

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

4th Legislative Day

March 1, 1989

PRESIDENT:

...will our guests in the gallery please rise. ...Pilgrim Rest Missionary Baptist Church, Springfield, Illinois.

REVEREND CHARLES TINER:

(Prayer given by the Reverend Tiner)

PRESIDENT:

Thank you, Reverend. Reading of the Journal, Madam Secretary.

SECRETARY:

Senate Journal of Wednesday, February 1, 1989.

PRESIDENT:

Senator Jacobs.

SENATOR JACOBS:

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

PRESIDENT:

You've heard the motion as placed by Senator Jacobs. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it is so ordered. Introduction of Bills, Madam Secretary.

SECRETARY:

...Bill 90 offered by Senators Lechowicz, Kelly, Degnan, Jeremiah Joyce and Marovitz.

(Secretary reads title of bill)

Senate Bill 91 offered by Senator Topinka.

(Secretary reads title of bill)

Senate Bill 92 offered by Senator Smith.

(Secretary reads title of bill)

Senate Bill 93 offered by Senator Smith.

(Secretary reads title of bill)

Senate Bill 94 offered by Senator Marovitz.

(Secretary reads title of bill)

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Senate Bill 95 offered by Senator Jones.

(Secretary reads title of bill)

Senate Bill 96 offered by Senator Jones.

(Secretary reads title of bill)

Senate Bill 97 offered by Senator Jones.

(Secretary reads title of bill)

Senate Bill 98 offered by Senators Rigney and Philip.

(Secretary reads title of bill)

Senate Bill 99 offered by Senator Rigney.

(Secretary reads title of bill)

Senate Bill 100 offered by Senator Zito.

(Secretary reads title of bill)

Senate Bill 101 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 102 offered by Senator Brookins.

(Secretary reads title of bill)

Senate Bill 103 offered by Senator Thomas Dunn.

(Secretary reads title of bill)

Senate Bill 104 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 105 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 106 offered by Senator Hall.

(Secretary reads title of bill)

Senate Bill 107 offered by Senator Severns.

(Secretary reads title of bill)

Senate Bill 108 offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 109 offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 110 offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 111 offered by Senator Fawell.

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(Secretary reads title of bill)

Senate Bill 112 offered by Senator Berman.

(Secretary reads title of bill)

Senate Bill 113 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 114 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 115 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 116 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 117 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 118 offered by Senator Jerome...pardon
me...Senator Jeremiah Joyce.

(Secretary reads title of bill)

Senate Bill 119 offered by Senator Jeremiah Joyce.

(Secretary reads title of bill)

Senate Bill 120 offered by Senator O'Daniel.

(Secretary reads title of bill)

Senate Bill 121 offered by Senator Brookins.

(Secretary reads title of bill)

Senate Bill 122 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 123 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 124 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 125 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 126 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 127 offered by Senator Smith.

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(Secretary reads title of bill)

Senate Bill 128 offered by Senator Jones.

(Secretary reads title of bill)

Senate Bill 129 offered by Senator Collins.

(Secretary reads title of bill)

Senate Bill 130 offered by Senator Collins.

(Secretary reads title of bill)

Senate Bill 131 offered by Senator Geo-Karis.

(Secretary reads title of bill)

Senate Bill 132 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 133 offered by Senator Luft.

(Secretary reads title of bill)

Senate Bill 134 offered by Senators D'Arco, President Rock and
Karpiel.

(Secretary reads title of bill)

SECRETARY:

1st Reading of the bills.

PRESIDENT:

Messages from the House.

SECRETARY:

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

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

House Joint Resolution 4.

It is substantive.

PRESIDENT:

Executive.

SECRETARY:

Pardon me.

PRESIDENT:

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Messages from the House.

SECRETARY:

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

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

House Joint Resolution 5.

It is a congratulatory resolution.

PRESIDENT:

Consent Calendar. Messages from the House.

SECRETARY:

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

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

House Joint Resolution No. 11.

(Secretary reads HJR No. 11)

PRESIDENT:

The chair will just call the attention of the Membership to the new...matrix, I guess the word of art is...over the past...six weeks the Secretary and Assistant Secretary have been working with Daktronics. We have...,literally, a new system installed with which we'll all shortly become...more familiar. The idea, however, is that the...the order of business and the...the matrix on the board will reflect what's on the Calendar, and so everybody will be...I hope...a little better informed as to where we are and what we are about. Senator Demuzio on House Joint Resolution 11.

SENATOR DEMUZIO:

Well, thank you Mr. President...this is the...joint resolution that calls on the Senate and the House to convene in the House Chamber...at the hour of twelve o'clock in about six or seven

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minutes...to hear the Governor's...message with respect to the budget. I would move to suspend the rules for the immediate consideration and adoption of House Joint Resolution 11.

PRESIDENT:

All right. Senator Demuzio has moved to suspend the rules for the immediate consideration and adoption of House Joint Resolution 11. Any discussion on the motion to suspend? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Demuzio now moves the adoption of House Joint Resolution 11, which calls for us to meet with the House in Joint Session in about five minutes for the purpose of...hearing the Governor's budget submission. Senator Philip.

SENATOR PHILIP:

Thank you Mr. President, Ladies and Gentlemen of the Senate. I'd just like to acknowledge the presence of Senator Davidson, as you know, had a heart attack and a quadruple bypass. He said he did it because he wanted to loose some weight. He's lost almost twenty pounds. He looks great. We're certainly great to have him back and...Doc, you look as good as ever.

PRESIDENT:

Welcome back, Doc. Senator...Senator Davidson.

SENATOR DAVIDSON:

Mr. President, on behalf of Shirley and I, I want to say thank you to all Members of the Senate and to the staff and those people who were so generous in remembering me both in flowers and cards and their prayers, especially the prayers, I'm pleased to tell you I am ahead of schedule on recovery and they expect at this time for complete recovery on my part. And I want to tell you, those of you who are overweight, listen carefully. It's a hell of a hard way to lose weight.

PRESIDENT:

Senator Rigney. For what purpose do you arise, sir?

SENATOR RIGNEY:

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Personal privilege.

PRESIDENT:

State your point, sir.

SENATOR RIGNEY:

I'd like to talk about my seatmate. ...this is a gentlemen when he campaigns in southern Illinois, he always reminds folks that he's two years younger than Ronald Reagan, but the way he's been going here lately, I think he's soon going to be older than Ronald Reagan. This gentlemen celebrated his seventy-fifth birthday yesterday, and I think we should recognize my good friend, Ralph Dunn.

PRESIDENT:

Ralph, happy birthday, Ralph. All right, Senator Demuzio has moved the adoption of House Joint Resolution No. 11, which calls again for us to be in Joint Session with the House in about five minutes, the hour of noon, to hear the Governor's Budget Address. All in favor of the adoption of the resolution indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. The Chair would just like to point out.... If I can have your attention, the Committee of Escort that I'd ask to wait...meet the Governor at the...the rear of the House Chamber immediately in front of the door, Senators Macdonald, Madigan, Severns, Welch and Jones. Jones, Welch, Severns, Madigan and Macdonald are the Committee of Escort from the Senate. They will meet with the Governor outside the House Chamber and march him into the valley of...the lions, or whatever they call that place. All right, we are.... The Governor has indicated to Senator Philip and I that his speech would take no more than twenty minutes, so we will at this moment...I'll ask the Senate to stand in Recess. We will reconvene back here after the message at the hour of one thirty. One thirty back in the Chamber. In the meantime, the Senate stands in Recess. I'd ask the Members, particularly the Members of the Escort Committee, to head over toward the House Chambers,

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so we can get started on time. The Senate stands in Recess.

(Senate in Recess)

(Senate after Recess)

PRESIDENT:

the...will please be in order. Committee reports.

SECRETARY:

Pursuant to the provisions of Senate Resolution No. 3, the following Senators are appointed as Members of the Committee on Committees. Senators Vadalabene, Chairman; Senators...President Rock; Senators D'Arco, Demuzio, Collins, Luft; Senator Philip, Minority Spokesman; Senators Schaffer, Davidson and DeAngelis. Miss Hawker, Secretary of the Senate. Dear Miss Hawker: attached is a list of the Democratic Members for the Senate Committees as organized pursuant to Rule 7a of the 86th General Assembly. Very Truly Yours, Senator Sam Vadalabene, Chairman of the Committee on Committees. I have a like message. ...Dear Miss Hawker, attached is a list of the Republican Members for the Standing Committees as organized pursuant to Rule 7a of the 86th General Assembly filed by Senator Sam A. Vadalabene, Chairman of the Committee on Committees.

PRESIDENT:

If I can have your attention, WEEK TV-Channel 25 from Peoria has requested permission to...shoot some film. Without objection, leave is granted. Introduction of bills.

SECRETARY:

Senate Bill 146 offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 135 offered by Senator Jones.

(Secretary reads title of bill)

Senate Bill 136 offered by Senator Thomas Dunn.

(Secretary reads title of bill)

Senate Bill 137 offered by Senator Topinka.

(Secretary reads title of bill)

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Senate Bill 138 offered by Senators Topinka and Marovitz.

(Secretary reads title of bill)

Senate Bill 139 offered by Senator Topinka.

(Secretary reads title of bill)

Senate Bill 140 offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 141 offered by Senator Welch.

(Secretary reads title of bill)

Senate Bill 142 offered by Senator O'Daniel.

(Secretary reads title of bill)

Senate Bill 143 offered by Senator O'Daniel.

(Secretary reads title of bill)

Senate Bill 144 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 145 offered by Senator Ralph Dunn.

(Secretary reads title of bill)

Senate Bill 146 offered by Senator Hawkinson.

(Secretary reads title of bill)

...Thank you.

Senate Bill 147 offered by Senator D'Arco.

(Secretary reads title of bill)

Senate Bill 148 offered by Senator Kelly.

(Secretary reads title of bill)

Senate Bill 149 offered by Senator Ralph Dunn.

(Secretary reads title of bill)

Senate Bill 150 offered by President Rock and Senators Smith
and D'Arco.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

Resolutions.

SECRETARY:

Senate Resolution 64 offered by Senator Thomas Dunn.

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Senate Resolution 65 offered by Senator Kelly.

Senate Resolution 66 offered by Senator Kelly.

Senate Resolution 67 offered by Senator Smith.

Senate Resolution 68 offered by Senator Severns.

Senate Resolution 69 offered by Senator Jones.

Senate Resolution 70, 71 and 72 offered by Senator Jones.

Senate Resolution 73 offered by Senator Jones.

Senate Resolution 74 offered by Senator Newhouse and all members.

Senate Resolution 75 offered by Senator Mahar.

Senate Resolution 76 offered by Senator Mahar.

Senate Resolution 77 offered by Senator Mahar.

Senate Resolution 78 offered by Senator Geo-Karis.

Senate Resolution 79 offered by Senator Severns.

Senate Resolution 80 offered by Senator Thomas Dunn.

Senate Resolution 81 offered by Senator Holmberg.

Senate Resolution 82 offered by Senator Macdonald, Philip and all Republican Senators.

Senate Resolution 83 offered by Senator Macdonald.

Senate Resolution 84 offered by Senator Jacobs.

Senate Resolution 85 offered by Senator Topinka.

Senate Resolution 86, 87 offered by Senator Topinka.

Senate Resolution 78...pardon me, 88... offered by Senators O'Daniel, Demuzio, Lechowicz, Davidson and Rae.

They are all congratulatory.

Senate Resolution 89 offered by Senator Topinka.

Senate Resolution 90 offered by Senators Topinka, Philip and Fawell.

They are both death resolutions.

... Joint Resolution 5 offered by Senators Hudson and Mahar.

Senate Joint Resolution 6 offered by Senators Jerome...Jeremiah Joyce.

Senate Joint Resolution 7 offered by Senator Topinka.

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Senate Joint Resolution 8 offered by Senator Woodyard.

They are all congratulatory.

Senate Joint Resolution 9 offered by Senator Topinka.

Senate Joint Resolution 10 offered by Senator Degnan,
Lechowicz and President Rock.

They're death resolutions.

PRESIDENT:

...the resolutions I assume are Consent Calendar? Okay.
Further resolutions, Madam Secretary.

SECRETARY:

Senate Joint...pardon me. Senate Resolution 91 offered by
President Rock.

Senate Joint Resolution 11 offered by Senator Jerome Joyce.

Senate Joint Resolution 12 offered by Senator Zito.

Senate Joint Resolution 13 offered by Senator Jones.

Senate Joint Resolution Constitutional Amendment 14 offered by
Senator Watson.

PRESIDENT:

All right. Those resolutions will be assigned to the
Executive Committee. Senator Philip, for what purpose do you
arise, sir?

SENATOR PHILIP:

Thank you, Mr. President, a couple of questions. I'd like to
know when this Body will elect the Committee on Committee Members,
and when will the Senate approve those recommendations?

PRESIDENT:

That...that's already been done.

SENATOR PHILIP:

I beg your pardon, I didn't understand your...

PRESIDENT:

I...I...I think it's already been read in and journalized.

SENATOR PHILIP:

According to the Rule Number 7, Mr. President, I think that a

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majority of those voting on...on...on that report has to transpire. My question is...when are we going to vote on the adoption on the Committee on Committee?

PRESIDENT:

I'm not sure I follow you, just...hold on a minute, I'll try to...Senator Philip, I'd call your attention to the Journal of January the 11th, where Senate Resolution No. 3 was adopted by this Body with 59 Ayes and no Nays. That designated and elected members of the Committee on Committees of the Senate of the 86th General Assembly with the understanding that the names would be provided by you, as the Minority Leader, and me as the Majority Leader. Those names were provided today to the Secretary and will be journalized. Senator Philip.

SENATOR PHILIP:

Thank...thank you, Mr. President. I...I think that is correct, but they still have to be voted on. If you'd look at Rule 7, Mr. President, they still have to be voted on by this Body, and what I am suggesting is that...

PRESIDENT:

Well, what I am suggesting to you, sir, is that we did that...have done that already by Senate Resolution No. 3.

SENATOR PHILIP:

Thank you, Mr. President. And I can't disagree that...that we have a Committee on Committee...Committees, I can't disagree that we have recommended some members. But I do respectfully disagree that this Body has to vote on the makeup of those committees, and nobody ever agreed to that verbally, we've never had a vote on it. If you read Rule 7 it specifically says that we have to have a vote on that committee report on committees. I'm asking for that roll call.

PRESIDENT:

Well,...what it says is that the members...as I read Rule 7, it says that "There shall be elected from the membership of the

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Senate a committee to be called the Committee on Committees, consisting of ten members, no more than six of whom shall be members of the same political party." And on January the 11th, Senator Demuzio moved the adoption of Senate Resolution No. 3, which said that the Senate of the 86th General Assembly...that the following named Senators be and are hereby designated and elected as Members of the Committee on Committees for the Senate of the 86th General Assembly. That was adopted 59 to nothing, and leave was given that the members of the foregoing committee will be appointed at a later date. Six members were appointed by me and six were appointed by you, pursuant to that election...four by you, I'm sorry. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President. I don't remember ever having a roll call on any report. If you would read down on Rule 7, it says, "such election to be presented to the Senate for its approval." That specifically means that we have to vote on it. It's never been voted on.

PRESIDENT:

Further discussion? Senator Watson. No. Senator Watson.

SENATOR WATSON:

I would...thank you, Mr. President. Point of personal privilege.

PRESIDENT:

State your point, sir.

SENATOR WATSON:

The Pages have passed out on each of our desks, a letter I received from a motorcycle group here in Illinois asking for us to fill out a questionnaire. On the second page is a questionnaire, and I'd appreciate the members filling that questionnaire out and returning it to my desk at their earliest convenience. Thank you.

PRESIDENT:

All right. Introduction of bills, Madam Secretary.

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SECRETARY:

Senate Bill 151 offered by Senator Ralph Dunn.

(Secretary reads title of bill)

Senate Bill 152 offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 153 offered by Senator Woodyard.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

All the bills that were read in and introduced will be sent to the committee...are to be sent to the Committee on the Assignment of Bills.

PRESIDENT:

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

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I don't want to beat a dead horse down because you're ready to beat it down; however, if you...I...I'm just looking at this...you say here there should be elected from the Members of the Senate a committee called the Committee on Committees, consisting of 10 members...just like you read; however, there's no names of anyone here. Where are the names?

PRESIDENT:

The names were provided to the Secretary just today coming from the Office of the Minority Leader and the Office of the Majority Leader. Senator Geo-Karis.

SENATOR GEO-KARIS:

How could we possibly select those members if we don't even know what their names...were and we only hear about it today. I don't think that's fair. And I'm sure you're trying to be very fair, you got a new board, you're welcoming us all here, so please be fair with us. In addition...

PRESIDENT:

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You can be sure of it. Senator Geo-Karis.

SENATOR GEO-KARIS:

I understand that the rule we did approve on January...on February 1, 1989, we...we replaced it with this new motion that took place, and it's on page 25 of your Journal. I mean,..how can we vote for someone, when we don't even know who they were?

PRESIDENT:

Well, we voted...we voted and elected for a...as we have done in the past...for a Committee on Committees consisting of ten members, six of whom shall be of the Majority Party and four of the Minority Party. Senator Geo-Karis.

SENATOR GEO-KARIS:

... could have done it wrong in the past. What's...what's the harm of righting it now and doing it right, and...and letting us vote on our Committee of Committees. I mean, seriously, Mr. President, I'm not trying to dispute your judgment, I certainly question it though at this point, because it's not fair to all of us, not just Republicans, but Democrats too. We don't hear of any names and all of a sudden, you say, okay, they've been already appointed, and yet we're supposed to elect those people. I'm just trying to follow your rules.

PRESIDENT:

Good. Senator Smith.

SENATOR SMITH:

I...I stand...'cause I'd like to make a special announcement if I may, please, sir.

PRESIDENT:

Yes, you are in order, Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is official that I'm going to read to you right now. Don't think that I'm flaky, and I'm changeable, but this is official now. There will be a meeting of the Senate Public

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Health, Welfare and Corrections Committee on Tuesday, March 7, 1989, at 10:30 a. m. in the auditorium on the Concourse of level of our State of Illinois Building in Chicago. The purpose of this meeting is the hearing to consider the University of Illinois propose affiliations with the Michael Reese Hospital and the Cook County Hospital. You are all invited to be in attendance. Thank you.

PRESIDENT:

Thank you, Senator Smith. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate. I have respect for the Senate...very highly...but, as yet, we don't even know who's on the committee, so how can we have such a meeting?

PRESIDENT:

Well,...earlier today, the Secretary journalized the appointment of the Minority Members by the Minority Leader, that is a spread of record. Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President. Point of inquiry and, you know, really seriously, and I appreciate the fact that Senator Smith is having this very serious meeting on a very serious problem, and I would like to attend. Am I the spokesman of the Senate Health and Human Services Committee? 'Cause, I have never been notified, and I don't know that I can participate as a nonperson.

PRESIDENT:

The list that I have seen from Senator Philip's Office indicates that you are again the Minority spokesman. Yes. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I'm just trying to figure out exactly what we've done here today. Are you telling me you have filed the report on the Committee on Committees, but we have not voted on adopting that Committee on

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Committee report? Is that what you're telling me?

PRESIDENT:

No.

SENATOR PHILIP:

What...what, I don't understand because we have had no votes. The rules clearly state and it couldn't be any clearer, Rule 7, page 5, "such selection to be presented to the Senate for its approval." Now, there has been no vote on it whatsoever, Mr. President, and I'm suggesting that we obey the rules and we have a vote on the Committee on Committees.

PRESIDENT:

Well, the Committee on Committees was subject to a vote by virtue of Senate Resolution No. 3, which occurred on January the 11th, and was unanimously adopted. Is there further business to come before the Senate? I can't...you don't have a mike in that aisle.

SENATOR KEATS:

Before we close, Mr. President, sort of a question of our appropriations chairman. Is it possible to...open a trade office in Moscow with funds that have never been appropriated without authorization from the Legislature? Perhaps we could get that clarified before State funds are appropriated or used for that purposes when they have never received authorization or appropriation for it?

PRESIDENT:

That question is rhetorical, I ... assume, and probably a better inquiry can be made down on the second floor. Further business to come before the Senate? If not, Senator Vadalabene moves that the Senate stand adjourned until 9:30 tomorrow morning. Nine-thirty tomorrow.

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