

79th GENERAL ASSEMBLY

REGULAR SESSION

APRIL 27, 1976

1. PRESIDENT:

2. The hour of eleven having arrived, the Senate will come
3. to order. Will our guests in the gallery please stand as we
4. have prayer by Rabbi Meyer M. Abramowitz, Temple B'Rith Sholom,
5. Springfield, Illinois.

6. RABBI ABRAMOWITZ:

7. (Prayer by Rabbi Abramowitz)

8. PRESIDENT:

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Mr. President, I move that reading and approval of the
12. Journal of Monday, April the 26th, 1976 be postponed, pending
13. arrival of the printed Journal.

14. PRESIDENT:

15. Heard the motion. All in favor say Aye. Opposed Nay.
16. Ayes have it. The motion carries. Committee reports.

17. SECRETARY:

18. Senator Donnewald, Chairman of Assignment of Bills,
19. assigns the following bills to committee: House Bill 592,
20. 3338, and 3357 to Appropriations.

21. Senator Daley, Chairman of Judiciary Committee, reports
22. out the following bills: House Bill 2728, 2729, 2730, 2731,
23. 2733, 2734, 2735, 2736, 2738, and 2968, with the recommendation
24. Do Pass.

25. PRESIDENT:

26. Messages from the House.

27. SECRETARY:

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

29. Mr. President - I am directed to inform the Senate
30. that the House of Representatives has passed bills with the
31. following titles, in the passage of which I am instructed to
32. ask concurrence of the Senate, to-wit:

33. House Bills 3358, and 3484.

1 PRESIDENT:

2 For what purpose does Senator Graham arise?

3 SENATOR GRAHAM:

4 I'm over hear. Mr. President, in our Perfunctory Session
5 a week ago, I caused to be introduced, along with some of my
6 colleagues, a series of bills dealing with workman's compensation,
7 unemployment comp, and other pertinent matters. Many people had
8 indicated the desire to be shown as sponsors on these bills. It
9 was impossible to get them by phone, but I, at this time, would
10 like to ask leave and do suggest that those people interested in
11 this type of legislation as being cosponsors would so indicate
12 to the Secretary of the Senate their desire to be journalized
13 as cosponsors on bills 1812 through 1827 and we do welcome your
14 participation. Thank you, Mr. President.

15 PRESIDENT:

16 You're quite welcome Senator, and all members who desire to
17 be shown as cosponsors on those series of bills, please indicate
18 in writing your desire to the Secretary and it will be duly
19 recorded. For what purpose does Senator Ozinga arise? Senator
20 Ozinga, did you seek recognition or did you want to go on the bills?
21 For what purpose does Senator Wooten arise?

22 SENATOR WOOTEN:

23 Mr. President, I would seek leave of the Body to Table Senate
24 Bill 1658 with the notation for anyone who has looked at it, that
25 it was a far more radical solution to the problem I was attempting
26 to address. I would seek leave of the Body to Table that bill, 1658.

27 PRESIDENT:

28 The motion is to Table Senate Bill 1658. All in favor say
29 Aye. Opposed Nay. The bill is Tabled. Senator Smith, would you
30 come to the rostrum a moment please? Introduction of Bills.

31 SECRETARY:

32 Senate Bill No. 1918.

1. PRESIDENT:
2. Assignment of bills.
3. SECRETARY:
4. Senate Bill 1918, introduced by Senators Partee, Rock,
5. Donnewald, and Bruce.
6. (Secretary reads title of the bill)
7. 1st reading of the bill.
8. PRESIDENT:
9. For what purpose does Senator Vadalabene arise?
10. SENATOR VADALABENE:
11. Yes, thank you, Mr. President. I would like to ask leave
12. to be shown as cosponsor of Senate Bill 1606.
13. PRESIDENT:
14. Is leave granted? Leave is granted. For what purpose
15. does Senator Brady arise?
16. SENATOR BRADY:
17. Yes, Mr. President. House Bill 3277 which I am the Senate
18. sponsor of, is a supplemental appropriation for the State
19. Scholarship Commission. I've talked to the leadership on both
20. sides of the aisle, the Chairman of Appropriations as to whether
21. we could get a hearing on that in tomorrow's Appropriation Committee
22. meeting. The appropriation for the next coming fiscal year
23. is going to be heard at the same time, and so I move for the
24. suspension of the provision of Senate Rule 10 relating to
25. the six day notice if that's possible.
26. PRESIDENT:
27. You've heard the motion. All in favor will say Aye. Opposed
28. Nay. The motion carries. For what purpose does Senator Netsch
29. arise?
30. SENATOR NETSCH:
31. Mr. President, I wonder if I might seek permission of the
32. Body to waive the six day notice and set House Bill 3365, which
33. is a Public Health supplemental for hearing on Wednesday

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4/8/76

1. in Appropriations.
2. PRESIDENT:
3. Is there discussion? Is leave granted? Leave is granted.
4. Would you repeat that Senator? I don't think the Secretary
5. got it.
6. SENATOR NETSCH:
7. It's House Bill 3365, waiver of the six day notice so that
8. it can be heard in Appropriations tomorrow at 1:00 o'clock.
9. House Bill...
10. PRESIDENT:
11. Is it in the committee now?
12. SENATOR NETSCH:
13. Yes.
14. PRESIDENT:
15. Yes. Fine.
16. SENATOR NETSCH:
17. Yes.
18. PRESIDENT:
19. For what purpose does Senator Schaffer arise?
20. SENATOR SCHAFFER:
21. Mr. President, I'd appreciate leave of the Senate to be
22. added as a cosponsor of Senate Bill 1510.
23. PRESIDENT:
24. Is leave granted? Leave is granted. Senator Dougherty.
25. On Senate Bill 1560 which we moved to 3rd reading yesterday,...
26. SENATOR DOUGHERTY:
27. Yes Sir...
28. PRESIDENT:
29. Did you desire to...
30. SENATOR DOUGHERTY:
31. I...I intend to call that back to the order of 2nd reading
32. for the purpose of offering Amendment No. 3.
33. PRESIDENT:

SEN 1560
2nd reading
4/27/76

1 Is there leave to call Senate Bill 1560, now on the order
2 of 3rd reading, back to the order of 2nd reading for the purpose
3 of an amendment? Leave is granted. Senate Bill 1560 is now on
4 the order of 2nd reading. Have you an amendment?

5 SECRETARY:

6 Amendment No. 3 offered by Senator Dougherty.

7 PRESIDENT:

8 Senator Dougherty is recognized.

9 SENATOR DOUGHERTY:

10 Mr. President and members of the Senate. Amendment No. 3
11 merely implements Amendment No. 1 which provided for the con-
12 tinuation of penalties after...for a conviction following an
13 indictment. And this provides...using the words "convicted of"
14 and instead of "charge" with inserting "convicted" and...page
15 four, "charge" with inserted "convicted". In other words, in
16 order to lose their office because of a...of a maleficence on
17 their part, they must be convicted. This is a safety act. I
18 move the adoption of the Amendment No. 3.

19 PRESIDENT:

20 Any further discussion? All in favor of the adoption of
21 this amendment say Aye. Opposed Nay. The Ayes have it. The
22 amendment is adopted. Any further amendments? 3rd reading.
23 Senator Don Moore is recognized on House Bill 3358.

24 SENATOR MOORE:

25 Thank you, Mr. President and members of the Senate. This
26 is the deficiency appropriation for the Illinois Department of
27 Public Aid. It has finally passed the House of Representatives
28 and because of the emergency exists and as much as we are going
29 to run out of money during the first week of May, I would
30 respectfully request that the...

31 PRESIDENT:

32 Be read a first time...

1 SENATOR MOORE:

2 Be read a first time...

3 PRESIDENT:

4 ...and the rules suspended...

5 SENATOR MOORE:

6 ...and advanced to the order of 2nd reading without reference
7 to a Committee.

8 PRESIDENT:

9 Is leave granted? Leave is granted. Read the bill.

10 SECRETARY:

11 House Bill 3358.

12 (Secretary reads title of the bill)

13 1st reading of the bill.

14 PRESIDENT:

15 2nd reading. For what purpose does Senator Hynes arise?
16 Senator Hynes please, would you...

17 SENATOR HYNES:

18 I just demonstrated my mechanical...by getting this microphone
19 back in operation. It seems to me that this is a very significant
20 piece of legislation and it involves the supplemental appropriation
21 to the Department of Public Aid and I do understand the fact
22 that there is some urgency about it and I would like to accomodate
23 that, but I...I don't know with whom the matter of moving it to
24 2nd reading has been discussed. It hasn't been discussed with me
25 nor has it been discussed with Senator Weaver as far as I
26 know. We have a meeting of the committee this afternoon. If...if
27 necessary we could hear the matter at that time. I think
28 there's some questions that members of the committee would like
29 to ask. Perhaps Senator Moore, you might want to respond, I don't
30 know what the timing is.

31 PRESIDENT:

32 Senator, perhaps that's my fault. I intended to talk to you
33 myself. I spoke to the House sponsor, Representative Shea, and

1 I assumed, probably, that he had spoken to you, and I fully
2 intended to say something to you myself. But it was a
3 matter of urgency inasmuch as we were concerned about its
4 movement this week and that is the reason. Nothing intended
5 to be offensive to the chairman.

6 SENATOR HYNES:

7 Oh I...I'm not concerned about that. I know those things
8 happen every day of the week, and I...I do not stand on
9 ceremony at all, but I do think this is an extremely important
10 bill and I think there are a lot of questions. Now if it...
11 if we are in a position where we do not have time to hear
12 it this afternoon, and we're going to be in Session Thursday,
13 are we not?

14 PRESIDENT:

15 There is a great likelihood we'll be here Thursday.

16 SENATOR HYNES:

17 All right, so that it could then be passed on...on Thursday.
18 I...I'd just like to know whether that is adequate time.
19 Perhaps Senator Weaver has a comment. I...

20 PRESIDENT:

21 Senator Weaver.

22 SENATOR WEAVER:

23 Well, can you tell us what the total amount of that
24 appropriate...supplemental appropriation is? I...

25 PRESIDENT:

26 Senator...Senator Moore.

27 SENATOR MOORE:

28 I believe the Secretary could give you the exact amount.
29 To the best of my recollection it's one hundred and forty-seven
30 million dollars.

31 PRESIDENT:

32 Senator Weaver.

33 SENATOR WEAVER:

1 Well, I think that's a great deal more than what it started
2 out at in the House, and I, along with Senator Hynes, would
3 appreciate maybe suspension of the rules on the six day notice
4 and we could hear it this afternoon, couldn't we Senator Hynes?
5 Is it possible to waive the rules...well, have you already ruled
6 that it's been discharged?

7 PRESIDENT:

8 The bill...the bill was advanced to 2nd reading before anyone
9 got the Chair's attention on the subject. Now, there is, of
10 course, a way if it is the will of this Body, to take it from
11 2nd reading and bring it to the committee. There is a way to
12 do that, and if that's the Body's...the will of the Body, but
13 it has to be read. But the committee report should have...would
14 have to recess if...if there is a motion to reverse the order
15 on which this bill went to 2nd reading. We would have the con-
16 comitant obligation, it seems to me, to have a hearing on the
17 bill today. The Senate could be recessed until such time as the
18 report of the committee came in today so that the bill would
19 be on 2nd reading tomorrow and would be at the passage stage on
20 Thursday. Now, what is the pleasure of the committee? The
21 matter at the moment is a moot question. I'm just...we're
22 discussing it for the purpose of courtesy and gentility. What
23 is the pleasure? Senator Hynes.

24 SENATOR HYNES:

25 Well, I...again, I don't think the...the issue is courtesy
26 or anything like it, and I rarely am in a position of disagreeing
27 with the Chair, but I do think there's some very significant
28 issues in this...with respect to this matter if we...this is an
29 obligation we must pay. I intend to support the bill. If I
30 am told that it has to be passed in a shorter time frame, fine.
31 Then we'll have to move it and we'll have to ask the questions
32 on the Floor. But if not, it seems to me orderly procedure would

1. indicate that we should have a hearing of the Appropriations
2. Committee. We've spent a good deal of time in considering
3. the activities of the Department of Public Aid and I think
4. there's some questions that...that ought to be answered.
5. Now, also I...I raise a question as far as procedure. You
6. indicated we'd have to recess the Senate and then have it
7. read in later today. Why...why couldn't it just be read in
8. tomorrow?

9. PRESIDENT:

10. Read in the committee report tomorrow.

11. SENATOR HYNES:

12. Then it could be passed on Thursday. Would you want to
13. pass it tomorrow it would have to be read in today.

14. PRESIDENT:

15. If it were read in tomorrow, the committee report that is,
16. it could be called out of order, read a 2nd time tomorrow,
17. and then it would be on order of 3rd reading Thursday, that's
18. correct. But just...I just mentioned the alternative. That's
19. all. But it could be read into tomorrow.

20. SENATOR HYNES:

21. Well, the way it's going...

22. PRESIDENT:

23. That assumes, however, that the committee hearing will
24. be prior to tomorrow morning's Session.

25. SENATOR HYNES:

26. We have a committee hearing at 1:00 o'clock this afternoon.

27. PRESIDENT:

28. Will it be heard then, if this...

29. SENATOR HYNES:

30. I would like to have it heard, yes, if we...

31. PRESIDENT:

32. In that vein, the Chair then will entertain a motion as
33. not yet been made to reconsider the...to reconsider the vote by

1. which the bill was advanced. Now, Senator Moore.

2. SENATOR MOORE:

3. Mr. President, having voted on the prevailing side, I move
4. to reconsider the vote by which House Bill 3358 was advanced
5. to the order of 2nd reading without reference to the committee.

6. PRESIDENT:

7. You heard the motion. All in favor will say Aye. Opposed
8. Nay. The Ayes have it. The motion carries. Senator Moore.

9. SENATOR MOORE:

10. Mr. President, I now move to suspend the appropriate rules
11. so that this bill, House Bill 3358, will not have to be
12. posted for the five day period and with the consent of the
13. chairman, be heard at the Appropriations Committee meeting
14. at one o'clock this afternoon.

15. PRESIDENT:

16. The motion is to suspend the rules for posting, with
17. reference to House Bill 3358. All in favor will say Aye.
18. Opposed Nay. The motion carries. The bill will be heard,
19. that is House Bill 3358, in the one o'clock Session of the
20. Appropriations Committee today. I think the motion should
21. technically say that the bill will be referred to Appropriations
22. for hearing at the one o'clock Session today. All in favor will
23. say Aye. Opposed Nay. It so ordered. Committee reports.

24. SECRETARY:

25. Rules Committee met on April 27th, 1976, pursuant to
26. notice. The following members were present: Senators Partee,
27. Rock, Donnewald, Harris, and Howard Mohr. By unanimous vote,
28. the following bills were reported out of committee, ordered read
29. a first time, and referred to the committee on Assignment of Bills:
30. Senate Bills 1510, 1559, 1594, 1631, 1664, 1665, 1669, 1691, 1709,
31. 1719, 1720, 1727, 1737, 1739, 1754, 1755, 1756, 1781, 1782,
32. 1783, 1789, 1851, 1859, 1863, and 1891. By a majority affirmative
33. votes, the following bills were reported out of the committee,

1. ordered read a first time, and referred to the Committee on
2. Assignment of Bills: Senate Bills 1523, 1524, 1525, and 1721.
3. PRESIDENT:
4. Senate Bills, on 2nd reading. Senate Bill 1535.
5. Senator Hynes, we're going to move that one? Read the bill.
6. SECRETARY:
7. Senate Bill 1535.
8. (Secretary reads title of the bill)
9. 2nd reading of the bill. No committee amendments.
10. PRESIDENT:
11. Any amendments from the Floor? 3rd reading. Senate Bill
12. 1551, Senator Howard R. Mohr. Read the bill. Oh, pardon me.
13. Senator Mohr. Howard Mohr.
14. SENATOR MOHR:
15. Yes Mr. President. There have been a committee amendment
16. put on that bill changing the amount from ten thousand dollars
17. to thirty-five hundred dollars. I'd like to have that amendment
18. Tabled and then I'll have another amendment.
19. PRESIDENT:
20. Read the bill first and then we'll get to that.
21. SECRETARY:
22. Senate Bill 1551.
23. (Secretary reads title of the bill)
24. 2nd reading of the bill. The Committee on Appropriations offers
25. one amendment.
26. PRESIDENT:
27. Senator Mohr with reference to Committee Amendment No. 1.
28. SENATOR MOHR:
29. I'd like to move, Mr. President, that Committee Amendment
30. No. 1 be Tabled. I'll have an amendment which will in effect,
31. do the same...same thing.
32. PRESIDENT:
33. Any discussion? Senator Mohr moves to Table Amendment

1. No. 1...I think you have the wrong number on the board. Do we?
2. This is Senate Bill 1551. Is 52. Is it? No, it's 51...is the number
3. of the bill. For what purpose does Senator Savickas arise?

4. SENATOR SAVICKAS:

5. Well, Mr. President, I would just like to know what the
6. new amendment would do, how much money is involved. We...we put this
7. amendment on in committee because the scientific journal was only
8. supposed to be published on this one quarter, and I think in
9. this day where we are short on funds and we start appropriating
10. funds for publishing journals from...and we're going to increase
11. the amount, I imagine, and I would like to know just how much
12. this increase is and what...what the purpose of it is?

13. PRESIDENT:

14. Senator, perhaps you did not hear him. He said that he's
15. taken off the ten thousand dollar amendment and he was going
16. to offer one for thirty-five hundred.

17. SENATOR SAVICKAS:

18. No, the amendment was for thirty-five hundred. The original
19. request was for ten thousand dollars. We...the committee...

20. PRESIDENT:

21. All right. Let...

22. SENATOR SAVICKAS:

23. ...cut this down.

24. PRESIDENT:

25. ...let me let him tell you what he's doing. Now, his motion
26. is to Table Amendment No. 1 to Senate Bill 1551, Senator Howard
27. Mohr.

28. SENATOR MOHR:

29. Yes, Senator, the amount is still the same. We're going to
30. transfer the thirty-five hundred dollars from the division of
31. museums printing line for the specific purpose of publishing the
32. transactions. The amount is the same. It's a transfer.

33. PRESIDENT:

11:20
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4/27/76

1. The motion is to Table Amendment No. 1 to Senate Bill 1551.
2. Any discussion? All in favor of Tabling Amendment No. 1 say
3. Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled.
4. Any further amendments?
5. SECRETARY:
6. Amendment no. 2 offered by Senator Howard Mohr.
7. PRESIDENT:
8. Senator Mohr.
9. SENATOR MOHR:
10. Yes, Mr. President. This is the amendment that I just
11. referred to. It's for thirty-five hundred dollars and it is
12. a transfer and it's okayed by both committees on Appropriations.
13. PRESIDENT:
14. Any further discussion on this amendment? The question is
15. all in favor of Amendment No. 2 to Senate Bill 1551 say Aye.
16. Opposed Nay. Amendment No. 2 is adopted. Any further amendments?
17. Any amendments from the Floor? 3rd reading. Senate Bill 1590.
18. Senator Vadalabene is not...Senate Bill 1601, Senator Netsch.
19. Senate Bill 1638, Senator Hynes. Move the bill. Read the bill.
20. SECRETARY:
21. Senate Bill 1638.
22. (Secretary reads title of the bill)
23. 2nd reading of the bill. The Committee on Appropriations offers
24. one amendment.
25. PRESIDENT:
26. Senator Hynes. Amendment No. 1. Senator Hynes moves the
27. adoption of Amendment No. 1 to Senate Bill 1638. All in favor will
28. say Aye. Opposed Nay. The amendment is adopted. Any further
29. amendments? Any amendments from the Floor? 3rd reading.
30. Senate Bill 1639, Senator Regner. Senate Bill 1680, Senator
31. Carroll. Mr. O'Keefe, would you come to the rostrum a moment.
32. Senate Bills on 3rd reading. Senate Bill 1543, Senator Rock.
33. None on that series. Senate Bill 1560, Senator Dougherty.

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11/27/61

1 SENATOR DOUGHERTY:

2 Mr. President, House Bill...Senate Bill...

3 PRESIDENT:

4 Senate Bill 1560.

5 SENATOR DOUGHERTY:

6 Senate Bill 1560 provides for an increase in the fees charged
7 by the clerks of the circuit court in the sixteen circuits of
8 the State of Illinois and going with it is an increase in the
9 salaries. The salaries are modern and the fee schedule with a
10 minimum and maximum leaving it up to the county board. Now, the
11 fee schedule is far more important than the salaries as far as
12 I see it, because it is necessary for county court...government
13 to keep an operation unless there are recipience of fees they
14 cannot operate in a proper manner. And there's a need for an
15 increase in the salaries...

16 PRESIDENT:

17 Just a minute, Senator. Our visitations are getting
18 just a little noisy, gentlemen. Would you hold the noise down,
19 please. Continue, Senator Dougherty.

20 SENATOR DOUGHERTY:

21 And there is a demonstrated need for an increase in the salaries
22 of these public officials who have not been, and their salaries
23 have not been increased in some eight or nine years. However,
24 this increase in salary can only be accomplished if we also increase
25 the fees that provide for these increases in salary and also to
26 provide a where for all necessary to permit counties that remain,
27 shall we say solvent. Because all the expenses are being evolved
28 upon county government are...are put in there, shall we say by the
29 Legislature, and it's up to the county officials to do it. This
30 bill has been introduced after consultation with the various
31 officials involved, and they feel that they can live with this
32 schedule. They feel that they can live with the fee increases...the
33 salary increases, even though they're not as much as they're
34 supposed...they were requesting,

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1 rather, and we have a minimum and maximum. We increased the
2 maximum and left the minimum where it was. And I do believe this
3 is good legislation. I do believe it is vitally needed. It is
4 necessary for the operation of these courts throughout the State
5 of Illinois. I have discussed it with a Mr. Gully, the Administrator
6 of the Supreme Court. He had worked with us in a constant...with
7 myself and Senator Soper, who is a minority spokesman, we are in
8 agreement. This is a committee bill. This is not my bill. This
9 is a committee bill. It's offered for the purpose of obtaining
10 additional resources for the operation of the Illinois courts.
11 I ask favorable passage of this bill. Thank you.

12 PRESIDENT:

13 Any discussion? Senator Bloom. Senator Bloom is recognized.

14 SENATOR BLOOM:

15 Thank you. One little question, Senator Dougherty. Are the
16 ranges that we discussed in committee still in...still in this
17 bill?

18 PRESIDENT: .

19 Senator Dougherty.

20 SENATOR BLOOM:

21 ...Salary raises.

22 SENATOR DOUGHERTY:

23 They are.

24 PRESIDENT:

25 Any further discussion? Senator Dougherty may close the
26 debate or we can take a roll call, as you desire.

27 SENATOR DOUGHERTY:

28 I'll ask for roll call.

29 PRESIDENT:

30 Well, read the bill. I don't think he read it the third
31 time. Make certain we do.

32 SECRETARY:

AB1560
3rd reading
4/27/76

1. Senate Bill 1560.

2. (Secretary reads title of the bill)

3. 3rd reading of the bill.

4. PRESIDENT:

5. The question is shall Senate Bill 1560 pass. Those in
6. favor vote Aye. Opposed Nay. The voting is open. Ring the bell,
7. Mr.... Have all...have all voted who wish? Take the record.
8. On that question, the Ayes are 43, the Nays are 3, with 3 Voting
9. Present. Senate Bill 1560, having received the constitutional
10. majority, is declared passed. And let the record show that
11. to prove my humanity, I did not have my key in my switch,
12. pushed the button and thought I had voted, and if I had had
13. the key in the switch, and it had been activated, my vote would
14. have been Aye. The Secretary informs me that there was a slippage
15. in the chain, and that the recordation was not properly taken,
16. and this roll call will have to be retaken. The mechanic is
17. on his way to repair it. Senator Rock for what purpose do you
18. arise?

19. SENATOR ROCK:

20. About a point of personal privilege, Mr. President. As one
21. who spoke vehemently against the use of electronic voting
22. devices, I wish to say that it just goes to show you,
23. we should have an oral roll call in the Senate, as has been
24. traditional.

25. PRESIDENT:

26. Thank you very much, and if you need a cough drop, I have one
27. for you. For what purpose does Senator Merritt arise? Senator Merritt,
28. please.

29. SENATOR MERRITT:

30. Mr. President and members of the Senate. I ought...if we have
31. a lull here for a moment, I'd like to ask leave of the Body...
32. oh, I thought you said that it was not working temporarily.

33. PRESIDENT:

1560
2
11/27/16

1. What did you want to do, Senator?
2. SENATOR MERRITT:
3. Just wanted to ask leave of the Body to be added as
4. a coponsor on Senate Bill 1580 and 1833.
5. PRESIDENT:
6. Is leave granted? Leave is granted. We are taking the roll
7. call on Senate Bill 1560. All in favor vote Aye. Opposed
8. Nay. The voting is open. Have all voted who wish? Take the
9. record. On this question, the Ayes are 44, the Nays are 4, with
10. 4 Voting Present. Senate Bill 1560, having received the
11. constitutional majority, is declared passed. For what purpose
12. does Senator...Senator Palmer.
13. SENATOR PALMER:
14. Move to reconsider the vote...Senate Bill 1560.
15. PRESIDENT:
16. Senator Palmer moves to reconsider the vote by which
17. this bill passed. Senator Donnewald moves to Table. All
18. in favor say Aye. Opposed Nay. The Ayes have it. The motion
19. carries. Senator Dougherty you had another bill, you had
20. indicated you wanted to leave. 16...Senate Bill 1681.
21. Senator Dougherty.
22. SENATOR DOUGHERTY:
23. I wish to hold that for a possible amendment. I'll hold
24. at the present time and move back to 2nd...to the order of
25. 2nd reading when the amendment arrives.
26. PRESIDENT:
27. Senate Bill 1564, Senator Harris.
28. SECRETARY:
29. Senate Bill 1564.
30. (Secretary reads title of the bill)
31. 3rd reading of the bill.
32. SENATOR HARRIS:
33. Thank you Mr. President.

1. PRESIDENT:

2. Senator Harris.

3. SENATOR HARRIS:

4. Thank you, Mr. President. This is a very simple bill, and it's
5. exactly the same as a bill that we passed here last year and
6. signed by the Governor and since that action...well, I'm...
7. first of all, I might explain that 1564 was originally introduced
8. by Senator Pate to cure a problem in DuPage County for the
9. sanitary district there operating under the 1917 Sanitary
10. District Act. A problem exists in my district and Senator
11. Mitchler's district relative to need for the increase in the
12. interest rate and the utilization of surplus revenues for
13. capital purposes under the Sanitary District Act involving
14. population of five hundred thousand or less. We amended
15. Senator Philip's bill to cure our problem, and the two Houses
16. of the Legislature approved our suggestion and it was signed
17. by the Governor. Bond Counsel has since held, since it is my
18. district that's interested in the revenue bonds, that that
19. piggy back effort violates the single subject limitation
20. of the Constitution and Bond Counsel raises a question about
21. the viability of bonds issued under the amendment. We, therefore,
22. have caused to be introduced these two bills now separated. The
23. one amendment requested by Senator Philip in 1564 and my amend-
24. ment requested by the Sanitary District in my district in
25. 1565. I would be happy to respond to questions, otherwise I
26. would request, if there are none, I would request a favorable
27. roll call.

28. PRESIDENT:

29. Any further discussion? The question is shall Senate
30. Bill 1564 pass. Those in favor vote Aye. Opposed Nay.
31. The voting is open. Have all voted who wish? Take the record.
32. On this question, the Ayes are 52, the Nays are none, with 1
33. Voting Present. Senate Bill 1564, having received a constitutional

1. majority, is declared passed. Senate Bill 1565, Senator
2. Harris.

3. SECRETARY:

4. Senate Bill 1565.

5. (Secretary reads title of the bill)

6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Harris.

9. SENATOR HARRIS:

10. Thank you, Mr. President. This is the bill amending the
11. Sanitary District and Drainage District Act of...having a
12. population of less than five hundred thousand. It is
13. essential to a very important project within Senator Mitchler's
14. and my district. I...the same explanation applies to the
15. consideration of 1564 and I would appreciate a favorable roll call.

16. PRESIDENT:

17. Any further discussion? Senator Carroll. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President. If sponsor would yield to a
20. question? Does this effect...

21. PRESIDENT:

22. He indicates he'll yield.

23. SENATOR CARROLL:

24. Does this effect the rate of interest charged on these
25. bonds?

26. PRESIDENT:

27. Senator Harris.

28. SENATOR HARRIS:

29. Yes. It...it authorizes an increase in the rate...let me
30. look at my sheet here...from what...there is authorized an increase
31. in the rate. Of course it's a market condition. The present
32. limitation, Senator, is six percent and this would permit bonds
33. to be sold at up to eight percent. Bonds, of course, would be

1. retired out of Revenues from the services extended and costs
2. as provided in the Act.

3. PRESIDENT:

4. Senator Carroll.

5. SENATOR CARROLL:

6. So that the increase in rate would increase the cost
7. of services to the consumer.

8. PRESIDENT:

9. Senator...

10. SENATOR HARRIS:

11. It very well could, yes. If the market did not provide
12. bonds at a six percent rate, and I question whether that
13. is not a very serious limitation at this point, this was increased
14. when we passed it here before at this authorization to eight
15. percent. As you know, the...the market itself operates
16. in a competitive fashion.

17. PRESIDENT:

18. Senator Carroll.

19. SENATOR CARROLL:

20. Another question, Senator Harris, on the authorization
21. of the use of the excess revenues for general corporate purposes,
22. or for corporate purposes, could you explain that provision in
23. this where it's not used for the...apparently not being used for
24. the special purpose that it's bonded for, but for other
25. corporate purposes.

26. PRESIDENT:

27. Senator Harris.

28. SENATOR HARRIS:

29. Yes. This...the language that you inquire about is contained
30. on page five of the bill where the purposes are precisely
31. set out and then for any other corporate purpose in which there
32. might be a surplus in one of the authorized purposes would then
33. be allocable to a general corporate purpose, but those corporate

1. purposes are only those as are permitted by law. It just
2. provides for some latitude in the transfer of accounts

3. PRESIDENT:

4. Any further discussion? The question is shall Senate
5. Bill 1565 pass. Those in favor will vote Aye. Opposed will vote
6. Nay. The voting...one moment. For what purpose does Senator
7. McCarthy arise?

8. SENATOR MCCARTHY:

9. Question.

10. PRESIDENT:

11. Senator McCarthy is recognized for a question.

12. SENATOR MCCARTHY:

13. Senator Harris, on this transfer of the funds in the
14. corporate purposes I haven't read the bill, but let me see
15. if I can pose my question. Would this allow some of the
16. money raised by debt obligation to be transferred into general
17. corporate purposes? If that question isn't phrased in such a
18. way that you understand it, perhaps I can rephrase it. In other
19. words, if the sanitary district sells some bonds at market
20. conditions, or eight percent, can they take part of the
21. proceeds of those bonds and transfer those to corporate
22. purposes?

23. PRESIDENT:

24. Senator McCarthy...Senator Harris.

25. SENATOR HARRIS:

26. Yes. Yes. It...my belief is that if there were
27. a surplus that...that surplus could be transferred. They have
28. an obligation to apply to the retirement of the bonds and
29. pay the interest. But if there is a surplus, then they may
30. transfer that for other corporate purposes, which is the
31. fact in some of the other acts of other revenue bond purposes.

32. PRESIDENT:

33. Senator McCarthy.

1. SENATOR McCARTHY:

2. Yes, Mr. President. So if a person wanted to make
3. an argument against your bill, if a person wanted to make an
4. argument against your bill, they could say that you were allowing
5. the sanitary district to go into debt for whatever the
6. limit of the bonds would be and then to utilize the revenue
7. from those bonds to pay current expenses. If a person
8. wanted to make that argument, they could make that
9. argument. Is that correct?

10. PRESIDENT:

11. Senator Harris.

12. SENATOR HARRIS:

13. Yeah. Senator McCarthy, if a person wanted to make that
14. argument, that's precisely what they would do. Of course.
15. But, I'm delighted that you couched your query in the vein that
16. you did. My recollection is that you supported Senator Philip
17. and me in the past and I know that we'll have that same stellar
18. performance of consistency that we've come to expect from the
19. Senator from Macon.

20. PRESIDENT:

21. Any further discussion on the history question?

22. SENATOR McCARTHY:

23. No, I...I just would respond. I...I didn't want to
24. let it pass that I...that I'd voted for an increase in the
25. permissible rate from six to eight percent in the past. If I had,
26. perhaps I would like to take this opportunity when the roll call
27. is called on...what amounts to reconsideration to cast a negative
28. vote.

29. PRESIDENT:

30. Any further discussion? The question is shall Senate Bill
31. 1565 pass. Those in favor will vote Aye, opposed Nay.

32. The voting is open. Have all voted who wish? Take the record.

33. On this question, the Ayes are 46, the Nays have 4, with 2 Voting
34. Present. Senate Bill 1565, having received the constitutional

1. majority, is declared passed. For what purpose does Senator
2. Davidson arise?
3. SENATOR DAVIDSON:
4. Point of personal privilege.
5. PRESIDENT:
6. State your point, Senator.
7. SENATOR DAVIDSON:
8. I'd like to introduce to the Senate, a class who is learning
9. about government in operation, the eighth grade class
10. in the Christian Elementary School from here in Springfield,
11. who are spending the day to see how our State government
12. works. Would you please rise?
13. PRESIDENT:
14. Would you please rise and be acknowledged by the Senate.
15. Senate Bill 1605, Senator Joyce. Senate Bill 1609, Senator
16. Knuppel. Senate Bill 1611, Senator Johns. Senate Bill 1617,
17. Senator D'Arco. Read the bill.
18. SECRETARY:.
19. Senate Bill 1617.
20. (Secretary reads title of the bill)
21. 3rd reading of the bill.
22. SENATOR D'ARCO:
23. Thank you, Mr. President.
24. PRESIDENT:
25. Senator D'Arco.
26. SENATOR D'ARCO:
27. This is the annual appropriation and the last in a series.
28. It provides for the payment of seven million two hundred thousand
29. dollars for the reconstruction of McCormick Place, and I would
30. ask for a favorable vote. Thank you.
31. PRESIDENT:
32. Any further discussion? Senator Donnewald.
33. SENATOR DONNEWALD:

1. Mr. President, I...I...a question of the sponsor. Where
2. is McCormick Place?
3. PRESIDENT:
4. Senator D'Arco.
5. SENATOR D'ARCO:
6. I think it's in Dundee County somewhere.
7. PRESIDENT:
8. Near Lakeshore Drive. Senator Netsch.
9. SENATOR NETSCH:
10. I have a question.
11. PRESIDENT:
12. Senator Netsch.
13. SENATOR NETSCH:
14. Did I understand that this is the last payment for
15. rebuilding McCormick Place?
16. PRESIDENT:
17. Senator D'Arco.
18. SENATOR D'ARCO:
19. Yes it is.
20. PRESIDENT:
21. Senator Netsch.
22. SENATOR NETSCH:
23. Is that a promise, Senator D'Arco?
24. SENATOR D'ARCO:
25. No. I think this is the last payment for...well, I think it's
26. the last payment period, to my knowledge because...in fact, I
27. have a clipping here and there were Senate Bill 590 and
28. Senate Bill 1591, and accordingly they want to use the funds,
29. the parimutuel horse racing track funds that are put in the
30. fund for the rebuilding of McCormick Place to build seven civic
31. centers around the State of Illinois. Now, maybe it's not the
32. last payment, but...
33. PRESIDENT:

1. I think we're so unaccustomed to having last payments
2. on governmental operations that that's why she asked the
3. question, but I think the fact of the matter is, it is a last
4. payment. Senator Netsch.

5. SENATOR NETSCH:

6. Along the same line, can you tell me how much State
7. subsidy is going into McCormick Place right at the present
8. time? I assume it might be reflected in part in this bill,
9. on a regular basis. Does that show?

10. PRESIDENT:

11. Question assumes that there is some. Is there some that
12. you're aware of? Senator D'Arco.

13. SENATOR D'ARCO:

14. It's not reflected in this bill and to my knowledge
15. I can't answer that question, but I can find out for you.

16. PRESIDENT:

17. Senator Vadalabene.

18. SENATOR VADALABENE:

19. Yes, thank you Mr. President and members of the Senate.
20. To...to alert Senator Netsch in regard to the...of the last payment
21. of McCormick Place in Chicago, it does expire this year.
22. However, we, who have been in the Legislature for several
23. years now, have supported this, a worthwhile project in Chicago,
24. and now it's time for us downstate people to get a few of these
25. same goodies and I want to alert Senator Netsch that this is not
26. the last payment that's going to come out of that fund. Hopefully.

27. PRESIDENT:

28. Senator Netsch. From Chicago.

29. SENATOR NETSCH:

30. From Chicago and opposed to McCormick Place. You said exactly
31. the wrong thing, Senator Vadalabene. My problem was that I...
32. I have never approved of the State paying for McCormick Place
33. and I'm sorry it ever happened in the first place, but I do

1. recognize that since it happened, the rest of the State is
2. entitled to the same treatment.

3. PRESIDENT:

4. Senator Vadalabene.

5. SENATOR VADALABENE:

6. On the contrary, I have always supported the funding
7. of McCormick Place in Chicago, because I realize these monies
8. that that McCormick Place has generated into the State of
9. Illinois and to our coffers that we're using today.

10. PRESIDENT:

11. Senator Glass.

12. SENATOR GLASS:

13. Question of the sponsor, Mr. President. Senator D'Arco,
14. if we do move the State Capitol to Chicago, would you be willing
15. to have McCormick Place moved to Springfield?

16. SENATOR D'ARCO:

17. I would do that. Sure. Sure.

18. PRESIDENT:

19. Senator Berning.

20. SENATOR BERNING:

21. Thank you Mr. President. I'd...seems appropriate to
22. observe that Senator Netsch is now willing to admit that two
23. wrongs still do not make a right. She's willing to accept, finally,
24. the justifications of McCormick Place so she's then willing
25. to go along with additional expenditures. But my point in rising,
26. Mr. President, is to direct a question to the sponsor. I notice
27. that this payment is ten million dollars. Would it be appropriate
28. to suggest to you, Senator, that this bill be brought back to
29. 2nd reading and an amendment offered which would cut that ten
30. million to say one million, thereby freeing up nine million
31. additional, and badly needed dollars for some other expenditures?

32. PRESIDENT:

33. Senator D'Arco.

1. SENATOR D'ARCO:

2. Would you repeat the last portion of your question?

3. PRESIDENT:

4. For what purpose does Senator Rock arise?

5. SENATOR ROCK:

6. Thank you Mr. President. Just in an attempt to respond to
7. Senator, I don't think, frankly, we can amend...this is
8. an amount set by statute. If we amend this one, I suppose, then,
9. the subsequent amendment would be to amend out, or down, all the
10. amounts allotted to the various hundred and one county fairs.
11. If we want to get into that kind of thing, we can certainly do
12. it. But I think by statute, we are required to give this
13. amount and we're only living up to out statutory requirement.

14. PRESIDENT:

15. Senator Berning.

16. SENATOR BERNING:

17. That was in part the gist of my question. Are we
18. committed by some type of contractual arrangement, or do we
19. have the option of extending the payment period?
20. We do know, all of us, that we are desperately looking for
21. additional funds to meet some of the expenses that many people
22. feel are more critical, perhaps, than paying off a debt like
23. this, namely our schools and mental institutions.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Well, Senator, I think the question would be more properly
28. addressed when Senate Bill 1591 is under consideration. That
29. would require that the...this fund which is set up by
30. statute, and mandated that we appropriate these amounts, be
31. continued even after the McCormick Place debt is paid off.
32. Now, whether or not we want to continue this special fund
33. and use these monies for these purposes, is something we should

1. more readily consider with 1591. This is an obligation
2. that we have had 10 these many years. It was made by
3. a General Assembly, I don't even know how many years ago.
4. We are only fulfilling our statutory requirement.

5. PRESIDENT:

6. Senator Hynes.

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(End of Reel)

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1 SENATOR HYNES:

2 I was just going to add to that, Mr. President, that we
3 have an obligation under the terms and provisions of a bond
4 issue to make payments of principle interest in certain in-
5 stallments, and any effort to change that would require the
6 consent of all the bondholders. If it were to be done unilater-
7 ally it would constitute a default by the State of Illinois,
8 which would then put us in a very serious position as far as
9 any of the other bonding programs of this State are concerned.
10 So, I'd...we simply do not have a choice, realistically.

11 PRESIDENT:

12 Senator Dougherty.

13 SENATOR DOUGHERTY:

14 Thank you, Mr. President. I...I'm in complete agreement
15 with Senator Rock. As a matter-of-fact I was one of the co-
16 sponsors of this original legislation with Senator Bidwell,
17 and at that time when this obligation was imposed, it was some
18 fourteen million dollars as I recall, and under Governor Ogilvie
19 we were able to reduce it to ten million dollars. But, it is
20 an ongoing obligation to the State of Illinois and must re-
21 mit, there is this criterion there and this bill...this bill
22 must pass, because these bills must be paid. These bonds must
23 be retired. The State of Illinois, their first obligation
24 they had that was in the original McCormick place, and they
25 had some thirty-eight million dollars worth of bonds in this
26 program. Then following this very destructive fire, we had the
27 obligation of retiring the former bonds and assuming these new
28 bonds, and the sum was set originally at fourteen million
29 dollars, but reduced to ten million dollars, it is because of the
30 fact that we're reducing the bond and, therefore, our interest
31 charges. I urge passage of this bill.

32 PRESIDENT:

33 Any further discussion? The question is, shall Senate

1 Bill 1617 pass? Those in favor vote Aye. Opposed Nay. The
2 voting is open. Senator Rock.

3 SENATOR ROCK:

4 Thank you, Mr. President, and while we're on roll call
5 I just want to point out that this building is located in
6 Senator D'Arco's district.

7 PRESIDENT:

8 Have all voted who wish? Take the record. On this ques-
9 tion the Ayes are 50, the Nays are 2, with 2 Voting Present.
10 Senate Bill 1617 having received the constitutional majority
11 is declared passed. And Senator D'Arco's first bill in the
12 Senate. Senate Bill 1618, Senator Egan. Senator Egan. Read
13 the bill.

14 ACTING SECRETARY: (MR. FERNANDES)

15 Senate Bill 1618.

16 (Secretary reads title of bill)

17 3rd reading of the bill.

18 PRESIDENT:

19 Senator Egan.

20 SENATOR EGAN:

21 Thank you, Mr. President and members of the Senate. This
22 bill is the annual appropriation for the...the requirement
23 that the Pension System have a minimum pay out for those class
24 of teachers who many years ago were included in a level of
25 pension spending which was totally inadequate. The...we pass-
26 ed a minimum spending level, and this appropriates the funds.
27 I know of no opposition, Mr. President or members, and I ask
28 for your...your favorable consideration.

29 PRESIDENT:

30 Any further discussion? The question is, shall Senate
31 Bill 1618 pass? Those in favor will vote Aye. Senator New-
32 house, did you desire recognition? For what purpose do you
33 arise?

1 SENATOR NEWHOUSE:
2 This is a Pensions bill?
3 PRESIDENT:
4 Senator Egan.
5 SENATOR EGAN:
6 It is an appropriation bill, Senator, to fund a level
7 of Pension spending that has been enacted. You might consider
8 it a Pension bill.
9 PRESIDENT:
10 Senator Newhouse.
11 SENATOR NEWHOUSE:
12 Well, was there reason this bill didn't come through the
13 Pensions Committee?
14 PRESIDENT:
15 Senator Egan.
16 SENATOR EGAN:
17 I...all I know it was assigned to the Appropriations Com-
18 mittee where it passed unanimously. We considered it in the
19 Pension Laws Commission, Senator, if you had been there.
20 PRESIDENT:
21 Senator Newhouse. Any further discussion? The question
22 is, shall Senate Bill 1618 pass? Those in favor will vote
23 Aye. Opposed Nay. The voting is open. Have all voted who
24 wish? Take the record. On that question the Ayes are 54,
25 the Nays are none, with none Voting Present. Senate Bill 1618
26 having received the constitutional majority is declared passed.
27 Senate Bill 1632, Senator Dougherty. Read the bill.
28 ACTING SECRETARY: (MR. FERNANDES)
29 Senate Bill 1632.
30 (Secretary reads title of bill)
31 3rd reading of the bill.
32 PRESIDENT:
33 Senator Dougherty.

1 SENATOR DOUGHERTY:

2 Thank you, Mr. President, this is the annual appropria-
3 tion to the General Assembly Retirement System. It's seven
4 hundred eighty-five thousand dollars. I believe we are all
5 interested in this bill. We may have a vested interest.
6 I urge passage of this bill.

7 PRESIDENT:

8 Any discussion? Any discussion on this matter? The
9 question is, shall Senate Bill 1632 pass? Those in favor
10 will vote Aye. Opposed Nay. The voting is open. For what
11 purpose does Senator Donnewald arise?

12 SENATOR DONNEWALD:

13 Well, I...I just wanted to remind the membership that
14 the petition for political honesty, or the initiative for
15 political honesty passes, I don't think anybody here can vote
16 on this bill.

17 PRESIDENT:

18 Have all voted who wish? Take the record. For what
19 purpose does Senator Wooten arise?

20 SENATOR WOOTEN:

21 Merely an inquiry, Mr. President. I have a series of
22 these bills that are not in my stack, and...

23 PRESIDENT:

24 Hold...hold it just one minute till we check this out of
25 it.

26 SENATOR WOOTEN:

27 Okay.

28 PRESIDENT:

29 On this question the Ayes are 50, the Nays are none, with
30 2 Voting Present. Senate Bill 1632 having received a constitu-
31 tional majority is declared passed. Senator Wooten is recog-
32 nized.

33 SENATOR WOOTEN:

1 I just wondered, Mr. President, if copies of these bills
2 are being raked.

3 PRESIDENT:

4 Will you give him the mike. Senator Wooten is on the
5 air, please.

6 SENATOR WOOTEN:

7 Oh. I wondered if copies of these bills have been gener-
8 ally circulated. I notice these last three are not in my collec-
9 tion. I don't know if I've been specially favored with an
10 omission, or if the system is broken down. There in this
11 collection? There in a separate folder, appropriation bills.

12 PRESIDENT:

13 I think you'll find them in a separate folder.

14 SENATOR WOOTEN:

15 No, this is House bills. No, I don't have copies.

16 PRESIDENT:

17 Everything is all right now. You have them. Thank you.
18 Senate Bill 1634, Senator Rock. Senate Bill 1635, Senator
19 Fawell.

20 ACTING SECRETARY: (MR. FERNANDES)

21 Senate Bill 1635.

22 (Secretary reads title of bill)

23 3rd reading of the bill.

24 PRESIDENT:

25 Senator Fawell.

26 SENATOR FAWELL:

27 Mr. President and members of the Senate, this is the annual
28 appropriation of the Children's Commission. It constitutes an
29 increase of approximately three thousand dollars over what was
30 approved by the Legislature last year, and after the six per-
31 cent cut by the Governor, the increase is approximately thir-
32 teen thousand dollars, and I ask for the support of this Body.

33 PRESIDENT:

1 Any further discussion? The question is shall Senate Bill
2 1635 pass? Just a moment. Senator Demuzio.

3 SENATOR DEMUZIO:

4 Mr. President, I would like to ask Senator Fawell a ques-
5 tion.

6 PRESIDENT:

7 He indicates he'll yield.

8 SENATOR DEMUZIO:

9 Senator Fawell, the Commission on Children, how does that
10 differ now from the Child Care Study Committee?

11 SENATOR FAWELL:

12 Well, the...now, the Child Care Study Committee, I'm not
13 that familiar with it to be able to go into the particulars
14 there. The Children's Commission, however, has been in being
15 for as long as I have been in the Legislature for going on four-
16 teen years and beyond that, and it is a commission that truly
17 is one of the hardest working I've ever seen. It involves
18 itself really in all phases of the law as it pertains to chil-
19 dren, and it does, I think, a very objective job in evaluat-
20 ing the performance of the various departments as well as the
21 law, as they pertain to children.

22 PRESIDENT:

23 Senator Demuzio.

24 SENATOR DEMUZIO:

25 I have no doubt that it does provide a meaningful task
26 for...for the State. I was just wondering whether or not
27 there is any duplication of effort that is being conducted by
28 the Child Care Study Commission that the Commission on Children
29 already has jurisdiction over as charged to...to look into
30 it. If anyone could answer that question for me, I'd be more
31 enlightened.

32 PRESIDENT:

33 Senator Fawell.

1 I am sorry I cannot, because of my lack of knowledge insofar
2 as the Child Care Study Commission.

3 PRESIDENT:

4 Senator Savickas.

5 SENATOR SAVICKAS:

6 Yes, Mr. President, I'm a little concerned here I...on
7 this amount of money. It's not a great amount, but I'm con-
8 cerned of the precedent it may set. The six percent the Gov-
9 ernor cut last year in his austerity program was in effect
10 removing one job from this department. Now, the department,
11 because evidently, the Governor has not issued an order to
12 continue this austerity program instilled this position rais-
13 ing the budget by one position or thirteen thousand dollars.
14 My concern is, that if every department that had been cut
15 last year is going to follow this example, and our dire need
16 for monies to fund government now, are we going to be set back
17 or...considerably if every department follows this lead, or
18 are we going to continue the Governor's austerity program and
19 hold the line on the spending. If...if this continues I'm
20 sure every department will be in here to fill every position
21 that the Governor has asked to be held back last year, and
22 it will just throw our budget into utter chaos. I'd just like
23 to know if Senator Fawell can speak out on this.

24 PRESIDENT:

25 Senator Fawell.

26 SENATOR FAWELL:

27 Well, the...this commission like every...all the other
28 entities that suffered the cut tried to live with that as best
29 they could, and they did have to do some cutting back. The
30 only increases they're asking over what was approved by the Legis-
31 lation in the last Session...would be to step increases that are
32 mandated. So, they're not really asking for any increase, but
33 the...they're...they are attempting to certainly put themselves

1 back into the same position personnel wise as they were be-
2 fore, and they've had a very difficult year as a result of
3 the six percent decrease. These are the matters that we did
4 discuss in the Appropriations Committee. I suppose if one
5 wanted to take the viewpoint that this Legislature is going
6 to put a six percent in...decrease on...on everyone and
7 see that nobody went over that...increase their budgets so
8 that they would in effect bring back the six percent de-
9 crease, that might be one thing. I don't note that that is
10 being done, and I do have a very personal knowledge of this
11 commission and respect greatly the tremendous service given
12 to the people of the State of Illinois and to this Legislature
13 by this hard working commission, and again I think, Senator,
14 this is something that if the Appropriations Committee would
15 take the attitude that they were going to put a six per-
16 cent cut on everyone we...I think if the Childrens Commission
17 would accept that like everyone else. I haven't noticed that
18 that is being done, and all that we, therefore, are doing is
19 presenting what we feel is a very economic budget presenta-
20 tion.

21 PRESIDENT:

22 Senator Savickas.

23 SENATOR SAVICKAS:

24 Yeah. Senator, I have no question with the work and the
25 capabilities of the people that are working for the Childrens
26 Commission, but you raise another point that I feel that we're
27 going to have to discuss in Appropriations, and that's the auto-
28 matic step increases and pay raises for not only the employees
29 in the commission, but all State employees. If the budget
30 or if our...our corporate balance is such that we are very
31 shortly on the verge of fiscal bankruptcy, I...I think this
32 question of automatically issuing raises to each and every
33 State employee by step increases or grade...step grades should

1 be brought up before the Appropriations Committee and before
2 the members of the Senate, and I would suggest that maybe we
3 should hold the passage of all the appropriations dealing with
4 the employees until this question is resolved.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Is there further discussion? Senator Wooten.

7 SENATOR WOOTEN:

8 Now, Mr. President and colleagues, in partial response
9 to Senator Demuzio's question about possible duplication of
10 effort. I believe the mandate given the Commission on Chil-
11 dren is much broader than that given the other organization.
12 I have served with this commission for about two or three years,
13 and I must say that it does get into the broad range of all
14 legislative activities affecting children. The work that is
15 done here I think is significant not merely in proposing legis-
16 lation, but in trying to head off bad legislation. It...it's
17 membership is quite broad. It encompasses, I think, the en-
18 tire structure of services devoted to children in the City
19 of Chicago and across the State, and I must say that while
20 I have not been in a hundred percent agreement with all the
21 kinds of deliberations that have taken place in the commission,
22 I'm impressed by just about every kind of input that could
23 be brought to bear on the problems of children, operates in
24 this commission. In that sense, if in no other, it performs
25 a very valuable service, and I think that the budget increase
26 they request is not out of line. It is a legislative commission.
27 We have charged them with certain work, it is our creature,
28 not the Governor's, and I would urge support of this appropri-
29 ation.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Senator Sommer.

32 SENATOR SOMMER:

33 Mr. President, would Senator Fawell yield for a question?

1 PRESIDING OFFICER: (SENATOR DONNEWALD)

2 He indicates he will.

3 SENATOR SOMMER:

4 Senator Fawell, I recognize that there are...there are
5 Civil Service types of increases in pay here, and I agree
6 with Senator Savickas that we should be looking at this. I
7 don't know how this group that's a legislative commission got
8 under Civil Service. Do you know?

9 PRESIDING OFFICER: (SENATOR DONNEWALD)

10 Senator Fawell.

11 SENATOR FAWELL:

12 He's...he's talking about the personnel code. As basically
13 a State agency and entity they are included within the personnel
14 code, and thus be there step increases that are mandated by
15 previous legislative enactment.

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Senator Sommer.

18 SENATOR SOMMER:

19 Senator Fawell, is it not true that in this budget there
20 is a salary increase for the director, who is not under the
21 personnel code? And if so, how much, and if so, what percentage
22 increase is it?

23 PRESIDING OFFICER: (SENATOR DONNEWALD)

24 Senator Fawell.

25 SENATOR FAWELL:

26 I'm not sure specifically of how much the increase is.
27 It is not great by any means, and the total salary of this
28 executive director, Neomi Hyatt, is not...it is way below what
29 an executive director with her years of experience and service
30 would otherwise require. It's...it's a guesstimate on my
31 part, but to the best of my knowlege, I think her salary
32 is not more than around twenty-two or twenty-thrée thousand
33 in that area, and the increase involved here is...well, I...

1 I don't know. Not a great amount whatsoever when you compare
2 her income to comparable services of professionals it...it's
3 really a tremendous buy by the State of Illinois.

4 PRESIDING OFFICER: (SENATOR DONNEWALD)

5 Senator Sommer.

6 SENATOR SOMMER:

7 Well, I...I agree with Senator Savickas. He's disappeared
8 I guess, but here's an increase that isn't mandated under the
9 personnel code and we're making it. Now, let's make up our
10 minds what we're going to do. If we open this door are we
11 going to open all the rest of the doors for every other kind
12 of increase that are...isn't agreed on. I'd hope that Senator
13 Hynes might comment on this as to what we should do at this
14 point.

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Is there further discussion? This is the second time
17 around. Senator Demuzio.

18 SENATOR DEMUZIO:

19 There seems to be a lot of questions, Senator Fawell,
20 regarding this, and the...the issue of the duplication of
21 effort between the Child Care Study Committee and the Commission
22 on Children is yet to be explained to me. I was wondering if
23 you might take it out of the record so that we might have
24 opportunity to discuss it.

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 Senator Fawell. Take it from the record. Senate Bill
27 1648, Senator Harber Hall. Read the bill.

28 ACTING SECRETARY: (MR. FERNANDES)

29 Senate Bill 1648.

30 (Secretary reads title of bill)

31 3rd reading of the bill.

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 Senator Harber Hall.

1 SENATOR HALL:

2 Mr. President and Ladies and Gentlemen of the Senate,
3 this is the annual appropriation to the Audit Commission,
4 Legislative Audit Commission. It's in amount of sixty-one thou-
5 sand dollars. Yesterday Senator Rock made an amendatory re-
6 duction in this bill by eliminating one person, which I sup-
7 ported. The other members of the Audit Commission that sit
8 in this Body, I believe, favor this, and realize that the
9 Audit Commission does a tremendous amount of work even not-
10 withstanding the small amount of funds that there annually
11 are appropriated for this purpose. I respectfully request
12 your support of this bill.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Is there further discussion? The question is, shall Senate
15 Bill 1648 pass? Those in favor vote Aye. Those opposed No.
16 The voting is open. Have all voted who wish? Take the record.
17 On that question, the Ayes are 51, the Nays are none. Senate
18 Bill 1648 having received the constitutional majority is de-
19 clared passed. Senate Bill 1681, Senator Dougherty. Just a
20 moment. For what purpose do you arise, Senator Buzbee?

21 SENATOR BUZBEE:

22 Mr. President, I would like to inquire of the Chair.
23 What was the...what happened on Senate Bill 1635, Senator Fawell's
24 bill?

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 That was taken from the record while...while you were
27 here, Senator.

28 SENATOR BUZBEE:

29 Well, no I was not here as a matter-of-fact...

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Oh.

32 SENATOR BUZBEE:

33 ...for about the fifth time this morning I was outside

1 talking to some ladies about the Equal Rights Amendment, and...

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 We'll...we'll excuse you. It was...

4 SENATOR BUZBEE:

5 So I wanted...

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 ...taken from the record, Senator.

8 SENATOR BUZBEE: -----

9 ...okay, thank you.

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 Senator Dougherty, 1681. Hold it. Bills on 3rd reading.

12 House Bill 3197, Senator Shapiro. House Bill 3202, Senator

13 Hynes. House Bill 3062...just a moment. Bills on 2nd read-

14 ing. House Bill 3062, Senator Fawell. House Bill 3115,

15 Senator McCarthy-Rock. House Bill 3116, Senator McCarthy-

16 Rock. House Bill 3180, Senator Rock-Regner. House Bill 3186,

17 Senator Rock. Read the bill.

18 ACTING SECRETARY: (SENATOR DONNEWALD)

19 House Bill 3186.

20 (Secretary reads title of bill)

21 3rd...2nd reading of the bill. The Committee on Appropriations

22 offers two amendments.

23 PRESIDING OFFICER: (SENATOR DONNEWALD)

24 Senator Rock.

25 SENATOR ROCK:

26 Thank you, Mr. President. The committee amendments offer-

27 ed by the Committee on Appropriations, the first amendment cuts

28 a hundred and fifty-five thousand dollars of the proposed in-

29 crease, and I would move the adoption of Amendment No. 1.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Is there further discussion? The question is, shall

32 Amendment No. 1 to House Bill 3186 be adopted? Those in favor

33 indicate by saying Aye. Those opposed No. The Ayes have it.

1 The amendment is adopted. Amendment No. 2, Senator Rock.

2 SENATOR ROCK:

3 Thank you, Mr. President and Ladies and Gentlemen of the
4 Senate. Amendment No. 2 offered in the Committee on Appropria-
5 tions restructures a certain section of the bill to conform
6 to the FY'76 appropriation as originally passed. The depart-
7 ment had decided to consolidate three line items into one line
8 item, and the committee felt that it would be better since
9 this is a supplemental appropriation to keep it in the same
10 form as was in FY'76. I would move the adoption of Amend-
11 ment No. 2.

12 PRESIDENT:

13 Senator Rock moves the adoption of Amendment No. 2 to
14 House Bill 3186. All in favor will say Aye. Opposed Nay.
15 The amendment is adopted. Any further amendments? Any
16 amendments from the Floor? 3rd reading. House Bill 3359,
17 Senator Netsch. Move the bill.

18 ACTING SECRETARY: (MR. FERNANDES)

19 House Bill 3359.

20 (Secretary reads title of bill)

21 2nd reading of the bill. No committee amendments.

22 PRESIDENT:

23 Any amendments from the Floor? 3rd reading. House Bill
24 3361, Senator Kosinski. Read the bill.

25 ACTING SECRETARY: (MR. FERNANDES)

26 House Bill 3361.

27 (Secretary reads title of bill)

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

29 PRESIDENT:

30 Any amendments from the Floor? 3rd reading. House Bills
31 on 1st reading. 1137, Senator Chew.

32 ACTING SECRETARY: (MR. FERNANDES)

33 House Bill 1137.

1 (Secretary reads title of bill)
2 1st reading of the bill.
3 PRESIDENT:
4 Oh, well, who is the sponsor on this bill? Take it out
5 of the record. 1476, that's Senator Chew's bill. Is that
6 correct?
7 ACTING SECRETARY: (MR. FERNANDES)
8 House Bill 1476.
9 (Secretary reads title of bill)
10 1st reading of the bill.
11 PRESIDENT:
12 Senate Bill 2529...I mean House Bill 2529. House Bill
13 3099. House Bill 3155. House Bill 3273. Senator Chew.
14 ACTING SECRETARY: (MR. FERNANDES)
15 House Bill 3273.
16 (Secretary reads title of bill)
17 1st reading of the bill.
18 PRESIDENT:
19 Senate Bills 1st reading.
20 ACTING SECRETARY: (MR. FERNANDES)
21 Senate Bill 1510.
22 (Secretary reads title of bill)
23 1st reading of the bill.
24 House Bill 1523.
25 (Secretary reads title of bill)
26 1st reading of the bill.
27 Senate Bill 1524.
28 (Secretary reads title of bill)
29 1st reading of the bill.
30 1520...Senate Bill 1525.
31 (Secretary reads title of bill)
32 1st reading of the bill.
33 1559...Senate Bill 1559.

SB 1739
1st reading
4/27/96

1 (Secretary reads title of bill)
2 1st reading of the bill.
3 1594.
4 (Secretary reads title of bill)
5 1st reading of the bill.
6 Senate Bill 1664...1631...Senate Bill 1631.
7 (Secretary reads title of bill)
8 1st reading of the bill.
9 1664.
10 (Secretary reads title of bill)
11 1st reading of the bill.
12 1665.
13 (Secretary reads title of bill)
14 1st reading of the bill.
15 1669.
16 (Secretary reads title of bill)
17 Senate Bill 1691.
18 (Secretary reads title of bill)
19 1st reading of the bill.
20 Senate Bill 1720.
21 (Secretary reads title of bill)
22 1st reading of the bill.
23 Senate Bill 1721.
24 (Secretary reads title of bill)
25 1st reading of the bill.
26 Senate Bill 1737.
27 (Secretary reads title of bill)
28 1st reading of the bill.
29 Senate Bill 1739.
30 (Secretary reads title of bill)
31 1st reading of the bill.
32 Senate Bill 1754.
33 (Secretary reads title of bill)

1 1st reading of the bill.
2 Senate Bill 1755.
3 (Secretary reads title of bill)
4 1st reading of the bill.
5 Senate Bill 1756.
6 (Secretary reads title of bill)
7 1st reading of the bill.
8 Senate Bill 1781.
9 (Secretary reads title of bill)
10 1st reading of the bill.
11 Senate Bill 1782.
12 (Secretary reads title of bill)
13 1st reading of the bill.
14 1783.
15 (Secretary reads title of bill)
16 1st reading of the bill.
17 Senate Bill 1789.
18 (Secretary reads title of bill)
19 1st reading of the bill.
20 Senate Bill 1851.
21 (Secretary reads title of bill)
22 1st reading of the bill.
23 Senate Bill 1859.
24 (Secretary reads title of bill)
25 1st reading of the bill.
26 Senate Bill 16...1863.
27 (Secretary reads title of bill)
28 1st reading of the bill.
29 Senate Bill 1891.
30 (Secretary reads title of bill)
31 1st reading of the bill.
32 PRESIDENT:
33 Introduction of bills.

1 ACTING SECRETARY: (MR. FERNANDES)

2 Senate Bill 1919, offered by Senators Carroll and McCarthy.

3 PRESIDENT:

4 Rules Committee. For what purpose does Senator Newhouse
5 arise?

6 SENATOR NEWHOUSE:

7 Mr. President, what's the deadline on the introduction
8 of bills?

9 PRESIDENT:

10 I beg your pardon. I think probably, seriously, Senator,
11 the answer is this. The Senate passed a resolution, a Joint
12 Resolution mandating certain deadlines for the introduction
13 of bills. That resolution met its demise in the House. It
14 being a Joint Resolution it has no efficacy. I don't want
15 to use the term, it's now inoperative. Senator Fawell.

16 SENATOR FAWELL:

17 Mr. President, I have talked to yourself as well
18 as Senator Rock and Senator Johns in regard to a motion to
19 discharge House Joint Resolution Constitutional Amendment No.
20 30, which needs to be acted upon, if at all, by this Body some-
21 time this week prior to, certainly, the end of this week, and
22 it...it asked that a constitutional amendment be presented
23 to the people, so that the General Assembly may provide by
24 law for incentives for the rehabilitation or improvement of
25 residential real estate through deferral of an increase in
26 the assessment of that real estate. I'd ask...I understand
27 that...that Senator Rock has no objection, Senator Johns has
28 no objection, and you've indicated that you had no view one
29 way or the other on it, that it would be perfectly all right
30 with you, and I, therefore, ask that the matter...that this be
31 discharged from the Executive Committee and placed on the appro-
32 priate desk, reading, or whatever our rules do indicate.

33 PRESIDENT:

1 Any discussion? Senator McCarthy.

2 SENATOR McCARTHY:

3 Does this...I'm sorry I was otherwise detained. Would you...
4 is this a proposed amendment to the Constitution? Would you
5 run it by me again?

6 SENATOR FAWELL:

7 The wording would be, if the General Assembly may provide
8 by law for incentives for the rehabilitation or the improve-
9 ment of residential real estate through deferral of an increase
10 in the assessment of that real estate. This...this would pro-
11 vide the Legislature with this type of authority if we wish
12 to exercise it.

13 PRESIDENT:

14 Senator McCarthy.

15 SENATOR McCARTHY:

16 Oh, I understand it.

17 PRESIDENT:

18 Senator Fawell moves for the suspension of the rules for
19 this resolution to bypass committee and to be placed on the
20 Calendar. Is leave granted? Leave is granted. Senator Don
21 Moore.

22 SENATOR MOORE:

23 Thank you, Mr. President. I would like unanimous consent
24 to have Senator Fred Smith and Senator Partee added as cospon-
25 sors to House Bill 3358.

26 PRESIDENT:

27 Is leave granted? Leave is granted. Senator Regner.

28 SENATOR REGNER:

29 Mr. President, I'd like to ask leave to be added as a
30 cosponsor to Senate Bill 1781, 1782 and 1783.

31 PRESIDENT:

32 Is leave granted? You fooled me for a minute, Senator.

33 Leave is granted. Senator Mitchler.

1 SENATOR MITCHLER:

2 Mr. President and members of the Senate, I would ask
3 leave of the Senate to be added as a cosponsor to Senate
4 Joint Resolution 66.

5 PRESIDENT:

6 Is leave granted? Leave is granted. Senator Harber Hall.

7 SENATOR HALL:

8 Mr. President, I'd ask leave of the Senate to have the
9 Secretary show me as cosponsor of Senate Bill 1594. I've talked
10 to the sponsor and he agrees to this.

11 PRESIDENT:

12 Is leave granted? Leave is granted. Senator Bloom.

13 SENATOR BLOOM:

14 Thank you, Mr. President, I think due to an oversight,
15 Senate Bill 1713 which is a committee bill, is in Rules and
16 I'd move to discharge it from Rules and have it placed on
17 the order of 2nd reading. It...it extends the life of the
18 Electronic Funds Transfer Study Commission.

19 PRESIDENT:

20 Any discussion? Is leave granted? Leave is granted.
21 Get 1713 so it may be read. Senator Rock.

22 SENATOR ROCK:

23 Thank you, Mr. President and Ladies and Gentlemen of the
24 Senate. I'm asking for the suspension of the appropriate rule
25 to waive the Six Day Notice with respect to hearing House Bill
26 3356, which is a supplemental appropriation. I would ask that
27 it be...the appropriate rule be...the posting be waived and
28 that it be scheduled or posted for hearing in the Appropriations
29 Committee tomorrow.

30 PRESIDENT:

31 You've heard the motion. All in favor will say Aye.
32 Ayes have it. The motion carries.

33 PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Resolutions.

2. ACTING SECRETARY: (MR. FERNANDES)

3. Senate Resolution 300, offered by Senators Lemke, Kosinski,
4. Daley, Savickas, D'Arco, Hynes, Egan, and Course, and it's
5. congratulatory.

6. PRESIDING OFFICER: (SENATOR DONNDWALD)

7. Executive. Senator Lemke. Senator Lemke I believe, do
8. you want to make a motion to suspend the rules for the
9. immediate consideration of this resolution? All those in
10. favor indicate by saying Aye. Those opposed No. The Ayes
11. have it. The rules are suspended. Senator Lemke now moves
12. for the adoption of the resolution. All those in favor indicate
13. by saying Aye. Those opposed No. The Ayes have it. The
14. resolution is adopted.

15. ACTING SECRETARY: (MR. FERNANDES)

16. Senate Resolution 301, offered by Senators Lemke, Daley,
17. Savickas, and Kosinski.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Lemke moves for the suspension of the rules and
20. the immediate consideration of this resolution. All those in
21. favor say Aye. Those opposed No. The Ayes have it. Senator
22. Lemke now moves for the immediate adoption of the resolution.
23. All those in favor say Aye. Those opposed No. The Ayes have
24. it. The resolution is adopted.

25. ACTING SECRETARY: (MR. FERNANDES)

26. Senate Resolution 302, offered by Senator Harber Hall,
27. and it's congratulatory.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Harber Hall, do you want to make the usual motion?
30. Well you have to move for suspension. All those in...

31. SENATOR HALL:

32. I move...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. ...favor of suspension of the rules indicate by saying Aye.
2. Those...those opposed No. The Ayes have it. Senator Hall...
3. Harber Hall now moves for the immediate adoption of the
4. resolution. All those in favor say Aye. Those opposed No.
5. The Ayes have it. The resolution is adopted.
6. ACTING SECRETARY: (MR. FERNANDES)
7. Senate Resolution 303, offered by Senators Lane, Dougherty,
8. and Daley.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Lane...
11. ACTING SECRETARY: (MR. FERNANDES)
12. It's congratulatory.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. ...same motion. Senator Lane moves the rules be suspended
15. for the immediate adoption of the resolution. All those in
16. favor say Aye. Those opposed No. The Ayes have it. Senator
17. Lane now moves for the immediate adoption of said resolution.
18. All those in favor say Aye. Those opposed No. The Ayes have it.
19. The resolution is adopted.
20. ACTING SECRETARY: (MR. FERNANDES)
21. Senate Resolution 304, offered by Senators Harber Hall,
22. Mitchler, Latherow, and all members of the Senate. It's congratulatory
23. on Dean Sears.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Harber Hall...same...
26. SENATOR HALL:
27. I'd just like to point out to the members who knew Dean
28. Sears and appreciated his work down here in behalf of the
29. Illinois Agriculture Association, that he has resigned his position
30. and will go into law practice in Bloomington for himself. He
31. was a high caliber lobbyist that we all appreciated down here.
32. I move for suspension Mr. President.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Motion is to suspend the rules for the immediate
2. adoption of the resolution. All those in favor say Aye.
3. Those opposed No. The Ayes have it. The rules are suspended.
4. Senator Harber Hall now moves for the immediate adoption
5. of the resolution. All those in favor say Aye. Those opposed
6. No. The Ayes have it. The resolution is adopted.
7. Senate Bill 1713 will be read a first time.
8. ACTING SECRETARY: (MR. FERNANDES)
9. Senate Bill 1713.
10. (Secretary reads title of the bill)
11. 1st reading of the bill.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Introduction of bills.
14. ACTING SECRETARY: (MR. FERNANDES)
15. Senate Bill 1920, offered by Senator Rock.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Rock. Rules. Senator Partee.
18. SENATOR PARTEE:
19. Thank you Mr. President. Thank you Mr. President.
20. We're on the order of announcements, I hope. I have a...an
21. announcement. The question was asked with reference to
22. the final day for bills to be introduced and things of that
23. sort and I think, perhaps, I know the matter has arisen, which is
24. the proper matter for a conference or a caucus on both sides
25. of the aisle to discuss the posture and status of our rules and
26. of the proposals made for omnibus appropriations, et cetera.
27. I think that can be done in a very short period of time, and it's
28. my suggestion that as soon as we leave today we will have these
29. caucuses, both sides will have a caucus and Appropriations, which
30. has been set previously for one o'clock, and I talked with the
31. Chairman and he has agreed that it should commence at three
32. o'clock instead of one o'clock, so hopefully we could get into
33. the caucus and out and could get a bite of lunch and still get
34. to Appropriations by three o'clock, for those of us who are on it.

1. Senator Welsh will probably make the announcement but that
2. is the program.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator McCarthy.

5. SENATOR McCARTHY:

6. Yes Mr. President and members of the Body. Similarly
7. to what Senator Fawell did on a proposed amendment to the Illinois
8. Constitution, I have Senate Joint Resolution 70, which has
9. been assigned to Executive Committee, and because of the
10. time limitations, I'd like unanimous consent to have the
11. Executive Committee be discharged from further consideration
12. of that joint resolution and it placed on the Calendar.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. You've heard the motion of Senator McCarthy.

15. All those in favor indicate by...Senator Harris.

16. SENATOR HARRIS:

17. Well, Senator, what does the constitutional amendment
18. propose?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator McCarthy.

21. SENATOR McCARTHY:

22. What the constitutional amendment proposes is this,
23. Senator Harris, that it relates to the debt section of the
24. Constitution. It provides that debt still can be authorized by
25. referendum vote of the people, but it does increase the percentage
26. of legislators in both Chambers, from sixty percent to seven-eighths,
27. as an alternate technique.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Harris.

30. SENATOR HARRIS:

31. Well, it does seem to me that this action, then, would
32. preclude the opportunity for anyone from the general public
33. to offer testimony to this Body through its committee structure.
34. To preemptorilly, and you know we...I'm just trying to look and see

1. here when this...fully appreciate that...that time is short.
2. This, of course, was only introduced the fourteenth of April
3. and I fully appreciate that you have a problem about time, and
4. I'm certain that a Senate joint resolution will have some
5. difficulty making it through both Houses before the second
6. of May. But in all candor, I think this is the kind of
7. action that we should forego, and that a subject as important
8. as an amendment to the Illinois Constitution ought to be
9. exposed to careful, thorough committee evaluation. And just...
10. I...I have to object about discharging and I...I don't want to
11. be misunderstood. I think the matter of amending the Constitution
12. is so important that it ought to have the attention and the
13. opportunity for constituent participation in the committee
14. dialogue before a recommendation be made by the Executive
15. Committee.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Partee.

18. SENATOR PARTEE:

19. Well, I would ordinarily agree with Senator Harris
20. and actually had that kind of a speech in mind when we made
21. that exception a few moments ago for Senator Fawell on a bill
22. which came from the House...on a resolution which came from the
23. House sponsored by Senator Dyer, and I asked the question,
24. when it was introduced and it was introduced on April 30th,
25. and it seems to me that if it was of such moment, it might have
26. been introduced a lot earlier than that, with their having the
27. knowledge of what the deadlines are in terms of when it
28. must be out of both Houses, and it was, in my judgement, further
29. a matter that should have, or more properly would have been
30. run by a committee, and more than that, it is a matter, in my
31. judgement, which should not be the subject of a constitutional
32. amendment, but which should instead be a matter of statutory
33. enactment if it is the will of this Body to so enact it.

1. I just hate to see under these circumstances our having
2. given Senator Fawell that courtesy, to now deny it to Senator
3. McCarthy, when this is not, of course, this is not any final
4. action on these matters. The philosophy of each of these matters
5. are...are different and I'm sure members will respond in
6. different sorts of ways. Very frankly, I do not feel at this
7. time that I could be supportive of the one that we just
8. permitted to go onto the Calendar without hearing in a
9. committee, but as a matter of courtesy, we did it and I would
10. ask you to give that same kind of courtesy to Senator McCarthy
11. since we have just done it for a House member and I think
12. certainly we ought to do it for a member of the Senate.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Harris.

15. SENATOR HARRIS:

16. Yeah, thank you Mr. President. Quite candidly, I was
17. engaged here on the Floor, although I was on the Floor and I do
18. have now recalled to my mindfulness of the action taken on
19. Senator Fawell's request. And I would agree that consistent with
20. the performance of this Body in that connection that the same
21. courtesy ought to be expended to Senator McCarthy. I do withdraw
22. my objection. I do state categorically that I'm going to oppose
23. both suggestions. I do think that both of them should have
24. the attention of committee action and with respect to this
25. day is concerned, a precedent has been established and I would
26. concur, and so I do, in fact, withdraw my objections.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Graham.

29. SENATOR GRAHAM:

30. The Senate did concur in the request made by Senator Fawell
31. by a voice vote, did it not?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. I believe that's correct Senator.

1. SENATOR GRAHAM:

2. Well, then to get this all back on an equal track,
3. why don't we reconsider the vote by which Senator Fawell's
4. motion was adopted and send it into committee and the
5. others and have it over with?

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Well, the question...it seems to the Chair that this...if
8. ...if you request a vote as to whether the committee should
9. be bypassed, we should have it and we'll have it on the
10. resolution of...Senate Resolution 70. All those in favor of
11. bypassing committee...for the consideration of the resolution...
12. Senator McCarthy.

13. SENATOR McCARTHY:

14. ...to vote, but Senator Harris withdrew his objections
15. just as well to it on the board.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. We'll ask for a voice vote. All those in favor indicate
18. by saying Aye. Those opposed. The Ayes...in..in the opinion
19. of the Chair, the Ayes have it. Senator Bell, for what purpose
20. do you arise?

21. SENATOR BELL:

22. Thank you Mr. President. Yes, in reference to a Senate
23. joint resolution, bypass committee, I'm speaking now in reference
24. to Senate Joint Resolution No. 66. Ladies and Gentlemen of the
25. Senate you have a copy of a letter from me to you in reference
26. to this resolution. It is the bussing resolution and was introduced
27. in March 14th, of 1976. Many of you know of the problems that
28. the court have imposed upon the people of the State of Illinois
29. in reference to bussing. I would suggest that possibly with the
30. actions that have been taken in reference to the previous
31. two resolutions, that it would appropriate to extend to me the
32. courtesy of bypassing committee in reference to this resolution.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Partee.

2. SENATOR BELL:

3. ...Senate Resolution No. 66.

4. SENATOR PARTEE:

5. One of the problems with graciousness is that it extends
6. itself to a point of oppression. I voted with Senator Fawell
7. and I voted with Senator McCarthy because having done one I
8. felt we should do the other. Now we are...privilege is
9. now becoming licensed and I think Senator Graham was right.
10. We perhaps should, and I would join Senator Graham in moving
11. to reconsider the vote by which the Dyer resolution was passed.
12. I will also join him in moving to reconsider the vote by which
13. the McCarthy resolution bypassed this committee...bypassed
14. committee and of course, that sort of portends what I propose
15. to say about 66. If Senator Graham wants to go ahead, I will
16. join him in that motion and we'll get this whole thing back on
17. the track and we'll get back to the logic of Senator Harris,
18. that these matters being matters of real moment, should not
19. bypass committee and should go to committee. Now if the
20. time is short for the consideration, so be it. When you introduce
21. a resolution on the 30th of April knowing full well that if
22. it doesn't get through both Houses by the 1st of May that it
23. is not to be considered, that is a choice you make. That is a
24. chance you take. This is not meant to sound cold but it is
25. meant to sound factual. Senator Graham I will join you.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Bell.

28. SENATOR BELL:

29. Well, thank you Senator Partee. I note your reference to
30. April 30th in the filing of the resolution. Senate Resolution No.
31. 66 was filed March 14th and...you know I don't think it fits
32. into the same category for consideration as April 30th, but
33. I...I...

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Just a moment. Just a moment. Senator Partee, I believe
3. you...you may proceed.

4. SENATOR PARTEE:

5. Just want to correct...I want to correct the record
6. a moment, because I would not want Senator...Representative
7. Dyer to think I made the mistake consciously, it has just
8. come to my attention, and it's absolutely right that that
9. resolution was introduced on April 30th, 1975. Okay? Now,
10. which means that it is of such moment, that it took it this
11. long to get out of the House, then certainly we should not
12. be expected to deal with it in a moment here in the Senate.
13. It contains many components which many members will want to
14. address themselves to and certainly, as I said before,
15. it could be statutory. We've such a bill in here that was
16. statutory to begin with. So I...I wanted to make that correction
17. on the record that it was not '76 but it was April 30 of '75
18. that it was introduced.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. All right. Now, it's the wish of the President,...just a moment...
21. to reconsider the House Joint Resolution 30 and also Senate
22. Joint Resolution 70...just a moment...Senator Partee, do you
23. make that motion to reconsider the vote by which these...we'll
24. take them one a time. House Joint Resolution 30, Senator Partee.

25. SENATOR PARTEE:

26. I will make such a motion, but courtesy dictates that I not
27. preempt Senator Graham who made the motion originally and I will
28. join him.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. All right. Senator Graham, the Chair recognizes you.

31. SENATOR GRAHAM:

32. I'm very happy to welcome the cosponsorship of my motion
33. by the gentleman from the other side of the aisle and I make
34. that...I renew the motion that I was trying to make before. Thank

1. you Senator Partee.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Having voted on the prevailing side concerning House
4. Joint Resolution 30, Senator Graham moves that the vote
5. by which that passed be reconsidered...by the motion passed
6. be...to bypass committee be reconsidered. All those in favor
7. say Aye. Those opposed No. The Ayes have it. Senator McCarthy.
8. SENATOR McCARTHY:

9. Well, I wanted to be heard on the procedure of sending these
10. back and I think it's a matter of debate. I don't care if
11. we do it on this one or the next one where I am the principal
12. remains the same. I...if you want to take your roll call on
13. this one without debate, that's really not to my liking and
14. I'd like to be heard on this motion of Senator Graham's.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Well, the motion as to Senator Graham as to House Joint
17. Resolution 30 hasn't been declared passed...adopt...has been
18. reconsidered Senator.

19. SENATOR McCARTHY:

20. Well...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. We are now reconsidering the motion to bypass committee.
23. Senator Graham is moving now to Table that motion.

24. SENATOR McCARTHY:

25. Well, that, of course, puts it into the area of non-debate,
26. if it's a Tabling motion.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. That's correct.

29. SENATOR McCARTHY:

30. So that the moment of debate is on the motion to reconsider
31. the vote by which the rules were suspended so that the resolution
32. was discharged from committee. The Chair's already announced
33. its decision on that one.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. That's correct.
3. SENATOR McCARTHY:
4. All right. I'll hold it for the next one. I'd like
5. to be recognized in advance on it.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. All right. The...just a moment. For what purpose do you
8. arise, Senator Bell?
9. SENATOR BELL:
10. Yes, Mr. President, to find out where we stand in reference
11. to Senate Joint Resolution 66, that brought all this about.
12. Are we still on it or what?
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. That has not been considered Senator. There was no motion
15. made...there was no action made on Senate Joint Resolution 66.
16. SENATOR BELL:
17. I made a motion, Mr. President.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. There was no action taken on it Senator.
20. SENATOR BELL:
21. It's...it's still pending then, or what? Are we still
22. up in the air on this?
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Yes we are.
25. SENATOR BELL:
26. Well I...you know I made a motion and where do we...
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. The order of business, Senator, is...is Senator Graham's
29. motion as to...to...Table the motion to bypass committee on
30. Senate...House Joint Resolution 30. All those in favor say Aye.
31. All those opposed No. The Ayes have it. Motion is Tabled.
32. The bill remains in committee. Now we proceed...just a moment.
33. Senator Harris.

1. SENATOR HARRIS:
2. Well, it seems to me that a proper sequence here would be,
3. then, to take up our action with respect now, to Senator
4. McCarthy's...
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. That was the...
7. SENATOR HARRIS:
8. ...motion. Yes.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. ...that is going to...
11. SENATOR HARRIS:
12. ...and then when we dispose of it, we would take up...
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. ...that...
15. SENATOR HARRIS:
16. ...Senator Bell's query.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. That is exactly right.
19. SENATOR HARRIS:
20. Right. Okay.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. That was the intention of the Chair, Senator. We now
23. have Senator Graham moving having voted on the prevailing
24. side as to Senate Joint Resolution 70, he now moves that
25. having voted on the prevailing side that...reconsider the vote
26. by which the motion passed to bypass committee. Now, we...
27. the Chair recognizes Senator McCarthy.
28. SENATOR McCARTHY:
29. Thank you Mr. President. I'd like to speak in opposition
30. to the motion. That is the motion to reconsider the vote
31. by which Senate Joint Resolution 70 was taken from committee
32. through the technique of suspension of the rules. I speak on this
33. specifically, but I speak generally on the techniques that are

1. available to amending the Illinois Constitution. I think
2. every member in this Body should know, if they don't know,
3. that the only time that the Legislature can present to the
4. people a proposed change in the Illinois Constitution is that
5. the resolution has to escape, after scrutiny, from these
6. Chambers prior to May 2nd of this year, and what Senator
7. Graham attempts to do is to send that opportunity to amend the
8. Constitution by referendum to the people back to committee
9. ~~so there won't be a committee hearing~~ and the resolution
10. cannot technically and mechanically be adopted by the
11. Senate and the House. I think what he is attempting to do
12. is at odds and at variance, with other techniques that are
13. available to amend the Constitution, and I specifically
14. refer to that portion of the Constitution that allows people
15. to initiate amendments insofar as the legislative section
16. are concerned. When I talk about allowing people to initiate
17. amendments to the Constitution, through initiative in the
18. legislative section, I spell it out for you, the so called
19. coalition for honesty that is...and we can't do anything
20. about it, going to have on the ballot this Fall, if they meet
21. the...the prerequisites of the Constitution, something about
22. paying Legislator salary in advance. They're going to have
23. presented to the voters of this State as an amendment to the
24. Constitution something about the practice of double dipping,
25. whether or not a person could work in one or two agencies of
26. government. They're going to have presented to the people
27. something about a conflict of interest that none of us in
28. this legislative Body have had a chance to scrutinize and there's
29. nothing we can do to stop it. What this resolution does generated
30. not from some organization that is financed from sources unknown
31. to me, but what this proposition does, and our procedure today,
32. is to present to the people a suggestion to amend the
33. Constitution coming, not from this organization or another organization

1. but coming from the people's voice elected in the Senate,
2. going over to get scrutiny from the peoples' voice elected
3. in the House. And that's where the amendments to the Constitution
4. should come from if we're to have an orderly Constitution.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator, your time is expired. Would you close the
7. debate? Just...

8. SENATOR McCARTHY:

9. Well, I'll...Senator Carroll's going to give me his
10. time. He told me he would.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. I don't think that we're allowed to do that, Senator.

13. SENATOR CARROLL:

14. It's my pleasure.

15. SENATOR McCARTHY:

16. It's all right. So that we have it in proper perspective,
17. we're going to allow people's initiative on the legislative
18. section to come through, and that will be all that the voters
19. will look at and yet, because we're too tired to have an
20. Executive Committee, and because we're too harassable about
21. the subject matter of Senate Joint Resolution 70...or Senate
22. Joint Resolution 30, we're going to swaddle the people from
23. being able to participate in the building of the Constitution
24. this Fall. With specificity, Mr. President, I address
25. Senate Joint Resolution in it's present posture where it's
26. on the Floor of the Senate before this Body. This has to do with
27. state debt. As you know, state debt can be incurred under the...
28. under the 1970 Illinois Constitution in two ways. State debt
29. can be incurred if a majority of the people at the election
30. approve the debt obligation, or which was new to the 1970
31. Constitution, state debt can be approved upon a vote of sixty
32. percent of the House and the Senate. And this Constitutional
33. proposal, or this Senate Joint Resolution...

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Just...just a moment. For what purpose do you arise,
3. Senator Graham?
4. SENATOR GRAHAM:
5. I wonder if our clock's working.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Well, I believe it is and I think that Senator McCarthy
8. is about to close his debate. Senator Carroll, for
9. what purpose do you arise?
10. SENATOR CARROLL:
11. If I'm recognized, I would ask a question of the sponsor
12. our last speaker Senator McCarthy if his time is up.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Will the sponsor yield to a question?
15. SENATOR McCARTHY:
16. Well...
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Will you yield to a question, Senator?
19. SENATOR McCARTHY:
20. I'll yield to a question...I'll yield to a question
21. if we have to go through...
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator McCarthy.
24. SENATOR McCARTHY:
25. Yes, I'll...
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Carroll may put the question.
28. SENATOR CARROLL:
29. Yes. What does this resolution do?
30. SENATOR McCARTHY:
31. Thank you Senator Carroll, I was getting to that.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. You may proceed.

1. SENATOR McCARTHY:

2. Yes, and I'll attempt...I'll attempt to be moderate
3. to the members of the Body here within the rules. I have no
4. desire...no desire to exercise my lungs except that on this
5. subject matter, which involves the reconstruction of the Constitution,
6. I think it's worthy of some time and I was just...and that's
7. my judgement, not yours, but I hope you recognize my judgement
8. for whatever that judgement is worth. Now, insofar as
9. the answer to the question, what Senate Joint Resolution 70
10. does is that it now, if adopted, placed before the people and approved
11. by the people, it would allow state debt to be incurred
12. still by an approval of the voters of the General Election after
13. the proposal was placed on the ballot, or it would allow state debt
14. to be incurred by act of a extraordinary majority of the
15. Legislature in the...in the fraction of seven-eighths as opposed to
16. sixty percent. I'm explaining this resolution at this time so that
17. the members can think about it because we have seen since 1970
18. debt go up and up and never once has the proposition of debt
19. since 1970 been submitted to the people for referendum.
20. Mr. President, I remember in 1964, if my memory serves me correct,
21. after an act of the Legislature, we passed out to the people
22. for their acceptance or rejection debt authorization for
23. institutions of higher learning and debt authorization for mental
24. health, and the people that were interested in higher institutions
25. of learning and mental health went out and sold the people and the
26. people voted "yes" State of Illinois, you can go in debt and
27. when we pay those bonds off, as we pay them off year after year,
28. we did it because it was approval of the people. We have seen con-
29. trariwise every bit of private enterprise who complain about
30. inflation, point to the Federal government and say, they with their
31. overhanging debt have caused inflation. They point to state and
32. local governments and say, overhanging spending by Federal and state
33. governments

1. caused inflation...

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator...just a moment. Senator Carroll your time
4. is up. Senator Graham. For what purpose do you arise? Senator Graham.

5. SENATOR GRAHAM:

6. I just rise to say that Senator McCarthy did exercise
7. his lungs and some of the times he wasn't telling it quite
8. like it is and I'm surprised. Just because that this amendment
9. has some effect upon the State of Illinois, and just because this
10. Senate has decided that is should to committee, is not going
11. to be the end of the world. The Executive Committee can
12. consider this in October if they want to and it can go on in '78.
13. What's the hurry? We've got enough initiative amendments
14. this Fall anyway. So carve it up a little more and we'll have
15. a booth full of amendments to the Constitution of the State of
16. Illinois. I think that a Committee on Executive has...should
17. have an opportunity to examine this. I think an extraordinary
18. majority of seven-eighths is unreasonable, and some of my
19. colleagues join me in that feeling and all we have asked for
20. is not a William Jennings Bryan oration, we have asked to have
21. this sent into the Committee on Executive.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further debate? Senator Partee.

24. SENATOR PARTEE:

25. Well, since I'm partially responsible for the posture of
26. this bill, now, I wanted Senator McCarthy to know, personally,
27. and in the hearing of all, that I have a great deal of respect
28. for his knowledge, and in the many years that I have been in this
29. legislature, I have drunk the wine of wisdom from his mind
30. many times. This may well be a very viable consideration. This
31. may be a very meaningful addressment of a very serious problem.
32. The only thing I am suggesting by the course of action which I am
33. taking here today, is that the matter is not one of simplicity,

1. it is not an ABC kind of proposition. It has some intricacies
2. and some nuances which ought to be discussed in a committee.
3. This bill was sent to the Executive Committee. My calendar
4. shows, or the Digest shows, on the 16th day of April, 1976.
5. Certainly, Senator McCarthy has given a lot of time and a lot
6. of attention and I suspect he has burned a lot of midnight oil
7. in preparation for the implementation of his notion and idea,
8. and he has prepared himself to sell this proposition to the
9. Legislature, growing out of his deep and abiding interest in the
10. people of this State, which I have witnessed over the years
11. during his service. I do think, however, under the circumstances,
12. that this is a matter which because of its intricacy,...which
13. because of the many components to it and the many impacts
14. that various parts of it will bring to the community and to the
15. State, that it is a matter which should go as the other resolutions
16. are going, to committee. I would certainly say to the Chairman
17. of the committee that these resolution which have been proffered
18. by the persons who proffered them here today should be given
19. some sort of priority status so that they hopefully could
20. be heard and hopefully could be addressed within the time frame
21. of the constitutional requirements.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further debate? Senator McCarthy, for what purpose
24. do you arise?

25. SENATOR McCARTHY:

26. Well, either to debate some more or else speak on a
27. point of personal privilege.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Well, you've used your time. You...you can be granted
30. the point of personal privilege. State your point.

31. SENATOR McCARTHY:

32. All right. Before this vote's taken, and the question
33. before us, I'd like to speak on a point of personal privilege.

1. If Senator Graham's motion prevails, this limitation on debt
2. goes back to committee and it's dead for this year. The
3. no chance of the people in this time of threatening and rapid
4. inflation to put the lid on obligation of the State of Illinois
5. to go into debt. So this is it. Senator Harris just
6. recently passed a bill that allowed sanitary districts
7. to go into debt and use the proceeds of the debt to pay erasers
8. and pencils and salaries. This is a serious matter and I think
9. it's so interesting that Senator Graham is the one who makes
10. the motion to send this back...

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Just a moment. Senator Harris for what purpose do you
13. arise?

14. SENATOR HARRIS:

15. Mr. President, I heartily approve of the way in which you
16. preside. And I really mean that, Mr. President. The Senator
17. who is speaking on a point of personal privilege is not making
18. his point involving any course of conduct by this Body to him
19. as a Senator, but he is, in fact, debating the merits of the
20. joint resolution. He has been extended extreme latitude in
21. the observation of our time limit rule, today.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator...

24. SENATOR HARRIS:

25. And this...this Body...this Body recognizes the sincerity
26. of the Senator on this subject matter. But I will not sit
27. quiet while on a point of personal privilege he proceeds with
28. further debate and names other members insofar as conduct of
29. the members toward him as a member of this Body. And I call
30. upon the Chair to limit the Senator's remarks to his point
31. of personal privilege.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. I'm sure that Senator McCarthy will restrict his remarks

1. to the point of personal privilege. You may proceed.

2. SENATOR McCARTHY:

3. I will attempt so and Senator Harris, if you misconstrued
4. my reference to your bill, or maybe if you construed it
5. correctly, I apologize to you. I just was eluding to something
6. because of its recent past. Continuing on the point of
7. personal privilege, and I will not make any reference to
8. the people that are moving on it, but we know, and I...I make
9. this as a point of personal privilege, that the people
10. who benefit from sixty percent debt in Illinois are the money
11. hungry road contractors, they're the money hungry road
12. contractors who like to see us go deeper in debt so they
13. can gobble up our debt insofar as the contracting...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Just a moment. For what purpose do you arise Senator
16. Graham?

17. SENATOR GRAHAM:

18. A point of personal privilege.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. State your point.

21. SENATOR GRAHAM:

22. Point of order. If the Senator from Decatur has all this
23. evidence why don't he go to court with it? He's an attorney. Why did
24. he stand up here and lambaste the contractors? If he has
25. that evidence take them to court.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator McCarthy.

28. SENATOR McCARTHY:

29. Well, continuing on my point of personal privilege, but
30. just since Senator Graham brought it up, what I'm trying to do,
31. by virtue of the fact that I've been elected to represent
32. two hundred thousand people, is get their day in court here on
33. the Floor of the Senate. I say that the debt that we've incurred

1. since 1970 has gone for the benefit of the road contractors.
2. I say it's gone in for the benefit of other interest groups who
3. wouldn't and...and who wouldn't like to revert to the
4. Constitution as it was before 1970 when the people had to be
5. sold on their proposition. And I further, as a point of personal
6. privilege, say these are some of the various groups that have
7. been complaining most loudly, vocally about some act of the
8. Legislature...

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator...

11. SENATOR McCARTHY: ...

12. ...that has to do...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. ...Senator your time is up. Will you...will you conclude
15. your remarks, Senator, please.

16. SENATOR McCARTHY:

17. ...just to that point. I'm saying the people that
18. don't like a resolution like this, and I've enumerated them,
19. are part of the various groups that have been crying around
20. the State of Illinois because this Senate and the House
21. passed some legislation that helped people that were
22. out of work, helped some people that were injured on the job.
23. And yet they want to take them...they want to take the
24. State of Illinois down to the road of bank...

25. SENATOR GRAHAM:

26. Mr. President, we're not discussing the Workman's Comp...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. All right. Just a moment, Gentlemen. Senator McCarthy, your
29. time has expired. Senator Graham you have made the motion. The
30. question is shall the Senate reconsider the vote by which the
31. Senate voted to bypass the Senate Executive Committee and place
32. Senate Joint Resolution on the Calendar, as to Senate Joint Resolution
33. 70. All those in favor say Aye. Those opposed No. Roll call has
34. been requested by how many members? There are sufficient number of
35. members. The roll...the

1. Secretary will take the roll. The voting is open.

2. All those in favor of Senator Graham's motion to reconsider

3. shall vote Aye. Those opposed shall vote No. The voting is

4. open. ...are thirty votes necessary to maintain your motion,

5. Senator. Have all voted who wish? Have all voted who wish?

6. Take the record. On that question, the Ayes are 31, the

7. Nays are 5. The motion is reconsidered. Senator Graham

8. now moves to Table that motion. Just a moment. That's not

9. debatable, Senator. ...inquire.

10. SENATOR McCARTHY:

11. Parliamentary inquiry. So far, we have...there's

12. been a motion to reconsider the vote by which the rules were

13. suspended. So I take it, then, the motion still is before

14. the Body. And...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Graham's motion to Table that motion is now

17. before the Body.

18. SENATOR McCARTHY:

19. Well, first of all...first of all, I think what your...

20. revert to is my motion to suspend the rules.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. We reverted to that automatically by Senator Graham's

23. motion. Now, we revert to his motion to Table.

24. SENATOR McCARTHY:

25. Well..

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. This is the order of business, Senator.

28. SENATOR McCARTHY:

29. Well..

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. It is not debatable.

32. SENATOR McCARTHY:

33. Well, I...I was just trying to get the inquiry on the thing.

1. I think I understand it.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. ...was a request for a roll call as I hear. Those in favor
4. of Tabling indicate by voting Aye. Those opposed No. The
5. voting is open. Thirty votes are required. The Chair is in
6. error. It does take a majority. Have all those voted who wish?
7. Take the record. On that question, the Ayes are 33, the Nays
8. are 7. Senate Joint Resolution 70 will now be referred to
9. the Executive Committee. Now, Senator Bell, the Chair
10. earlier stated that he would refer to your resolution, if you
11. wish to proceed.

12. SENATOR BELL:

13. Well...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Bell.

16. SENATOR BELL:

17. I note with some trepidation, Mr. President, that...
18. that there's less than a desire on the part of the President
19. and the majority leadership there to proceed on this resolution
20. and in view of the fact that we have taken the action on Senate
21. Joint Resolution No. 70, and I think it was Senate Joint Resolution
22. No. 35 in referring those to the Executive Committee, I...I
23. suppose that in all fairness, Senate Joint Resolution No. 66
24. ought to meet the same particular fate, but I would add this,
25. that it's interesting that here we were as a Body, willing to
26. pass Senate Joint Resolution 35 or Senate Joint Resolution 70
27. in reference to some serious questions concerning the State
28. of Illinois and when I bring forth to this Body a serious
29. question that also addresses the people of the State of Illinois
30. in reference to bussing and what it does to our society, that
31. right away we change our position and in order to keep Senate
32. Joint Resolution No. 66 bottled up and not before the consideration
33. of this Body, we take the actions that we just took.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senators, it's your desire to withdraw your motion.

3. SENATOR BELL:

4. I would ask that Senate Joint Resolution No. 66 be
5. sent to the Executive Committee and be heard.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. I...I hear no objections. It already is there, Senator.
8. Resolutions.

9. ACTING SECRETARY: (MR. FERNANDES)

10. Senate Resolution No. 305, offered by Senators
11. Daley, McCarthy, Smith, Kosinski, Chew, and Partee.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Daley.

14. SENATOR DALEY:

15. Mr. President and fellow Senators. I would request that the
16. Secretary read the resolution.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Mr. Secretary read the resolution, please.

19. ACTING SECRETARY: (MR. FERNANDES)

20. (Secretary reads SR No. 305)

21. SENATOR DALEY:

22. Mr. President.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Daley.

25. SENATOR DALEY:

26. Fellow Senators, I ask leave for the suspension of the rules
27. and immediate consideration of this resolution.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is leave granted? Leave is granted. The rules are suspended.
30. Senator Daley now moves for the immediate adoption of the resolution.
31. All in favor say Aye. Those opposed. The Ayes have it. The res-
32. olution is adopted. Is there any further business to come before the
33. Senate? Senator Welsh.

34. SENATOR WELSH:

35. Mr. President, they'll be a Democratic caucus immediately in the
President's office. Immediately.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Hynes.
3. SENATOR HYNES:
4. Mr. President, immediately after the caucus, there will
5. be a meeting of the Democratic members of the Appropriations
6. Committee in my office on the sixth floor.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Demuzio.
9. SENATOR DEMUZIO:
10. Mr. President, I have a death resolution on the...on the
11. desk.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Well, we were going to try to consider all death
14. resolutions tomorrow, if it's all right with the sponsor.
15. SENATOR DEMUZIO:
16. Fine.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator D'Arco.
19. SENATOR D'ARCO:
20. I did, also, Mr. President.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Rock.
23. SENATOR ROCK:
24. No. I was just asking leave of the Body to be shown as
25. coponsor of Senator Daley's resolution.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Was leave granted? Senator Weaver. Senator Weaver.
28. SENATOR WEAVER:
29. There will be a Republican caucus in Room 400, immediately.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Daley.
32. SENATOR DALEY:
33. Mr. President, the Senate Judiciary Committee will meet

1. immediately after the Democratic caucus, and the Republican
2. caucus, about a half hour.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. All right. The motion by...Senator Dougherty.

5. SENATOR DOUGHERTY:

6. May I be shown as a cosponsor of Senator Daley's resolution?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there leave? Leave is granted. The...Senator Partee

9. moves that the Senator...the Senate adjourn to 10:00 o'clock

10. tomorrow morning. We will now proceed to the First Special

11. Session of the Senate shall convene.

12. [Faint text]

13. [Faint text]

14. [Faint text]

15. [Faint text]

16. [Faint text]

17. [Faint text]

18. [Faint text]

19. [Faint text]

20. [Faint text]

21. [Faint text]

22. [Faint text]

23. [Faint text]

24. [Faint text]

25. [Faint text]

26. [Faint text]

27. [Faint text]

28. [Faint text]

29. [Faint text]

30. [Faint text]

31. [Faint text]

32. [Faint text]

33. [Faint text]