that bill on...state's attorneys? The motion is to recommit 1649. Leave it. All right. We'll leave it on the Calendar. 1649, take it out of the record. Senator Fuzbee.

SENATOR EUZEEE:

Thank you. Mr. President, this bill needs to be read, Senator Egan asked me to handle this for his...

PRESIDING OFFICER: (SENATOR BRUCE)

All right...

SENATOR EUZEEE:

...on 2nd reading right now and it needs to be handled.

PRESIDING OFFICER: (SENATOR BRUCE)

...all right. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1649.

(Secretary reads title of the bill)

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

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the Senate guidelines amendment that also deleted some positions which will be added back in a Floor amendment. The positions deleted were because we are awaiting passage of a substantive bill which subsequently did pass. But this would be a Senate guidelines amendment that would, in effect, take out three hundred eleven thousand five hundred. I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll moves the adoption of Amendment No. 1. Discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll is recognized.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As a result of the passage of Senate Bill 1650, we have added back the positions that would then provide for the Appellate Services Commission to assist local state's attorneys in downstate counties in negotiating labor, wages, et cetera and the auxiliary services that have to go therewith. It's adding back two hundred three thousand seven hundred. I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1856, Senator Rock. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1656.

(Secretary reads title of the bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock is recognized.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment was presented to me by the Department

of Law Enforcement and the Bureau of the Budget. It represents an additional one million dollars so that the Intergovernmental Missing Children's Recovery Act can, in fact, have access to the law enforcement computer service. It is at the request of the department. I know of no objection and I would move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 1668, Senator Lemke. Senator Lemke on the Floor? Is that...you wish to recommit? Motion is to recommit. Those in favor say Aye. Opposed Nay. The Ayes have it. The bill is recommitted to committee. 1669, Senator Newhouse. Is Senator Newhouse on the Floor? All right. 1675, Senator Weaver moves to recommit. Is there leave to recommit? At the request of the sponsor, leave is granted. 1690, Senator Deuzio on the sudden infant...death syndrome. The motion is to recommit by the sponsor. Is there leave to recommit? Leave is granted. 1699, Senator Marovitz. Sponsor asks leave to recommit. Is there leave? Leave is granted. The bill is recommitted to Committee on Appropriation...Senator Marovitz on 1702. Is there leave to recommit at the request of the sponsor? Leave is granted. 1706, Senator D'Arco. 1716, Senator Egan. Anyone know the disposition of 1706...1716? All right. 1723, Senator Barkhausen. Senator...Barkhausen asks leave to recommit. Is there leave? Leave is granted. 1764, motion by Senator Rock...leave to recommit. Is there leave? Leave is granted. 1764 is recommitted. 1795, Senator Schaffer. Sponsor asks leave to recommit. Is there leave? Leave is granted...1912,

Senator Luft. We have...all right. Is there leave to go to the Order of Motions in Writing? Is there leave? Senator Zito. Senator Zito, for what purpose do you arise?

SENATOR ZITO:

A point of parliamentary inquiry, please.

PRESIDING OFFICER: (SENATOR BRUCE)

State your point.

SENATOR ZITO:

Well, Mr. President, I...I'm...I am to understand that you're about to allow a motion in writing to discharge from committee. Is that true?

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The...the motion in writing is to take from the Table...the Chair understands that the committee actually did take action, reported it to the Secretary and on that motion it...it is now on the Secretary's Table. Senator Zito.

SENATOR ZITO:

I would further ask if that motion is in order? If...if I can explain my point, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Please, Senator Zito, if you would.

SENATOR ZITO:

In my short...in my short stay in the Senate, I have not known the Chair to go to this order of business. It has not happened in the two years that I've been a member of the General Assembly, and was wondering if that would not, indeed, circumvent all the work that the committees have done. We have done that in the past on bills that have not been heard in committee, with that I can understand bringing it before the entire Body. But with a bill that's already had action in a committee, by that ruling, Mr. President, you would circumvent that committee's action.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Zito, if you'd just give me a second, please. The...Senator...Senator Zito, you have made a question on the motion to take from the Table. All right. We're...we're...under Rule 8, it states that bills reported from a committee with the recommendation Do Not Pass shall lie on the Table until the next legislative day at which time unless a written motion is made the bill shall be considered, finally Tabled and stricken. And now we're trying to determine...that bill was reported out Do Not Pass on the 10th of May. And...and the Chair is...is advised by the Secretary, that although I thought that this...this motion would be out of order, that the next legislative day, in fact, was the 15th. We were off Friday and off Monday. And so the 15th of May was the next legislative day. And so the motion is in...in order to take from the Table. Senator Zito, now you had, maybe, another question.

SENATOR ZITO:

Well, I...I certainly stand ready to live by your decision. I would, however, at the appropriate time like to speak to the motion.

PRESIDING OFFICER: (SENATOR BRUCE)

Thank you, Senator Zito. For what purpose does Senator Marovitz arise?

SENATOR MARGVITZ:

I would...I would just like to know since we're going to this order of business, what other motions on what other substantive issues are we going to hear? Since we're going to this order of business, obviously, we're going to take motions up on all issues. What other motions have been filed to discharge committee or to take from the Table?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Well, just a point of clarification. The

gentleman...previous speaker, was correct that we are reluctant, at best, to go to the Order of Motions. Fact is, we are confronted with a Friday deadline for appropriation bills. The motion, as I understand it, is...proper under the rule, to take from the Table and ask that it be read a second time...placed on the Order of 2nd and read a second time. This is the last day if this is going to happen. When you talk about substantive bills, and all of us know what bills we're talking about, those...the deadline has passed for those, there would be no point in calling those at this moment, it seems to me.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Marovitz, does that satisfy you...the...the only motions down here are on substantive bills and on an appropriation bill. And if the Chair were...were to ask on those that deal with substantive bills, the Chair would be prepared to...to rule that they would be out of order and that they could not be placed on the Order of 2nd Reading. Senator Marovitz.

SENATOR MAROVITZ:

Well, okay, they're...they're out of order, I...I guess unless we suspend the rules.

PRESIDING OFFICER: (SENATOR BRUCE)

That is correct, Senator, they would certainly be in order at that point.

SENATOR MAROVITZ:

So, are we...is...is...does that mean that the only motion we're going to go to is on this one bill then?

PRESIDING OFFICER: (SENATOR BRUCE)

Well, the Chair is...we are going to the Order of Motions to take up this particular piece of legislation, Senator. Senator Marovitz.

SENATOR MAROVITZ:

Are there other motions on...appropriation bills?

PRESIDING OFFICER: (SENATOR BRUCE)

Right. No, there are no other appropriation bills I'm advised by the Secretary. The only motion that is presently before the Body is on...is on 1654. All right. Any further discussion? Senator Keats...now, Gentlemen and Ladies, we are not on the motion. The Chair is trying to get to the question of the motion. And...and on that question, Senator Keats.

SENATOR KEATS:

Number one,...it has to be in writing, doesn't it?

PRESIDING OFFICER: (SENATOR BRUCE)

The...the motion is, in fact, in writing.

SENATOR KEATS:

Okay...we'd...'cause we'd like to see that in writing, first of all. Okay. It's not on the Calendars anywhere?

PRESIDING OFFICER: (SENATOR BRUCE)

No, but it would not have to...it would not have to appear on the Calendar.

SENATOR KEATS:

Wouldn't it have to at least be on a Supplemental Calendar...aren't we supposed to get a little fair notice before we get kicked in the tail? I mean, before you pull a sneaky, underhanded, dishonest, disreputable move, don't we get fair warning?

PRESIDING OFFICER: (SENATOR BRUCE)

Well, this is not the House, Senator, we've...we've never done anything sneaky and underhanded here. This is the Senate. We operate by rule here. Now, gentlemen, perhaps...well, Senator Keats, we are...we've got to get to the question of motions in writing. Senator Keats.

SENATOR KEATS:

Will the...will the Parliamentarian please read to the President of the Senate the section of the rules that deals with this just so that both of us know what's going on.

PRESIDING OFFICER: (SENATOR BRUCE)

What...what particular rule, Senator, would you like to cite?

SENATOR KEATS:

Well, I would like her to cite to you the rule that's allowing you to do it. Because you are taking one out of order without advance notice, you're treating one separately and you don't have leave to do it.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator, the Chair has asked leave to go out of the order of business to the Order of Motions in Writing, that is the matter before the Body. And that is...that is the question. Is there leave to go out of the ordinary order of business to the Order of Motions in Writing? There...there is objection. All right. I think, Senator Bloom, you...you...you now have a motion to make. Senator Bloom.

SENATOR BLOOM:

Yes, then I would move that we go out of the order and I...perhaps now that I can be heard I would respond to some of the prior speakers and that is that I...I filed that motion the 15th, or you know...the people that are objecting know the motion was filed; as a matter of fact, I've discussed the motion with them. And so if it's...if it's all well and good, if we could just get on with it and go to the order of business, put this on the Calendar and take action on it. So I'd seek a roll call at the appropriate time, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The motion is to go out of the ordinary order of business to the Order of Motions in Writing to consider a motion filed on Senate Bill 1654. No, we...we...we sought leave and it was denied, Senator Keats. Now the motion will require thirty affirmative votes to go to that order of business. Senator Buzbee, on that motion? Senator Buzbee.

SENATOR BUZZEE:

Yes, on that motion, Mr. President, thank you. I suspect that we all know that the Arts Council appropriation is going to appear miraculously somewhere, at sometime, somehow or other, and the Arts Council in fact is going to be funded. But it seems to me that...that this is not the way to do it at this point. There has been...there was vehement objection to this bill originally, and it seems to me that even though I'm supportive of the Arts Council, I plan to vote for their appropriation, I plan to vote No on this discharge motion. I think we ought to let the bill stay where it is and the funding will appear at some point or another at some proper level, hopefully, in other bill as an amendment or in a Conference Committee report or so. But I think at the moment, at least as for me and my house, I plan to vote No.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion on the motion to go out of the order...ordinary order of business? Senator Brock is recognized.

SENATOR BROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in support of this motion. It is a motion limited by subject matter and obviously brought at this time because of the deadline that's confronting us on Friday. And we are not going to be here on Friday, so today is the day if we're to read this bill a second time and consider any amendments. As a matter of fact, I am sure that Senator Bloom would be more than happy to bring it back from the Order of 3rd Reading if we ever get that far. But I think as a sponsor of a major agency appropriation of some not inconsiderable amount of money, he has the right to have the bill heard rather than tack an amendment on somewhere else either in the House or in the Senate. I think this is a straightforward way of dealing with this appropriation. It

obviously does not meet with everybody's favor in the amount in which it now resides, but I think that can be subject of another discussion. Fact is, I think to have the Arts Council budget sitting out there as kind of a "Fat Albert" duck waiting to be shot at is a better way of doing it than coming in with some amendment to some other agency. Let's vote it up or down, but I think we ought to go to that order of business.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Now...Gentlemen and Ladies, I have Senator Zito and Keats. Now we have not gotten to the motion. We are not on the motion. We are on the motion to go to that order of business. And so please confine your remarks to that question of going out of the ordinary order of business to the Order of Motions in Writing. Senator Keats.

SENATOR KEATS:

I...I thank you, Mr. President. In...limiting...limiting my remarks simply to the motion of Fat Albert here, you really have got to ask yourself, the bill did...did get a committee hearing, was, two, bipartisanly; and as the chairman of the Appropriations Committee says, as a Phoenix rising from the fire, we're going to see this one again. But I think maybe we should at least send a message that when a budget is raised almost a hundred percent, ninety-five or ninety-six percent last year, slipped in the middle of a bill that basically took care of widows, orphans and small children left lying in the streets; slipped in the middle so you could not possibly kill it, I think sometimes you have to send a note to people who do things like that that we do not approve and then now simply turn around and say, oh, that's okay, be disreputable, be sneaky, be underhanded, we in the Senate who rise above that never do things like that find that unacceptable. And I just think it's significant that for once the Senate would say, let's do things the way it

ought to be done. The bill was killed in committee on an honest, bipartisan roll call and I see no reason why Fat Albert should be given fairer consideration than numerous other bills of far greater merit that did not receive a ninety-five percent increase and a twenty-five percent call for an increase this year. I would hope we would leave this in committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis, on the motion to go out of the ordinary order of business.

SENATOR GEO-KARIS:

A point...a point of information, please.

PRESIDING OFFICER: (SENATOR BRUCE)

All right.

SENATOR GEO-KARIS:

Do I understand correctly, this is a motion to take from the Table?

PRESIDING OFFICER: (SENATOR BRUCE)

No, it is not, Senator. It's a motion to go out of the ordinary order of business to motions in writing and that motion takes from the Table. This motion to go out of the ordinary order of business will require thirty affirmative votes. Further discussion of this motion? Senator Bloom may close.

SENATOR BLOOM:

I...I'd appreciate thirty affirmative votes.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall the Senate go out of the ordinary order of business to the Order of Motions in Writing for consideration of a written motion concerning Senate Bill 1654. On the motion, 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 32, the Nays are 6, 2

voting Present. The motion prevails, the...Senate will go out of the ordinary order of business to the Order of Motions in Writing for the consideration...Senator Keats.

SENATOR KEATS:

Let's verify this turkey for the fun of it, let's see who's here.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. There's been a request for a verification. Will the members please be in their seats. Pursuant to Senate Rule, the Secretary will call the names of those who voted in the affirmative and you are to respond when your name is called. The Secretary will call those who voted in the affirmative.

SECRETARY:

The following voted in the affirmative: Barkhausen, Becker, Berman, Bloch, Chew, Collins, Farrow, Davidson, DeAngelis, Degnan, Donahue, Egan, Etheredge, Friedland, Geo-Karis, Grotberg, Hall, Holmberg, Jeremiah Joyce, Kustra, Macdonald, Maitland, Netsch, Philip, Sangweister, Schaffer, Schuneman, Smith, Schmer, Weaver, Zito, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats, do you question the presence of any member?

SENATOR KEATS:

Senator Barkhausen.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Barkhausen on the Floor? I see him in the phone booth, Senator...there he is. Senator Barkhausen is...is present.

SENATOR KEATS:

Senator Egan.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan on the Floor? Senator Egan. Strike his name.

SENATOR KEATS:

Senator Friedland.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Friedland is at his desk.

SENATOR KEATS:

Senator...no, he just returned. Senator Kustra.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Kustra on the Floor? He just came out of his phone booth.

SENATOR KEATS:

Senator Philip.

PRESIDING OFFICER: (SENATOR BRUCE)

Is Senator Philip on the Floor? Senator Philip...

SENATOR KEATS:

...and my...my favorite...we'll, tell him off the hook then.

PRESIDING OFFICER: (SENATOR BRUCE)

...Senator, do you...do you...are you questioning the presence of Senator Philip?

SENATOR KEATS:

I do.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Take...take his name from the roll. On a verified roll call, there are 30 Ayes, 8 Nays, 2 Present, and the motion prevails. All right. We are on the Order of Motions in Writing for the consideration of the motion filed on Senate Bill 1654. And, Mr. Secretary, if you would read the motion, please.

SECRETARY:

I move that Senate Bill 1654 be taken from the Table and placed on the Calendar on the Order of 2nd Reading. Dated 5-15-84. Signed, Senator Bloom.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOCH:

Well, thank you...very much, Mr. President. To a degree, the debate on whether to go to the order of business got into the merits of the motion. I think that in response to some of the prior speakers, I think the message has already been sent. And I can assure you that the message was received. I have spoken to many of you about this on the phone and you're aware of it. I...I believe that the public policy of this State is that there should be an Arts Council, it is a major agency. I believe that probably what has happened makes sense in the context of the two Chambers, but in the larger context, it would probably suit us better to put the appropriation for this agency out on the Calendar, make the amendments that demonstrate the preference of the majority of this Body and ship it off. I'll answer any questions, but I believe that we ought to put this on the Calendar and probably it would behoove us to get this cut of here. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloch.

SENATOR BLOCH:

And I spoke with the Governor last week on this...

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order, please.

SENATOR KEATS:

...the Governor has expressed a very keen interest in having this agency's appropriation out on the Calendar and funded and going. So it's not just a question...I think this Body should rise above some of the personalities that have been mentioned in private conversations and that we have expressed exactly how we would approach commissions and that to a degree the message has been received and we have, in effect, kind of burped and gotten this out of the system and let's get on with the business of appropriations. Thank you, very much.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Zitc.

SENATOR ZITC:

Thank you, Mr. President and members. I...Senator Bloom, I supported the Chair on that last motion because I think we're caught in a Catch-22 situation here. I was the person...the primary person that opposed the Arts Council funding in committee. My intent was not to kill the budget, I want to make that crystal clear. My intent was, however, to bring that Arts Council budget into compliance with...every other State agency and request a minimal increase rather than the exorbitant increase that they requested, some twenty percent. I think we're caught in a Catch-22 situation because while I still oppose that exorbitant increase, I think that if we don't hear this bill singly it's going to be lumped in, as Senator Keats said, with every other appropriation under the sun. I stand ready to...to support your motion but would hope as I've supported your motion that you will support my two amendments; the one being the amendment that we tried to attach last week that would bring the Arts Council under some...some type of accountability to the members of this General Assembly; and, number two, I have prepared and filed an amendment to allow the Arts Council a...2.8 percent increase which is equivalent to the Governor's request for education. If I can have that...commitment from you, I'll be more than happy to support this motion.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

I don't think you can put a substantive amendment onto an appropriation bill. As to the other, I think it's...it's below the Senate guidelines; however, if that's the will of the Body, I'll certainly go along with it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Zito.

SENATOR ZITO:

Well, in light of that, then I would appeal not only to Senator Bloom but the will of the Body, I stand ready to support this so we can hear the Arts Council budget in a singular fashion rather than be lumped on with all other appropriations, Mr. President. And, therefore, I think we should vote for this, I also think that we can find another vehicle to attach the reporting procedure, and I do have an amendment filed that will give a 2.8 percent increase to the Arts Council.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? The motion is to take from the Table and have Senate Bill 1654 placed on the Order of 2nd Reading. On the motion, those in favor will vote Aye. Those opposed will vote Nay. The voting is open. It will require thirty affirmative votes for passage. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are 1, none voting Present. The motion to take from the Table and have the bill placed on the Order of 2nd Reading passes. Is there leave to go to the order of Senate Bill 1654 and have it read a second time? Leave is granted. Read the bill, Mr. Secretary, please, 1654.

SECRETARY:

Senate Bill 1654.

(Secretary reads title of the bill)

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

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll on Amendment No. 1.

SENATOR CARROLL:

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

Senate. This amendment does two things; one, it provides for the Senate guidelines in all areas such as the hiring lag, the professional artistic contract's freeze and equipment. In addition to that it...it cut down the request for growth from some twenty percent down to eight percent. So it...it incorporates both the normal set of guidelines and a reduction in the Grants request to an eight percent growth factor. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Zito.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Zito is recognized on Amendment No. 2.

SENATOR ZITO:

Thank you, Mr. President and members. This is in response to the...what I feel is still a...a significant increase of eight percent in response to Senator Carroll's amendment. I have offered for the Arts Council budget...and remember, this budget was more than doubled last year, we allowed for doubling, I was happy to vote in favor of that but I think in the financial situation in the State of Illinois that the Arts Council this year can safely survive with a 2.8 percent increase which would translate to a hundred and fifty thousand dollars of the General Revenue Fund. The Federal money that the Arts Council receives which...what will be untouched, that's still ninety-seven thousand dollars. So, in fact, of the 2.8 percent increase is a reflection just

of...of GRF, and I would ask for its adoption. If the Chair is in doubt, I would ask for a roll call.

PRESIDING OFFICER: (SENATOR ERUCE)

The motion is to adopt Amendment No. 2. Is there discussion of that motion? Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in support of the motion. It seems strange that a...a council...commission we abolished, I don't know how many commissions at a total savings of approximately four million dollars and...and...Senator Eock and the amendment to his bill maintained that it was approximately two million dollars, and here we have a council that went from 2.6 million in 1982 to 6.6 in 1984, and I think that that's quite a bit of money. Senator Zito had a motion last week as to have some accountability to it; unfortunately, this Body saw fit not to adopt that motion. I think this is a reasonable approach to it. We're constantly talking about money, we're constantly talking about our schools, our educational facilities, they are constantly coming to us for dollars and cents and here we would have this without any guidance whatsoever. The commission...or the committee in Appropriations saw fit to...to have this bill die in committee and now it's resurrected and, as we all know, we have another five weeks left, nothing dies until the 1st of July. And if this is the avenue we choose to take now, I would strongly recommend that we adopt this cap so that we would have some accountability.

PRESIDING OFFICER: (SENATOR ERUCE)

Further discussion? Senator Elcom.

SENATOR ELCOM:

Senator Nedza, where were you last week when we were trying to cap hospital costs? I...I did say...I did say I would abide to...by the will of the Body. I am troubled by Senator Zito's amendment because it is singling out one

agency, really, for some retribution that I don't think is really necessary. The other agencies, the Senate Appropriations Committee agreed...came to an agreement and said the growth would be eight percent, here we appear to be singling out this agency and I...I'm troubled by that. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Lenke.

SENATOR LENKE:

Senator Bloom, I disagree with you, this is not retribution against any agency or we're not singling out any agency, we're singling out a waste in State Government. In my district, my parents have to go out and pay thirty-five hundred dollars for a band uniform, have to support that band and do everything else, and this silly outfit can bring in some people from Minnesota and Cleveland and all over the world and not support local band activity. We're cutting back in school costs, we can't have those extra curricular choirs and things that have been going on that I had as a kid and everybody else had as a kid, we can't support that now but the parents have to support it if they want it. And I think this is ridiculous. This is...this is...this is five million dollars, this isn't...fifty thousand dollars what he started from. This...this...this council was started with the initiative to go out and seek private funds. We funded it at fifty thousand dollars under Governor Ogilvie, and every year since then, they found a different source, the State Treasury and the general welfare. We take money out of the General Revenue Fund that could be used for education, could be used for bands, could be used for choirs, and promote people to participate and...make Illinois a great art State from within, not from without. And I don't think we have to go to Europe or to Minneapolis or Cleveland or New York to find people to perform if you're working with them in the high schools and we have the programs there. This is

silly, I'd rather see this five million dollars put into education so maybe our kids might learn how to play a piano or maybe...maybe yet they might even know how to read poetry, not write it. Some of our kids can't even read poetry. They don't even teach it, we keep taking the money away from people locally and the local people pay for it. What we ought to do is...is ask the people if they want this silliness and you'll see how many people vote for it. The only people that want this are those that sit in their large towers that think it's great. I mean, and it's ridiculous because the people that we support aren't the people we should be supporting. And when you go on your district and you see band parents go out and have fund raisers to raise money for instruments and costumes and everything else for their...their people, it's a sin. To pay to this money to have them squander it throughout the world and send people all over with their concerts and everything and the people that want to hear symphonic music don't want to pay for it. If they don't want to pay for it, then it should be eliminated. If you want to pay for it, then you should pay the costs. If...if you want to hear symphonic music, want to pay a hundred dollars, fine, but not fourteen dollars and have it supplemented by the State. We're not here to supplement out-of-staters, we're here to supplement kids, to give them something to go on so they can come out in the future and be something. This is ridiculous. I think this amendment is not the best 'cause I'd like to see the whole damn budget eliminated because I think it's ridiculous, but I'm going to vote for the amendment and I ask for the support.

PRESIDING OFFICER: (SENATOR ERUCE)

Further discussion? Senator Bloom, did you have a...for a second time? Senator Bloom.

SENATOR BLOOM:

Yeah, just in...in...on a small point in response to a

point the prior speakers have made and that is that I...I believe that half the funding for the Ethnic Heritage Commission came from the Arts Council last year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lenke.

SENATOR LEMKE:

Just...let me set the record straight, the Ethnic Heritage Commission never got a dime. In the hundred and fifty groups that have participated in the Ethnic Heritage Festival that come down here and spend their own cost never got a dime from the Arts Council. And this is not the Ethnic Heritage Commission I'm talking about, because I have been on this Floor consistently since I've been in the Senate speaking against the ridiculous affairs of the Arts Council. And it's not retribution, I'm talking about the ridiculous affairs. I mean, we got up here many times and I resent this fact that you say this. These people don't contribute one dime and we probably don't want it. 'Cause we...we would...you give us the right, we will...we will raise our own money to support our own groups, but we don't want them to squander it on some groups that don't deserve it, making films about draft dodgers, ridiculous, when our kids get shot at in Vietnam, ridiculous.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom, do you have anything else you'd like to add? Senator Grotberg.

SENATOR GROTEBERG:

Thank you, Mr. President, fellow members. I have waited for someone to get up on behalf of the arts. And as...opportunity may not come around again for me, but the conservative approach to this 2.8 amendment is wonderful, there's nothing wrong with that. But some of the rhetoric that has gone on that bothers me...I remember when I was twelve years old, the Minneapolis Symphony Orchestra coming

to Jamestown, North Dakota, making a believer out of me on how art gets around. I'm kind of fond of the musical arts as most of you know. I'm cognizant of Lawrence Tibbets, we sitting on the stage when they sold stage seats at concerts, the great Metropolitan Opera baritone at the North Dakota Agricultural College Farm, a man from New York. I pursued music for most of my young adult life and still do as a hobby. To sit here and listen to rhetoric about the world of arts displays within us, this Body, I think a certain immaturity toward mankind, society and civilization in general. I supported Senator Zito in helping to throttle this runaway committee, and I can talk about the sins; and the sinner, in this case, is probably us with our talk. From time to time I've asked you to look up in this room, just look up and tell me about art being obsolete, a waste of money. We spent more to recreate it and restore it than it did to put it in here. But I only take this opportunity to hush each of us in our own hearts about the difference between man and the animals, it has a little bit to do with this subject and it's called culture and if we...it's very fragile. I don't know that the money goes to the right people or the right organizations, but it was society's effort and the people's will and I think the sponsor of this bill put it rather frankly when as a matter of public policy some years ago we decided, as a government, to be involved in nurturing the arts as part of what makes life worthwhile in Illinois. I'm going to vote for this just to keep the concept of a public policy that art is worthwhile, that art adds to the lives of all of us, whether it's visual, musical, any other kind. But for heavens sake, Ladies and Gentlemen, let's not degrade ourselves with some of the rhetoric that I have heard. Take on individuals and budgets, but leave us not desecrate the arts. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Keats.

SENATOR KEATS:

Let me...I was not going to say anything until the previous speaker when it reminded me of a thought pattern, 'cause there were two questions raised. One is when we talk about a public policy, and I am not opposed to us subsidizing some things, we subsidize a great many things that we consider public goods, the arts are not necessarily one thing that should be excluded. The question is, who is being subsidized. I might say, each of you think of your own district; as I know many of you are aware, I come from a lower middle class borough from the northern suburbs of Chicago. My district probably receives the greatest subsidy in the entire State. For those of you whose districts are perhaps less well-endowed than mine, your districts are subsidizing mine while we do this. If there's one person or one district that can afford some of this, it happens to be mine and yet mine is the top recipient. But I want to bring up a second point too, that it isn't just a question of who's subsidizing who, it's the second one, look at where the money is spent. If we accept a public policy of the subsidy of arts in Illinois and America, I am not totally opposed to that concept, look where the money is going. Do you remember when Roger Auliff used to bring in those poems from the bushes, remember? Remember those things? Look where the money is going. The issue is not, should we spend some. If it were all some of the great classical arts, you could convince me, but look at where this money has been spent. Look at many of the projects that have received funding. So you have the dual issue of who is subsidizing whom and that it is the south side of Chicago subsidizing the northern suburbs of Chicago, and look at who decides where that money has gone in terms of, are those the groups truly in greatest need and I think you would find that the answer to that is, no. So I would

support this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? The question...if not, Senator Zito may close.

SENATOR ZITO:

Thank you, Mr. President, not to belabor the point. I'm surprised that Senator Bloom is still in opposition to this...this amendment. Senator Bloom, let's talk about financial reality. I...and, Senator Grctberg, my dialogue has never been derogatory of the arts. I, too, enjoy the arts but I think we have to talk about financial reality. As of April the 30th, I believe, there were 4.3 million dollars spent to the Arts Council's 5.8 million dollar budget. They to date have no financial officer to bring about any accountability for the money that's spent already so they're going to scurry around and spend some 1.5 million dollars before the end of the fiscal year. Ladies and Gentlemen of this Body, if we're going to appropriate money for the Arts Council, and I strongly suggest that we do that, we need to do two things. Number one, we need to bring them into financial reality with the rest of the State of Illinois and their agencies. The...the Governor has clearly asked for no more of an increase than 2.8 percent for education. I think that's fair and just that the Arts Council which can be loosely construed as a form of education to adhere to that increase. I also believe that there should be stronger accountability. I don't have a problem supporting financial rewards for the Arts Council. I would, however, like to know where the money is spent, particularly in my district. It was interesting last week when I sent a letter to all of you indicating where the money was spent that the overwhelming majority of this Body did not have any idea where the grants in their districts were. I...I ask for support of this amendment. I think it's a good step in reform of all agen-

cies and will be bringing back the other amendment on another vehicle to bring about some accountability. Again, the arts are important and nobody is questioning that. What we're questioning now is financial reality, and I'd appreciate your support on this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the adoption of Amendment No. 2 to Senate Bill 1654. 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? Take the record. On that question, the Ayes are 41, the Nays...on that question, the Ayes are 40, the Nays are 14, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. All right. Senator Bock, for what purpose do you arise?

SENATOR BOCK:

Thank you. I would suggest...we are faced with the necessity for the Appropriations Committee to meet. I would suggest we start on page 4 with Senate Bill 1450, go through the Calendar one time. We have a House bill on 3rd that is of an emergency nature, 2389, and then we can adjourn until ten o'clock tomorrow morning. In the meantime, I have passed out a...or asked it to be distributed, a Senate schedule for next week which will bring us into Session on Monday, and we will have every committee of the Senate meeting at least one time next week for the purpose of dealing with House bills and we are...fully intend to conclude our business on Thursday, June the 7th, rather than Friday, June the 8th, which is the deadline date. So I would ask your prompt attendance on Monday so that we can again finish on Thursday, then we'll have Friday and...the following Monday that we will not be in

Springfield.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Zito, for what purpose do you seek recognition?

SENATOR ZITO:

I'm sorry to bother you, but a point of inquiry.

PRESIDING OFFICER: (SENATOR BRUCE)

Yes.

SENATOR ZITO:

It's come to my attention that we did, indeed, several days ago to Senate Bill 1555 add Amendment No. 4 which was substantive language to an appropriations, I think...I believe it was the Department of Corrections. If that is so, I would request that the bill we just voted on be held on 2nd reading so I could prepare the...the second amendment. There was substantive language added to a Department of Corrections appropriations, Amendment No. 4.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Well, Senator...I may have been presiding at that time, it was not questioned. And if you will allow us we will...it was questioned? I don't remember, I was not presiding as far as I know. And...and I will...I will take that under advisement with my...my handlers here and get back to you.

SENATOR ZITO:

Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. If we can go to the Order of Senate Bills 3rd Reading, Senate Bill...1450, Senator Jerome Joyce. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill...excuse me...1450.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. This appropriates six hundred thousand dollars from the Capital Development Fund to the Division of Water Resources in the Department of Transportation to construct a storm water reservoir on the north branch of Soldier's Creek in the village of Bradley. This is causing...there's a lot of flooding, it's causing...also it floods into the sewage treatment plant at Kankakee and Bradley and causes that to...bypass into the Kankakee River. I'd be happy to answer any questions.

PRESIDENT:

Any discussion? Is there any discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, this is an unbudgeted item. And I believe, is this the same item, Senator Joyce, that you passed twice last year and perhaps once the year before? It just keeps coming back.

PRESIDENT:

Senator Joyce.

SENATOR JEROME JOYCE:

Just passed once last year, I remember. The Governor vetoed it, but it's at a much lower figure this year and also my district was the lowest that any was...any money...the grants from the Arts...Arts Council, so I think this would be appropriate that...

PRESIDENT:

Senator Fawell.

SENATOR FAWELL

Thank you, Mr. President. Is this the same area that just took off the...just got the million dollars worth of farm land?

PRESIDENT:

Senator Joyce.

SENATOR JEROME JOYCE:

Yeah, now we got to drain it, Eev.

PRESIDENT:

Further discussion? If not, the question is, shall Senate Bill 1450 pass. 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? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 30 Ayes, 26 Nays, none voting Present. Senate Bill 1450 having received the required constitutional majority is declared passed. 1451, Senator Johns. 1473, Senator Bruce. 1533, Senator Savickas. 1534, Senator Demuzio. On the Order of Senate Bills 3rd Reading, Senate Bill 1534, 1-5-3-4. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1534.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Yes, thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. It's the...the usual and ordinary contingent expense of the State Comptroller. I don't...the only thing that is unusual about it, there was an Amendment No. 5 that added the five hundred and sixty-four thousand dollars for the increase in per diem that was caused by Senate Bill...or 1743. I would ask for your favorable...support.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 1534 pass. Those in favor

Bill 1546
3rd Reading

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, there are 50 Ayes, 1 Nay, none voting Present. Senate Bill 1534 having received the required constitutional majority is declared passed. Senator Carroll on 1546. On the Order of Senate Bills 3rd Reading, Senate Bill 1546. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1546.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the annual Court of Claims awards bill with those awards approved through May. It's approximately a million five hundred and fifty thousand. It includes the Floor amendment for the WOO award, as well, and I would ask for a favorable roll call.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 1546 pass. 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, there are 49 Ayes, 3 Nays, 2 voting Present. Senate Bill 1546 having received the required constitutional majority is declared passed. Top of page 5, 49 and 50 were on the recall list, 52, Senator Sommer. On the Order of Senate Bills 3rd Reading, top of page 5, is Senate Bill 1552. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1552.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Sommer.

SENATOR SOMMER:

Mr. President, members, this...the amount of this appropriation is three hundred and fifty-one million one hundred and eighty-four thousand seven hundred dollars in its current form. Actually it's been reduced six...sixteen million eleven thousand six hundred dollars. It's one of the larger reductions, much of which came from the fact that the State group insurance plan had been overbudgeted by about fourteen million.

PRESIDENT:

Discussion? Is there any discussion? If not, the question is, shall Senate Bill 1552 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, 3 Nays, none voting Present. Senate Bill 1552 having received the required constitutional majority declared passed. Senator Donahue on 1554. On the Order of Senate Bills 3rd Reading, Senate Bill 1554. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1554.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Donahue.

SENATOR DONAHUE:

Yes, thank you, Mr. President, members of the Chamber. Senate Bill 1554 appropriates four hundred and sixteen mil-

lion four hundred and four thousand five hundred dollars for the ordinary and contingent expenses of the Department of Commerce and Community Affairs. I would hope for a favorable roll call.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 1554 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 53 Ayes, no Nays, none voting Present. Senate Bill 1554 having received the required constitutional majority is declared passed. On the Order of Senate Bills 3rd Reading, Senate Bill 1555, Senator Watson. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1555.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. Senate Bill 1555 appropriates three hundred and eighty million one hundred and ninety-four thousand dollars for the budget for the Department of Corrections. It was introduced at three hundred and eighty-four million five hundred and seventeen thousand, and we've reduced it four million three hundred and twenty-three million for our total of three hundred and eighty-one hundred and ninety-four,000. Appreciate the vote.

PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall Senate Bill 1555 pass. 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, there are 49 Ayes, 4 Nays, none voting Present. Senate Bill 1555 having received the required constitutional majority is declared passed. Senator Sommer on 62...on the Order of Senate Bills 3rd Reading, Senate Bill 1562. Read the bill, Mr. Secretary.
SECRETARY:

Senate Bill 1562.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Sommer.

SENATOR SOMMER:

Mr. President and members, the amount of this bill at the present time is seven million eight hundred and twenty-nine thousand one hundred dollars, reduced eighty-six thousand dollars by the action of the committee.

PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall Senate Bill 1562 pass. 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, there are 52 Ayes, no Nays, none...2 voting Present. Senate Bill 1562 having received the required constitutional majority is declared passed. On the Order of Senate Bills 3rd Reading, Senate Bill 1564. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1564.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Weaver, with leave of the Body, in Senator Philip's stead. Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This is the OCF for the Judicial Inquiry Board in the amount of two hundred and ninety-three thousand dollars.

PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall Senate Bill 1564 pass. 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? Take the record. On that question, there are 52 Ayes, 3 Nays, 1 voting Present. Senate Bill 1564 having received the required constitutional majority is declared passed. 1565 is on the recall list. 1570, Senator Donahue. On the Order of Senate Bills 3rd Reading, Senate Bill 1570. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1570.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. The dollar figure for mines and minerals is twenty million seven hundred and sixteen thousand seven hundred dollars.

PRESIDENT:

Discussion? Any discussion? If not, the question is, shall Senate Bill 1570 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 50 Ayes, 1 Nay, 3 voting Present. Senate Bill 1570 having received the required constitutional majority declared passed. 1574, Senator Schaffer. On the Order of Senate Bills 3rd reading,

Senate Bill 1574. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1574.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, this is a budget of some three billion one hundred and twelve million dollars, down approximately nine million dollars from introduction largely due to the compromise worked out between the medical providers and the Governor's Office.

PRESIDENT:

Discussion? Any discussion? If not, the question is, shall Senate Bill 1574 pass. 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, there are 40 Ayes, 11 Nays, 4 voting Present. Senate Bill 1574 having received the required constitutional majority is declared passed. 83 was on the recall list. 1611, Senator Buzbee. On the Order of Senate Bills 3rd Reading, Senate Bill 1611. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1611.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. First of all, I would ask leave to have Senator Berman shown as a hyphenated cosponsor, so it should read Buzbee-Berman.

HB 2389
2nd Reading

PRESIDENT:

All right. You've heard the request of the gentleman. Is leave granted? Leave is granted. Show Senators Buzbee and Berwan as hyphenated cosponsors. Senator Buzbee.

SENATOR BUZZEE:

Thank you, Mr. President. This is an appropriation to the State Board of Education for general State aid. What it does is it's thirty million dollars...pardon me, it's...it's one hundred and five million dollars over the FY '84 appropriation of 1.437 billion. The increase is broken down as follows. It's a thirty million dollar increase in...in the per pupil support level, five million dollars recommended by the State Board for the Governor's Master Teacher Program is shifted to the GSA, and then an additional seventy million dollars from the projected lottery receipt increases is provided to further increase the per pupil support level to a staff estimate of one billion eight hundred and eighty million, and I would ask for...I would ask for a favorable roll call.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 1611 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, 2 Nays, 2 voting Present. Senate Bill 1611 having received the required constitutional majority is declared passed. The next three bills are subject to Committee of the Whole tomorrow. 18 and 32 are...be held. With leave of the Body, we'll move to the Order of House Bills 3rd Reading, Senator Carroll. On the Order of House Bills 3rd Reading middle of page 6. On the Order of House Bills 3rd Reading is House Bill 2389. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2389.

(Secretary reads title of the bill)

3rd reading of the bill.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill is to allow the intent of Public Act 83-975 to, in fact, apply. When we had passed that law unfortunately there had been an effective date of July 1, 1984, and that would not have allowed those teachers retiring this year to use their maximum service credits for accumulated sick leave. This bill would merely update that effective date to June 1, 1984, so those who are in fact retiring at the close of business of this school year would in fact be allowed to utilize this method of applying their...for their accumulated sick leave. And I would ask for a favorable roll call. Answer any questions.

PRESIDENT:

Discussion? Any discussion? Senator Grotterg.

SENATOR GROTTERG:

Thank you, Mr. President. Just to declare a possible conflict of interest. My wife retires June the 3rd, and I'm going to vote for it and I'd sure ask everybody on this Floor to do the same thing.

PRESIDENT:

The question is, shall House Bill 2389 pass. 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, there are 56 Ayes, no Nays, none voting Present. House Bill 2389 having received the required constitutional majority declared passed. All right. Earlier today on the Order of House Bills 1st Reading, the Secretary read in House

Bill 2859 and House Bill 3174. With leave of the Body, we'll change the sponsorship. It should be Senator Welch in lieu of Senator Kelly. 2859 and...3174. With leave of the Body, we'll show Senator Welch as the Senate sponsor. Leave is granted. Senator Joyce, for what purpose do you arise?

SENATOR JEROME JCYCE:

It's on that same order of business. I would like to be put on as...as chief sponsor of House Bill 3060 with Senator Macdonald as the hyphenated cosponsor.

PRESIDENT:

All right...you've...you've heard the gentleman's request on House Bill 3060. Is leave granted? Leave is granted. It's so ordered. Further announcements? Further business? Senator Chew.

SENATOR CHEW:

I would like leave from the Senate to add Senator Fate Philip as hyphenated cosponsor on House Bill 2926.

PRESIDENT:

2-9-2-6, House Bill 2926. The gentleman seeks leave to ask...to show Senator Philip as the...hyphenated cosponsor. Is leave granted? Leave is granted. It's so ordered. Senator Buzbee, for what purpose do you arise?

SENATOR BUZZEE:

Thank you, Mr. President. Appropriations II Committee will be meeting in Room 212 ten minutes after we adjourn, and we anticipate we'll be out by four-thirty or five o'clock at the latest.

PRESIDENT:

Senator Holmberg.

SENATOR HOLMBERG:

Yes, I would ask permission to be added as a hyphenated joint sponsor on House Bill 3161. Senator Demuzio-Holmberg.

PRESIDENT:

3-1-6-1. The lady seeks leave to be shown as a

hyphenated cosponsor of House Bill 3161. Is leave granted? Leave is granted. So ordered. Further business? Senator Marovitz, for what purpose do you arise, sir?

SENATOR MARCVITZ:

Thank you, very much, Mr. President, members of the Senate. The report of the Senate Subcommittee on State Government Reorganization was distributed to every member of the Senate last week, it is on your desk. It involves the implementation of Executive Order No. 2...Governor's Executive Order No. 2. The report embodies the testimony of all those who came before the committee and was adopted unanimously by the committee with no recommendation in regards to Executive Order No. 2. By the inaction of this Body, Executive Order No. 2 will take effect tomorrow.

PRESIDENT:

All right. Any further business to come before the Senate? Any further announcements? If not, Senator Demuzio moves that the Senate stand adjourned until ten o'clock, ten o'clock Thursday morning. Ten o'clock tomorrow morning. We'll have Committee of the Whole at eleven and then we'll go back where we came from. Ten o'clock tomorrow morning. Rules Committee will meet at eight-thirty tomorrow morning in the Office of the President. Eight-thirty.