

79TH GENERAL ASSEMBLY

REGULAR SESSION

MAY 18, 1976

1 PRESIDENT:

2 The hour of...the hour of twelve having arrived, the
3 Senate will come to order. Will our guests in the gallery
4 please stand while we have the prayer by Reverend Arthur
5 B. Webb, United Methodist Church, Virginia, Illinois.

6 REVEREND WEBB:

7 (Prayer by Reverend Webb)

8 PRESIDENT:

9 Reading of the Journal.

10 SECRETARY:

11 May the 6th, 1976, Friday, May the 7th, 1976 and Tues-
12 day, May the 11th, 1976.

13 PRESIDENT:

14 Senator Johns.

15 SENATOR JOHNS:

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

19 PRESIDENT:

20 You heard the motion. All in favor will say Aye. Opposed
21 Nay. The Ayes have it. The motion carries. Senator Johns.

22 SENATOR JOHNS:

23 I move that reading and approval of the Journals of Wed-
24 nesday, May the 12th, 1976, Thursday, May the 13th, 1976 and
25 Friday, May the 14th, 1976 be postponed pending arrival of
26 the printed Journals.

27 PRESIDENT:

28 You heard the motion. All in favor will say Aye. Opposed
29 Nay. The Ayes have it. The motion carries. Message from
30 the House.

31 SECRETARY:

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

33 Mr. President - I am directed to inform the Senate

1 that the House of Representatives has passed bills of the
2 following titles in the passage of which I am instructed to
3 ask the concurrence of the Senate, to-wit:

4 House Bills 3217, 3301, 3329, 3411, 3556, 3751 and 3821.

5 PRESIDENT:

6 Rules Committee. Resolutions.

7 SECRETARY:

8 Senate Resolution 338, introduced by Senator Berning.

9 It's commendatory to the Norwegian.

10 PRESIDENT:

11 Senator...Senator Berning.

12 SENATOR BERNING:

13 Thank you, Mr. President. I think it is noteworthy that
14 on May 17th, 1814, the same year that our Star Spangled Banner
15 was written, Norway's Constitution was signed in Eidsvoll
16 in Norway. That's up north of Oslo for those of you who
17 are familiar with Norway. What is particularly important it
18 seems to me for the United States of America and particularly
19 us here in Illinois as we are celebrating our own independence
20 year, our 200th anniversary, that we recognize by means of
21 this gesture the independent, democratic country of Norway, and
22 therefore, Mr. President, I would move to suspend the rules
23 for the immediate consideration of this amendment and would
24 invite all Senators to join.

25 PRESIDENT

26 Any other discussions? Senator Berning moves the sus-
27 pension of the rules for the immediate consideration of this
28 resolution. All in favor will say Aye. Opposed Nay. The
29 Ayes have it. The rules are suspended. Senator Berning now
30 moves for the immediate consideration of this resolution and
31 that all Senate members be shown as sponsors. All in favor
32 will say Aye. Opposed Nay. The Ayes have it. The resolution
33 is adopted.

1 SECRETARY:

2 Senate Resolution 339, introduced by Senator Berning.
3 Spiritual needs.

4 PRESIDENT:

5 Senator Berning.

6 SENATOR BERNING:

7 Thank you, Mr. President. This, again, is a congratu-
8 latory resolution for the First Presbyterian Church of Deer-
9 field, which is celebrating its 100th Anniversary, and I
10 would move for the suspension of the rules, for immediate
11 consideration of this resolution, and again invite all mem-
12 bers to join.

13 PRESIDENT:

14 Senator Berning moves for the suspension of the rules
15 for the immediate consideration of this resolution. All in
16 favor will say Aye. Opposed Nay. The Ayes have it. The
17 rules are suspended. Senator Berning now moves for the imme-
18 diate adoption of this resolution and with the further pro-
19 vision that all Senate members be shown as sponsors. All in
20 favor will say Aye. Opposed Nay. The Ayes have it. The
21 resolution is adopted.

22 SECRETARY:

23 Senate Resolution 340, introduced by Senator Berning.

24 PRESIDENT:

25 Senator Berning.

26 SENATOR BERNING:

27 Thank you, Mr. President. This is congratulatory again
28 for the Great America Theme Park in Gurnee, which is going
29 to be one of the most significant economic assets in that
30 community. I move for the suspension of the rules for the
31 immediate consideration of this congratulatory resolution,
32 and again invite all members to join me in cosponsorship.

33 PRESIDENT:

1 Senator Berning moves the suspension of the rules for
2 the immediate consideration of this resolution. All in favor
3 will say Aye. Opposed Nay. The rules are suspended. Senator
4 Berning now moves for the immediate adoption of this resolution
5 showing all Senate members as sponsors. All in favor will
6 say Aye. Opposed Nay. The resolution is adopted.

7 SECRETARY:

8 Senate Resolution 341, introduced by Senators Soper,
9 Harris, Partee and all members. It's congratulatory.

10 PRESIDENT:

11 Senator Soper.

12 SENATOR SOPER:

13 Thank you, Mr. President, members of the Senate. This
14 congratulates our past president of McMorton High School,
15 retired after thirty-five years of public service to the
16 school at Cicero, Illinois. I'd like to have all Senators
17 join...

18 PRESIDENT?

19 Senator Soper...Senator Soper moves the suspension of
20 the rules for the immediate consideration of this resolution.
21 All in favor will say Aye. Opposed Nay. The rules are sus-
22 pended. Senator Soper now moves the immediate adoption of
23 this resolution showing all Senate members as sponsors. All
24 in favor will say Aye. Opposed Nay. The Ayes have it. The
25 resolution is adopted. Donnewald.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 Introduction of bills.

28 SECRETARY:

29 Senate Bill 1950 and 1951.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Rules.

32 SECRETARY:

33 Senate Bill 1952, introduced by Senator Partee, Donnewald,

1 Rock and Bruce.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Senator Partee.

4 SENATOR PARTEE:

5 Mr. President, this bill is a bill which addresses it-
6 self to the subject of medical malpractice. Just last week
7 the Illinois Supreme Court rendered a decision which, as you
8 know, invalidated the medical malpractice legislation which
9 was adopted in 1975 by this General Assembly, and this bill
10 that I've introduced today addresses those areas which the
11 Supreme Court found unconstitutional in Justice Goldenhersh's
12 opinion. The bill will provide a medium for discussion and
13 legislative action in our Senate. I'm open to reasonable
14 suggestions for amendments and look forward to working with
15 the various interested groups toward passage of a constitu-
16 tional response to the court's opinion. Among the things it
17 does, the bill enlarges the power of the judge on the Review
18 Panel, it guarantees both parties rights to trial by jury,
19 it repeals the five hundred thousand dollar limit imposed
20 on medical malpractice recovery and it repeals the insurance
21 code provision limiting rates for malpractice insurance.
22 Now, the bill is there and I would say to any member who de-
23 sires to become a cosponsor, we'd certainly invite him, with
24 the understanding, of course, that it is, of course, subject
25 to amendments, but it is something that we can start with to
26 work toward getting something which would have the approba-
27 tion of the court. Thank you.

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Rules. Senate Bills on 2nd reading. Senate Bill 1514,
30 Senator Buzbee. Senate Bill 1526. Read the bill.

31 SECRETARY:

32 Senate Bill 1526.

33 (Secretary reads title of bill)

1 2nd reading of the bill. No committee amendments.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Are there amendments from the Floor? 3rd reading.

4 Senate Bill 1567, Senator Bruce. Senate Bill 1600, Senator
5 Hickey. Senate Bill 1600. That's the appropriation for the
6 Department of Revenue. Oh, do you wish to proceed with it,
7 Senator Netsch? Bills on 2nd reading? Read the bill.

8 SECRETARY:

9 Senate Bill 1600.

10 (Secretary reads title of bill)

11 2nd reading of the bill. The Committee on Appropriations
12 offers one amendment.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Senator Netsch.

15 SENATOR NETSCH:

16 Is someone here from the committee to offer that amend-
17 ment?

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 Senator Rock.

20 SENATOR ROCK:

21 Thank you, Mr. President and Ladies and Gentlemen of the
22 Senate. Amendment No. 1 adopted in committee reduces the appro-
23 priation by some...some five hundred and seventy-four thousand
24 dollars by removing forty-six vacancies which the committee thought
25 would be better left unfunded for the coming fiscal year, and
26 I would move the adoption of Amendment No. 1.

27 PRESIDING OFFICER: (SENATOR DONNEWALD)

28 Is there further discussion? Senator Netsch.

29 SENATOR NETSCH:

30 I would simply repeat on what the director of the depart-
31 ment, Director Alphin, said at the time that the amendment was
32 offered in the committee. He understands why it is being done
33 in view of the tightness of finances at the present time. It

1 will cause difficulty, because it does come in the compliance and
2 ...and tax processing sections, but in the spirit of attempting
3 to help us solve our fiscal problems, he will not vigorously
4 oppose it.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Is there further discussion? Question is, shall Amendment
7 No. 1 to Senate Bill 1600 be adopted? Those in favor indicate
8 by saying Aye. Those opposed No. The Ayes have it. The
9 Amendment is adopted. Are there further amendments?

10 SECRETARY:

11 One. Amendment No. 2 offered by Senator Weaver.

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Senator Weaver.

14 SENATOR WEAVER:

15 Thank you, Mr. President. Amendment No. 2 would reduce
16 by a hundred and fifty thousand, three hundred and forty-five
17 dollars the appropriation to...or the Department of Revenue's
18 request. This is four thousand two hundred dollars in the
19 Director's office. There's an area where they're requesting
20 a new automobile that has less than forty thousand miles on
21 it, so there's no necessity for that in this fiscal year.
22 In Tax Processing, a reduction of two thousand five hundred
23 for equipment and commodities. In the Compliance Department,
24 seventy-nine thousand and ninety five dollars. In the In-
25 vestigation, three thousand eight hundred and fifty and Man-
26 agement Service, sixty thousand, seven hundred. I can go
27 through each one of these items if you'd like, Senator Netsch.

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Senator Netsch indicates that you...you won't have to do
30 that. Did you want to continue or did you want to defer to
31 Senator Netsch? Senator Netsch.

32 SENATOR NETSCH:

33 I did not know there was a second amendment to this bill,

1 and I have just this moment been handed a copy of it. I
2 think, Senator Weaver, if you don't mind I would like a chance
3 to go over it with the Department of Revenue, so let's hold
4 the bill then. I'm sorry I did not know there was a second
5 amendment.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Take it from the record, and we will have to withdraw...
8 we will hold the bill on 2nd reading and amendment...Amend-
9 ment No. 2 will be withdrawn. (Machine cut-off)...it'll be
10 held, Senator, and then we'll consider the...just a moment
11 Senator Netsch, I've been advised by Senator Weaver that there
12 are two amendments that he will offer, so get a copy of that.
13 Senate Bill 1601, Senator Netsch. Senate Bill 1603, Senator
14 Bruce. Senate Bill 1604, Senator Knuppel. Senator Knuppel,
15 1604. Senate Bill 1607, Senator Rock. Senate Bill 1610.
16 Senate Bill 1620, Senator Johns. Read the bill.

17 SECRETARY:

18 Senate Bill 1620.

19 (Secretary reads title of bill)

20 2nd reading of the bill. The Committee on Appropriations
21 offers three amendments.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 Senator Johns. Amendment No. 1 or do you wish to defer
24 to Senator Rock?

25 SENATOR JOHNS: [unclear]

26 Senator Rock handled this bill while I was absent for
27 the Kerner services and he knows the amendments.

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Senator Rock. Amendment No. 1...

30 SENATOR ROCK:

31 Yeah. Can the Secretary indicate to me...

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 ...as to 1602.

1 SENATOR ROCK:

2 ...how...how many amendments are on that bill.

3 SECRETARY:

4 Three, three. There are three amendments. Would you
5 like me to read the first...

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Read the amendments.

8 SECRETARY:

9 (Secretary reads Amendment No. 1)

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 Senator Rock.

12 SENATOR ROCK:

13 Thank you, Mr. President and Ladies and Gentlemen of the
14 Senate. The chronological action of the committee was thus
15 that Amendment No. 1 was, in fact, offered and adopted. It
16 made some sizable cuts in this FY '77 appropriation. It
17 is cured to the extent that certain of those cuts are re-
18 placed by virtue of Amendment No. 3. Amendment No. 3 does,
19 in fact, incorporate some of what was done in No. 1, but does
20 not go quite as far, so that with that hopefully not too clear
21 explanation I would move that Amendment No. 1 lie upon the
22 Table.

23 PRESIDING OFFICER: (SENATOR DONNEWALD)

24 The motion is, to Table Amendment No. 1. All those...
25 is there discussion? All those in favor of Tabling Amendment
26 No. 1 to 1620 indicate by saying Aye. Opposed No. The Ayes
27 have it. The amendment is Tabled. Amendment No. 2.

28 SENATOR ROCK:

29 Amendment No....

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Senator Rock.

32 SENATOR ROCK:

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

1 Senate. Amendment No. 2 was offered in the committee, and
2 it puts back into the Department of Business and Economic
3 Development as a division of that office...the Energy division,
4 which somehow was left flying alone as having received some
5 kind of official status. It is no more no less than a division
6 of that office and by virtue of Amendment No. 2 it is replaced
7 into the Department of Business and Economic Development. In
8 addition Amendment No. 2 also reappropriates a two hundred and
9 fifty thousand dollars for the Coal Research Center at SIU, and
10 I would move the adoption of Amendment No. 2.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Is there further discussion? Question is, shall Amendment
13 No. 2 to Senate Bill 1620 be adopted? Those in favor indicate
14 by saying Aye. Those opposed. The Ayes have it. The amendment
15 is adopted. Amendment No. 3, Senator Rock.

16 SENATOR ROCK:

17 Amendment No. 3 is...is that amendment which was offered
18 in committee after subcommittee action with some input from the
19 Republican side and with the director and certain members of
20 his staff. It does, in fact, make some cuts, but also restores
21 two items, one in particular, the...an amount of money to
22 the Office of Tourism, and I would move the adoption of Amendment
23 No. 3.

24 PRESIDING OFFICER: (SENATOR DONNEWALD)

25 Is there further discussion? Question is, shall Amendment
26 No. 3 be adopted? Those in favor indicate by saying Aye. Those
27 opposed No. The Ayes have it. The amendment is adopted. Now,
28 Senator Rock I had been advised that in Amendment No. 1, which
29 was Tabled, there was included in that, the Partee Amendment,
30 and that, of course, was stricken by the Tabling action, and is
31 it your desire now to hold this on the order of 2nd reading? Just
32 a moment. We'll proceed with Amendment No. 4.

33 SECRETARY:

1 Amendment No. 4 offered by Senator Regner.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Senator Regner. Just a moment. Senator Rock, for what
4 purpose do you arise?

5 SENATOR ROCK:

6 I thought No. 4, at least, as I recall from the committee,
7 was that offered by Senator Hall. How...well, that's what
8 I was suggesting, there was an amendment offered and adopted
9 in committee which, I presume, should be affixed to that bill.
10 Oh, your's was five. Was...wasn't that offered in the com-
11 mittee?

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 There are only three committee amendments attached to
14 the bill, Senator.

15 SENATOR ROCK:

16 Well, I think there's...

17 PRESIDING OFFICER: (SENATOR DONNEWALD)

18 Senator Regner, proceed as to Amendment No. 4.

19 SENATOR REGNER:

20 That's the one that's on the Secretary's Desk right
21 now.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 That's correct.

24 SENATOR REGNER:

25 Yeah. Yes, Mr. President and members of the Senate,
26 Amendment No. 4 eliminates the three positions in the director's
27 office that were...were...that were created as aides to the
28 director. When questioned in committee as to their need, we
29 were told that they setup conferences, and one aide assisted
30 the full-time legislative liaison to keep track of legislation.
31 In light of the pressing need for funds in Mental Health and
32 Education and so forth, I think every attempt should be made
33 to cut unnecessary functions such as this whenever possible.

1 Total reductions for these three positions is fifty thou-
2 sand four hundred dollars, and I move for the adoption of
3 Amendment No. 4 to Senate Bill 1620.

4 PRESIDING OFFICER: (SENATOR DONNEWALD)

5 Senator Johns.

6 SENATOR JOHNS:

7 I simply would ask my colleagues on this side of the
8 aisle to resist this amendment. I feel that we've been over
9 this budget thoroughly and it deserves to go just like it
10 is.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Is there further discussion? Question is, shall Amend-
13 ment No. 4 be adopted to Senate Bill 1620. Those in favor
14 indicate by saying Aye. Those opposed indicate by saying
15 No. The Noes have it. The amendment fails. Amendment No.
16 5, Senator Hall. Just a moment. Amendment No. 5, Senator
17 Regner. Proceed.

18 SENATOR REGNER:

19 Mr. President and members of the Senate, this amendment
20 deletes the money requested for making a slight presentation
21 on Coal. The Museum of Science and Industry in Chicago has
22 an excellent slide presentation that the department could
23 use as do many of the various coal associations in the State.
24 They already have it made, they could use it, and I don't
25 feel that there is any correlation between this slide show
26 and Industrial Development and Tourism nor is this fifteen
27 thousand dollars necessary. Also, included in the amendment
28 is a reduction in moving expenses of thirty-five hundred
29 dollars. The department has stated that they're not going
30 to hire any new people, so I see no need...reason for the
31 need for moving expenses, and a two hundred...two thousand
32 dollar reduction in the request of seventy-eight hundred
33 dollars on conference expense of line item. This is an area

1 where reductions can be made without harming any important
2 State programs. Amendment No. 5 has a total reduction of
3 twenty thousand five hundred dollars, and I'd move for its
4 adoption.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Senator Johns.

7 SENATOR JOHNS:

8 Mr. President, Senator Hall just walked by and asked...
9 He says that there is a wrong amendment number. Now, would
10 you clarify that for us, Senator Hall?

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Senator Hall.

13 SENATOR HALL:

14 Mr. President and Ladies and Gentlemen of the Senate.
15 Amendment No. 5 was my amendment. It was adopted in the
16 committee. Now, I don't know how we're over here with
17 Senator Regner with it, Amendment No. 5.

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 Just a moment, Senator. I'm advised by the Secretary
20 that there were only three committee amendments attached to
21 the bill. Just a moment, the Secretary indicates that he
22 will explain it.

23 SECRETARY:

24 What actually happened in committee was Amendments No.
25 1 and 2 were really Tabled in committee. Well, when we get
26 the report in our office, Amendments No. 3 and 4 you don't...
27 you don't Table a committee amendment in committee we just
28 count it as 1, 2 and 3. So, consequently, Senator Hall, you're
29 amendment would be Amendment No. 3. Now, is that is...that
30 is a Tourism Amendment is it not?

31 PRESIDING OFFICER: (SENATOR DONNEWALD)

32 Senator Hall.

33 SENATOR HALL:

1 No, it's not. No. My Amendment No. 5 amends Senate Bill
2 1620 on page three inserting in line twenty and twenty-one
3 the following for a grant to the Southwest Regional Port
4 District for its operation expenses, eighty-five thousand
5 dollars. And that amendment was adopted in committee.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Hall, just...just a moment. Senator Rock.

8 SENATOR ROCK:

9 Yes, allow me, Mr. President and Ladies and Gentlemen
10 of the Senate, to reconstruct what, in fact, has happened.
11 In the Committee on Appropriations there were five separate
12 amendments which were offered. I am informed by the Secretary
13 that amendments...Committee Amendments 1 and 2 were effectively
14 Tabled in the committee, so that now appended to the bill
15 are affectively numbers 3, 4 and 5, which now have numbered
16 1, 2 and 3. So, my action in Tabling No. 1, which I thought
17 was the old committee amendment, was in error, and following
18 on that error 2 and 3 got all fouled up. So, lest we get
19 too far afield allow me, if you will, Mr. President, to move
20 to reconsider the vote by which Amendment No. 1 was...was
21 Tabled.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 You've heard the motion. All those in favor indicate
24 by saying Aye. Those opposed. The Ayes have it. The Amend-
25 ment is reconsidered.

26 SENATOR ROCK:

27 Amendment...

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Senator Rock.

30 SENATOR ROCK:

31 I would like now to leave to go back to and start over,
32 and hence we will start with Amendment...

33 PRESIDING OFFICER: (SENATOR DONNEWALD)

1 We do have leave.

2 SENATOR ROCK:

3 Hence we will now start with Amendment No. 1 as appended
4 to the bill on the Secretary's Desk. This was, in fact, the
5 third amendment which was offered in committee. Okay. And
6 does, in fact, restore certain cuts that Amendment No. 1 pre-
7 viously offered and Tabled had done, and I would move the
8 adoption of Amendment No. 1.

9 PRESIDING OFFICER: (SENATOR DONNEWALD)

10 Is there further discussion? The question is, shall Amend-
11 ment No. 1 to Senate Bill 1620 be adopted. Those in favor
12 indicate by saying Aye. Those opposed No. The Ayes have it.
13 Amendment No. 1 is adopted.

14 SENATOR ROCK:

15 All right. Now...

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Amendment No. 2.

18 SENATOR ROCK:

19 Amendment No. 2 is that amendment, which I spoke of be-
20 fore which takes the Energy Division back into the department
21 as a division thereof and reappropriates two hundred and fifty
22 thousand dollars for the Coal Research Center at SIU, and I
23 would move the adoption...

24 PRESIDING OFFICER: (SENATOR DONNEWALD)

25 Well...

26 SENATOR ROCK:

27 ...of Amendment No...

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 We have already adopted Amendment No. 2 and Amendment
30 No. 3, Senator.

31 SENATOR ROCK:

32 No, we haven't adopted 3, because we never talked about
33 3. What I'm...I'm...what I'm suggesting to you is that we

1 now and everybody knows Amendment No. 2 does those two things
2 and I would move the adoption of Amendment No. 2.

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 We'll adopt it again. All those...is there further dis-
5 cussion? Question is, shall Amendment No. 2 be adopted. Those
6 in favor indicate by saying Aye. Those opposed No. The Ayes
7 have it. Amendment No. 2 is, again, adopted.

8 SENATOR ROCK:

9 All right, now, Amendment No. 3...

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 Amendment No. 3 has...

12 SENATOR ROCK:

13 Has been adopted, but was adopted in error again, because
14 it was confused with some other number that we were using in
15 the Appropriation Committee, so...

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 The explanation was not corrected.

18 SENATOR ROCK:

19 The explanation is in no way similar, so I would move
20 to reconsider the vote by which Amendment No. 3 had been
21 adopted and we'll start over on it. I'm going to move its
22 adoption, but I just want everybody to understand what...what
23 the substance of the amendment is. I move...move to reconsider
24 the vote by which Amendment No. 3 was previously adopted.

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 You've heard the motion. All those in favor indicate by
27 saying Aye. Those opposed No. The Ayes have it. Amendment
28 No. 3 is reconsidered.

29 SENATOR ROCK:

30 Thank you...

31 PRESIDING OFFICER: (SENATOR DONNEWALD)

32 Senator Rock.

33 SENATOR ROCK:

1 ...Mr. President. Amendment No. 3 was offered in
2 committee by Senator Kenneth Hall. It relates to a port
3 district in...in his district and I would yield to Senator
4 Hall, and I would move, and when he's finished I would move
5 the adoption of Amendment No. 3.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Kenneth Hall.

8 SENATOR KENNETH HALL:

9 Thank you, Mr. President and members of the Senate.
10 The reason for this amendment is that the Southwest Regional
11 Port authority has been in existence for fifteen years and
12 they have never come to the Legislature to ask for one dime.
13 It just so happens at this particular time in Missouri they
14 are far ahead of Illinois in developing a port. Now, this
15 port district is responsible for eleven miles of...of port
16 ...I mean waterways there facing St. Louis, Missouri. If
17 we do not, at this time, make some effort to get our pro-
18 gram underway we will be way behind and Missouri will get
19 the jump on us and they will have a port facility operating
20 there. We, at this present time, are making contacts to
21 develop this port authority at this time.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 Senator Regner.

24 SENATOR REGNER:

25 Mr. President and members of the Senate, this is an un-
26 budgeted item. I don't think it should be included, and
27 the only thing I would say in favor of the district, is that
28 they haven't come before us before this for money and I think
29 they should go back to their prior history when they were to be
30 commended for it. But, it's an unbudgeted item and it should
31 be...this amendment should be defeated.

32 PRESIDENT:

33 Senator Weaver.

1 SENATOR WEAVER:

2 Thank you, Mr. President. I, too, rise in opposition
3 of this amendment. If you look at the breakdown where...in
4 this agency they're going to start out an executive manager
5 for thirty-one thousand dollars, office furniture, four thou-
6 sand dollars and attorneys retainers already charge ten thousand
7 dollars. It's a new program, one which we cannot get involved
8 in at this point, and I'd...I'd certainly hope we would defeat
9 this amendment.

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 Is there further discussion? Senator Rock moves the
12 adoption of Amendment No. 3 to Senate Bill 1620. All those
13 in favor of Amendment No. 3 indicate by saying Aye. Those...
14 a roll call is requested. The question is, shall Amendment
15 No. 3 be adopted to Senate Bill 1620. Those in favor vote
16 Aye. Those opposed No. The voting is open. Have all those
17 voted who wish? Take the record. On that question the Ayes
18 are 25, the Nays are 16. The Amendment No. 3 having received
19 a majority is adopted. Amendment No. 5, Senator Rock. Sen-
20 ator Regner's amendment, but Senator Rock wishes recognition.
21 Senator Rock.

22 SENATOR ROCK:

23 No, just so we can now...hopefully everybody understands
24 where we were and where we are now. No. 4 was adopted by...
25 was offered by Senator Regner for a fifty-three thousand dollar
26 reduction. That was defeated, we are now under consideration.
27 There's now Amendment No. 5 offered by Senator Regner which
28 purports to delete an additional twenty thousand dollars.

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 That is correct. Senator Regner as to Amendment No. 5.

31 SENATOR REGNER:

32 Okay. Now, that we're there I'll explain it one more
33 time. It's a total reduction of twenty thousand five hundred

1 dollars. It takes a two thousand dollar reduction out of
2 the seventy-five...seventy-eight hundred requested for con-
3 ference line item expense. I think this is clearly is an area
4 that can be cut. It was an increase over last year. Also,
5 included is a reduction of thirty-five hundred dollars in
6 the moving expense line item. The department has stated that
7 they're not going to hire any new people this year, so that
8 moving expenses are not necessary and thirdly, is fifteen
9 thousand dollars for making a slide presentation on coal.
10 The Museum of Science and Industry in Chicago has a very fine
11 presentation on coal as do the coal companies in the various
12 coal associations that would be happy to make their films
13 of their slides available to Business and Economic Develop-
14 ment, and I don't think that in light of the tri-fiscal crunch
15 we're in right now that these kind of expenditures are necessary,
16 and I'd move to adopt Amendment No. 5 to Senate Bill 1620.

17 PRESIDING OFFICER: (SENATOR DONNEWALD)

18 Senator Johns.

19 SENATOR JOHNS:

20 I would resist these amendments. I'll leave it up to
21 my colleagues to decide. I think that we can handle in the
22 southern Illinois region any slide presentation on coal. We
23 have the facts, the materials, the expertise, the know-how,
24 the manpower. I would like to see this remain, but I'll leave
25 it up to my colleagues.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 Is there further...further debate? Senator Regner, you
28 may close the debate.

29 SENATOR REGNER:

30 I don't doubt that there is a lot of technology in southern
31 Illinois, there probably is, but why create something new when
32 it's not necessary when this slide presentation exists already
33 in Industry and they will make it available to the State, and

1 I'd like a roll call on this amendment.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 The question is, shall Amendment No. 5 be adopted. Those
4 in favor vote Aye. Those opposed No. The voting is open.
5 Have all those voted who wish? Have all those voted who wish?
6 Take the record. On that question the Ayes are 24, the Nays
7 are 16. Amendment No. 5 is defeated....is adopted. I'm sorry.
8 Are there further amendments?

9 SECRETARY:

10 Amendment No. 6 offered by Senator Regner.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Senator Regner.

13 SENATOR REGNER:

14 Senator Johns will love this one. This amendment de-
15letes the funds for the Southern Illinois Economic Advisory
16 Council, forty thousand dollars. This council duplicates
17 the functions of the department and can be eliminated to
18 free up monies again for more necessary programs. I know
19 of nothing that this council has done in the prior year when
20 they, also, had forty thousand dollar funding. I move for
21 the adoption of Amendment No. 6.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 Senator Johns.

24 SENATOR JOHNS:

25 I knew this was coming. He tried it in committee. It
26 failed there. I would resist this with every ounce of my
27 energy. This is probably one of the finest things that we've
28 developed. The Economic Development Council represents bank-
29ers, men who manufacture mining equipment, laymen of all kinds.
30 We represent in this Economic Development Council the spectrum
31 of southern Illinois in labor and industry and management, and
32 these men are...are coming to this Economic Development Council
33 and giving us the best experience we have in the way of programs.

1 They've been very instrumental in curtailing shaky schemes
2 that's been promoted towards the coal industry. We've in-
3 vestigated and turned down ideas that someone might have
4 invested in erroneously and I strongly ask that my colleagues
5 on this side put a big red no up there this time.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Knuppel.

8 SENATOR KNUPPEL:

9 Is there any other section in the State that has one of
10 these economic advisory councils that is funded by the State?
11 Do you know?

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Senator Johns.

14 SENATOR JOHNS:

15 Not to my knowledge.

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Senator Knuppel.

18 SENATOR KNUPPEL:

19 Well, you would support one if I introduced it for
20 west central Illinois too then, I assume, right?

21 PRESIDING OFFICER: (SENATOR DONNEWALD)

22 Senator Johns.

23 SENATOR JOHNS:

24 Senator Knuppel, I've been beside you many times and
25 supported many of your projects. I probably wouldn't change
26 it this time.

27 PRESIDING OFFICER: (SENATOR DONNEWALD)

28 Senator Partee. Oh, Senator Knuppel, I'm sorry. You
29 have a couple of minutes left.

30 SENATOR KNUPPEL:

31 I...I appreciate everything that Senator Johns has said,
32 but I think that he can search my six years here and he won't
33 find many Pork Barrel bill...bills that I've sponsored, so I

1 don't think he's voted for many of them.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Senator Partee.

4 SENATOR PARTEE:

5 Well, I just rise in support of Senator Johns on this
6 particular amendment. Although, we may not have this kind
7 of council in other parts of the State, I think the need is
8 greater in southern Illinois, because it has less business,
9 it has more chance for developing than other parts of the
10 State which have already, in many areas, had almost maximum
11 development. I think it's a good amendment and I'm going
12 to support Senator...it is not a good amendment I'm going
13 to support Senator Johns. Now, I didn't vote for him on the
14 last one because that the money that was saved involved in
15 that one the twenty thousand dollars was absolutely some-
16 thing that in good conscience I could not vote against. But,
17 I'm certainly going to be supportive on this one, and I
18 think he's entitled to it.

19 PRESIDING OFFICER: (SENATOR DONNEWALD)

20 Senator Nimrod.

21 SENATOR NIMROD:

22 Yes, Mr. President. Senator Johns, I have a question.

23 PRESIDING OFFICER: (SENATOR DONNEWALD)

24 Senator Johns, would you yield? He indicates he will.

25 SENATOR NIMROD:

26 Yes. Senator Johns, as similar to other areas, why...
27 why can't this be done on a voluntary basis and be done by,
28 you know...this kind of has to be done locally within the
29 local governments. It...it's done that way throughout the
30 whole State, and it would seem to me that even though it's
31 worthwhile I just think that the function at the State level
32 seems to be the wrong area.

33 PRESIDING OFFICER: (SENATOR DONNEWALD)

1 Senator Johns.

2 SENATOR JOHNS:

3 Mr. President, I would say that this is as near voluntary
4 as we can get. The only thing that these men receive from
5 traveling, maybe a hundred miles one way, two hundred miles
6 round trip, is the expenses of travel. I have gathered to-
7 gether in this Economic Development Council in these counties
8 which is high as...which have as high as twenty percent un-
9 employment. Some of the best minds that I can envision, and
10 all they ask is that we pay their mileage to and from this
11 particular meeting which is centralized in southern Illinois,
12 and we reach out and cover about thirty counties there, and
13 we're doing a good job, and I feel that this money has never
14 been wasted.

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Senator Nimrod.

17 SENATOR NIMROD:

18 The amount of the appropriation for that is how much?

19 PRESIDING OFFICER: (SENATOR DONNEWALD)

20 Senator Johns.

21 SENATOR JOHNS:

22 Well, I think we're talking about forty thousand.

23 PRESIDING OFFICER: (SENATOR DONNEWALD)

24 Senator Nimrod.

25 SENATOR NIMROD:

26 Yeah. If I were to quickly do some mathematics. If you
27 drive a hundred miles for your expenses, and you go back and
28 forth, they're volunteering except for their mileage, it seems
29 to me at fifteen cents a mile it would be, let's see, a hun-
30 dred miles that would be fifteen dollars, and if you had ten
31 people or twenty people on this, that would be three hundred
32 dollars. At forty thousand dollars you would have to make,
33 like, three hundred trips for maybe three thousand trips in

1 a year, I...I'm not sure what we come to, but it seems to me
2 this is rather exorbitant. It's...it's certainly misplaced,
3 and this...this whole thing is just one exception to the
4 group. We have several other areas. In the Energy Re-
5 sources we have coal development, we have the volunteer study
6 panels, we have local council of governments within various
7 communities, and I think local things ought to stay under
8 local control and the State ought to not be involving it-
9 self with money in these areas. I just think that you're...
10 when you mathematically determine the...the thing here, you
11 find out that it...it's just totally grossly inappropriate.

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Senator Regner may close the debate if he wishes.

14 SENATOR REGNER:

15 Yes, Mr. President. Senator Johns in his opposition
16 to the bill didn't state any single item that this council
17 has accomplished. He simply named the people that were on
18 the council, and that's why I offered the amendment, because
19 we can't find anything they've done, and I'd like to ask
20 Senator Knuppel a favor, that if he does offer an amendment
21 for west central Illinois, please don't offer one for north-
22 eastern Illinois because I'll oppose that, also. And I move
23 for the adoption of Amendment No. 6.

24 PRESIDING OFFICER: (SENATOR DONNEWALD)

25 The question is, shall Amendment No. 6 be adopted. Those
26 in favor say Aye. Those opposed say No. The Noes have it.
27 The amendment fails. A roll call has been requested by, I
28 believe, five members. The question is, shall Amendment No.
29 6 be adopted. Those in favor vote Aye. Those opposed No.
30 The voting is open. Have all voted who wish? Take the record.
31 On that question the Ayes are 16, the Nays are 28. The Amend-
32 ment fails. Are there further amendments?

33 SECRETARY:

1 Amendment No. 7 offered by Senator Regner.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Senator Regner.

4 SENATOR REGNER:

5 I just found that there is a technical...an error in
6 the next amendment and I was wondering if, Senator Johns,
7 if we do move the bill to 3rd reading could we bring it back
8 tomorrow when we correct it or else hold it on 2nd reading.

9 PRESIDING OFFICER: (SENATOR DONNEWALD)

10 Senator Johns.

11 SENATOR JOHNS:

12 I would rather move the bill today period. Let's see
13 what the amendment is and...give me your description of the
14 error.

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Senator Johns indicates that he will move it to 3rd,
17 but bring it back. Are there further...further amendments?
18 3rd reading. Senate Bill 1621, Senator Vadalabene. Move
19 the bill. Just a moment. Senator Demuzio, for what pur-
20 pose do you arise?

21 SENATOR DEMUZIO:

22 Well, Mr. President, last week we had the distinguished
23 privilege of visiting in the Senate, the Illinois School for
24 the Deaf. Today seated in the President's gallery is a
25 group of students from the Illinois Braille and Sight Saving
26 School in Jacksonville who are hearing the debate today, and
27 I'd like for them and their two guardians, Mr. Webster and
28 Mrs. Beard to stand and be recognized by the Illinois Senate,
29 if they would please.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Please stand and be recognized. Senate Bill 1621. Read
32 the bill.

33 SECRETARY:

1 Senate Bill 1621.

2 (Secretary reads title of bill)

3 2nd reading of the bill. The Committee on Appropriations
4 offers one amendment.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Senator Rock.

7 SENATOR ROCK:

8 Thank you. To make sure we're on the same wavelength
9 will you read the first...this is the one that relates only
10 to the fifty percent expenditures. Is that correct? All
11 right. It was offered in committee by myself and Senator
12 Partee. It requires or mandates that no more than fifty
13 percent of this appropriation be spent within the first six
14 months of FY '77, and I would move its adoption.

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Is there further discussion? Question is, shall Amend-
17 ment No. 1 to Senate Bill 1621 be adopted. Those in favor
18 indicate by saying Aye. Those opposed Nay. The Ayes have
19 it. The amendment is adopted. Are there further amendments?

20 SECRETARY:

21 Amendment No. 2 offered by Senator Regner.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 Senator Regner.

24 SENATOR REGNER:

25 Mr. President and members of the Senate, this amendment
26 has a reduction of seventy-two hundred dollars in Personal
27 services. Explanation for it is, the director of the council
28 has not given substantial proof that a vacancy claimed to be
29 filled in February has been filled. According to the records
30 of our staff there still is a vacancy in Personnel and that's
31 a reduction of seventy-two hundred. They have a cost of living
32 increase of ten percent in their presented budget, and it has
33 a reduction of ninety-four hundred dollars which would bring

1 it down to five percent cost of living increase, which is
2 pretty much in line with the other agencies we've been working
3 on. A reduction of sixty-five hundred dollars in contractual
4 services. The council has contracted with an accounting con-
5 sultant for the last five years at a rate of six hundred dollars
6 a month.

7 PRESIDING OFFICER: (SENATOR DONNEWALD)

8 Just a moment. Would the members please be in their seats.
9 Proceed.

10 SENATOR REGNER:

11 In October of '75 they hired a fulltime fiscal officer
12 at sixteen thousand dollars a year. With that fiscal officer
13 they should certainly be able to get along without their con-
14 tractual accountant which is sixty-five hundred dollars, and
15 seventy-two...seven thousand dollars in various areas; con-
16 tractual services, travel, commodities, printing, tele-com-
17 munications. This seven thousand dollars is the amount of
18 money that they are going to be lapsing for fiscal year '76.
19 Then, also, a one hundred thousand dollar reduction from
20 General Revenue Fund Grants. The council is requesting
21 authorization for eight hundred and fifty thousand dollars
22 in Federal funds for fiscal year '77 which is sixty thousand
23 more than they were authorized for FY '76, and two hundred
24 and sixty thousand more than they spent in FY '75. The amount
25 of General Revenue funds needed for grant purposes should be
26 less, particularly, since it's a tight budget year, so it con-
27 tains those reductions I mentioned above plus the hundred
28 thousand dollars in grant money, State matching monies. I
29 move for the adoption of Amendment No. 2 to Senate Bill 1621.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Senator Rock.

32 SENATOR ROCK:

33 No...No. 2 as offered is...is...the total is...is merely

1 thirty-four thousand dollars. Right? The grant monies
2 that's separate, right? Well, the only thing that I would
3 point out, Mr. President and Ladies and Gentlemen of the
4 Senate, that the budget request of the Arts Council as...
5 as it appeared to the committee was not, in fact, unreason-
6 able. There were no new positions, there were...was no in-
7 tended pay raise, and I would suggest to Senator Regner that
8 in...in his attempt to be fiscally responsible and I think
9 everybody would agree that his attempt is...is aimed in that
10 direction, that we may have the inverse effect, that we are
11 suggesting to every agency, board and commission of this
12 State, that if you dare attempt during any fiscal year to
13 economize in any way and, hence, effect a lapse of any money,
14 best beware because the next time you come around we're going
15 to cutout from your new request anything you lapsed the last
16 time. I think the lapses here are...are small, they are ad-
17 mittedly, both by the agency and by the staffs, a projection,
18 an estimate and...and I don't know how anybody can project or
19 estimate anymore in...in these days of crises, but I for one
20 would rise in opposition. The total affect of this cut is
21 a reduction of some thirty-four thousand dollars. It's an
22 eleven percent reduction from the total request, and I think
23 to predicate it solely on...on what...what, in fact, the agency
24 may or may not lapse is simply counterproductive, and I would
25 rise in opposition to Amendment No. 2.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 Is there further discussion? The question is, shall
28 Amendment No. 2 to Senate Bill 1621 be adopted. Those in favor
29 indicate by saying Aye. I understand that a roll call is being
30 requested by five members or more. The question is, shall
31 Amendment No. 2 be adopted. Those in favor vote Aye. Those
32 opposed Nay. The voting is open. Have all those voted who
33 wish? Take the record. On that question, the Ayes are 15,

1 the Nays are 27. Amendment No. 2 to Senate Bill 1621 fails.
2 Are there further amendments?

3 SECRETARY:

4 Amendment No. 3 offered by Senator Regner.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Senator Regner.

7 SENATOR REGNER:

8 Amendment No. 3 is the amendment that I explained a
9 little bit earlier, a reduction of a hundred thousand dollars
10 in the General Revenue grant money, and I'd move for its
11 adoption.

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Is there further discussion? Senator Rock.

14 SENATOR ROCK:

15 Well, I, too, am going to rise in opposition to Amend-
16 ment No. 3. It does, in fact, cut back the available grant
17 monies by one hundred thousand dollars. In committee there
18 was testimony heard that the number of applications from
19 across the State is especially heavy for FY '77. The Illinois
20 Arts Council has, in fact, done some heroic work, some pioneer
21 work in...in this respect, and I am informed reliably, as was
22 stated in committee, that this additional amount of money over
23 and above the FY '76 grant allocation by the General Assembly
24 is intended to promote and encourage and, indeed, provide for
25 ethnic type presentations in...in cutting across the fields
26 of the media. Now, I'm sure that there is no Luxemburg theater,
27 I wish to heaven there were. However, I think in the...to
28 echo the immortal words of Senator Hickey, to adopt an amend-
29 ment like this seems to me would somehow be characterized or
30 could be characterized as barbaric, and for that reason I rise
31 in opposition to Amendment No. 3.

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 Senator Wooten.

1 SENATOR WOOTEN:

2 Mr. President and colleagues, I am a member of an
3 Arts organization which is uniquely qualified to apply
4 for these grants. I specifically requested that we not
5 apply, because I wanted to vote in favor of this. The Arts
6 Council is quite often subject to criticism and sometimes
7 much hilarity in the Chamber, but I suggested, like many
8 other aspects of the democratic society, it does not always
9 work well, but it works better than anything else we found.
10 I think its work is needed in the community and I hope we
11 would resist this effort to cutback money which will yield
12 manifold good results all across the State.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Senator Regner may close the debate.

15 SENATOR REGNER:

16 A mention was made a little earlier about the heroic
17 deeds of the Art Council and something about barbarism. I
18 suppose the closest that the Art Council has ever come to heroic
19 deeds and involving barbarism somehow was about a year and
20 a half ago buying five canoes and hiring people to paddle up
21 and down the river and give Indian dances, and I think most
22 of their programs have been bad over the years and the more
23 money we give them, what we're doing is creating new bad pro-
24 grams, and I move the adoption Amendment No. 3 and would ask
25 for a roll call.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 There is a request for a roll call as to Amendment
28 No. 3 of Senate Bill 1621. Those in favor vote Aye. Those
29 opposed No. The voting is open. Have all those voted who
30 wish? Take the record. On that question the Ayes are 13,
31 the Nays are 23. Amendment No. 3 not having received a majority
32 fails. Are there further amendments? 3rd reading. Senate
33 Bill 1622, Senator Morris. Read the bill.

1 SECRETARY:

2 Senate Bill 1622.

3 (Secretary reads title of bill)

4 2nd reading of the bill. The Committee on Appropriations
5 offers one amendment.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Rock.

8 SENATOR ROCK:

9 Thank you, Mr. President and Ladies and Gentlemen of the
10 Senate. Amendment No. 1 to Senate Bill 1622 did a number of
11 things, and rather than outline all of them because there is
12 a proposed Amendment No. 2 which will cutback to a certain
13 extent. But, essentially, what it did is this, it provided
14 for a line item enumeration of Federal operational dollars
15 which we have been receiving from the Federal Government. It
16 appropriated by grant program dollars the Federal money which
17 this department is now receiving. It added the fifty percent
18 limitation, the Partee Amendment, and additionally it cut
19 some one hundred and ninety-nine thousand dollars out of the
20 operational end of the budget, a hundred and ten thousand
21 dollars for the elimination of the Operations Department with
22 respect to the newly provided for Title Twenty Program, and
23 then an additional eighty thousand dollars in various line
24 items in positions. The amendment, I think, was, in fact,
25 a little heavy. We were concerned at that point about the
26 policy decision whether or not Title Twenty, the Title Twenty
27 Program, which...which will provide an additional 1.2 million
28 dollars to the State of Illinois, whether or not it was placed
29 in the right department. I have since be...because of some
30 meetings with the director, been convinced that the policy
31 decision made at the executive level was, in fact, the correct
32 one. That because of the HEW regulations the Total Title
33 Twenty Program will, in fact, be administered by the Department

1 of Public Aid. But, where other departments such as Children
2 and Family Services and the Department of Aging can, in fact,
3 be utilized for more efficiency, they are to be so. And so in
4 order to do this some positions, in fact, will be needed. This
5 amendment would cut out all eight, some I hope will be restored,
6 but in the meantime I would move the adoption of Amendment
7 No. 1.

8 PRESIDING OFFICER: (SENATOR DONNEWALD)

9 Is there further discussion? Question is, shall Amend-
10 ment No. 1 to Senate Bill 1622 be adopted. Those in favor
11 indicate by saying Aye. Those opposed. The Ayes have it.
12 The amendment is adopted. Are there further amendments?
13 Senator Morris.

14 SECRETARY:

15 Amendment No. 2 offered by Senator Morris.

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Senator Morris.

18 SENATOR MORRIS:

19 Mr...Mr. President and...and members of the Senate.
20 Amendment No. 2 is the amendment Senator Rock referred to.
21 This is the amendment that restores a few of the positions
22 that were taken out in the previous amendment. The Depart-
23 ment of Aging budget originally...the Amendment No. 1 cutout
24 nine new positions and two existing positions. This amend-
25 ment adds back in five of those eleven positions, and still
26 results in a rather heavy cut in that the Department only
27 has thirty-four employees, and I would urge support of
28 Amendment No. 2 and I will answer any questions members might
29 have.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Is there further discussion? The question is, shall
32 Amendment No. 2 to Senate Bill 1622 be adopted. Those in
33 favor indicate by saying Aye. Those opposed No. Just a moment.

1 Just a moment. I've been...Senator Morris, I've been ad-
2 vised that your amendment is not in proper form. Would
3 you approach the Secretary's...take it out of the record.
4 Senate Bill 1643, Senator Bloom. Senate Bill 1622 will
5 remain on 2nd reading, the order of 2nd reading. Senator
6 Bloom as to 1643. Read the bill.

7 SECRETARY:

8 Senate Bill 1643.

9 (Secretary reads title of bill)

10 2nd reading of the bill. No committee amendments.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Are there amendments from the Floor? 3rd reading.
13 Senate Bill 1651, Senator Bruce. Read the bill.

14 SECRETARY:

15 Senate Bill 1651.

16 (Secretary reads title of bill)

17 2nd reading of the bill. No committee amendments.

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 Are there amendments from the Floor? 3rd reading.
20 Senate Bill 1664, Senator Egan. Read the bill.

21 SECRETARY:

22 Senate Bill 1664.

23 (Secretary reads title of bill)

24 2nd reading of the bill. No committee amendments.

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 Are there amendments from the Floor? 3rd reading.
27 Senate Bill 1665. Read the bill.

28 SECRETARY:

29 Senate Bill 1665.

30 (Secretary reads title of bill)

31 2nd reading of the bill. No committee amendments.

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 Are there amendments from the Floor? 3rd reading.

1 Senate Bill 1699, Senator Savickas. Senate Bill 16...1737,
2 Senator Davidson. Read the bill.

3 SECRETARY:

4 Senate Bill 1737.

5 (Secretary reads title of bill)

6 2nd reading of the bill. The Committee on Revenue offers
7 one amendment.

8 PRESIDING OFFICER: (SENATOR DONNEWALD)

9 Senator...Senator Carroll. Senator Davidson, did you
10 move the adoption of the amendment? Senator Carroll.

11 SENATOR CARROLL:

12 This is a committee amendment. I would move the adoption
13 of the amendment. It cuts it in half.

14 PRESIDING OFFICER: (SENATOR DONNEWALD)

15 Is there further discussion? Question is, shall Amend-
16 ment No. 1 to Senate Bill 1737 be adopted. Those in favor
17 indicate by saying Aye. Those opposed. The Ayes have it.
18 The amendment is adopted. Senate Bill...Any further amend-
19 ments?

20 SECRETARY:

21 Amendment No. 2 offered by Senator Davidson.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 Just...just a moment...just...Senator Davidson.

24 SENATOR DAVIDSON:

25 Yes. Amendment No. 2 and both staffs have it as a technical
26 amendment which was debated in committee that had to
27 be put on this bill to correct the error that when House
28 Bill 3050 last year was adopted, it was related to the Statute
29 of 1973 rather than 1974 and this technical amendment corrects
30 that error. I move the adoption of the amendment.

31 PRESIDING OFFICER: (SENATOR DONNEWALD)

32 Is there further...Senator Rock.

33 SENATOR ROCK:

1 Yeah...we're...I...I'm sorry, where did the amendment
2 come from? We've never seen it before. I'm told there
3 may be some technical problem with it.

4 PRESIDING OFFICER: (SENATOR DONNEWALD)

5 Senator Davidson.

6 SENATOR DAVIDSON:

7 Why, the amendment was recommended a technical correction
8 from the staff, Republican Staff and IOE, and they said they
9 would draft it. IOE had it drafted at the Reference Bureau
10 and they brought it up to me this morning and I...if there's
11 a problem with it then we'll hold it and correct it.

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Senator Rock.

14 SENATOR ROCK:

15 Well, no, it's your bill. I...my suggestion would be
16 that we adopt it and move it, but then hold it until we
17 may have to call it back, okay.

18 SENATOR DAVIDSON:

19 Thank you.

20 PRESIDING OFFICER: (SENATOR DONNEWALD)

21 Is there further discussion? Question is, shall Amend-
22 ment No. 2 to Senate Bill 1737 be adopted. Those in favor
23 indicate by saying Aye. Those opposed. The Ayes have it.
24 The amendment is adopted. Are there further amendments? 3rd
25 reading. Senate Bill 1789, Senator Dougherty. Senate Bill
26 1792. Senator Carroll, are you handling that bill? Senator
27 Rock as to 1792. Read the bill.

28 SENATOR ROCK:

29 I...no, wait a minute.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Just a moment

32 SENATOR ROCK:

33 I...there's a...the amendment adopted in...on the Floor,

1 I think Senator Ozinga and I talked about this last week,
2 I think was technically incorrect. So, let me...let's come
3 back to that. I'd like to move this one, but let's come
4 back to it.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Senate Bill 1795, Senator Kosinski. Senate Bill 1796,
7 Senator Buzbee. Read the bill.

8 SECRETARY:

9 Senate Bill 1796.

10 (Secretary reads title of bill)

11 2nd reading of the bill. The Committee on Appropriations
12 offers two amendments.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Who's offering the amendments? Senator Rock. It's
15 a committee amendment.

16 SENATOR ROCK:

17 Yeah, with respect to...we're on 1796, is that correct?
18 Amendment No. 1.

19 PRESIDING OFFICER: (SENATOR DONNEWALD)

20 That is correct. 1796, Amendment No. 1.

21 SENATOR ROCK:

22 Okay. Amendment No. 1 merely breaks out into standard
23 accounts the amount of money requested. There is no dollar
24 change. It merely line items the request, and I would move
25 the adoption of Amendment No. 1.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 Now, do you wish to discuss the amendment, Senator Buzbee?
28 Is there further discussion? Question is, shall Amendment
29 No. 1 to Senate Bill 1796 be adopted. Those in favor indicate
30 by saying Aye. Those opposed Nay. The Ayes have it. The
31 amendment is adopted. That was Senator Buzbee's amendment.
32 Senator Rock.

33 SENATOR ROCK:

1 Thank you, Mr. President. Amendment No. 2 is the Partee
2 Amendment, which requires or mandates that no more than fifty
3 percent of the appropriation might be expended or obligated
4 during the first six months of the fiscal year, and I would
5 move the adoption of Amendment No. 2.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Buzbee.

8 SENATOR BUZBEE:

9 I just wondered if we have a new procedure, Mr. President.
10 Normally the sponsor of the bill, I believe, moves the Amend-
11 ments, is that not correct?

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 No, that was a committee amendment.

14 SENATOR BUZBEE:

15 Well, I'm a member of the committee and...and...

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Well, we...we're going...you were here a little late,
18 but we didn't discuss it.

19 SENATOR BUZBEE:

20 I got here in time, though.

21 PRESIDING OFFICER: (SENATOR DONNEWALD)

22 Is there further discussion as to Amendment No. 2?
23 Those in favor of Amendment No. 2 to...to Senate Bill 1796
24 indicate by saying Aye. Those opposed. The Ayes have it.
25 Amendment No. 2 is adopted. Are there further amendments?

26 SECRETARY:

27 Amendment No. 3 offered by Senator Regner.

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Senator Regner.

30 SENATOR REGNER:

31 Yes, Mr. President and members of the Senate, the budgeted
32 amount for this commission was ninety-four thousand dollars.
33 The requested amount now in the bill is three hundred and forty-five

1 thousand, which is almost four times as much budgeted amount
2 and better than four times the amount of money going to be
3 spent in fiscal year '76. What this amendment does, it re-
4 duces the appropriation by a hundred and fifty-five thou-
5 sand four hundred and sixty dollars. It leaves them a hun-
6 dred and eighty-nine thousand five hundred and forty dollars,
7 which is better than a one hundred percent increase from fiscal
8 year '76. As I stated, all this additional money is unbudgeted,
9 so we're not even bringing this one all the way back to the
10 budgeted dollar nor back to fiscal year '76 expenditures, and
11 I'd move for the adoption of Amendment No. 3.

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Senator Buzbee.

14 SENATOR BUZBEE:

15 Well, Mr. President, I would resist this movement by
16 Senator Regner. He attempted the same move in the Appropria-
17 tions Committee and we thoroughly discussed this bill. We are
18 asking for...we realize a considerably larger appropriation
19 this year than in the past but we can assure you that the appro-
20 priation next year will be considerably smaller. We're doing
21 a tremendous amount of research this year in the Energy Re-
22 source's Commission and we have about seven or eight or ten
23 scientific panels made up of...of some of the top scientists
24 and...and the best minds in universities and industry across
25 this State that are giving us free advice. The only thing
26 we're having to pay them is their travel expenses, and so that's
27 one of the principal reasons for this increase this year. We
28 are going to be making multimillion dollar decisions. We made
29 a twenty-five million dollar decision just the other day.
30 We need technical expertise to guide us when it comes to the
31 making of these decisions and that's why we have got these
32 panels going. We are hiring a little bit of additional staff
33 because of the, as I said, the multimillion dollars decisions

1 that we're having to make. We want to make sure we're
2 making the proper decisions and I can...can empathize with
3 Senator Regner's intent, being the fiscal conservative that
4 he is, but there's such a thing as being penny-wise and pound-
5 foolish, and this is certainly the case now, because we have
6 seventy million dollars to spend and we want to make sure we
7 spend those seventy millions wisely and not foolishly. So, the
8 three hundred and some odd thousand dollars that we're asking
9 total for this particular commission is...is certainly going
10 to be money well spent, and I would resist the amendment.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Senator Knuppel.

13 SENATOR KNUPPEL:

14 Speaking in addition to what Senator Buzbee has said,
15 we were in Washington yesterday. There are five projects
16 to be considered this year. We're attempting to secure
17 congressional support for funding of two of those at the
18 present time. One calls for a coal gasification plant in
19 southern Illinois somewhere with several of the major utilities
20 here in Illinois involved, and it will be a...more than a larger
21 plant, actually, than the Coal Con-Plant as well as another
22 one hundred million plus project at Pekin, Illinois. We've
23 allotted some twenty thousand dollars per project. We need
24 this money to get the technical and engineering expertise
25 that's required in order to evaluate these projects and to
26 secure and attract Federal funds to Illinois. I would suggest
27 that this appropriation be approved in its present form.

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Senator Regner. Senator Nimrod.

30 SENATOR NIMROD:

31 Yes. Mr. President and fellow Senators. In...in line with
32 this I might point out one thing that the Energy Resources
33 Commission has done and that is, that it has undertaken

1 a program that is probably new to State Government and the
2 fact that instead of going out and hiring contractually people
3 to do the jobs that need to be done we've had all the experts
4 and the talents within the State of Illinois in the Energy
5 fields come together, some one hundred and twenty of them,
6 and bring together a series of programs and panels that elimi-
7 nates necessity for a lot of contractual agreements that would
8 have been done. Certainly the whole program of Energy is
9 one of...of major significance and importance and this budget
10 was gone over rather carefully. It's very difficult to pin-
11 point these things down, but I do know that the Energy Re-
12 sources Commission in order to operate must have monies for
13 these contractual arrangements. Certainly it's been very
14 futile in its administration and I...I think that because
15 its been a new commission that we see new needs. I, too,
16 am all for cutting these things, but I just want to point
17 out that we've probably saved a million dollars in the pro-
18 cess of...of the volunteers in these programs, and I would
19 think that these requests are in line and have been gone over
20 in the commission. I have not had a chance to talk with
21 Senator Regner, but I certainly wouldn't be supporting a
22 ...a program of this type unless I felt it was really on a
23 conservative and fiscal responsible basis.

24 PRESIDING OFFICER: (SENATOR BRUCE)

25 Is there further discussion? Senator Regner.

26 SENATOR REGNER:

27 Yes, Mr. President and members of the Senate. I'd just
28 like to correct a statement that Senator Buzbee made. This
29 is not the same movement that I had last week. Last week's
30 movement in committee would have cut the budget back to...
31 the budget...or the request back to the budgeted amount of
32 ninety-four thousand dollars. This one is cutting it back
33 somewhat, but it's still leaving them double the money that

1 was in the budget. Last year the Coal-Con Project, which
2 involved twenty-five million dollars of Capital Development
3 Bond funds was reviewed by the commission and their existing
4 staff with the assistant of Business and Economic and De-
5 velopment Department, and I would submit that with a doubling
6 of the budget which this amendment would allow, they would
7 have more than sufficient technical help and consulting help
8 to go ahead with the three projects that someone else re-
9 ferred to during debate. And I'd ask for the adoption of
10 Amendment No. 3 and a roll call vote.

11 PRESIDING OFFICER: (SENATOR BRUCE)

12 Further debate? Senator Partee.

13 SENATOR PARTEE:

14 Well, I guess it's too late. I was going to ask Senator
15 Regner now that he has the word from Senator Nimrod, if he's
16 going to withdraw the amendment, apparently he isn't.

17 PRESIDING OFFICER: (SENATOR BRUCE)

18 Is there further debate? The question is on the adoption
19 of Amendment No. 3 to Senate Bill 1796. Those in favor will
20 vote Aye. Those opposed vote Nay. The voting is open. Have
21 all voted who wish? Take the record. On that question the
22 Ayes are 11, the Nays are 33, none Voting Present. The Amend-
23 ment having failed to receive a majority vote is declared lost.
24 Any further amendments? 3rd reading. Senate Bill 1851, Sen-
25 ator Hickey. Senator Hickey. The Secretary will read the bill.

26 SECRETARY:

27 Senate Bill 1851.

28 (Secretary reads title of bill)

29 2nd reading of the bill. The Committee on Agriculture, Con-
30 servation and Energy offers two amendments.

31 PRESIDING OFFICER: (SENATOR BRUCE)

32 Senator Hickey.

33 SENATOR HICKEY:

1 Mr. President, I'd like to move to Table Amendment
2 No. 1, which corrected a typographical error, but did it
3 badly and substitute then I want to substitute Amendment
4 No. 3 for that, and then I want to move that we adopt 2.
5 PRESIDING OFFICER: (SENATOR BRUCE)

6 Let's Table No. 1.

7 SENATOR HICKEY:

8 Okay.

9 PRESIDING OFFICER: (SENATOR BRUCE)

10 Senator Hickey moves to Table Amendment No. 1 to Senate
11 Bill 1851. All in favor say Aye. Opposed Nay. The Ayes
12 have it. The amendment is Tabled. Amendment No. 2.

13 SENATOR HICKEY:

14 Move that we adopt Amendment No. 2. This is another
15 correction of the typographical error.

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 Senator Hickey moves the adoption of Amendment No. 2.
18 All in favor say Aye. All opposed Nay. The Ayes have it.
19 Amendment No. 2 is adopted. Amendment No. 3, Senator Hickey.

20 SENATOR HICKEY:

21 I also move Amendment No. 3, which is a substitute for
22 Amendment No. 1.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 All right. You've heard the motion. All in favor say
25 Aye. Opposed Nay. The Ayes have it. The amendment is adopted.
26 Any further amendments? 3rd reading. Senate Bill 1861, Sen-
27 ator Vadalabene.

28 SECRETARY:

29 Senate Bill 1861 was read a first...a second time on
30 May the 11th, 1976. Amendments No. 1 and 2 were adopted.

31 PRESIDING OFFICER: (SENATOR BRUCE)

32 Any further amendments?

33 SECRETARY:

1. Amendment No. 3 offered by Senator Regner.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Regner.

4. SENATOR REGNER:

5. Mr. President and members of the Senate, this commission
6. the way it's budgeted will exist in total, I think they have
7. sixteen employees right now, through March of '77. Virtually
8. all of their work has been completed already in celebration
9. for the Bicentennial. What this amendment does, it has a
10. total reduction of a hundred and thirty-three thousand, four
11. hundred dollars and it allows for a quicker phase-out of the
12. commission. It would allow sixteen staff people to stay on
13. through July of 1976, that's fiscal year '77, it would allow
14. ten employees for August and September, six in October and
15. November and then from December through March 31st four people
16. just to wrap up all the odds and ends on the reports of the
17. commission. The commission has planned on employing a full
18. staff of sixteen from July 1 to December 31, and then half
19. staff of eight from January 1st through March 31st, and it
20. felt that this amount of help just isn't necessary. All the
21. programs that have been planned will be completed by early
22. Fall, and I would offer Amendment No. 3 to Senate Bill 1861
23. and ask for a roll call.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there further debate? Senator Vadalabene.

26. SENATOR VADALABENE:

27. Yes, thank you, Mr. President and members of the Senate.
28. I would ask the members on both sides of the aisle to resist
29. this amendment. What Senator Regner says is just about half
30. truth. Now, what this commission will do is, on completion
31. of the Bicentennial there is quite a considerable amount of
32. Federal funds that are involved in the Bicentennial sub-grants
33. across the State of Illinois. These people will have to travel

1. the State of Illinois making audits and seeing that all the
2. money was properly spent, and the continuation of the staff
3. is necessary for the Federal Government to be satisfied for
4. the funds that they sent to the State of Illinois, and I
5. would urge you to resist this amendment.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further debate? Senator Regner.

8. SENATOR REGNER:

9. I didn't realize that the staff were also auditors for
10. this commission. I thought they were promotional people
11. which they pretty much have admitted on their own that
12. that's what they are promoting, the programs in helping the
13. local areas with their celebrations. So, they won't be
14. necessary for audits, they'll be necessary to complete re-
15. ports and submit them, and I would assume the Auditor General
16. would be responsible for the audits, and I would ask for a
17. favorable vote on this amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Would a voice vote be sufficient?

20. SENATOR REGNER:

21. Roll Call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. There's been a request for a roll call vote. The question
24. is on the adoption of Amendment No. 3 to 18...Senate Bill 1863
25. ...61. All in favor vote Aye. Those opposed vote Nay. The
26. voting is open. Have all...have all voted who wish? Take
27. the record. On that question the Ayes are 16, the Nays are
28. 25, none Voting Present. Amendment No. 3 is lost. Any fur-
29. ther amendments? 3rd reading. Senate Bill 1871, Senator Hynes.
30. Senate Bill 1891, Senator Merritt. Read the bill, Mr. Secre-
31. tary, please.

32. SECRETARY:

33. Senate Bill 1891.

1. (Secretary reads title of bill)

2. 2nd reading of the bill. Committee on Local Government
3. offers one amendment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Merritt.

6. SENATOR MERRITT:

7. Yes, Mr. President and members of the Senate, Amendment
8. No. 1 merely corrects the description of the actual land in-
9. volved. It's a corrective amendment for description. I
10. would move its adoption.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Any further debate? Senator Merritt moves the adoption
13. of Amendment No. 1. All in favor say Aye. All opposed Nay.
14. The Ayes have it. The amendment is adopted. Any further
15. amendments? 3rd reading. Senate Bill 1918, Senator Partee.
16. Read the bill, Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1918.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Revenue offers
21. one amendment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Knuppel for the explanation of the amendment.

24. SENATOR KNUPPEL:

25. What the amendment to the bill does is to remove all
26. collateral errors and make the bill apply only to the spouse
27. and children. Not even to grandchildren. In addition to that
28. it places a twelve hundred dollar limit on the Inheritance
29. Tax benefit that can accrue to any beneficiary, and the reason
30. for this is, is that the twenty thousand dollar exemption in
31. a large estate, actually, would be coming off the top of the
32. estate rather than the next twenty above the twenty that's
33. now exempt. So, the purpose of this is to limit the benefits

1. of this law, if it's actually passed, to those estates which
2. do not exceed six percent Inheritance Tax rate. I think this
3. is a good concept. The bill that went through here last Sum-
4. mer, I handled two of them increasing the exemptions, but they
5. did not place a limit on the benefit that could accrue so
6. that it would apply only to smaller or middle-sized estates.
7. Now, I'm told that the benefit which will result in the State
8. will not create a loss of revenue, because of the rapidly in-
9. creasing value of real estate in the State of Illinois. For
10. example, between October of 1974 and November of 1970...Octo-
11. ber of 1975 real estate according to USDA figures in Illinois
12. increased by some twenty-eight percent in value. An over-
13. lapping period from April 1st, 1975 until April 1st, 1976
14. there was an increase of thirty-six percent in real estate
15. values in the State of Illinois, so that actually due to the
16. increase in valuation the State of Illinois will be collecting
17. more Inheritance Tax even if this bill is adopted then they
18. would have collected the year before even, because of...be-
19. cause of the increase in valuation. So, that actually there
20. is no loss of revenue. What this does, really, is only to
21. cause Inheritance Tax rates to stand still for approximately
22. one year with respect to surviving spouses and children. This
23. is a step that should have been taken probably some time ago.
24. It's a step in the right direction. It's...it's...it's a
25. very much needed step, because whether we realize it or not
26. Inheritance Tax rates, due to the increased value, have been
27. going up every year. I would solicit the support of every
28. member of this Body. This is the type of Inheritance Tax
29. legislation that recognizes the need of the small and middle-
30. classed income family as opposed to a large estate which can
31. amply afford to pay the tax.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there any further debate? Senator Berning.

1. SENATOR BERNING:

2. No debate, Mr. President. It just occurs to me, however,
3. that we all have been asked to vote on a great many significant
4. bills here as well as amendments. This one probably touches
5. the nerve center of more people directly than any of the others.
6. Now, I know it's not very important for all the members of
7. this Body to know what we are doing and what we're voting on.
8. We sit here as a bunch of automatons, but there hasn't been
9. available to me one bill that we've acted on today and put
10. amendments on or taken them off. I really would like to know
11. what this particular bill does and what the amendment does.
12. Now, I know that the votes are to...on the other side, to do
13. anything that they elect to do, but it would be nice even for
14. the members of that side of the aisle to know what it is we're
15. voting on. I think it's just a little bit unfortunate that
16. we must take precipitous action without us even having the
17. slightest indication of what the bill contains.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there further discussion? Senator ParTEE.

20. SENATOR PARTEE:

21. There was a time...

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. ...only a minute.

24. SENATOR PARTEE:

25. ...when I wouldn't answer a specious argument like that,
26. because that argument sort of faded into evanescence when
27. the Session was over, but we are now recording everything
28. that's said on the Floor of this Senate. Someone reading
29. this at a subsequent time will get the impression that no-
30. body knows what is going on. The bill was presented, the
31. explanation took about five minutes. If there was anything
32. you didn't understand about it, you might of asked. But,
33. to say, for the record, nobody knows what's going on, and

1. we are autonomous or auto...whatever the big words you were
2. use...I...I'm not familiar with them, Senator. But, it
3. just seems to me to denigrate the process here. Now, there
4. was an explanation of the amendment, it was a careful, de-
5. tailed explanation. I heard not one question from you or
6. anybody else about what it was about, and then there was
7. that gratuitous statement for the record, which I think is
8. unfortunate and improper. If there's anything you want to
9. know about it, ask. Seek and ye shall find.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? Senator Knuppel moves the
12. adoption of Amendment No. 1 to Senate Bill 18...1918. All
13. in favor say Aye. Opposed Nay. The Ayes have it, and the
14. amendment is adopted. Any further amendments? 3rd reading.
15. Senate Bill 1933, Senator Rock. Read the bill, Mr. Secretary.

16. ACTING SECRETARY: (MR. FERNANDES)

17. Senate Bill 1933.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. The Committee on Appropriations
20. offers two amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President. Amendment No. 1 to Senate Bill
25. 1933 is simply the Partee Amendment which restricts the ex-
26. penditure and certain line items to no more than fifty percent
27. of the appropriation during the first six months of fiscal
28. '77. I would move the adoption of Amendment No. 1.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Heard the motion. All in favor say Aye. Opposed Nay.
31. The Ayes have it. The amendment is adopted. Amendment No. 2,
32. Senator Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President and Ladies and Gentlemen of
2. the Senate. Amendment No. 2 offered and adopted in the
3. Committee on Appropriations effectively cut five hundred and
4. fifty-nine thousand dollars from the request of the auditor
5. for FY '77. The result of this will be that the FY '77 appro-
6. priation request is about approximately seven and a half to
7. eight percent higher than that request for FY '76. We have
8. in accord with the stated policy of the committee deleted
9. the request for new positions and new programs, and I would
10. move the adoption of Amendment No. 2.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Rock moves the adoption of Amendment No. 2.
13. Any discussion? Those in favor say Aye. Those opposed Nay.
14. The Ayes have it. The amendment is adopted. Any further
15. amendments? 3rd reading. Senate Bill 1934, Senator Carroll.
16. Read the bill, Mr. Secretary.

17. ACTING SECRETARY: (MR. FERNANDES)

18. Senate Bill 1934.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Appropriations
21. offers Amendments numbered 1 and 2.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Amendment No. 1. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President. This is a committee amendment
26. that reduces approximately five hundred thousand dollars from
27. the appropriation to the Judicial Inquiry Board there is a
28. reduction in personal services et cetera. The same thing to
29. the Court of Claims and to the Appellate Defender Program.
30. It's the personal services and the additional types of reductions
31. that result there from. I would move the adoption of Committee
32. Amendment No. 1.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Heard the motion. Any debate? Those in favor vote
2. Aye...those in favor say Aye. Opposed Nay. The Ayes have
3. it. The amendment is adopted. Amendment No. 2, Senator
4. Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President. This amendment breaks out
7. the personal services of ten thousand eight hundred for the
8. per diem of non-judge members at the rate of a hundred dollars
9. per day as it was done in the last two years fiscal appropriations.
10. There's no change in the dollar value. It's just an itemi-
11. zation. I would move the adoption of the amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Any discussion? Heard the motion. All in favor say Aye.
14. Opposed Nay. The Ayes have it. The amendment is adopted.
15. Any further amendments? 3rd reading. Senate Bill 19...1792
16. at the top of page four. Senate Bills, 2nd reading. Senator
17. Rock. Legislative Council.

18. ACTING SECRETARY: (MR. FERNANDES)

19. Senate Bill 1792 was read a 2nd time on May 12th, 1976
20. and Amendment No. 1 adopted.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Any further amendments? Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President. The last time this was up
25. Senator Ozinga did, in fact, move the adoption of Amendment
26. No. 1. It was discovered subsequently that there was a tech-
27. nical error in Amendment No. 1. I have Amendment No. 2 on
28. the Secretary's Desk which...which will, in fact, do what I
29. purported to do, but do it in a correct manner, so I would
30. move at this time to reconsider the vote by which Amendment
31. No. 1 was adopted for the purpose of Tabling that amendment
32. and offering and hopefully adopting Amendment No. 2.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Rock moves to reconsider the vote by which
2. Amendment No. 1 was adopted. All in favor say Aye. All
3. opposed Nay. The Ayes have it, and the vote is reconsidered.
4. Senator Rock now moves to Table Amendment No. 1 to Senate
5. Bill 1792. Senator Ozinga, did you wish to be heard on that
6. particular amendment?

7. SENATOR OZINGA:

8. Well, yes, more or less. I didn't want to move the
9. bill at all. I don't object at all to the withdrawal of the
10. Amendment No. 1 and 2 or 1, whatever it was...

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Well...

13. SENATOR OZINGA:

14. With due respect to the Senator that is sponsoring the
15. bill I would suggest that it be held on 2nd reading regard-
16. less of what there are, Amendments 3, 4, 5 and 6 that are coming
17. subsequent too, and the result is that we have sent them
18. back to the Legislative Council. They were not presented in
19. committee, but they appeared on the Floor. Consequently,
20. I'm going to insist that the bill be held regardless. I don't
21. care about whether he wants to put the proper amendment on
22. it. That isn't the point, but I just want to alert that the
23. bill will not be heard any farther than just the proper amend-
24. ment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Ozinga, could we not move it to 3rd with the un-
27. derstanding...

28. SENATOR OZINGA:

29. No.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. ...it would be brought back to 2nd. No. All right.

32. SENATOR OZINGA:

33. No.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. We're...we're in the process of Tabling Amendment No.
3. 1. I would like to proceed and get the housecleaning things
4. done. Senator Rock moves to Table Amendment No. 1. All in
5. favor say Aye. All opposed Nay. The Ayes have it. Amend-
6. ment No. 1 is Tabled. Amendment No. 2, Senator Rock.
7. SENATOR ROCK:
8. Thank you, Mr. President. This more accurately and
9. technically in a correct manner reflects what the committee
10. intended and in addition adds the Partee Amendment. I
11. would move the adoption of Amendment No. 2.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Rock moves the adoption of Amendment No. 2. All
14. in favor say Aye. All opposed Nay. The Ayes have it. Amend-
15. ment No. 2 is adopted. Senator Rock...
16. SENATOR ROCK:
17. Mr. President...
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. ...Senator Rock.
20. SENATOR ROCK:
21. I...I will certainly defer to Senator Ozinga or any
22. Senator's request. I, in fact, was aware of the fact that
23. Senator Schaffer had some four amendments that he was going
24. to propose. I...I was prepared to speak against them this
25. morning or this afternoon and keep the process moving. I...
26. I don't frankly care what the Council says.
27. PRESIDENT:
28. Senator Ozinga.
29. SENATOR OZINGA:
30. We...the only reason for that, Senator, is that this
31. morning I had the executive director in the office and he has
32. raised a question with reference to some of them, some of
33. them not, so, I told him to get a complete explanation so

1. that everybody here on the Floor would know, and in doing
2. that I just as soon have that first before we start trying
3. to even move the bill or the amendments there too. I would
4. suggest that it be held on 2nd reading.

5. PRESIDENT:

6. Senator Rock.

7. SENATOR ROCK:

8. With...with the understanding that we may proceed to-
9. morrow morning?

10. PRESIDENT:

11. Senator Ozinga.

12. SENATOR ROCK:

13. We...we are in...in, you know the problem that I have,
14. Senator, is that we are spinning our wheels about a lot of
15. things that we can handle, it seems to me, with some dispatch
16. and keep the process moving. We...we are quickly approaching
17. the Memorial Day weekend and it seems to me a lot of this
18. Calendar should and could get out of here this week. I don't
19. propose to sit around and wait for the Legislative Council
20. to tell me what...what they think of Senator Schaffer's four
21. amendments. I know what I think about them.

22. PRESIDENT:

23. Senator Ozinga.

24. SENATOR OZINGA:

25. I may be in accord with your thinking, however, with due
26. respect I will...this is not a delaying tactic or don't get
27. me wrong that I think that I'm trying to delay the thing. I
28. am trying to get a full explanation of their interpretation
29. of these amendments.

30. PRESIDENT:

31. Well, Senator, I...I...I would agree that your motivation
32. is not to delay, but the action does, in fact, delay.

33. SENATOR OZINGA:

1. No.

2. PRESIDENT:

3. Why don't we move it to 3rd and bring it back for...for
4. the amendments. You save a legislative day.

5. SENATOR OZINGA:

6. All right, okay, all right...I...I don't see any ob-
7. jection to that, really.

8. PRESIDENT:

9. Any further amendments? 3rd reading. Oh, wait a minute.
10. Are you going to proffer them today? Any further amendments?

11. ACTING SECRETARY: (MR. FERNANDES)

12. Amendment No. 3 to...

13. PRESIDENT:

14. No, hold on, hold on a moment. Senator Schaffer, you
15. have some amendments. We're moving the bill to 3rd reading
16. and...and we can always bring them back after you've had...

17. SENATOR SCHAFFER:

18. Mr. President, that...that procedure is perfectly
19. acceptable by me. Senator Rock, I would rather be defeated
20. by facts than clouts, so why don't we wait for tomorrow.

21. PRESIDENT:

22. So, the amendments are withdrawn. Amendments...oh,
23. well, just to keep it straight you are better off if you'd
24. withdraw them. The bill goes to 3rd reading, we'll bring it
25. back to 2nd reading if you desire and reoffer them. Then
26. they don't have to keep them in the record. Fine. The...
27. the amendments are withdrawn. Senator Rock.

28. SENATOR ROCK:

29. Yes, just on a point of personal privilege, Mr. President.
30. I...I, too, had the facts.

31. PRESIDENT:

32. 3rd reading. 1799, Senate Bill, Senator Bruce. Read
33. the bill.

1. ACTING SECRETARY: (MR. FERNANDES)
2. Senate Bill 1799.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDENT:
6. For what purpose does Senator Bruce...Senator Buzbee
7. arise?
8. SENATOR BUZBEE:
9. A point of personal privilege, Mr. President.
10. PRESIDENT:
11. State your point, Senator Buzbee.
12. SENATOR BUZBEE:
13. In the visitors' gallery to your right, to my left we
14. have the Student Senate from the Sparta High School of the
15. Fifty-Eighth Legislative District and their advisor Mr. Tom
16. Bock. I wonder if they would stand to be recognized.
17. PRESIDENT:
18. Is that in the south gallery or the President's gallery?
19. SENATOR BUZBEE:
20. In the south gallery...
21. PRESIDENT:
22. South gallery, thank you.
23. SENATOR BUZBEE:
24. ...thank you, Mr. President. Yes.
25. PRESIDENT:
26. Would they please rise and be recognized by the Senate.
27. SENATOR BUZBEE:
28. You can see their Senate is almost as big as ours.
29. PRESIDENT:
30. Senator Bruce.
31. SENATOR BRUCE:
32. I just want it put on 3rd reading. You...you do not
33. move the bill to 3rd.

1. PRESIDENT:

2. All right. There are no...no amendments. Any amend-
3. ments from the Floor? 3rd reading. Senate Bill 1800,
4. Senator Bruce.

5. ACTING SECRETARY: (MR. FERNANDES)

6. Senate Bill 1800.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. The Committee on Insurance and
9. Licensed Activities offers one amendment.

10. PRESIDENT:

11. Senator Bruce.

12. SENATOR BRUCE:

13. Yes, Mr. President and members of the Senate, this
14. amendment changes the effective date of the Statute from
15. June 20th, 1972 to July 18th, 1972. The Reference Bureau
16. picked up the day the Governor signed the bill as opposed
17. to the day that we passed it, and that is the correct date,
18. the day that we...that the Governor actually signed the bill.
19. I would move the adoption of Amendment No. 1.

20. PRESIDENT:

21. Senator Bruce moves the adoption of Amendment No. 1 to
22. Senate Bill 1800. All in favor will say Aye. Opposed Nay.
23. The amendment is adopted. Any further amendments? Any
24. amendments from the Floor? 3rd reading. Senate Bill 1801,
25. Senator Bruce.

26. ACTING SECRETARY: (MR. FERNANDES)

27. Senate Bill 1801.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor? 3rd reading. Senator
32. Bruce.

33. SENATOR BRUCE:

1. Yes. Just for a point of clarification. We are dis-
2. cussing an amendment and we will bring this bill back to
3. 3rd reading, but I wish to advance it today.

4. PRESIDENT:

5. The record will so show. Senate Bill 1802, Senator
6. Bruce.

7. ACTING SECRETARY: (MR. FERNANDES)

8. Senate Bill 1802.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. No committee amendments.

11. PRESIDENT:

12. Any amendments from the Floor? 3rd reading. Senate
13. Bill 1803, Senator Bruce.

14. ACTING SECRETARY: (MR. FERNANDES)

15. Senate Bill 1803.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. No committee amendments.

18. PRESIDENT:

19. Any amendments from the Floor? 3rd reading. Senate
20. Bill 1804, Senator Bruce.

21. ACTING SECRETARY: (MR. FERNANDES)

22. Senate Bill 1804.

23. (Secretary reads title of bill)

24. 2nd reading of the bill. No committee amendments.

25. PRESIDENT:

26. Any amendments from the Floor?

27. ACTING SECRETARY: (MR. FERNANDES)

28. Amendment No. 1 offered by Senator Bruce.

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Yes, Mr. President and members of the Senate. Amend-
33. ment No. 1 corrects an error picked up by the Legislative

1. Reference Bureau in making reference to ex-official members
2. of the commission. There are none and this amendment names
3. directly the State Treasurer, the State Comptroller and the
4. Director of the Department of Insurance, and I would move the
5. adoption of Amendment No. 1.

6. PRESIDENT:

7. Senator Bruce moves the adoption of Amendment No. 1.
8. All in favor will say Aye. Opposed Nay. The Ayes have it.
9. The amendment is adopted. Any further amendments? Any
10. amendments from the Floor? 3rd reading. Senate Bill 1806,
11. Senator Bruce.

12. ACTING SECRETARY: (MR. FERNANDES)

13. Senate Bill 1806.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. No committee amendments.

16. PRESIDENT:

17. Any amendments from the Floor? 3rd reading. What
18. was the next one, Senator Bruce?

19. SENATOR BRUCE:

20. In that series is Senate Bill 1567 also dealing with
21. the State Employees Group Insurance Program. If we could
22. take that one now I'd...

23. PRESIDENT:

24. Senate Bill 1567. Read the bill.

25. ACTING SECRETARY: (MR. FERNANDES)

26. Senate Bill 1567.

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. Senate
31. Bill 1867, Senator Bruce.

32. SENATOR BRUCE:

33. No, thank you.

1. PRESIDENT:

2. Is there leave to go to the order of Executive Committee
3. and Appointments Report? Senator Vadalabene is on the Floor.
4. Leave is granted. Committee reports. Senator Vadalabene.

5. SENATOR VADALABENE:

6. Yes. Right before you go to that...I have another item
7. here that I would like to get cleared before we go into the
8. Executive Committee on...would that be okay?

9. PRESIDENT:

10. Is leave granted? What is your point, Senator?

11. SENATOR VADALABENE:

12. Yes, I move that Senate Bill 1756 be discharged from
13. the consideration on Committee...

14. PRESIDENT:

15. Hold that a minute, Senator. There's a whole series
16. of those. We'll take them all in the same series.

17. SENATOR VADALABENE:

18. Oh. Thank you.

19. PRESIDENT:

20. Back now to the order of Committee reports for the pur-
21. pose of the Committee report of which you're chairman. Senator
22. Vadalabene. Read the report. Oh, Senator.

23. ACTING SECRETARY: (MR. FERNANDES)

24. Senator Vadalabene the Chairman of the Committee on Execu-
25. tive Appointments and Administration reports confirmation of
26. the following appointments of the Governor contained in his
27. messages of June 11, November 21, 1975, March 3 and March 31,
28. April 12 and April 13, 1976.

29. PRESIDENT:

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, thank you, Mr. President and members of the Senate.
33. I move that the Senate resolve itself into Executive Session

1. for the purpose of acting on the Governor's appointments
2. set forth in the Governor's Messages of November 21st, 1975,
3. March 31st and April 13, 1976.

4. PRESIDENT:

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

8. SENATOR VADALABENE:

9. Yes, thank you, Mr. President, and with respect to the
10. Governor's Messages of March 31st and April 13th, 1976, I
11. would like to have leave to consider all of the unsalaried
12. appointments of the Governor on one roll call.

13. PRESIDENT:

14. Is leave granted? Leave is granted.

15. SENATOR VADALABENE:

16. Thank you, Mr. President. With the leave of the Senate
17. for one roll call the Committee on Executive Appointments
18. and Administration recommends that the Senate advise and
19. consent to the following appointments: The Illinois Industrial
20. Development Authority, to be members of the Illinois Industrial
21. Development Authority for a term expiring January 17, 1977;
22. H. Bruce Burnett of Eldorado, James Colbert of Rock Island,
23. Peter E. Gidwitz of Chicago and James E. Walker of Carbondale.

24. To be members of the International Trade and Port Promotion
25. Advisory Committee for a term expending...expiring January
26. 17, 1977; Melvin Felts of Marion, Albert Dolin of Highland
27. Park, Robin M. Demouth of Chicago, Alex Gordon of Roselle,
28. Maxim M. Cohen of Chicago, Thomas Nendick of La...La Grange
29. and Karl Quast of Lombard and to be a member of the Board of
30. Review for a term expiring January 17, 1977; Sam Arndt of
31. Rock Island. To be members of the Oil and Gas Advisory Board
32. for a term expiring January 17, 1977; Fred Seip of Centralia,
33. James Jordon of Mount Auburn and Alexander Hudsons, Jr. of

1. Nashville. To be members of the Board of Agricultural
2. Advisors for a terming expiring January 17, 1977; Kenneth
3. Besse of Millstadt, Jerry Connors of Centralia, Harold Dodd
4. of Loami, Dale Nass of Princeton, Pat Scates of Shawnee-
5. town, Russel Stauffer of Durand, Dean Orville C. Bentley
6. of Urbana, John Cullerman of Mount Vernon, Dr. James McBee
7. of Normal, Orion Samuelson of Chicago, Harold Steele of Prince-
8. ton, Charles Wiengardt of McHenry, Wendell Westall of Noble,
9. John Morrisey of Danville. To be members of the Agricultural
10. Export Advisory Committee for a term expiring January 17, 1977;
11. Don Downen of Ridgeway, William Drevant of Chicago, Don Hon
12. of Crossville, Harold Kuehn of DuQuoin, Richard McWard of
13. Springfield, Hubert Seymour of Oakwood, Dennis Dunn of Liberty-
14. ville and Ben Gaebe of Addieville, James C. Thompson of Elm-
15. hurst, David J. Keefe of Skokie and Melvin Hayenga of DeKalb.
16. To be members of the Advisory Board of Livestock Commissioners
17. for a term expiring January 17, 1977; Dr. William Specht of
18. Milledgeville, Arlo Japp of Hampshire, Richard Orseno of
19. Orland Park, Merlyn Eickman of Pecatonica, Art Bernard, Jr.
20. of Wayne City, Quentin Dean Butts of Decatur, Jim Dixon of
21. Mt. Vernon, H. Foster Embry of Peoria, Gilbert L. Hadley of
22. Cambridge, James Handy of Waverly, Harley Olson of Oneida,
23. Vernon Pilger of Beardstown, Wilmer Smith of Chadwick, Jack
24. Potrofka of Oreano, Frank X. Heimann of Albers, and to be
25. members of the Historical Library Board of Trustees for a
26. term expiring January 17, 1977; Jim Myers of Springfield and
27. Leslie Orear of Chicago. Mr. President, Mr. President, will
28. you put the question as required by our rules.

29. PRESIDENT:

30. Any discussion?

31. SENATOR VADALABENE:

32. Mr. President, I have one correction here, Dale Nass
33. of which I originally read, is from Plymouth, Illinois.

1. PRESIDENT:
2. The record will stand geographically corrected. The
3. question is, does the Senate advise and consent to the
4. nominations just made. Those in favor will vote Aye.
5. Opposed will vote Nay. The voting is open. Have all voted
6. who wish? Take the record. On that question the Ayes are
7. 47, the Nays are none, with none Voting Present. A majority
8. of Senators elected concurring by record vote, the Senate
9. does advise and consent to the nominations just made. Senator
10. Vadalabene.
11. SENATOR VADALABENE:
12. Yes, thank you, Mr. President. Now, with regard to the
13. Governor's Messages of November 21, 1975 and March 31, 1976
14. the committee recommends that the Senate advise and consent
15. to the following appointments, all of which are salaried.
16. Now, Mr. President, do I have leave to have these all on one
17. roll call, also?
18. PRESIDENT:
19. Is leave granted? Leave is granted. Senator Vadalabene.
20. SENATOR VADALABENE:
21. Yes. The record will show that was Senate Bill 1567.
22. PRESIDENT:
23. No, the record will not show that, the record...
24. SENATOR VADALABENE:
25. All right.
26. PRESIDENT:
27. ...will not show that.
28. SENATOR VADALABENE:
29. My parliamentarian, Senator Palmer, just tried to correct
30. me on that and I was just...
31. PRESIDENT:
32. In that event it will not show.
33. SENATOR VADALABENE:

1. Okay. To be Assistant Director of the Department of
2. Registration and Education for a term expiring January 17th,
3. 1977; Billie J. Paige of Chicago. To be Superintendent of
4. the Department of Registration and Education for a term ex-
5. piring January 17th, 1977; Claude Flynn of Riverton. To be
6. Assistant Director of the Department of Conservation for a
7. term expiring January 17th, 1977; William A. Watts of Jersey-
8. ville. To be Fire Marshal for a term expiring January 17th,
9. 1977; Robert G. Walsh of Bridgeport. To be Director of the
10. Department of Veteran's Affairs for a term expiring January
11. 17th, 1977; John J. Houlihan of Park Forest. To be Director
12. ...to be Assistant Director of the Department of Veteran's
13. Affairs for a term expiring January 17th, 1977; William C.
14. Burke of Chicago. Now, Mr. President, do I have...oh, I've
15. already done that. Mr. President, will you put the question
16. as required by our rules.

17. PRESIDENT:

18. Any discussion? Senator Mitchler.

19. SENATOR MITCHLER:

20. I'd like to ask the sponsor a question.

21. PRESIDENT:

22. ~~He~~ He indicates he'll yield.

23. SENATOR MITCHLER:

24. Senator Vadalabene, I heard the name of Billie Paige
25. read in. Could you tell me what appointment she has re-
26. ceived from the Governor?

27. PRESIDENT:

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes. Would you repeat your question. I was talking to...
31. to...

32. SENATOR MITCHLER:

33. ...Billie Paige...what appointment did the Governor

1. make to that lady?

2. PRESIDENT:

3. It's the Assistant Director to the Department of
4. Registration Education. (Machine cut-off)...Senator
5. Vadalabene.

6. SENATOR VADALABENE:

7. Yes, that is correct. My mike wasn't on and consequent-
8. ly I couldn't answer your question.

9. PRESIDENT:

10. Senator Mitchler.

11. SENATOR MITCHLER:

12. And what is the salary of that position?

13. PRESIDENT:

14. Senator Vadalabene is getting the...but it's...it's
15. what it currently is.

16. SENATOR VADALABENE:

17. Whatever the salary goes for the Assistant Director,
18. that's the salary she gets now. I...I don't have the set
19. price.

20. PRESIDENT:

21. Senator...Senator Mitchler.

22. SENATOR MITCHLER:

23. Well, Mr. President and members of the Senate, what the
24. point that I wanted to make and I'll just make my point.
25. Billie Paige as I understand and I know had been previously
26. appointed to handle the unemployment compensation. And in
27. that office I do not think that Billie Paige did what could
28. be termed an admirable job along with the Christopher Nugent.
29. They literally fouled up that office and you know and I know
30. that you got many calls from your district, the poor adminis-
31. tration of the office. Now, I don't have the figures before
32. me at this time, but I do recall when the Governor relieved
33. her or she resigned from that position with the...the Unemployment

1. Compensation Office in Chicago that the new appointment they
2. got was at about four or five thousand dollars higher in salary
3. than she received in the Unemployment Compensation Office.
4. Now, I don't think that's the way we should reward people
5. in State Government and I'm not picking on her as an individual,
6. but I want to bring out, a person does a poor job in one assign-
7. ment and has to be relieved and everyone in this Senate and
8. everyone in the House was critical of that individual and then
9. the Governor has the nerve to appoint that individual to a
10. higher salaried job in another branch of government. It
11. just doesn't make sense.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Chew.

14. SENATOR CHEW:

15. If the record is correct, Mrs. Paige was not judged as
16. a bad administrator in her previous position. I recall that
17. they now have computers and the department is still not operat-
18. ing a hundred percent. It's a very complicated department.
19. We had many, many added recipients in that department and
20. certainly Mrs. Paige was not singled out in any way, shape,
21. form or fashion as being incompetent in her previous position.
22. Now, let's deal with not being able to do your best in one
23. position and being superior in others. You can only do accord-
24. ing to what you have to work with. I would hate to have a
25. doctor defending me in court, because he's merely been trained
26. in medicine, and as far as the distinguished Senator from
27. Oswego, I know he must recall back in his lifetime that he's
28. had several girlfriends and maybe he was a better lover with
29. one than the other one, because sometimes one of the girl-
30. friends don't have enough to give him to work with, so I
31. don't think we really bill ourselves or create good government
32. by tearing down the character and the ability of people that
33. are eminently qualified for jobs to do. Oh, I suspect that

1. possibly he has been fired in his lifetime from some little
2. two-bit job he's had, but he's got better things now. He's
3. the Senator of the State of Illinois and very proud of it.
4. If you don't believe it, ask the American Legion. So, I
5. don't think we could really allude to this woman having been
6. incompetent in the job, and of course I respect Senator
7. Mitchler everytime he talks. He gets a little plug back home,
8. and he can always go back and say - I fought this because
9. she was thus and so, and I won't bring out the thus and
10. so because I don't know what she is, he doesn't either. So,
11. let's not base our ability to vote for competency and progress
12. on the kind of degeneration of character that the distinguished
13. Senator from Oswego has put on this lovely lady.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Further discussion? Senator Nimrod.

16. SENATOR NIMROD:

17. A question of the sponsor.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. He indicates he will yield.

20. SENATOR NIMROD:

21. Senator Vadalabene, how many names are on this list that
22. we're approving?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Vadalabene. Six I think.

25. SENATOR VADALABENE:

26. One, two, three, four, five, six. Six.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Could...could we ask you...I know we approved and gave
31. you leave to go ahead and do it. Could we ask you to ask
32. to take Billie Paige's name and handle that one separately?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. A question was asked of the sponsor. Senator Vadalabene.
2. SENATOR VADALABENE:

3. Leave has been granted, Senator, and I don't see why...
4. it's just till January '77 and I don't think that request
5. is valid.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Nimrod.

8. SENATOR NIMROD:

9. No, I think that the...the facts that have been brought
10. out do or should be offered...that the Senators should have
11. an opportunity to express a view with pertaining to one par-
12. ticular individual, and in this case I do remember having
13. several visits with the unemployment compensation. I do
14. remember a great deal of discussion here and I...if the facts
15. are correct I think we ought to have an opportunity to ex-
16. press ourselves on this particular appointment. And all we're
17. asking is that you handle that one separately. It'll proba-
18. bly pass, but I think that the Senators ought to have a chance
19. to do this.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Well, I think the Senator's response was correct. That
22. question was raised a few moments earlier and leave was granted.
23. Senator Partee.

24. SENATOR PARTEE:

25. I was going to say exactly that. The Senator in reading
26. the list, and I think the name of Paige was one of the first
27. or second, I think it was number one, and he asked - is there
28. leave to take these on one roll call. Leave was granted. Not
29. a single dissent. Now, ten, fifteen minutes later we now want
30. to take them individually. I think that we ought to have some
31. consistency in the way we do business. If there was any move
32. to suggest that either one of these persons be treated separ-
33. ately, there was an opportunity to do that. I just think it's

1. unfair to the person involved, no matter who the person is
2. or was. The fact of the matter is leave has been granted
3. and we should now get to the vote. If you want to be recorded
4. as No on somebody, say so, but no sense in going through this
5. again.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Mitchler, for what purpose do you arise?

8. SENATOR MITCHLER:

9. Well, Mr. President, I'd like clarified by the Chair
10. and the Secretary, the statement made by Senator Partee.
11. Leave was not asked after the names were read. Leave was
12. asked to consider the list and not knowing what the names
13. were on the list. Had the leave been asked after the list
14. had been read, I would have objected, but leave was asked to
15. consider all the names under a certain category and then the
16. names were read. And I don't think that it's anything wrong
17. to ask for one to be held out. That will give those persons
18. an opportunity to vote in the negative on the one and vote
19. in the affirmative on the other, and I think with that expression
20. there's nothing wrong in that. What's...what's the objection?
21. You trying to sneak somebody through on...on a total roll call?
22. Let it stand on its merits.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Partee.

25. SENATOR MITCHLER:

26. It looks a little shady when you try to sneak some...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Partee, for what purpose do you arise?

29. SENATOR PARTEE:

30. On a point of personal privilege.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. State your point, Sir.

33. SENATOR PARTEE:

1. To stand there and barefaced say somebody is trying to
2. sneak something through, is despicable. Now, nobody is trying
3. to sneak anything through. That man read...Vadalabene...Senator
4. Vadalabene read the list of persons who were being selected,
5. who had been approved by that committee, gave the date for
6. which their terms expire and we were all sitting here. Now,
7. what's being sneaky about that, and I resent your saying it.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, on a point of personal privilege.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. State your point, Sir.

14. SENATOR VADALABENE:

15. I'm not doing anything shady, Senator Mitchler. Now,
16. when...when these names were passed out of committee last
17. week or ten days ago, whatever, I'm sure that your staff
18. supplied you with the names that came out of that committee.
19. I don't think this is a surprise to anyone who got out of
20. that committee, and if you didn't have these names prior
21. to this meeting this morning, it's because you weren't given
22. it by your leadership.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Chew, for what purpose do you arise?

25. SENATOR CHEW:

26. I think the issue ought to be put on this Floor. The
27. only reason you've got opposition to Billie Paige, and I want
28. this heard, is because she is "a competent black woman", and
29. damn it, if you don't want to vote for her, don't vote for
30. her, but don't bring her character down, because she'd make
31. a monkey out of you with her educational background and her
32. ability to do her job. Billie Paige is black. Now, that's
33. the whole issue.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Mitchler.

3. SENATOR CHEW:

4. By God, just quit footing around the bush. You'll sit over
5. there and you vote against everything that's a social issue,
6. and now you have no social issues to vote against, and you've
7. come up now and going to belittle somebody simply because
8. she is black. There's not a person in the State that's more
9. qualified for the position that she is being appointed to, and
10. we ought to stop being so damn racist, and come on, I sit here
11. in my seat and I vote for people that I don't even know, I
12. vote for people that I could have said done a bad job, but
13. I'm not the Governor of this State, and if he has enough
14. confidence in her, I'm going to have it, too. I happen to per-
15. sonally know the woman, and that lie you told about her being
16. incompetent in that other position, is nothing but a barefaced
17. lie, Mitchler, and you know it. Roll call.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Further discussion? Senator Dougherty.

20. SENATOR DOUGHERTY:

21. Thank you, Mr...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator...

24. SENATOR DOUGHERTY:

25. ...President, members of the Senate, I hesitate to get
26. on the Floor, but I would like to remind the people that I
27. am the Senate sponsor of Miss Paige. I know Billie real well.
28. She is not only a resident of my district, but she is a near
29. neighbor. I know of her competence, I know of her educational
30. background, I know of all the very good things that she has done
31. in neighborhood affairs. She has been very active in community
32. work for the betterment of all the community. I ask the
33. Senate to advise and consent to the appointment of this young

1. lady. It's true that there were some errors in the Depart-
2. ment of Workmen's Compensation, which...Unemployment Com-
3. pensation, which she was not to blame for it. The...the
4. blame lies in other where. And the Governor did...we did
5. try to straighten it out. We placed a young man in charge
6. there, who is doing his level best to straighten things out.
7. I'm sure that everything is going to be alright, but Billie Jean
8. Paige did all that she was supposed to do and not as much
9. as she was competent to do because those were interferring.
10. She would make a very fine Assistant Director of Registration.
11. PRESIDING OFFICER: (SENATOR ROCK)

12. Any further...

13. SENATOR DOUGHERTY:

14. I ask to concur.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. ...discussion? Senator Mitchler, for what purpose do you
17. arise?

18. SENATOR MITCHLER:

19. On two points, Mr. President. Just to clarify it, I
20. don't interrupt speakers when they're speaking. Senator Chew,
21. you can have your opinion. But, I will just make a statement
22. here. In my previous remarks I called her a lady, and I be-
23. lieve she is a lady. I understand her competence in community
24. affairs and other works in the labor movement and her accom-
25. plishments. I read her dossier many, many times. That's not
26. what I was alluding to. About the administration...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Chew, you're out of order.

29. SENATOR MITCHLER:

30. ...of Christopher Nugent and Billie Paige when they were
31. responsible for the Unemployment Compensation Office in the
32. delivery of checks, and in my opinion and having been on a
33. special investigating committee, on that with Senator Palmer,

1. and other members of the Senate and the House, it was my de-
2. termination that office was not administered in the proper
3. fashion, and when I got a news release that she had been re-
4. lieved of that by the Governor and that he appointed I. Lawrence
5. Richardson to go in there and clean up the mess, which he is
6. doing an admirable job with the same computers and everything
7. that the two predecessors had, and then when I saw that she
8. was reappointed as Assistant Director of Registration and Ed-
9. ucation at even a higher salary of some three to four to
10. five thousand dollars than she received there. I didn't
11. think that was the way we should reward people in government.
12. Now, Senator Chew, you're alluding to the fact that I oppose
13. her because she is a black woman is false. I voted and supported
14. many, many. We have a very fine Assistant Director of the...
15. Veterans Administration. He's a black man, he's doing a heck
16. of a job. Now, and don't so...don't accuse that, but that's
17. your opinion and you stated it. My people know different. Now,
18. on the question, Mr. President, about the leave...

19. PRESIDING OFFICER: (SENATOR ROCK)

20. You're...

21. SENATOR MITCHLER:

22. ...when...Senator Vadalabene, and Senator, the record is
23. on the tape. When you completed reading the names you started
24. to ask for leave and you said "no, I already did that." Now,
25. you can check the tapes on that, Senator, and had you read
26. those names then asked for leave, I would have objected. Now,
27. all I'm asking for is a simple thing, give it the roll call
28. vote. I want to vote No on Billie Paige. I'm going to vote
29. Yes on all the others. Now, that's in the record that you at
30. the end of reading the names you were going to ask for leave
31. and you said "no, I already did that", right, Senator.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Vadalabene.

1. SENATOR VADALABENE:
2. Senator Mitchler, you're exactly right. However, you
3. could have objected when I asked leave at the beginning of
4. the naming of the names, of which you didn't do.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Senator Latherow.
7. SENATOR LATHEROW:
8. Mr. President, I'd like to move the previous question.
9. PRESIDING OFFICER: (SENATOR ROCK)
10. That motion is nondebatable. Motion is for the pre-
11. vious question. All those in favor signify by saying Aye.
12. All those opposed. The Ayes have it. The question is put,
13. and the question is, does the Senate advise and consent to
14. the nominations just made. Senator Partee.
15. SENATOR PARTEE:
16. There has been a lot of bitterness and acrimony here this
17. morning, and I would hope that we would either do one of two
18. things. Make it crystal clear that on this roll call, any
19. person desiring to be recorded negatively against either of
20. the six persons who are proffered for confirmation will be
21. given ample opportunity to do that, in whatever way or fashion
22. they desire, so that this record will be clear when we shall
23. have finalized this vote, that as to those six persons there
24. were x number of persons who were in favor of their confirma-
25. tion and x number of persons who were opposed to their confir-
26. mation. I want the record clear, so that nobody will say
27. that they had not an opportunity to be in opposition to either
28. of those six persons.
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Well, do you wish the Chair's reaction? Okay. Okay.
31. Senator Vadalabene.
32. SENATOR VADALABENE:
33. Yes, just one more point that was brought out so the

1. record is clear. Senator Mitchler asked me what is the
2. salary of Billie J. Paige. It's twenty-eight thousand
3. dollars.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. The question is, does the Senate advise and consent to
6. the nominations just made. Those in favor will vote Aye.
7. Those opposed will vote Nay. The voting is open. Have all
8. voted who wish? Take the record. On that question the Ayes
9. are 43, the Nays are none, 5 Voting Present. Majorities of
10. the Senators elected concurring by record vote, the Senate
11. does advise and consent to the nominations just made. Senator
12. Vadalabene.

13. SENATOR VADALABENE:

14. Yeah, thank you, Mr. President and members of the Senate.
15. I now move that the Senate arise from Executive Session.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. You've all heard the motion. All those in favor signify
18. by saying Aye. All those opposed. The Ayes have it. The
19. motion carries. We will now proceed to the order of Senate
20. Bills on 3rd. Senator Regner, for what purpose do you arise?

21. SENATOR REGNER:

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

23. PRESIDING OFFICER: (SENATOR ROCK)

24. State your point, Senator.

25. SENATOR REGNER:

26. Seated in the President's gallery is Mr. and Mrs. Manwell
27. Martin and their daughter from my district and their friends
28. and Sylvia Davis from your staff, Mr. President.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. I would ask that our guests please stand and be recognized
31. by the Senate. Senator Howard Mohr.

32. SENATOR MOHR:

33. Yes, Mr. President, I'd like the record to show that Senator

1. Graham will be absent today and tomorrow. He's undergoing
2. some tests.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. The record will so show. All right, on the order of
5. Senate Bills on 3rd reading. 1593, Senator Bruce. We are
6. at the middle of page five on the Senate Calendar, Senate
7. Bills 3rd. Senate Bill 1593. Mr. Secretary, read the bill.

8. ACTING SECRETARY: (MR. FERNANDES)

9. Senate Bill 1593.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Bruce.

14. SENATOR BRUCE:

15. Yes, Mr. President and members of the Senate, this is
16. an appropriation to the Group Insurance Advisory Commission
17. of ten thousand dollars. This is the commission that audits
18. the Employee Program. We are presently paying a premium of
19. sixty-two million dollars. Legislation that this Body passed
20. two years ago is now in operation. We did, in fact, audit
21. the program this year. The Auditor General is involved in
22. an audit, and these will pay our portion of the cost, and I
23. would ask for a favorable vote on Senate Bill 1593.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any discussion? The question is, shall Senate Bill 1593
26. pass. Those in favor will vote Aye. Those opposed will vote
27. Nay. The voting is open. Have all voted who wish? Take the
28. record. On that question the Ayes are 47, the Nays are none,
29. none Voting Present. Senate Bill 1593 having received a con-
30. stitutional majority is declared passed. On the order of
31. Senate Bills on 3rd reading is Senate Bill 1680, Senator Carroll.
32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President, I would ask leave to bring
2. Senate Bill 1680 back to the order of 2nd reading for pur-
3. poses of an amendment.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Carroll seeks leave of this Body to bring Senate
6. Bill 1680 back to the order of 2nd reading for the purpose
7. of an amendment. Is leave granted? So ordered. On the
8. order of Senate Bills 2nd is Senate Bill 1680. Senator
9. Carroll.

10. SENATOR CARROLL:

11. Thank you, Mr. President. We adopted an amendment last
12. week that Enrolling and Engrossing told us was in error.
13. That was Amendment No.2. I would ask leave to reconsider
14. the vote by which Amendment No. 2 was adopted for purposes
15. of Tabling that amendment.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Carroll moves to reconsider the vote by which
18. Amendment No. 2 to Senate Bill 1680 was adopted. Senator
19. Knuppel.

20. SENATOR KNUPPEL:

21. Well, I don't even know what the amendment was and to
22. say that it's inaccurate with Enrolling and Engrossing doesn't
23. tell me very much about the amendment. It just tells me that
24. they said something. I don't know whether it brings the moon
25. down to the sun or what it does.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Carroll.

28. SENATOR CARROLL:

29. Thank you. Senator Knuppel, Amendment No. 2 we adopted
30. last week. It was supposed to have been a corrective amend-
31. ment requested by the Department of Revenue dealing with the
32. two percent charge for collection of taxes and taking out
33. the personal use of gasoline or other fuel oils so that there

1. was no exemption for personal use. Was an error in the
2. original drafting of the bill. We had adopted Amendment No.
3. 2, part of which struck language of another amendment which
4. was not in the existing law. Enrolling and Engrossing ad-
5. vised us that they could not engross a bill in that nature, and
6. asked us to Table that amendment and offer, what will then
7. be, Amendment No. 3 which will do the same affect, but will
8. do it correctly.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Question is, the motion to reconsider the vote by which
11. Amendment No. 2 was adopted. All those in favor of the motion
12. to reconsider signify by saying Aye. All those opposed. The
13. Ayes have it. The vote is reconsidered. Senator Carroll now
14. moves to Table Amendment No. 2 to Senate Bill 1680. All those
15. in favor signify by saying Aye. All those opposed. The Ayes
16. have it. Amendment No. 2 is Tabled. On the Secretary's Desk
17. is Amendment No. 3. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President, I would now move that we adopt
20. Amendment No. 3 to Senate Bill 1680. Again, it does the same
21. thing as the prior amendment did without making reference to
22. a nonexistent section. This would allow a straight two per-
23. cent deduction for the cost of collecting the sales tax on
24. gasoline and oil products the same as we do in all other re-
25. tail occupation taxes as opposed to the current system of up
26. to two percent which is apparently a nonprovable item. I would
27. move adoption of Amendment No. 3.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Carroll has moved the adoption of Amendment No.
30. 3 to Senate Bill 1680. Any discussion? All those in favor of
31. the adoption of the amendment signify by saying Aye. All those
32. opposed. The Ayes have it. Amendment No. 3 is adopted. Are
33. there any further amendments? 3rd reading. 1619 I do not see

1. ...1685. Senator Carroll, do you wish to call that? On the
2. order of Senate Bills on 3rd reading is Senate Bill 1685,
3. Mr. Secretary;
4. ACTING SECRETARY: (MR. FERNANDES)
5. Senate Bill 1685.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Carroll.
10. SENATOR CARROLL:
11. Thank you, Mr. President. This is the annual appro-
12. priation for the Judicial Advisory Council as reduced by
13. the Senate Appropriations Committee by about one fourth.
14. It is now at eighteen thousand dollars, and I would ask for
15. a favorable roll call.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Any discussion? Question is, shall Senate Bill 1685
18. as amended pass. Those in favor vote Aye. Those opposed
19. will vote Nay. The voting is open. Have all voted who wish?
20. Take the record. On that question the Ayes are 42, the Nays
21. are 4, 1 Voting Present. Senate Bill 1685 having received
22. a constitutional majority is declared passed. Senator McCarthy
23. had been off the Floor. We will back up one and go to the
24. order of Senate Bills 3rd reading. Senate Bill 1619, Mr.
25. Secretary.
26. ACTING SECRETARY: (MR. FERNANDES)
27. Senate Bill 1619.
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Senator McCarthy.
32. SENATOR MCCARTHY:
33. Yes, Mr. President and members of the Senate. I was off

1. the Floor as you indicated. This bill at the present time
2. has been amended by the Appropriations Committee it's a regular
3. ordinary and contingent expenses of the Commerce Commission, and
4. I know of no opposition to it. I would move for its adopt...
5. favorable passage.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? Question is, shall Senate Bill 1619
8. pass. Those in favor will vote Aye. Those opposed will
9. vote Nay. The voting is open. Have all voted who wish? Take
10. the record. On that question the Ayes are 48, the Nays are
11. 1, none Voting Present. Senate Bill 1619 having received a
12. constitutional majority is declared passed. 1714. Senator
13. Merritt, do you wish to call that? I'm sorry. 1741. On
14. the order of Senate Bills on 3rd reading. Senate Bill 1741,
15. Mr. Secretary;

16. ACTING SECRETARY: (MR. FERNANDES)

17. Senate Bill 1741.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Merritt.

22. SENATOR MERRITT:

23. Yes, Mr. President, Senate Bill 1741 as amended represents
24. the amendment by the Appropriations Committee cutting the re-
25. quest ten thousand dollars, and is less then last fiscal year
26. '76. I'd appreciate a favorable roll call.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Senator Johns.

29. SENATOR JOHNS:

30. This may be the last chance that I would have to say a few
31. kind words against...for my good friend Senator Tom Merritt.
32. He's chairman of this commission, and it's my understanding
33. that he's retiring from the Senate. I'd like to tell all of

1. my colleagues that it has been a pleasure operating and working
2. with this commission as I have been since I've been connected
3. with the Senate, and it's been because of Senator Tom Merritt.
4. He agreed to this cut although I said that I would oppose it
5. if he so desired. But, he agreed to this cut on behalf of
6. fiscal responsibility, and so, Gentlemen and Ladies of the
7. Senate, I would implore a favorable roll call.

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11. (Continued on next page)
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3B 1782
6-11-82

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Further discussion? Question is, shall Senate Bill
3. 1741 pass. Those in favor will vote Aye. Those opposed
4. will vote Nay. The voting is open. Have all voted who
5. wish? Take the record. On that question, the Ayes are
6. 47, the Nays are 1, 1 Voting Present. Senate Bill 1741
7. having received a constitutional majority is declared passed.
8. On the order of Senate Bills on 3rd reading. Senate Bill
9. 1782, Mr. Secretary.

10. ACTING SECRETARY: (MR. FERNANDES)
11. Senate Bill 1782.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Don Moore.

16. SENATOR MOORE:
17. Mr. President and members of the Senate. Senate Bill
18. 1780...2 as amended, and for the benefit of the members,
19. Amendment No. 3 is now Senate Bill 1782, deals with the
20. Public Aid Code of the State of Illinois. Of...over of
21. the various changes that we made, presently a violation of
22. the Public Aid Code is a Class A misdemeanor. That language
23. remained the same and then we went on and added "but nothing
24. in this Act shall be construed to preempt or prohibit prose-
25. cution of such Acts as theft under Section 16.1 of the Criminal
26. Code. Of the penalty for the Criminal Code if the amount
27. of value involved is a hundred and fifty dollars or less is
28. a Class A misdemeanor. If it's a hundred and fifty dollars
29. or more it is a Class 3 felony. The State's Attorney or
30. Attorney General, as the case may be, would have the option,
31. in the event there was more than a hundred and fifty dollars
32. worth of fraud, of proceeding as a Class A misdemeanor or as
33. a Class 3 felony. Another new provision in the Act that the

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1. department or the local unit may, in its option, seek to
2. obtain a refund of aid or improper monies paid provided be-
3. fore instituting a civil action of recovery. In many cases
4. we found that we can get payments that have been improperly
5. made, voluntarily repaid to the State. The third change
6. in the Act sets forth and amends the present Act dealing with
7. the unauthorized use of food stamps. Under the new law,
8. which I think is much stronger, it states that no person shall
9. knowingly use, acquire, possess, or transfer Federal Food Stamps or
10. authorization for the purchase of food stamps in any manner not
11. authorized by law or by rules and regulations of the Illinois
12. Department of Public Aid. I think we're all aware of the
13. massive problem we're having in the food stamps in the State
14. of Illinois. The Feds tell us there is about a sixty percent ineli-
15. gibility or error rate in our Food Stamp Program. I think
16. with this language it definitely tightens up the present law.
17. The penalty, again, is a Class A misdemeanor or if the value
18. is over a hundred and fifty dollars it can be prosecuted under
19. 16.1 as a criminal code. Be happy to any...answer any questions,
20. and if not I would move for a favorable roll call, Mr. Presi-
21. dent.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Mitchler. Oh, I beg your pardon. I thought you
24. were up before. Senator Nudelman.

25. SENATOR NUDELMAN:

26. Thank you, Mr. President. Would the sponsor yield for
27. a question?

28. PRESIDING OFFICER: (SENATOR ROCK)

29. He indicates he will yield. Senator Nudelman.

30. SENATOR NUDELMAN:

31. Thank you. Is it...did I understand correctly, Senator,
32. that the violation can be prosecuted under two different Acts,
33. and in one Act it's a miss and the other it's a felony 3?

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Don Moore.

3. SENATOR MOORE:

4. The present Public Aid Code states that a violation of
5. the Public Aid Code...the penalty for a violation of the
6. Public Aid Code is a Class A misdemeanor. Language was added
7. to open that up and allow prosecutions under the theft section,
8. Section 16.1 of the criminal code. This came about as a result
9. of an appellate court decision...don't have the name of it
10. offhand, that stated that if there was a recipient that had
11. fraudulently defrauded the State of Illinois of, say, five
12. thousand dollars, the most that we could prosecute that per-
13. son for would be a Class A misdemeanor. We were restricted
14. to the Public Aid Code, and the changes that we made is that
15. we are leaving it as it is. You can go under the Public Aid
16. Code, or if it is in excess of a hundred and fifty dollars
17. the State's Attorney, in his option, can proceed under Chap-
18. ter 38.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Nudelman.

21. SENATOR NUDELMAN:

22. In other words he can do one or the other, but not both.
23. Thank you.

24. SENATOR MOORE:

25. That is correct.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Further discussion? Senator Partee.

28. SENATOR PARTEE:

29. Well, Mr. President and members of the Senate. When we
30. looked at the hundred and forty-eight million dollar deficiency
31. appropriation on Public Aid, I stood at this microphone and
32. said to you and everybody within the sound of my voice that I
33. would be supportive of legislation which had as its focal point,

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1/18 1782

1. preventing waste or fraud. There are a large number of people
2. who by necessity, physically and otherwise, find themselves
3. unfortunately on Public Aid. It occurs to me that those who
4. do not desire or who do not really belong there are usurp-
5. ing dollars that properly belong for the support of people
6. who qualify. If there is something wrong with the Food Stamp
7. Program, if there are persons using them unauthorizedly, if
8. there's any scintilla of fraud within that program, and if
9. this bill can reach it, I am for it. I like the idea of
10. giving the Attorney General or the State's Attorney options
11. with which to proceed. It's like looking at the gradation of
12. a crime. Under a hundred and fifty dollars you do one thing
13. under the misdemeanor section. Between a hundred and up to
14. a hundred and fifty there's another section and over a hundred
15. and fifty there's another. Certainly now a state's attorney
16. or a law enforcement official has all of the latitude necessary
17. to prosecute every single kind of crime involved and can have
18. the rapport with a jury or a judge to make certain that there
19. are convictions in whatever area or category the facts bring
20. the case. Now, you cannot hear from a law enforcement official
21. that - well, this was such a piddling little thing, we thought
22. that it was too much to make it a felony, or - it was such a
23. big thing, we felt terrible about it being a misdemeanor. Now,
24. the options are there and they can look at a case on an individual
25. basis, assess it on the basis of how it fits on the scale and
26. can go for whatever is necessary to break up and to eliminate the
27. usurpation of funds that properly belong to people who are desti-
28. tute and who need them. And I certainly am in support of it, and
29. I keep my word always as I said I would, and I'm going to support
30. this legislation.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further discussion? Senator Don Moore may close the de-
33. bate.

5/19/76
LB 1782

1. SENATOR MOORE:

2. Thank you, Mr. President. Thank you, Senator Partee,
3. for your very kind words on this. I think that this is a
4. good bill. The Department of Public Aid needs this bill,
5. the Director of the Department is in favor of this bill. The
6. bill has been approved in concept by the Legislative Advisory
7. Committee on Public Aid and also by the Judicial Advisory
8. Council. I think this is a tool that our law enforcement
9. officials need if we're going to get a handle on the fraud
10. that does exist. I agree there are many cases that have never
11. been prosecuted, because it would be just a small amount, but
12. when you figure that for each case that is eliminated off of
13. the roll even though the amount of monies may seem small, it
14. is an ultimate savings to the taxpayer, of someone who is
15. improperly on the rolls, in the amount of about
16. sixty-two hundred dollars. You can see by vast multiplication
17. that we could be talking about millions of dollars that could
18. be saved by improper people who are receiving aid and in turn
19. grant more benefits to the truly needy, not only in the ADC
20. category but in the aged, blind and disabled, and I'd appre-
21. ciate a favorable roll call, Mr. President.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. The question is, shall Senate Bill 1782 pass. Those in
24. favor will vote Aye. Those opposed will vote Nay. The voting
25. is open. Have all voted who wish? Take the record. On that
26. question the Ayes are 48, the Nays are none, 2 Voting Present.
27. Senate Bill 1782 having received a constitutional majority
28. is declared passed. On the order of Senate Bills 3rd reading,
29. Senate Bill 1783, Mr. Secretary.

30. ACTING SECRETARY: (MR. FERNANDES)

31. Senate Bill 1783.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Don Moore.

3. SENATOR MOORE:

4. Thank you, Mr. President and members of the Senate.
5. Senate Bill 1783, in its original form, provides for a
6. statute of limitations of one hundred and fifty days from
7. the date of initial submittal of a claim or request by a
8. recipient alleging that there was error on the part of the
9. Department of Public Aid or a local governmental unit. We
10. have had claims and appeals that have been made eighteen
11. months, two years after the initial complaint was made.
12. We think this is wrong. It's created a hardship on the
13. part of the department, so it was the feeling of the depart-
14. ment that there should be a...a one hundred and fifty day
15. limit...statute of limitations, if you please, on the filing
16. of an appeal. However, in the Judiciary Committee the question
17. did come up as far as - well, what can we do in order to
18. make sure the Department of Public Aid does proceed to adju-
19. dicate these claims. So, Amendment No. 1 to Senate Bill 1783
20. was adopted by this Body. Under the present law the Depart-
21. ment has sixty days from the date of filing to make its adju-
22. dication, but this language is also in there - unless addition-
23. al time is required for a proper disposition of an appeal -
24. it's pretty wide open. As a result of that we added, by this
25. amendment, - in which case such additional time shall not ex-
26. ceed thirty days. So, there shall be a determination by the
27. Department of Public Aid...an...within sixty days or if they
28. need additional time it'll be an additional thirty days or
29. a maximum of ninety days. The department feels that they do
30. need this...this type of legislation. I don't know if they
31. were in favor of Amendment No. 1, but I think it does put a
32. little pressure upon them to act and to adjudicate these claims
33. more promptly. I'd be happy to answer any questions...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Is there any discussion? Senator Netsch.

3. SENATOR NETSCH:

4. May I ask the sponsor a question?

5. PRESIDING OFFICER: (SENATOR ROCK)

6. The sponsor indicates he will yield. Senator Netsch.

7. SENATOR NETSCH:

8. Senator Moore, how does someone who has allegedly been
9. turned down, know that and know therefore that his or her
10. right to appeal begins at a certain date.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Don Moore.

13. SENATOR MOORE:

14. Well, that's...in a way that's the purpose of the amend-
15. ment, Senator. They know when they're turned down when they're
16. notified. If by some reason they don't get the notification
17. the check doesn't come through. I think that's about the
18. easiest answer I can give you.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Netsch.

21. SENATOR NETSCH:

22. Now, I'm looking at the language of the amendment... It
23. talks about a decision on appeal shall be given within sixty
24. days and so forth. It does not indicate how that decision
25. is to be made known to the person. I would suggest that if
26. there is somewhere in the law, a requirement that the decision
27. be in writing and explicitly made. Then, it seems to me that
28. a statute of limitations does make some sense and is certainly
29. defensible. If, however, there is not that kind of protection
30. then it seems to me that this bill does not really make that
31. much sense, because you are expecting people who may be some-
32. what short on education to begin with who are often under very
33. severe strain because of their economic circumstances, all of

1. sudden to be able to figure out that "aha" there is a statute
2. of limitations and it's beginning to run and I'd better do
3. something. It seems to me that it's got to be made a little bit
4. clearer than that. Can you point out anything that does, in
5. fact, make that requirement?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Don Moore.

8. SENATOR MOORE:

9. I am informed that there is a provision in the Public
10. Aid Code providing for written notice to go to the appli-
11. cant...to the recipient informing him of his...of the termina-
12. tion by the department. I would...I will get...find out exactly
13. where it is, Senator, and get you the citation of the section
14. of the Code.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Netsch.

17. SENATOR NETSCH:

18. I just want to be sure you're saying that it...it spec-
19. ifies that there be a notification in writing to the person at the
20. address that is on that person's application, and you are
21. absolutely sure of that.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Don Moore.

24. SENATOR MOORE:

25. Yes.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Netsch.

28. SENATOR NETSCH:

29. Is that on the original application for aid or on the
30. appeal or both?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Don Moore.

33. SENATOR MOORE:

1. I believe both. I know it is on the appeal for sure,
2. Senator.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Netsch.

5. SENATOR NETSCH:

6. I'm sorry. Senator Moore, would you be willing to hold
7. this a day until we have a chance to look at that language?
8. There is nothing emergency about the bill as some of us sug-
9. gested to you in committee, to begin with, and I think that
10. it would be much better and set the record much straighter
11. if we would have a chance to make that determination.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Don Moore.

14. SENATOR MOORE:

15. Senator, I think if...if there are any problems with this
16. bill I would have no objection to straightening it out and
17. amending it in the House when it goes over there. Representa-
18. tive Campbell and Representative Davis will be the sponsors
19. of these two bills. I think in lieu of what the Speaker said
20. before is trying to move our Calendar along and get with some
21. business, that we should proceed with it today. I would be
22. happy to cooperate with you...with you as far as any amend-
23. ments that you have as far as notification of these people
24. as far as the...the notification process is concerned.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Partee.

27. SENATOR PARTEE:

28. Well, I would, actually, like to ask you to hold it. You
29. can go if you like, but I...I think probably there are some
30. questions that have just arisen. One is, giving a person a
31. notice. Giving a person a notice has a great deal of impact
32. if that person has a permanent residence. A large number of
33. people who are making applications under these circumstances

1. have no permanent residences or they're seeking to get a
2. permanent residence or they may be being put out of where they
3. are, and to send them a notice...I want to see those sections,
4. because I...I'm just not sure under these circumstances that
5. you're dealing with people who have the permanency of resi-
6. dence that the Statute would...would...would contemplate.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Don Moore.

9. SENATOR MOORE:

10. Well, Mr. President, if we could take this from the
11. record, I think perhaps I can go into the Public Aid Code
12. and find those sections and show the good Senators, and
13. perhaps we could proceed and clean the bill...

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Fine.

16. SENATOR MOORE:

17. No, I don't want them to vote No. It's an important
18. bill. The department needs it, the taxpayers need it. We're
19. talking about two hundred thousand dollars a year. It's
20. not a lot of money, but it's still two hundred thousand.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Take it from the record.

23. SENATOR MOORE:

24. Thank you, Mr. President.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. On the order of Senate Bills 3rd reading, 1863.. Senator
27. Merritt, do you wish to call that? Hold. Senator Harber Hall,
28. for what purpose do you arise?

29. SENATOR HARBER HALL:

30. Well, Mr. President, I'd like the record to show that I
31. inadvertently pushed the wrong button in the case of Senate
32. Bill 1741 earlier, and I would have supported this bill, but
33. I unfortunately pressed the wrong button.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. The record will so show. On the order of House Bills

3. on 3rd reading. House Bill 3115. Senator McCarthy, do you

4. wish to call that? On the order...on the order of House

5. Bills on 3rd reading is House Bill 3115, Mr. Secretary.

6. Is it coming back? Senator McCarthy has asked leave to bring

7. House Bill 3115 back to the order of 2nd reading for the

8. purpose of an amendment. Is leave granted? So ordered. On

9. the order of House Bills on 2nd reading, House Bill 3115.

10. ACTING SECRETARY: (MR. FERNANDES)

11. Amendment No....Amendment No. 5 offered by Senator Glass.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Glass.

14. SENATOR GLASS:

15. Thank you, Mr. President and Ladies and Gentlemen. When

16. this bill was amended last week one of the provisions allowed

17. the mortgagor to defer the payment of certain installments

18. on the mortgage, and if that occurred then they would be...

19. those installments would be amortised over the entire life

20. of the mortgage at the "current rate". Senator Fawell pointed

21. out that that phrase could be misleading...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Could we have a little order over there with the Judiciary

24. Subcommittee?

25. SENATOR GLASS:

26. Thank you, Mr. President. So that current rate might be

27. misconstrued we, therefore, are offering this amendment with

28. the approval of the sponsor, Senator McCarthy, to change that

29. language to, and I quote - rate stated in the mortgage contract,

30. unquote. And I would move for adoption of the amendment.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Question is, shall Amend...

33. just a moment...shall Amendment No. 5 be adopted. Those in

1. favor indicate by saying Aye. Those opposed No. The Ayes
2. have it. The amendment is adopted. Are there further amend-
3. ments? 3rd reading. House Bill 3156, Senator Bruce. Just
4. a moment. Oh, House Bill 3116, Senator McCarthy. Read the
5. bill.

6. ACTING SECRETARY: (MR. FERNANDES)

7. House Bill 3116.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator McCarthy.

12. SENATOR McCARTHY:

13. Yes, Mr. President and members of the Senate, 31...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Just...just a moment, Senator, there's a conference going
16. on directly behind you that could be abated. Proceed.

17. SENATOR McCARTHY:

18. 3116, there's never been any controversy over 3116. What
19. this does is provide for shortening of the redemption period
20. in the case of an abandonment of a residential house or where
21. a residential mortgage lender has lost substantial mortgage
22. payments due to a court ordering relief in lieu of foreclosure.
23. What this is does is part of the package, and Senator Merritt
24. is well aware of this, is that where...where you do have an
25. abandoned residential property, rather than allow it to waste,
26. it allows the mortgage holder to go in under a short period.
27. Anticipating no opposition, I don't have all my material in
28. front of me, but I...I think this is a candidate for an affirma-
29. tive vote here.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Merritt.

32. SENATOR MERRITT:

33. Yes, Mr. President and members of the Senate. It isn't

1. often that I can agree with Senator McCarthy, I can assure
2. you on the banking issues. This time I happen to. I think
3. it's a good bill on the interest of protecting, actually,
4. the preservation of the property wherein so many of those
5. instances it's just completely destroyed before you can get
6. ahold of the property, and I would encourage all those on
7. this side of the aisle to support this bill, but I can assure
8. you, Senator, it won't be the same way on 3115.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there...Senator Brady.

11. SENATOR BRADY:

12. Yes, Mr. President, thank you very much. Now, our...our
13. subcommittee that met this summer and dealt extensively with
14. Senate Bill 3116 also dealt with Senate Bill 3115. We of
15. the subcommittee passed out on a Do Pass motion, both these
16. bills, and meant them to be a package and I hope that that
17. recommendation will be forthcoming from this Body.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Question is, shall House
20. Bill 3116 pass? Those in favor indicate by voting Aye. Those
21. opposed No. The voting is open. Have all those voted who
22. wish? Take the record. On that question the Ayes are 40,
23. the Nays are 5. House Bill 3116 having received the constitu-
24. tional majority is declared passed. House Bill 3116. Oh, that was
25. 15, I'm sorry. 3115. Read the bill.

26. ACTING SECRETARY: (MR. FERNANDES)

27. House Bill 3115.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator McCarthy.

32. SENATOR MCCARTHY:

33. Yes, Mr. President and members of the Senate. 3115 was

1. more controversial than 3116, and I'm sorry that we didn't
2. really go into a more thorough explanation on 3116, because
3. I...as I understood it there was absolutely no opposition to
4. the bill, you know, the lending institutions wanted it because
5. they could get back into the property, but it was these two
6. bills, 3115 and 3116, were sent over here last...late last
7. June as a package, and 3115 provided relief not for, necessarily
8. for the lending institution, but for the person who was in
9. default or in possession and in default on their mortgage.
10. And the original thrust of the bill was that if you take an
11. individual, myself and a house faced with making mortgage pay-
12. ments and if I fail to make the payments I was out in the
13. event the existing Foreclosure Act was not amended. And what
14. this bill originally gave to the person in possession, the
15. legal owner, on a residential mortgage was two things. It
16. originally gave them a ninety day grace period which if ex-
17. exercised the amounts of default over the ninety days could be
18. amortized once every...or repaid once every eighteen months,
19. and it further gave to the person in possession of the house,
20. the legal owner thereof, in the event that they didn't want to
21. repay the ninety days unpaid payments, that they could once
22. every five years have that reamortized or added on to the
23. mortgage and amortized over the period of the mortgage. Since
24. that time Senator Brady has been in charge of the subcommittee
25. that's gone into it, various accomodations have been reached.
26. Some with unanimous approval and some with a lack of unanimous
27. approval as for instance the junior mortgages have been taken
28. out because their not...they weren't involved in the process.
29. The penalties, the maximum penalties, on late payments were
30. clearly defined to meet existing Federal regulations, and then
31. last week we got into some further amendments that Senator Glass
32. offered and were adopted that narrowed the relief on the five
33. year option to only those people that would meet the definition

1. of hardship, which I personally objected to, but still it's
2. in the bill at the present time, and to try to capitalize it,
3. Mr. President, so that the people here will have a understanding
4. of what this bill does, it does grant some relief to the residen-
5. tial owner of the house inasmuch insofar as his mortgage obli-
6. gations are concerned. It doesn't grant the relief of the
7. people who sponsored the legislation what they wanted, but yet
8. this Senate has determined on 2nd reading the inclusion of
9. Senator Glass' amendment and the Senate has reached its de-
10. cision in that respect. I would ask for a favorable vote on
11. 3115, because it must go back to the House for concurrence in
12. these amendments. I would further state this, that 3115 still
13. is part parcel of a legislative package in conjunction with
14. 3116, and Senator Merritt indicated that he had some reserva-
15. tions about 3115. But, I believe in the interest of fairness
16. that while this legislation is not everything that the people
17. who sponsored the legislation want, at least it's a start on
18. the problem. It should be passed from this Chamber with more
19. than a majority of the members voting in favor of it. We'll be
20. glad to respond to any questions that are posed within our limits
21. and I will just conclude my remarks in that way.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Soper.

24. SENATOR SOPER:

25. Thank you, Mr. President. Now, I've heard everything
26. from Senator McCarthy...McCarthy about what this bill doesn't
27. do and what he wanted it to do, but he didn't tell us what he
28. wanted to do and what it does now. Now, in just about a few
29. words, Senator McCarthy, will you tell us exactly what the
30. bill does now with all the amendments?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. This is on your time, Senator Soper.

33. SENATOR SOPER:

1. That's fine. I'm listening...

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator McCarthy, you may respond.

4. SENATOR MCCARTHY:

5. Well, I think I'd probably need some assistance from
6. Senator Rock and Senator Glass. Maybe if it would be all
7. right, Senator Glass, why don't you tell him the two types
8. of relief. Is it all right to hear it from Senator Glass,
9. Senator Soper?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Soper yields to Senator McCarthy, McCarthy passes
12. the ball to Senator Glass. Senator Glass.

13. SENATOR GLASS:

14. Thank you, Mr. President. As amended House Bill 3115
15. gives a person who is in default on a mortgage and who is
16. under a hardship because of loss of employment or physical
17. illness, an opportunity to spread up to three months delinquency
18. over the entire life of the mortgage, and to do that as long
19. as the entire debt that he is incurring does not exceed the
20. original principal amount of the mortgage. Secondly, the bill
21. requires a ninety day notice period before foreclosure pro-
22. ceedings can be instituted, but, in that ninety day period the
23. amount of forbearance is deducted. That is if a mortgage
24. company voluntarily gives a mortgage or thirty days or, let's
25. say, sixty days grace period and doesn't start foreclosure
26. proceedings at the end of sixty days it can then notify him
27. of content to foreclose and there will be only a thirty day
28. waiting period, so that the voluntary forbearance added on
29. to...to the notice period. Finally, the bill has a...a notice
30. that must be sent to the resident mortgagor which is similar
31. to the Federal notice, so that the two are the same in form,
32. and not as the original bill provided, a more detailed notice
33. and in my opinion more confusing. So, I think with these three

1. amendments, and also the further amendment that the legisla-
2. tion does not affect any existing mortgages, but applies only
3. prospective so that it...it affects no...no mortgages out-
4. standing at this time. I would just add that as it stands
5. I would favor the legislation. And, Mr. President, if I may
6. I think the record should be corrected to reflect the fact
7. that the amendment offered today was Amendment No. 6 rather
8. than Amendment No. 5.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. That has been corrected, Senator. Senator Newhouse,
11. for what purpose do you arise?

12. SENATOR NEWHOUSE:

13. Thank you, Mr. President. It's on a point of personal
14. privilege and I ask the...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. State your point.

17. SENATOR NEWHOUSE:

18. Thank you. The Senators to stick a pin in the debate
19. for the moment. Listening intently to the debate in the
20. galleries just behind me are students from the McKosh School
21. in my district in Chicago, and I would ask them to stand and
22. be recognized by the Senate, Mr. President.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Please rise and be recognized. Senator Bell.

25. SENATOR BELL:

26. Yeah, thank you, Mr. President, I'm going to yield my
27. comments to Senator Merritt.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Merritt.

30. SENATOR MERRITT:

31. Well, thank you, Senator Bell, and, Mr. President and
32. members of the Senate. I believe maybe Senator Bell could
33. have spoken on the issue, perhaps, much better than I. Be

1. that as it may, I do want to give credit to Senator McCarthy's
2. committee and especially to Senator Brady for chairing the
3. subcommittee. I'll have to admit they had several hearings.
4. I attended all but one of them, I believe. I think we have
5. to look a little bit at what really is the background of this
6. legislation. It really was brought about, it was drafted
7. and supported by the Metropolitan Area Housing Alliance in
8. Chicago, and considerably brought about by the fast fore-
9. closures under the Federally insured mortgage lenders. I
10. think that when you look at the overall picture in Illinois
11. and I don't want to be redundant, but I mentioned it the other
12. day as Senator McCarthy knows, when you look at our overall
13. mortgage picture on residential housing in Illinois, our rate
14. of foreclosure is eight out of every ten thousand or a .008
15. compared to the national average of approximately .009. From
16. my observation, not necessarily in the heavily concentrated
17. metropolitan areas, but my observation downstate, forbearance
18. has existed for as far back as I can remember. In other words
19. foreclosing mortgages are expensive and they're slow processes
20. anyway. And most of the institutions will do everything in
21. their power to avoid such a foreclosure. It's been going
22. on that way and really at this point I can't see that it really
23. is going to help the entire picture in Illinois, although, I
24. realize it'll help some areas, but I can see, perhaps, some
25. harm coming in...in firming up future mortgage flow of future
26. mortgage money, because of the burdens put upon the industry.
27. I would like to commend Senator Glass for the last amendment. I
28. believe, Amendment No. 6 if I remember correctly, which helps to
29. clear up much of it. Certainly, makes it more palatable then it
30. was originally, but I just personally cannot see the necessity
31. of it. I think we're doing in some instances people some harm
32. by it. I just naturally have to oppose it.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Brady.

2. SENATOR BRADY:

3. Yes, Mr. President and members of this Body. With respect
4. to Senator Merritt's comments I would have to agree that the
5. evidence brought forward at the subcommittee hearings did show
6. that many institutions were granting voluntary forbearance as
7. it was, and we do not wish to restrict them or place a penalty
8. upon them, but we have to bring about some method of allowing
9. forbearance to be forthcoming from the institutions that will
10. not do this voluntarily, and I think this legislation will
11. meet that need. It is a definite need in certain areas of
12. the State, and I hope for a favorable roll call on this bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Ozinga.

15. SENATOR OZINGA:

16. Mr. President and members of the Senate, I was part of
17. Senator Brady's subcommittee. We listened intently and
18. was lobbied thoroughly by the people that were for this
19. bill, but this happens to be one of the times that I believe
20. can be brought to light with no uncertainty the ridiculousness
21. of the constitutional amendment that is on the Floor. I
22. happen to be in the banking business, as all of you know, and
23. I have been criticized before on exactly this type of bill,
24. and our institution is one of the forbearing institution
25. having the most leniency probably anywhere in the State.
26. However, under the conditions as are now present and having
27. done previously, I'm about to vote only Present.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Senator Berning.

30. SENATOR BERNING:

31. Thank you, Mr. President and members of the Senate.
32. It's necessary that I reflect the feelings of the financial
33. institutions in my area from whom I have heard almost one.

1. hundred percent. Forbearance is a matter of practice and a
2. matter of course of their repossessions as you...or foreclosures
3. are very, very rare and are avoided almost at any cost. What
4. we are doing here, Ladies and Gentlemen of the Senate, again,
5. is attempting to regulate everyone because of a few isolated
6. instances, at least so it appears to those who are in this
7. industry in my district. The comment has been made that once
8. again we are trying to kill gnats with a sledge hammer. I
9. think it's inappropriate. We as the legislature ought not to
10. be attempting to wet nurse everyone through every conceivable
11. kind of a circumstance. This, in my opinion, is legislation
12. that is not really needed.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President. I rise to support this legis-
17. lation and answer Senator Berning, possibly, at the same time.
18. I, also, served on the subcommittee that Senator Brady had
19. chaired. I don't know about those who spoke to you from your
20. district, but we did have substantial testimony from around
21. this State as to the real need for this type of legislation.
22. Even within the industry itself there was a recognition of
23. the real need. The difference between the MAHA group and
24. the industry groups were on how to deal with that need. Not
25. on the need itself. The need is there because of the em-
26. ployment conditions today, the need is there because of the
27. economic conditions today where people are unemployed and losing
28. their homes because of mortgages. What this bill provides is
29. two ways of rectifying that situation in that type of need.
30. One is, that either to hold off for ninety days and pay up,
31. the...once every eighteen months and the other is to extend it
32. over the life of the mortgage at the mortgage rate once every
33. five years if there has been an emergency. But, the savings

1. and loans and the rest of the lenders told us they recognize
2. the need. Their only concern was with how to deal with it.
3. They did not want to go too far. I think it's time that the
4. Legislature must act, must act to protect those who have paid
5. in substantial amounts of money and are in jeopardy of losing
6. that. What we are not trying to do is to protect those who
7. have not shown an ability to pay or an interest to pay. But,
8. we are trying to do, is to protect that type of situation
9. that because of the economics of today people find themselves
10. in and to do so without wrecking an industry. I think that's
11. what this bill accomplishes. I would have liked to have
12. seen more in the bill, but this Body has already voted on
13. those amendments and my particular position was not the pre-
14. vailing position, but I think now in the case of those of
15. us who felt the way I did, half a loaf is better than none,
16. and something is needed now.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Rock.

19. SENATOR ROCK:

20. Thank you, Mr. President and Ladies and Gentlemen of the
21. Senate. I, too, rise in support of House Bill 3115, the group
22. to which Senator Merritt alluded a little earlier are quite
23. active in my district, and I think in...in response to Senator
24. Berning, I do not think the gentlemen from your particular
25. financial institutions when...at the time they wrote were aware
26. of the fact that Amendment No. 4 offered by Senator Glass was,
27. in fact, to be offered and adopted. I think with that amend-
28. ment we have recognized two things. One, that there is, in
29. fact, in this period of economic depression in our country and
30. almost intolerable percentage of unemployment, and so we have
31. recognized unemployment as a legitimate hardship and one which
32. should, in fact, be taken into account within the terms of
33. this bill. We have also recognized from the standpoint of

1. the legitimate well-intentioned financial institutions of our
2. State and I know in my district that there is a practice called
3. voluntary forbearance and that is taken into account. I think
4. by virtue of Amendment No. 4 we have in no way weakened, but,
5. in fact, strengthened the provisions of this bill. We are pro-
6. viding the help where it's needed and where it is not needed,
7. it is simply not available. I would urge a favorable roll call.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Netsch.

10. SENATOR NETSCH:

11. Mr. President, the...the merits of the bill and the need,
12. I think, have been adequately pointed out. I would like to
13. make just one very simple point. It seems to me that if we were
14. talking only about the need of people in MAHA, as it is known,
15. people in an area like Senator Rock's, the bill really is not
16. adequate. It does not do quite enough, and that I regret.
17. But, it does do something and I think that something is very im-
18. portant to people who live in many other areas of the State.
19. I can cite, for example, to support Senator Carroll, Senator
20. Rock, Senator McCarthy and others that I have had many communi-
21. cations from people in my area who have pointed out that this
22. has, indeed, become a very serious problem, and that some kind
23. of relief is necessary. This is a mild but important form of
24. relief, and I think it deserves support on that basis.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further debate? The question is, shall House
27. Bill 3115 pass. Those in favor vote Aye. Those opposed No.
28. The voting is open. Have all those voted who wish? Have all
29. those voted who wish? Have all those voted who wish? Take
30. the record. Senator McCarthy.

31. SENATOR MCCARTHY:

32. To postpone consideration on...on this bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Well, the Chair had taken...had ordered that the record
2. be taken, Senator, and the request...Senator McCarthy moves
3. that consideration be postponed. All those in favor indicate
4. by saying Aye. Those opposed. The Ayes have it. Matter is
5. postponed. Senator McCarthy, for what purpose do you arise?
6. SENATOR McCARTHY:

7. To make a motion. Having voted on the prevailing side
8. of House Bill 3116, I now move that the vote by which that
9. bill passed be reconsidered.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator McCarthy moves to reconsider. All those in...
12. in favor indicate by saying Aye. Those opposed. The Ayes
13. have it. The matter is reconsidered. Senator McCarthy.
14. SENATOR McCARTHY:

15. That the bill still stays on either 3rd reading or postponed
16. consideration.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. It would remain on 3rd reading, Senator. Senator Partee.
19. SENATOR PARTEE:

20. A point of personal privilege, Mr. President.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. State your point, Senator.
23. SENATOR PARTEE:

24. In the south gallery on the east side of the building,
25. are a group of students from my district from the McKosh School
26. at 65th and Champlaign, and ask that they rise and be recognized
27. by the Senate.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Please rise.

30. SENATOR PARTEE:

31. Also, on this side, also. This is a graduating class.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. House Bill 3156, Senator Bruce.

1. ACTING SECRETARY: (MR. FERNANDES)
2. House bill 3156.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Bruce.
7. SENATOR BRUCE:
8. Yes, Mr. President and members of the Senate, this is
9. a bill relating to the Board of Vocational Rehabilitation,
10. and allows them to spend money from an appropriation of last
11. year of Federal money that, unfortunately, through a change
12. in the rules and regulations of the State Comptroller, they
13. are not able to...to spend. They have backed up grants, and
14. many of you have heard from people throughout your districts
15. about the fact that Federal money appropriated was not able
16. to be spent, because it was in another fiscal year. This
17. just says that they can spend Federal funds without regard
18. to the fiscal year in which it was appropriated.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there further discussion? Question is, shall House
21. Bill 3156 pass. Those in favor indicate by voting Aye. Those
22. opposed No. The voting is open. Have all those voted who
23. wish? Take the record. On that question the Ayes are 47,
24. the Nays are none. House Bill 3156 having received a con-
25. stitutional majority is declared passed. House Bill 3357,
26. Senator Bruce. House Bills on 2nd reading. House Bill 3062,
27. Senator Fawell. House Bill 3315, Senator Knuppel. Read the
28. bill.
29. ACTING SECRETARY: (MR. FERNANDES)
30. House Bill 3315.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Are there amendments from the Floor? 3rd reading.
2. House Bills on 1st reading. House Bill 3099. Is there a
3. sponsor for House Bill 3099? House Bill 3155, Senator Knuppel.
4. ACTING SECRETARY: (MR. FERNANDES)
5. House Bill 3155.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Rules. Senator Bloom, for what purpose do you arise?
10. SENATOR BLOOM:
11. Well, thank you, Mr. President and members. I move to
12. suspend the rules in order to advance 3844 to the order of
13. 2nd reading where it will lie awaiting amendments. I have
14. checked with the President, majority leader and the Chairman
15. of the Elections Committee and they indicate no opposition.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Where does the bill...
18. SENATOR BLOOM:
19. It's out of Rules.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. ...presently repose.
22. SENATOR BLOOM:
23. It's out of Rules, so I assume it's on 1st.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. What was the number, again?
26. SENATOR BLOOM:
27. 3844. 3844.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. I am advised that it is on...in the Committee on Elections,
30. and the motion is to take it from the Committee...discharge
31. the Committee on Elections and...
32. SENATOR BLOOM:
33. Place it on the order of 2nd reading.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. ...place it on the order of 2nd reading without reference
3. to that committee. Senator Netsch, for what purpose do you
4. arise?
5. SENATOR NETSCH:
6. To ask the obvious question. What does the bill do.
7. Why should it be brought up.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Bloom.
10. SENATOR BLOOM:
11. Thank you. What the bill does is, it provides a nominating
12. mechanism that when a vacancy occurs in the middle of a term
13. for a county officer to obviate the need for special primaries.
14. At presently there are thirteen downstate counties, my own as
15. well as Macoupin and Macon County, Livingston and others that
16. have had vacancies occurring through death and resignation.
17. Therefore, in my...in my own county we'd be saving approximately
18. fifty thousand dollars to avoid the necessity of having a special
19. primary. We had...had applied, not we but the Attorney General
20. has issued a ruling that you have to have all precincts open
21. within a county instead of combining precincts as is done in
22. junior college elections, and right now our election regulator
23. is running about twenty-five thousand in the red. So, that is
24. the purpose of the bill, to provide a nominating mechanism by
25. party convention.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Netsch.
28. SENATOR NETSCH:
29. Thank you, Senator Bloom. I don't necessarily have any
30. objection to the substance of the bill. Why should it not
31. be heard in committee, however?
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Bloom.

1. SENATOR BLOOM:

2. Okay. I'll...I'll give you the short version, Senator.
3. Basically some...some election regulators in some of the
4. counties are...are starting the petitions out. Now, it
5. gets complicated because there's a statute that says that
6. these special primaries must be held...shall, mandatory
7. shall, seven weeks before the General Election which would
8. put it around September. Some of these counties are starting
9. to certify candidates earlier unaware of...these particular
10. provisions of the Election Code, and have geared up the
11. special primary process. See what I mean. So, we'd like
12. to get it passed out this week.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? The motion is, that House
15. Bill 3844 be advanced to the order of 2nd reading, taken
16. from the Committee on Elections. All those in favor indicate
17. by saying Aye. Those opposed No. The Ayes have it. The
18. bill is on 2nd reading. Introduction of bills. Just a minute.
19. Senator Nimrod, for what purpose do you arise?

20. SENATOR NIMROD:

21. Now...Mr. President, a parliamentary inquiry. What is
22. the status of House Bill 3116?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. That is in the order of postponed consideration.

25. SENATOR NIMROD:

26. Well, no...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. I'm sorry, that's on 3rd reading, Senator, 3115 is on
29. the order of postpone consideration.

30. SENATOR NIMROD:

31. Okay. On...it went to 3rd reading after a motion for
32. reconsideration if I recall, and according to Rule 50, I
33. believe that that was done in accomplice with a voice vote.

1. On the parliamentary inquiry is...what is...is that bill
2. actually on 3rd reading, or is that still...is that the bill
3. that's passed, because there was no vote taken?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. If there was a vote taken and the Chair ruled that it
6. was unanimous, it was a voice vote.

7. SENATOR NIMROD:

8. I think that...

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. If you...it was your option, Senator, at that time to
11. request a...a roll call.

12. SENATOR NIMROD:

13. Well, it says here, an affirmative vote of the majority
14. of the Senators elected; and you do that by voice when it
15. was recorded by electronic means before that?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. That's correct. Introduction of bills.

18. ACTING SECRETARY: (MR. FERNANDES)

19. Senate Bill 1953, offered by Senator Weaver.

20. Senate Bill 1954. I don't have a sponsor. It appro-
21. priates two million dollars to the State Board of Education.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Rules.

24. ACTING SECRETARY: (MR. FERNANDES)

25. 1955, offered by Senators Nimrod, Ozinga, Hickey, Demuzio
26. and Brady.

27. 1956, offered by Senators Johns and Berning.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Rules.

30. ACTING SECRETARY: (MR. FERNANDES)

31. I have to have a sponsor for this, 1954. It makes an
32. appropriation to the State Board of Education.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just...just a moment. Just...as to Senate Bill 1950...

2. ACTING SECRETARY: (MR. FERNANDES)

3. Four.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. 4. Who is the sponsor of Senate Bill 1954?

6. ACTING SECRETARY: (MR. FERNANDES)

7. Making an appropriation to the State Board of Education.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. They failed to put their name on the bill. Senator

10. Vadalabene, is that your bill?

11. SENATOR VADALABENE:

12. No.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Well, we're...we're...we're trying to find out who the

15. principal sponsor is of...the bill will remain on the Secre-

16. tary's Desk. Proceed.

17. ACTING SECRETARY: (MR. FERNANDES)

18. And we'll renumber 1950. 1954, offered by Senators

19. Nimrod, Ozinga, Hickey, Demuzio and Brady, and 1955, offered

20. by Senators Johns and Berning.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Rules. Senator Vadalabene, for what purpose do you arise?

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President and members of the Senate,

25. I rise to move that Senate Bill 1756 be discharged from further

26. consideration by the Committee on Transportation and moved to

27. the order of 2nd reading on the Calendar. I've discussed this

28. with the committee chairman, Senator Chew and with leadership,

29. and...and I move for that bill to be advanced to 2nd reading.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Netsch. Senator Vadalabene, there have been

32. questions as to what the bill does do. Please respond.

33. SENATOR NETSCH:

1. Thank you, Mr. President, that was my question.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Vadalabene. Just a moment. Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, thank you. I was going to get to that just as
6. soon as...I thought you had to have a vote on leave first.
7. Senate Bill 1756 would continue to provide Bi-State with
8. two-thirty seconds of a local shared exemption for fiscal
9. year 1977. That would be July 1, '76 to June 30, '77. The
10. Transportation Study Commission was charged with the responsi-
11. bility of examining the Bi-State Transit System and making
12. recommendations on sources of local funding to meet these
13. match requirements specified in the downstate Act. I talked
14. to Representative Garmisa, who's chairman of the...of the
15. Transportation Commission, also, Senator Chew as Vice-Chair-
16. man of that commission, and they had been preoccupied with
17. other priorities and have not, as to date, settled that
18. question, and so we're asking for another year's extension
19. on that funding mechanism.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Netsch.

22. SENATOR NETSCH:

23. I...I think I understand now. You say that what the
24. bill does is to extend for one additional year the two-thirty
25. seconds diversion of sales tax revenues to Bi-State. Is that...
26. can you just tell me why it should not be heard in committee,
27. though? It is a fairly major piece of legislation with...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Vadalabene.

30. SENATOR NETSCH:

31. ...normal simplifications. I'm just...that's all.I'm try-
32. ing to find out. Why we should bypass committee.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just...just a moment. Senator Partee.

2. SENATOR PARTEE:

3. Well, I was going to say, I had spoken to Senator Vadal-
4. abene about it and I did think, though, that there was going
5. to be a committee meeting of the committee on transportation,
6. because there's several other bills in there and I can see
7. that once this kind of procedure is established then every-
8. body's going to be wanting to discharge their bills in that
9. committee, and there's some bills in there that do desperately
10. and sorely need the attention of the committee. And I would
11. hope that we could withdraw this motion, so that we can have
12. a Committee on Transportation and there could be some judge-
13. ments made after there's been some input in some questions
14. by the members. I think we...maybe we shouldn't do this.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Chew.

17. SENATOR CHEW:

18. Mr. President, it was not so much of the committee's re-
19. sponsibility on the extension. It is the Illinois Transporta-
20. tion Study Commission that had responsibility to ascertain
21. what the future of the...of the legislation...

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Let's clear the aisles. Will the members please be in
24. their chairs.

25. SENATOR CHEW:

26. ...the present legislation, as it is...all he's requesting
27. is...is extension which I do not object to that. It's just
28. a matter of, and Senator Partee and I both serve on the Illinois
29. Transportation Study Commission and we both are aware that
30. we have not finished the job, so the logical thing to do is
31. what Senator Vadalabene is...is requesting, and that is to re-
32. quest an extension. I don't think it'll, certainly, start
33. a wholesale request for abandoning the committee system. It's

1. just that it's more less like an emergency. Senator Partee
2. would...would...would know that there is certain things that we
3. have not heard yet and completed with the...the Illinois Trans-
4. portation Study Commission, and...and...and in order to keep it
5. from just extincting itself of self-destruction I would certainly
6. have to go along with the request.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Partee.

9. SENATOR PARTEE:

10. Well, Senator Chew, the...the reason that I am very
11. sensitive to doing what is being requested is for the reason
12. that both you and I are members of the Transportation Study
13. Commission, and if we commence to start funding legislation
14. on the basis of our memberships on commissions, it does a
15. disservice to the rest of the members who, also, have a right
16. to look at these particular proposals. And the other thing
17. that I mentioned which I'm not sure you heard was, and I'm
18. very serious about this, there are a lot of other bills in
19. that committee for which there's going to be this same kind
20. of motion made, and we're going to be in a position of making
21. fish of one and foul of the other, and I don't think we want
22. to do that, and if you'll take a look at those bills you'll
23. understand what I'm trying to convey to you. Now, I would
24. hope that we could set a meeting of the Transportation Committee
25. and we could deal with, not only this, but some other bills
26. in there which probably will be there when we shall have finished,
27. but I think we ought to have a meeting.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Netsch. Just a moment. Senator Netsch has asked
30. to be recognized long ago. Senator Netsch.

31. SENATOR NETSCH:

32. Senator Chew and Senator Vadalabene, with all due respect,
33. it is not the Transportation Study Commission which determines

1. what bills the Senate will act on. It is the regularly con-
2. stituted committees of the Senate which have that power and
3. that responsibility. It seems to me that it is not enough
4. to take an important piece of legislation away from com-
5. mittee simply because a commission has not had time to pay
6. attention to it. If we put it in the Transportation Committee
7. let them hear...perhaps all of the members of the Transporta-
8. tion Study Commission can show up at that time and hold their
9. meeting simultaneously, but in the meantime it seems to me
10. that it makes no sense to completely destroy the committee
11. system that we usually purport to...accord so much respect
12. to.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Chew.

15. SENATOR CHEW:

16. Senator Netsch, I can appreciate your clear explanation
17. of what a committee system is like. I've been down here
18. ten or twelve years and that was the first thing I was in-
19. troduced to. By the same token, it is not the matter of
20. whether a commission has the jurisdiction to ascertain where
21. a piece of legislation goes. Out of commissions they originate
22. legislation. Let me make it eminently clear I don't mind having
23. a committee meeting, you can have it tonight, it doesn't make
24. any difference to me, I'm available to have a committee meet-
25. ing. In talking to the sponsor of the bill I asked him was
26. it an emergency that he thought that there...it had to get
27. out and he indicated it was. I'm merely being helpful and
28. I want to go a little further back than that. The President
29. of the Senate talked to me last week about it and we had
30. an appointment in his office to review the bills. Unfortunately,
31. he was called out of the office, so we haven't had a chance
32. to review them, which I hope we will do to ascertain what
33. should come into the committee system or what should not come

1. on the committee under this Session in which we're in. And
2. certainly if they're emergencies I want to deal with them,
3. but if it's just a piece of legislation that somebody wants
4. and there's no emergency attached to it, you know, we can
5. always hold those over, and certainly I didn't expect this
6. Session to be "a Regular Session" to get bills out of com-
7. mittee that were not labeled emergencies. Now, if we want
8. to have a meeting, we can have a meeting. I...I...I know
9. the legislation is important. I...I discussed that with
10. the sponsor, so I'm well aware of what the committee system
11. is, and I'm well aware that I chair this particular committee,
12. and I want you to be well aware that I'm willing to hold a
13. committee hearing, but here we're trying to expiate time
14. and it's going to come out of committee if it's worthy and
15. passed on the Floor and it's going to die on the Floor if it's
16. not worthy of passage. So, I want to make my position clear,
17. it doesn't make any difference to me.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Yes. Mr. President and members of the Senate, I did go
22. to Senator Chew and I did tell him about the depressed area
23. and so forth and what the transportation problems are in the
24. metro-east area. However, I appreciate though, Senator Chew,
25. the permission to bypass your committee, but at this time I
26. would like to withdraw my motion.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Motion is withdrawn. Is there further business to come
29. before the Senate? Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President, I would like to announce that
32. I had asked leave of the Body to waive the Six Day...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just...just a minute. While you're trying to announce,
2. let's have some...will the members please be in their chairs.

3. SENATOR CARROLL:

4. I would like to seek leave of the Body to waive the Six
5. Day posting requirement for Senate Bill 1945, which is in the
6. Revenue Committee. This is a Revenue Committee Bill that
7. last week was debated in committee and then introduced as
8. a committee bill to be sent back to committee.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there leave? Leave is granted. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President, I have two motions. One of
13. which is identical to Senator Carroll's. I would ask leave
14. to waive the Six Day posting with respect to House Bill 3362,
15. which is a supplemental appropriation to the Office of the
16. Comptroller, and ask that it be heard in the Appropriation
17. Committee as scheduled for Thursday of this week. There's
18. some urgency in this matter. The Comptroller's Office ad-
19. vises that they need this by the end of the month.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there leave? Leave is granted.

22. SENATOR ROCK:

23. Secondly, Mr. President and members of the Senate, I
24. would move at this time that the Committee on Appropriations
25. be discharged from further consideration of House Bill 3384,
26. which is a supplemental appropriation in the amount of a
27. hundred and fifty thousand dollars to the FEPC. Now, this is all
28. Federal money and there's no General Revenue involved. I
29. ...I think that to take the time of the committee with such
30. a bill would just be a waste and there's no objection to this
31. bill and I would ask that Committee on Appropriations be dis-
32. charged from further consideration of House Bill 3384 and
33. that it be moved to the order of 2nd reading.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. You've heard the motion. All those in favor of said
3. motion indicate by saying Aye. Those opposed No. The Ayes
4. have it. The Committee on Appropriations is discharged from
5. House Bill 3384 and that bill is placed on the order of 2nd
6. reading. Are there further announcements? Senator Vadalabene.
7. SENATOR VADALABENE:

8. Yes, thank you, Mr. President and members of the Senate.
9. Tonight is the annual dinner party of the Italian Polish or
10. Polish Italian, either way you want to say it, ethnic food,
11. cocktails at 6:30, dinner at 7:30 and the proceeds go to
12. the General Assembly Welfare Fund. Those of you who have
13. tickets turn in the money or your tickets. Have a good
14. time tonight. See you later.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Partee.

17. SENATOR PARTEE:

18. Just an announcement with reference to the commencement
19. of tomorrow's Session. Tomorrow's Session will start at
20. 11:00 a.m. and on Thursday the Session, as far as we know it
21. now, will be also at 11:00 a.m. The Calendar, also, contains
22. the committee hearings and you'll duly note what committees
23. are meeting at what times and places.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Johns.

26. SENATOR PARTEE:

27. And the Rules Committee...the Rules...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Oh, excuse me.

30. SENATOR PARTEE:

31. ...Committee will meet five minutes after adjournment
32. in my office.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Johns.

2. SENATOR JOHNS:

3. For the benefit of the Senate, as Chairman...as Chairman
4. of Executive Committee I'd like to tell you that we're call-
5. ing a committee meeting on the 26th, I believe that's next
6. Wednesday, at 2:00 o'clock in the usual room, 212. I just
7. want to alert you right now. Call the Secretary and give her
8. the information. if you have any bills or resolutions to be
9. heard. I'm telling you in plenty of time, so don't come back
10. to me and ask for additional meeting time.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Lane.

13. SENATOR LANE:

14. Thank you, Mr. President and members of the Senate.
15. There'll be a meeting of the Senate Committee on Insurance
16. and Licensed Activities tomorrow at 9:00 a.m. This is a
17. special hearing. The subject will be medical malpractice.
18. The Director of Insurance will preside. This is going to be
19. handled as similar to a Committee of the Whole. So, all
20. members may be able to participate.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Partee moves that the Senate adjourn until 11:00
23. o'clock...just a moment. Senator Johns, for what purpose do
24. you arise?

25. SENATOR JOHNS:

26. Inadvertently, several committee members here have called
27. my attention...the 26th might be Thursday, so the 25th would
28. be Wednesday and that is the date. Wednesday the 25th. Com-
29. mittee has always been on Wednesday, and just want to make
30. sure that I correct that error. Now, has anybody changed it?
31. I haven't got a Calendar.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Wednesday is the 26th, Senator.

1. SENATOR JOHNS:

2. All right, I was right, Mr. Chairman, in the first place.

3. Okay. Soory...

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Partee moves that the Senate stand adjourned un-
6. til 11:00 o'clock, May the 19th. The Senate stands adjourned.

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