

REGULAR SESSION

JUNE 29, 1975

1 PRESIDING OFFICER: (SENATOR DONNEWALD)

2 The Senate will come to order. Will the guests in the galleries
3 please rise. Senator Kenneth Hall will open the Session with a
4 prayer.

5 SENATOR HALL:

6 (Prayer given by Senator Hall)

7 PRESIDING OFFICER: (SENATOR DONNEWALD)

8 Reading of the Journal. Senator Soper.

9 SENATOR SOPER:

10 This being a nonpartisan Session, I move that reading and
11 approval of the Journals of June 16th, 17th, 18th, 19th, 20th, 21st,
12 23rd, 24th, 25th, 26th, 27th and June 28th, 1975 be postponed pending
13 the arrival of the printed Journals. Thank you.

14 PRESIDING OFFICER: (SENATOR DONNEWALD)

15 You've heard the motion. All those in favor indicate by saying
16 Aye. Those opposed No. The Ayes have it. Motion's adopted. Senator
17 Hall, Kenneth Hall, that is. You have two bills that you wish rereferred
18 to committee. All right. The hour is 12:03 and the Chair is looking
19 for Senator Knuppel. Senator Daley, for what purpose do you arise?

20 SENATOR DALEY:

21 Point...point of personal privilege.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 State your point.

24 SENATOR DALEY:

25 Mr. President and fellow Senators, in regards to House Bill 3062,
26 it's on 2nd reading, Senator Fawell's bill, it went to the Committee
27 on Judiciary, I believe, and it was...it was sent out of Committee on
28 Judiciary, but it looks like it states Committee on Insurance.

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 That's the House Committee, Senator Daley. That's the House
31 Committee.

32 SENATOR DALEY:

33 Oh, is that the House Committee?

1 PRESIDING OFFICER: (SENATOR DONNEWALD)

2 He introduced the bill, yes.

3 SENATOR DALEY:

4 Okay. I would recommend that when the motion is made that this
5 bill be sent back to a committee, be back, sent back to the Committee
6 on Insurance instead of Judiciary.

7 PRESIDING OFFICER: (SENATOR DONNEWALD)

8 Senator Harris.

9 SENATOR DALEY:

10 Judiciary reacted during a time of crisis Saturday and we
11 sent the bill out, but for the Fall Calendar, I hope it will go
12 to the Committee on Judiciary.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Senator Harris.

15 SENATOR HARRIS:

16 Well, that suggestion is perfectly amenable to me, and I would
17 imagine also to Senator Lane and Senator Romano. The only thing is,
18 I think we probably ought to hold that motion until Senator Fawell
19 is on the Floor unless Senator Daley you've discussed it with Senator
20 Fawell.

21 PRESIDING OFFICER: (SENATOR DONNEWALD)

22 Senator Daley.

23 SENATOR DALEY:

24 No, I haven't. I'm just making a recommendation now to be on
25 the record.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 Senator Hall, Kenneth Hall.

28 PRESIDING OFFICER: (SENATOR HALL)

29 Message from the House.

30 SECRETARY:

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

32 Mr. President - I am directed to inform the Senate that the House
33 of Representatives has refused to adopt the first Conference Committee

1 report on House Bill 1935, and request a Second Committee of Conference
2 to consider the differences between the two Houses.

3 The House has appointed their members representing the House.
4 Action taken June the 28th, 1975.

5 PRESIDING OFFICER: (SENATOR HALL)

6 Senator Philip.

7 SENATOR PHILIP:

8 Thank you, Mr. President. I would ask that the Senate would
9 appoint the same Conference Committee on...on House Bill 1935.

10 PRESIDING OFFICER: (SENATOR HALL)

11 You've heard the motion. Ready for the question? Motion is to
12 appoint a Conference Committee...or the Second Conference Committee.
13 All in favor indicate by saying Aye. Opposed No. Ayes have it, and
14 so ordered. For what purpose does Senator Donnewald arise?

15 SENATOR DONNEWALD:

16 Well, just to remind the members that are here that prior to
17 leaving, I'd think it'd be wise if you were to clean out your desks,
18 because they'll be torn out. If you have any important papers, why
19 you'd better remove them. We're renovating.

20 PRESIDING OFFICER: (SENATOR HALL)

21 Thank you, Senator.

22 PRESIDENT:

23 We have on the Secretary's Desk a list of Conference Committee
24 Reports which have been finalized together with a copy of a Conference
25 Committee Report. The Sergeant-at-Arms will distribute those to the
26 members. You'll have some time to look at them, then we can hopefully
27 adopt them. On the order of nonconcurrences, Page 7 on your Calendar,
28 House Bill 396, Senator Kenneth Hall.

29 SENATOR HALL:

30 Thank you, Mr. President and members of the Senate. I would ask
31 that the House do not...I mean that the Senate do not recede to House
32 Bill 396 and a Conference Committee be appointed.

33 PRESIDENT:

1 Senator Hall moves to nonconcur in House Amendment Nos. 1...
2 Senator Hall, Kenneth Hall, moves that the Senate refuse to recede from
3 House...from Senate Amendments Numbered 1 and 3 to House Bill 396
4 and a Conference Committee be appointed. All in favor say Aye.
5 Opposed Nay. Ayes have it. Motion carries, and the Secretary will
6 so inform the House. House Bill 1360, Senator Wooten.

7 SENATOR WOOTEN:

8 Well, Mr. President, I move that the Senate refuse to recede
9 from Senate Amendments 1, 2 and 4 to House Bill 1360.

10 PRESIDENT:

11 Senator Wooten moves that the Senate refuse to recede from
12 House Amendment...from Senate Amendments Nos. 1, 2 and 4 to House
13 Bill 1360 and further that a Conference Committee be appointed.
14 All those in favor say Aye. Opposed Nay. Motion carries, and the
15 Secretary will so inform the House. House Bill 2439, Senator Brady.
16 Conference Committee Reports. Senate Bill 24. Senator Wooten.

17 SENATOR WOOTEN:

18 Mr. President and colleagues, Second Conference Committee addressed
19 itself to the problem of a bill which passed the Senate recently to
20 set up the Veterans' Commission, and gave them charge of scholarships.
21 Since that shows every promise of being signed by the Governor, it is
22 necessary for us to change the form of Senate Bill 24 to conform with
23 that action. That's the substance of the Conference Committee Report,
24 and I moves its adoption.

25 PRESIDENT:

26 Any disucssion? The question is shall the Senate adopt the
27 Conference Committee Report on Senate Bill 24. Those in favor vote
28 Aye. Opposed Nay. The voting is open. Have all voted who wish?
29 Take the record. On that question, the Ayes are 43, the Nays are
30 none with 2 Voting Present. The Senate does adopt the Conference
31 Committee report on Senate Bill 24, and the bill having received the
32 required constitutional majority is declared passed. Senate Bill
33 208, Senator Nimrod.

1 SENATOR NIMROD:

2 Yes, Mr. President and fellow Senators, Senate Bill 208, the
3 Conference Committee adopted amendment...House Amendment No. 1 on
4 the report, and what this did was to require where you are a both
5 a State and a local committee, political committee, you have to
6 send...copies of your reports to the counties, and we concurred in this.
7 And I would move that we adopt the Conference Committee Report.

8 PRESIDENT:

9 Any discussion? Senator Morris. Senator Morris. Senator Morris.

10 SENATOR MORRIS.

11 I don't have a copy of this one here, and I wonder if we could
12 hold this for a minute and I could go over and read Senator Nimrod's.
13 I'd appreciate that, if I could.

14 PRESIDENT:

15 They've all been distributed. You...you don't have...don't seem to
16 find it. See, some of them were distributed this morning. Others,
17 yesterday. Any further discussion? The question is shall the Senate
18 adopt the Conference Committee Report on Senate Bill 208. Those in
19 favor vote Aye. Opposed Nay. The voting is open. Have all voted who
20 wish? Take the record. On this question, the Ayes are 49, the Nays
21 are none with none Voting Present. The Senate does adopt the Confer-
22 ence Committee Report on Senate Bill 208, and the bill having received
23 the required constitutional majority is declared passed. Senate Bill
24 417, Senator Rock. 417, Conference Committee Report.

25 SENATOR ROCK:

26 Thank you, Mr. President and Ladies and Gentlemen of the Senate.
27 Senate Bill 417 was that bill that was sponsored by Senator Saperstein.
28 It was subject to a subcommittee action by Senators Schaffer and Netsch.
29 It concerns the transfer, the notice provided to the transfer...transfer
30 ...or prospectively transferred patient within the Department of Mental
31 Health facilities. Now, what the Conference Committee Report represents
32 is the action that this Senate took that we would concur in House
33 Amendments 1 and 3, and that we are requesting that the House recede

1 from their House Amendments 2 and 5. Amendment No. 1 was a technical
2 amendment which was brought to us by the Reference Bureau. It merely
3 picked up some language. We're asking to concur in that. Amendment
4 No. 3 required that the testimony given...during the proposed transfer
5 hearing be held in the central files of the facility so that all the
6 papers and correspondence and documents are together. We are recommend-
7 ing that the Senate concur also in No. 3. Then we have asked the House
8 in...by virtue of this Conference Committee to recede from their
9 Amendments 2 and 5. There was a question with respect to Amendment
10 No. 2 with...with respect to the transfer notification to be given
11 to patients who enter a facility either under the informal admission
12 or the voluntary admission program. We have provided for a fifteen
13 day period prior...of prior notice, and the question was raised - well,
14 if you're going to talk about this with respect to voluntary admissions,
15 it's quite possible that one who enters voluntarily may not be able
16 to leave voluntarily if, in fact, he's caught up in one of these notice
17 periods. So, we've asked the House to recede from that and they
18 have acquiesced. We have further asked the House to recede from
19 Amendment No. 5 which...which would have required the Department
20 of Mental Health to notify the patient before a transfer is made
21 between private residential facilities under the purchase of care agree-
22 ment. This, frankly, from the Department's standpoint was totally
23 unworkable. So, the Conference Committee Report which has been signed
24 by all ten members represents just exactly the action that this Senate
25 took a couple of days ago, and I would urge its...the adoption of
26 this Conference Committee Report.

27 PRESIDENT:

28 *N*y further discussion? The question is shall the Senate adopt
29 the Conference Committee Report on Senate Bill 14...417. Those in
30 favor vote Aye. Those opposed vote Nay. The voting is open. Have all
31 voted who wish? Take the record. On this question, the Ayes are 48,
32 the Nays are 1 with none Voting Present. The Senate does adopt the
33 Conference Committee Report on Senate Bill 417, and the bill having

1 received the constitutional majority required is declared passed.
2 Senator Nimrod.

3 SENATOR NIMROD:

4 Mr. President, it was one of those mistakes. The red light
5 came on instead of the green. I would like the record to so show.

6 PRESIDENT:

7 Let the record show. Senate Bill 432, Senator Graham was a
8 member of the Conference Committee Report.

9 SENATOR GRAHAM:

10 Mr. President and members of the Senate, Conference Committee
11 Report I submit to you on 432 was one arrived at at considerable
12 amount of discussion. It corrected the spelling of the word pre-
13 scribe and I move its adoption.

14 PRESIDENT:

15 Any further discussion? The question is shall the Senate adopt
16 the Conference Committee Report on Senate Bill 432. Those in...those
17 in favor vote Aye. Opposed Nay. The voting is open. Have all voted
18 who wish? Take the record. On this question, the Ayes are 42, the
19 Nays are none with 1 Voting Present. The Senate does adopt the
20 Conference Committee Report on Senate Bill 432, and the bill having
21 received the required constitutional majority is declared passed.
22 Senate Bill 470, Senator Bell.

23 SENATOR BELL:

24 Yes, Mr. President, I move that Senate Bill 470 be Tabled. I
25 don't want to accept the Conference Committee Report.

26 PRESIDENT:

27 Then...then you'd move for a Second Conference Committee,
28 Senator.

29 SENATOR BELL:

30 Well, all right. Second Conference...I don't think we're going
31 to get anywhere with it. This is the Rape Treatment Center legislation,
32 and...well, I move for a Second Conference Committee.

33 PRESIDENT:

1 Senator Bell moves to not adopt the Conference Committee Report
2 and ask that a Second Conference Committee be...be appointed. All
3 in favor say Aye. Senator Rock.

4 SENATOR ROCK:

5 Well, I note with interest that the Conference Committee Report
6 has, in fact, been signed by six members.

7 PRESIDENT:

8 Then there could be a substitute motion made to adopt the Conference
9 Committee Report...

10 SENATOR ROCK:

11 My...my...my understanding, and the only reason I question this
12 ordinarily, obviously, we are tied bound with tradition that a
13 sponsor ordinarily has the right to make the proper motions. The...
14 the question I have is that as I understand the...the amendment, it
15 did, in fact, conform the bill to House Bill 271 which was sponsored in
16 the Senate by Senator Egan. And 271 passed out of here 38 to nothing.
17 And, I...I cannot, frankly, understand why we are wishing to nonconcur
18 with an identical bill which passed here unanimously.

19 PRESIDENT:

20 Senator Bell.

21 SENATOR BELL:

22 I think that's the very reason. Why, why bother. There's already
23 an identical bill out, Senator Rock.

24 PRESIDENT:

25 Senator Rock.

26 SENATOR ROCK:

27 Well, Senator Bell, it's not at all unusual that duplicate bills
28 are sent to the Governor's Desk, and then...then he...frankly picks
29 the one he...my suggestion would be rather than have a Second Conference
30 Committee, either move to Table or let's pass this one as is.

31 PRESIDENT:

32 Senator Bell.

33 SENATOR BELL:

1 Yeah. Mr. President, I move to Table Senate Bill 470.

2 PRESIDENT:

3 Well, Senator Rock is then going to make a substitute motion.

4 Senator Rock.

5 SENATOR ROCK:

6 Well, I...I think...I think Senator Bell introducing Senate
7 Bill 470 had a good idea. The idea was made better by House action,
8 and I would urge that we concur in the Conference Committee Report,
9 and Senator Bell can rightly say that he sent this legislation to
10 the Governor's Desk.

11 PRESIDENT:

12 So that the members can be informed, on Senator...Senator Harris.

13 SENATOR HARRIS:

14 Well, I would certainly point out that the person who really has
15 control of the bill is the sponsor, and when a sponsor of a bill moves
16 to Table, that motion has always been honored, granted that a Conference
17 Committee can set a recommendation before us. But it seems to me
18 that this principal sponsor, whether he's on this side or that side,
19 ought to be able to take this action.

20 PRESIDENT:

21 I think there's a difference in moving to Table the report of the
22 Conference Committee and of Tabling the bill. The bill is now in a
23 Conference Committee. That's absolutely right. The Conference Committee
24 has been signed by a majority of the persons on that Committee.

25 Senator Rock.

26 SENATOR ROCK:

27 I...I think Senator Harris is perfectly correct, and I did not
28 mean to imply otherwise. The Senator does, in fact, with respect to
29 any bill here, he's got a right to Table it anytime. Then the matter
30 before us is not the Conference Committee report. Senator Bell merely
31 moves that Senate Bill 470 be Tabled, and it's Tabled.

32 PRESIDENT:

33 Senator Bell.

1 SENATOR BELL:

2 For the third time, I would move to Table Senate Bill 470.

3 PRESIDENT:

4 Senator Schaffer, for what purpose do you arise?

5 SENATOR SCHAFFER:

6 Well, I wish to concur with Senator Harris. I agree Senator
7 Bell does have the right, and I would certainly support him if he
8 does move to Table this bill. I would suggest to you, Senator Bell,
9 that the bill as amended does solve a problem. It is needed, and
10 it may not be exactly the way you want it, but I really think that
11 it'd be most regretable if the bill was to be Tabled at this stage,
12 and so I'm...unless I'm wrong, it is the last vehicle left in this
13 area.

14 PRESIDENT:

15 Senator Bell moved to...moves to Table Senate Bill 470. All in
16 favor say Aye. Opposed Nay. The Ayes have it. Senate Bill 470 is
17 Tabled. Senate Bill 638, Senator Donnewald.

18 SENATOR DONNEWALD:

19 Well, I move to concur in the Conference Committee Report.

20 PRESIDENT:

21 Any discussion? Senator Donnewald, the request has been made for
22 an explanation as to what it's about.

23 SENATOR DONNEWALD:

24 Well this is the Eavesdropping Bill. We had a little discussion
25 with the House, and we finally, out of the membership, nine of ten
26 did sign the Conference Committee Report. Senator Nudelman withheld
27 his signature. But, we...

28 PRESIDENT:

29 You are moving to adopt the Conference Committee Report.

30 SENATOR DONNEWALD:

31 Correct.

32 PRESIDENT:

33 Any discussion? The question is shall the Senate adopt the

1 Conference Committee Report on Senate Bill 638. Those in favor
2 vote Aye. Opposed Nay. The voting is open. Have all voted who
3 wish? Take the record. On this question, the Ayes are 45, the
4 Nays are none with none Voting Present. The house does adopt the
5 Conference Committee Report on Senate Bill 638, and the bill having
6 received the required constitutional majority is declared passed.
7 Senate Bill 640, Senator Donnewald.

8 SENATOR DONNEWALD:

9 Same...same procedure on this. It's an...it's the other Eaves-
10 dropping Bill. It had the same problem, and I would move that we adopt
11 the Conference Committee Report.

12 PRESIDENT:

13 Any discussion? The question is shall the Senate adopt the
14 Conference Committee Report on Senate Bill 640. Those in favor
15 vote Aye. Opposed Nay. The voting is open. Have all voted who
16 wish? Take the record. On this question, the Ayes are 49, the Nays
17 are none with none Voting Present. The Senate does adopt the Confer-
18 ence Committee Report to Senate Bill 640, and the bill having received
19 the required constitutional majority is declared passed. Senate Bill
20 662, Senator McCarthy. Are there any other...may I see the...see it
21 please. Let's see who else is on it. Senator Soper, you were a
22 member of the Conference Committee Report. Do you want to move it?
23 662. Hold it. All right. Senate Bill 965, Senator Glass. Senate
24 Bill 970, Senator Lane. Senator Schaffer, is he here? On the ques-
25 tion of Senate Bill 970. Senator Schaffer is recognized.

26 SENATOR SCHAFFER:

27 Senate Bill 970 as amended addresses the problem of the re-
28 defining and staffing of the Nursing Home Administrator's Licensing
29 Board to bring it into compliance with the guidelines set down by
30 HEW. The net effect of the amendment on the Conference Committee
31 Report is that the...there are two additional public members put
32 on, and this brings this into compliance with the Federal regulation,
33 the Nursing Home Association's for this. I think it's a good solution.

1 I believe Senator Netsch is, at least, reasonably happy with it,
2 and it's probably as close to a consensus as we are humanly pos-
3 sible to arriving.

4 PRESIDENT:

5 Any further discussion? The question is shall the Conference
6 Committee Report be adopted on Senate Bill 970. Those in favor
7 vote Aye. Opposed Nay. The voting is open. Have all voted who
8 wish? Take the record. On this question, the Ayes are 44, the Nays
9 are 1 with 1 Voting Present. The Senate does adopt the Conference
10 Committee Report on Senate Bill 970, and the bill having received
11 the required constitutional majority is declared passed. Senate
12 Bill 1118, Senator Berning.

13 SENATOR BERNING:

14 Thank you, Mr. President, I move to concur in the Conference
15 Committee Report. The misunderstanding has been clarified and now
16 there is no dispute with the amendment to House...Senate Bill 1118.
17 I move for adoption of the Conference Committee Report.

18 PRESIDENT:

19 Any discussion? The question is shall the Senate adopt the
20 Second Conference Committee Report on Senate Bill 1118. Those in
21 favor will vote Aye. Opposed Nay. The voting is open. Have all voted
22 who wish? Take the record. On this question, the Ayes are 47, the
23 Nays are 2 with none Voting Present. The Senate does adopt the
24 Second Conference Committee Report on Senate Bill 1118, and the
25 bill having received the required constitutional majority is declared
26 passed. Senate Bill 1384, Senator Lenke. House Bill 221, Senator
27 Vadalabene.

28 SENATOR VADALABENE:

29 Yes, thank you, Mr. President and members of the Senate. I move
30 that the Senate adopt the Conference Committee Report on House Bill
31 221. The Conference Committee Report recommends an amendment to House
32 Bill 221, which is the same as the Senate Amendment adopted earlier
33 with these exceptions. The report removes a provision that any penalty

1 being paid for tardiness by the State in paying its bills will
2 run while problems are being ironed out if the Comptroller questions
3 a voucher. And second, the report also deletes the provision in
4 the original Senate Amendment allowing the Comptroller to issue
5 rules and regulations for implementing the Act, and I move for its
6 adoption.

7 PRESIDENT:

8 Any discussion? The question is shall the Senate adopt the
9 Conference Committee Report on House Bill 221. Those in favor vote
10 Aye. Opposed Nay. The voting is open. Have all voted who wish?
11 Take the record. On this question, the Ayes are 50, the Nays are
12 none with none Voting Present. The Senate does adopt the Conference
13 Committee Report on House Bill 221, and the bill having received the
14 required constitutional majority is declared passed. House Bill 222,
15 Senator Newhouse. House Bill 496, Senator Palmer. House Bill 585,
16 Senator Kosinski.

17 SENATOR KOSINSKI:

18 Fishing license. They concur. I don't know. I don't have any in-
19 formation here. Go to the next one, and then let me get the informa-
20 tion on it.

21 PRESIDENT:

22 House Bill 8...

23 SENATOR KOSINSKI:

24 I wish to concur.

25 PRESIDENT:

26 Oh, you got the information, have you.

27 SENATOR KOSINSKI:

28 ~~F~~al fast.

29 PRESIDENT:

30 Any discussion?

31 SENATOR KOSINSKI:

32 This is the first time anyone has ever stopped to ask. Well, maybe
33 you like to hear my voice. I don't know. The Conference Committee

1 clarifies that a person who is blind or is mentally impaired is
2 not included in this bill which is defined as disabled. The...
3 passed the bill with...would allow mentally disabled to hunt without
4 a license. That's the one that we allow the sixty-five or over to
5 be able to fish and hunt without a fee.

6 PRESIDENT:

7 Senator Morris.

8 SENATOR KOSINSKI:

9 I ought to correct that. It sounds a little, you know, it's
10 fishy, and it's hunting and gamey...gaming, and ridiculous at times
11 when you try to explain it. But, I concur...with these...

12 PRESIDENT:

13 Senator Morris.

14 SENATOR KOSINSKI:

15 When I get to be sixty-five, I hope I'm not mentally disabled
16 or blind. Thank God, for that.

17 PRESIDENT:

18 Senator Morris.

19 SENATOR MORRIS:

20 Senator Kosinski, did you just say you're going to allow mentally
21 disabled people to hunt?

22 PRESIDENT:

23 Senator...No, he didn't say that. He said they're going to
24 allow them to hunt without a license. Senator Kosinski.

25 SENATOR KOSINSKI:

26 No, I did not say that, and I wouldn't be in a bill where I
27 would let the mentally...mental people or blind people hunt. By
28 no means. Otherwise, they're liable to pick on you and I wouldn't
29 want that to be done, Senator Morris.

30 PRESIDENT:

31 Senator Soper.

32 SENATOR SOPER:

33 Now, I don't know whether he's allowing blind people to get...

1 have a license free to hunt, cause they can't buy one. I think we'd
2 better look at the report.

3 PRESIDENT:

4 Senator Kosinski.

5 SENATOR KOSINSKI:

6 The hearing and the sight has been removed from this bill. So,
7 that...

8 PRESIDENT:

9 Any further discussion? The question is shall the Senate adopt
10 the Conference Committee Report on House Bill 585. Those in favor
11 vote Aye. Opposed Nay. The voting is open. Have all voted who
12 wish? Take the record. On this question the Ayes are 42, the Nays
13 are 2 with 5 Voting Present. The Senate does...does adopt the
14 Conference Committee Report on House Bill 585, and the bill having
15 received the required constitutional majority is declared passed.
16 House Bill 222, Senator Newhouse. Take a little...we'll get...House
17 Bill 871, Senator Netsch.

18 SENATOR NETSCH:

19 I know I move that we approve the Conference Committee Report.
20 If you'll give me a half a second to see what it is. I had not
21 noticed it on the list. Oh, yes. This involved an attempt to
22 number one - require proficiency testing in the case of doctors,
23 dentists and others who are excluded from the licensing requirements,
24 but do, in fact, operate a clinical laboratory procedure. And the
25 Conference Committee Report, in a sense, strengthened the power
26 over those who are excluded by requiring that they take a profi-
27 ciency testing and requiring that they meet that test within a three
28 year period of time, and then making clear that it is, nevertheless,
29 a period of experimentation in terms of what standards the department
30 should attempt to work out in the future. It did represent a recon-
31 ciliation of some different attitudes toward how strict this testing
32 procedure should be. I move the adoption of the Conference Committee
33 Report.

HB 1103
Conf. Com.
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1 PRESIDENT:

2 Any discussion? The question is shall the Senate adopt the
3 Conference Committee Report on House Bill 871. Those in favor vote
4 Aye. Opposed Nay. The voting is open. Have all voted who wish?
5 Take the record. On this question, the Ayes are 51, the Nays are
6 none with none Voting Present. The Senate does adopt the Conference
7 Committee Report on House Bill 871, and the bill having received the
8 required constitutional majority is declared passed. House Bill 1043,
9 Senator Lemke. House Bill 1103, Senator Netsch.

10 SENATOR NETSCH:

11 This is the red lining bill. The Conference Committee Report
12 accepts the amendment of Senator Egan's that was placed on here in
13 the Senate. I move adoption of the Conference Committee Report.

14 PRESIDENT:

15 Any further discussion? The question is shall the Senate adopt
16 the Conference Committee Report on Senate Bill 1103. Those in favor
17 will vote Aye. ...Senator Soper.

18 SENATOR SOPER:

19 I'd like to ask one question. You said Senator Egan's amendment.
20 What did that amendment do. I forget whether we took something off
21 or put something on.

22 PRESIDENT:

23 Senator Netsch.

24 SENATOR NETSCH:

25 Senator Egan's amendment eliminated the disclosure of savings
26 deposits from the coverage of the Act.

27 PRESIDENT:

28 Senator Soper.

29 SENATOR SOPER:

30 The Conference Committee Report accepted his amendment. Is that
31 it?

32 PRESIDENT:

33 Senator Netsch.

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1 That is correct.

2 PRESIDENT:

3 Senator Harris.

4 SENATOR HARRIS:

5 Just a question. Where are we on the matter of zip code
6 identification or census tract identification? What does the
7 Conference Committee Report have to say about that distinction?

8 PRESIDENT:

9 Senator Netsch.

10 SENATOR NETSCH:

11 That was really not an issue, Senator, because the bill passed
12 the Senate and the House in exactly the same form. So, it is in
13 exactly the same form as it passed the Senate.

14 PRESIDENT:

15 Senator Harris.

16 SENATOR HARRIS:

17 Then I will rephrase my...restate my question. How does the
18 bill deal with that classification of disclosure? Is it disclosed
19 on the basis of...is it required to be disclosed on the basis of
20 census tract or zip code?

21 PRESIDENT:

22 Senator Netsch.

23 SENATOR NETSCH:

24 Both.

25 PRESIDENT:

26 Any further discussions? The question is shall the Senate adopt
27 the Conference Committee Report on House Bill 1103. Those in favor
28 vote ~~aye~~. Opposed Nay. The voting is open. Have all voted who
29 wish? Take the record. On this question, the Ayes are 34, the Nays
30 are 10 with 6 Voting Present. The Senate does adopt the Conference
31 Committee Report on House Bill 1103, and the bill having received
32 the required constitutional majority is declared passed. House
33 Bill 1146, Senator Harber Hall. House Bill 1176, Senator Vadalabene.

1 SENATOR VADALABENE:

2 Thank you, Mr. President and members of the Senate, the
3 Conference Committee Report exempts from the Boiler Safety Act
4 all pressure vessels which are regulated and inspected under
5 the Illinois Fertilizer Act. This would exempt such things as
6 tanks which contain anhydrous ammonia from the Boiler Safety Act.
7 Without this exception, both the Department of Law Enforcement and
8 the Department of Agriculture would have jurisdiction over this type
9 of pressure vessel, and secondly, it keeps the language from Senate
10 Amendment No. 1 which provided a full exemption for boilers and
11 pressure vessels located on farms. And, Mr. President and members
12 of the Senate, I move to adopt the Conference Committee Report on
13 House Bill 1176.

14 PRESIDENT:

15 Senator Wooten.

16 SENATOR WOOTEN:

17 Just a question of the sponsor. Do I understand then Senator, that
18 this removes the objection of the IAA to this bill?

19 PRESIDENT:

20 Senator Vadalabene.

21 SENATOR VADALABENE:

22 This not only removes the objections from the IAA, but I am sure...
23 I assume this also removes the objections of Senator Latherow.

24 PRESIDENT:

25 Senator Latherow.

26 SENATOR LATHEROW:

27 Thank you, Mr. President. Am I on? Okay.

28 PRESIDENT:

29 Yes, you are.

30 SENATOR LATHEROW:

31 This removed exactly what I told you the bill did when it left
32 here the other day. It removed that objection that I said I want you
33 to know what I think it did. And that removed that part.

1 PRESIDENT:

2 Any further discussion? The question is shall the Senate adopt
3 the Conference Committee Report on Senate Bill...on House Bill 1176.
4 Those in favor vote Aye. Opposed Nay. The voting is open. Have
5 all voted who wish? Take the record. On this question, the Ayes
6 are 53, the Nays are none with none Voting Present. The Senate
7 does adopt the Conference Committee Report on House Bill 1176, and
8 the bill having received the required constitutional majority is
9 declared passed. House Bill 1291, Senator Bruce.

10 SENATOR BRUCE:

11 Yes, Mr. President, we had difficulty on this. This is a
12 Board for Opinion for Nursing. We changed the composition and
13 forgot to take out the fact that not more than four of whom would
14 be appointed by...from the same political party. The solution was
15 to strike that language, change the six to eight, so that we...
16 adequately reflects the number of appointees. And we added clarifying
17 language at the request of the Illinois Hospital Association that
18 the Board for Opinion for Nursing would not have control over
19 any hospitals. I would move the adoption of the Conference Committee
20 Report.

21 PRESIDENT:

22 Any discussion? Question is shall the Senate adopt the Conference
23 Committee Report to House Bill 1291. Those in favor vote Aye. Opposed
24 Nay. The voting is open. Have all voted who wish? Take the record.
25 On this question, the Ayes are 51, the Nays are none with none
26 Voting Present. The Senate does adopt the Conference Committee Report
27 on House Bill 1291, and the bill having received the constitutional
28 majority, as required, is declared passed. House Bill 1408, Senator
29 Egan.

30 SENATOR EGAN:

31 I move that the Senate concur in the Conference Committee Report,
32 Mr. President and members of the Senate. It reduces the...the amount
33 from fifty percent to forty percent which was the intended amount.

1 For some reason, it got over to the House with...with the erroneous
2 figure. That's been corrected, and I move the adoption of the
3 committee report.

4 PRESIDENT:

5 Any discussion? The question is shall the Senate adopt House
6 Bill...adopt the Conference Committee Report on House Bill 1408.
7 Those in favor vote Aye. Opposed Nay. The voting is open. Have
8 all voted who wish? Take the record. On this question, the Ayes
9 are 51, the Nays are none with none Voting Present. The Senate
10 does adopt the Conference Committee Report on House Bill 1408,
11 and the bill having received the required constitutional majority
12 is declared passed. Senator Harris. House Bill 1443, Senator
13 Schaffer.

14 SENATOR SCHAFFER:

15 Mr. President, on the Conference Committee Report, we have a,
16 I'm not sure whether it was a staff mistake or a typing mistake,
17 but we receded from Amendment No. 3 when we should have receded
18 from Amendment No. 1. The House has already adopted this particular
19 Conference Committee Report. I believe my solution is to urge the
20 Senate not concur on this Conference Committee Report, and request
21 a Second Conference Committee.

22 PRESIDENT:

23 Senator Schaffer moves to not adopt the First Conference Committee
24 Report and request that a Second Conference Committee be appointed.
25 Those in favor say Aye. Opposed Nay. The motion carries, and the
26 Secretary will so inform the House. Is there leave to go to an order
27 of business not on your Calendar with...is there leave? Would
28 Representative John Fary please come to the podium? For many years,
29 Representative John Fary has worked hard and diligently in our Legis-
30 lative process. I worked with him personally in the House of Represent-
31 atives for many years, and if anyone typifies perserverance, it is he.
32 For many years, perhaps eighteen or twenty, he fought the battle for
33 Bingo. Finally, it passed, and he is now affectionately known throughout

1 the State of Illinois as Mr. Bingo. I remember one of his funny
2 one liners, and it was - Take grandmother off the street, vote
3 for Bingo. I also remember a very funny speech he used to make
4 every year in the Senate...in the House, and he'd say - you know,
5 I have a large family. And I'm the only one who didn't amount to
6 much. I became a Legislator. He used to give us a little chiding.
7 He has a very marvelous sense of humor. He is leaving us, and on
8 behalf of the Senate and all of you, we're going to present him
9 with this plaque which has the State of Illinois with this language -
10 To Representative John G. Fary, for his many years of dedicated
11 service to the people of the State of Illinois. And it has in
12 addition thereto, the name of every single representative and every
13 single Senator who is serving in this Session of the Legislature.
14 It is indeed a very unique item. Senator Harris, would you like
15 to remark?

16 SENATOR HARRIS:

17 On that day in January, 1955 that I took my oath as a freshman
18 State Representative, my friend, Representative John Fary, was
19 standing on the Democrat side of the Hall of the House of Representa-
20 tives taking his freshman oath. We have been friends from that day
21 on, and I'm thrilled to join President Partee in this recognition
22 by the Senate of the service that Representative Fary has extended
23 to all the people of Illinois. Representative Fary is one of those
24 intuitive men that knows those things that may be controversial from
25 time to time, but, in fact, do reflect a majority attitude of this
26 constituency that we all have the privilege to serve. Representative
27 Fary, we wish you great personal happiness and personal success in
28 all that you endeavor to do.

29 PRESIDENT:

30 I think it would be appropriate if we had a remark from Senator
31 Howard Mohr, who was the Senate sponsor of your big bill. Senator
32 Howard Mohr.

33 SENATOR MOHR:

1 Yes, Mr. President, it's a pleasure for me to say a few words
2 about John Fary, who I didn't really know. I knew the name for...
3 that I had associated with Bingo for many, many years, and it was
4 my pleasure to have that very noncontroversial bill in the Senate.
5 But, I think, as I look back, when we first got the measure over
6 here in the Senate, John Fary didn't think that he had a friend,
7 I think, after a couple of committee hearings on the bill. But, as
8 it worked out, we finally passed it by a narrow margin, but the record
9 will show that it was a very worthwhile cause. It has kept many
10 of the schools...probably all of the parochial schools open in the...
11 the State of Illinois. It's been a...been a real shot in the arm or
12 real help to all of these schools, and less of a drain on the State
13 Treasury because of it. And John, we're going to miss you. But,
14 I can just say that Springfield will never be the same, but Washington,
15 watch out. Very best to you.

16 PRESIDENT:

17 And a word please from our Congressman to be, John Fary.

18 REPRESENTATIVE FARY:

19 Mr. President and Mr. Harris, after twenty years in that great
20 old House of Representatives, your felicitations and your kindness
21 is a little premature, because election will not be until July the
22 8th. However, in anticipation, I do want to say thank you very kindly
23 from the bottom of my heart. Some of the happiest moments of my life
24 were spent in the House of Representatives. I'm most profoundly grateful
25 for the friends...friendships that I've made, the contacts that I've
26 made, and I'm most profoundly grateful to Senator Richard Daley's
27 father, that great Mayor, Richard J. Daley from that great City of
28 Chicago and Chairman of Cook County Democratic Central Committee, who
29 had endorsed me with the 13 Ward Committeemen and the Precinct Captains
30 in the 5th Congressional District to attempt to succeed the late
31 Congressman John C. Kluczynski, whose demise created a vacancy in the
32 great Halls of the Congress. And Congressman Kluczynski was a member
33 of the House of Representatives and also the Senate, as well as Mayor

1 Daley having been a former member of the House of Representatives
2 and the Senate, and this is truly a great honor for which I am most
3 profoundly grateful. And having been selected to seek to fill that
4 vacancy, I'm grateful to each and every one of you. I don't want
5 to hold you up in any way. Now, I know, we're getting into the
6 home stretch and time is getting short, but I do want to express
7 my most profound gratitude for your friendship. Howard, we have an
8 appointment here on the Floor of the House in the year 19...in the
9 year 2000. You and I and Uncle Louie Janczak, who introduced a bill, to
10 prevent lady wrestling in Illinois and Bill Murphy who cajoled this
11 woman who challenged Uncle Louie to a wrestling match with an alligator
12 she was a wrestling with, and yourself, God willing in the year 2000,
13 we are to review the economy brought about as the result of the
14 legalization of Bingo. God willing, however, I'm afraid God will not
15 be willing. The year 2000...the year 2000 although it's not too close, is
16 still very far. Thank you from the bottom of my heart for your kind-
17 ness and it's nice to be here. I shall treasure this for...forever.
18 Thank you.

19 PRESIDENT:

20 House Bill 1453, Senator Harber Hall. House Bill 1697, Senator
21 Glass.

22 SENATOR GLASS:

23 Mr. President and Senators, I'm going to move to concur in the...
24 to adopt the Conference Committee Report. This is a bill which allows
25 school districts to enter into leases for twenty-five years. The
26 Conference Committee Report removes a conflicting amendment that was
27 put on in the House, and I would move for its approval.

28 PRESIDENT:

29 Any discussion? The question is shall the Senate adopt House
30 Bill 16...the Conference Committee Report on House Bill 1697. Those
31 in favor vote Aye. Opposed Nay. The voting is open. Have all voted
32 who wish? Take the record. On this question, the Ayes are 52, the
33 Nays are none with none Voting Present. The Senate does adopt the

1 Conference Committee Report on House Bill 1697, and the bill having
2 received the required constitutional majority is declared passed.
3 House Bill 1939, Senator Vadalabene.

4 SENATOR VADALABENE:

5 Yes, thank you, Mr. President and members of the Senate. The
6 sole reason for House Bill 1939 being referred to a Conference Committee
7 was to remove the provision which would have permitted service corp-
8 orations of savings and loan associations to have more than one office
9 location. This provision became one of concern to persons opposed
10 to branch banking. In order to remove their fears, this provision
11 in Senate Amendment No. 1 was deleted. The balance of the amendment
12 contained in the Conference Committee Report is identical to Senate
13 Amendment No. 1 contained in House Bill 1939 as it was passed out
14 of the Senate on the second agreed bill list. And, Mr. President
15 and members of the Senate, I move to adopt the Conference Committee
16 Report on House Bill 1939.

17 PRESIDENT:

18 Any discussion? The question is shall the Senate adopt the
19 Conference Committee Report on House Bill 1939. Those in favor
20 vote Aye. Opposed Nay. The voting is open. Have all voted who
21 wish? Take the record. On this question, the Ayes are 46, the Nays
22 are 3 with 1 Voting Present. The Senate does adopt the Conference
23 Committee Report on House Bill 1939, and the bill having received
24 the required constitutional majority is declared passed. House Bill
25 1821, Senator Glass.

26 SENATOR GLASS:

27 Thank you, Mr. President, Ladies and Gentlemen, I'm going to
28 move that the Senate adopt the Conference Committee Report on this
29 bill. The bill provides that homeowners insurance may be included
30 in the Fair Plan and the Conference Committee Report is agreed upon
31 ...with the Department of Insurance, which was the agency originating
32 the bill and representatives of the industry. It provides that home-
33 owners insurance will not be included unless the Director has so

1 provided and authorizes the Director to determine that homeowners
2 insurance be included under certain conditions, but that there
3 be two independent funds when this is done, one, for the apportion-
4 ment of property insurance other than homeowners insurance, the
5 other fund for homeowners insurance. So, I...I do move for the
6 adoption of this report.

7 PRESIDENT:

8 Senator Bell.

9 SENATOR BELL:

10 Yes, Senator Glass, now, as I understand it, the Conference
11 Committee Report addresses itself through an amendment to the 1821 that
12 says that the Department of Insurance is going to authorize home-
13 owners insurance for the Fair Program. Is that right?

14 PRESIDENT:

15 Senator Glass.

16 SENATOR GLASS:

17 Senator Bell, the Conference Committee Report does retain the
18 Senate Amendment that went on the bill, and there was, however, an inad-
19 vertent omission pertaining to local companies, and we've corrected that
20 in the report.

21 PRESIDENT:

22 Senator Bell.

23 SENATOR BELL:

24 Well, Mr. President and members of the Senate, I'd like to
25 point out to the members here present that the Fair Program in
26 Illinois that's been in effect for the past several years has been
27 successful. It has allowed families and specifically in urban areas
28 that are poor, that have had difficulty in obtaining homeowners
29 insurance to be able to insure with the standard fire and EC policy,
30 extended coverage policy, in order to meet the terms of getting a
31 mortgage so that they could buy their property. Now, there has
32 been a difficulty with the Fair Program, and that difficulty is...
33 well, there are several actually. One...one difficulty is the matter

1 of time and getting the coverages issued. That's slowly being
2 addressed. The second difficulty, and by far the most serious,
3 is the one of premium cost. It costs these poor families a great
4 deal of money for a fairly nominal amount of insurance. Now, I
5 point out to this membership that as soon as you broaden this
6 coverage to the full provisions of a homeowners' package, which
7 will add on burglary, which will add on various forms of liability
8 which will broaden the coverage, you're adding significantly to
9 that cost. This is not really consumer legislation. And yet, these
10 folks that are buying property are going to have to have some form
11 of insurance to be able to get that mortgage. You think you're
12 doing them a favor. I got to tell you, you're going to put them
13 into a situation where they...where they can hardly afford to pay
14 the premiums now, and they certainly aren't going to be able to
15 provide to pay the premiums under a Fair Homeowners Package. I think
16 this is ill-conceived legislation and I would recommend to not adopt
17 the Conference Committee.

18 PRESIDENT:

19 Any further discussion? Senator Glass may close the debate.

20 SENATOR GLASS:

21 Briefly, by way of response to Senator Bell, I would point out
22 to the membership that the advantage of the bill is that those people,
23 particularly in urban areas, who without this legislation would be
24 unable to obtain a homeowners policy anywhere, will be able to obtain
25 one through the Fair Plan. And as I indicated, as the Conference
26 Committee Report is drafted, it has the support of the industry
27 as well as the department, and I would urge a favorable roll call.

28 PRESIDENT:

29 Question is shall the Senate adopt the Conference Committee
30 Report on House Bill 1821. Those in favor vote Aye. Opposed Nay.
31 The voting is open. Have all voted who wish? Take the record.
32 On this question, the Ayes are 34, the Nays are 13 with 1 Voting
33 Present. The Senate does adopt the Conference Committee Report on

1 House Bill 1821, and the bill having received the...the required
2 constitutional majority is declared passed. House Bill 1949, Senator
3 Knuppel. House Bill 2215, Senator Kenneth Hall.

4 SENATOR HALL:

5 Thank you, Mr. President and members of the Senate, that...the
6 Conference Committee Report on House Bill 2215 is our Senate Amendment.
7 It had a technical...in here...there was a technical correction, and
8 I move that we concur with this amendment.

9 PRESIDENT:

10 Any...any further discussion? Question is shall the Senate adopt
11 the Conference Committee Report on House Bill 2215. Those in favor
12 vote Aye. Opposed Nay. The voting is open. Have all voted who
13 wish? Take the record. On this question, the Ayes are 51, the Nays
14 are none with none Voting Present. The Senate does adopt the Conference
15 Committee Report on House Bill 2215, and the bill having received the
16 required constitutional majority is declared passed. House Bill 1949,
17 Senator Knuppel. Take it out of the record. House Bill 2296, Senator
18 Nudelman. House Bill 2296, Senator Nudelman.

19 SENATOR NUDELMAN:

20 Thank you, Mr. President, I move we concur. They have removed
21 their objection to our amendment.

22 PRESIDENT:

23 Any further discussion? Question is shall the Senate adopt the
24 Conference Committee Report on House Bill 2296. Those in favor vote
25 Aye. Opposed Nay. The voting is open. On this question, the Ayes
26 are 42, the Nays are 7 with none Voting Present. The Senate does
27 adopt the Conference Committee Report on House Bill 2296, and the
28 bill having received the required constitutional majority is declared
29 passed. What purpose does Senator Vadalabene arise?

30 SENATOR VADALABENE:

31 On a point of personal privilege.

32 PRESIDENT:

33 State your point, Senator.

1 SENATOR VADALABENE:

2 Last night, I attempted to, and I believe it was Amendment
3 No. 11 or 17, I forget which, to put three million, two hundred
4 thousand dollars for the construction of a permanent building in
5 Springfield to celebrate the Bicentennial, 1976 Bicentennial. I,
6 at...last night at that time, on a point of personal privilege, I
7 remarked to Senator Harris that I had prepared a news release in
8 anticipation that this amendment would be adopted. I then said
9 to Senator Harris - I've got a news release, what should I do with
10 it. At that particular time, he had made no comment. So this
11 morning, Mr. President and members of the Senate, I'm going to give
12 the only news release of amendment that wasn't adopted personally
13 to Senator Harris.

14 PRESIDENT:

15 House Bill 1949, Senator Knuppel.

16 SENATOR KNUPPEL:

17 House Bill 1949, on a Conference Committee Report, the House recedes
18 from their objection to Senate Amendment No. 1 which was the addition
19 of the word only, and to clarify the language of that Act.

20 PRESIDENT:

21 Any further discussion? Senator Netsch.

22 SENATOR NETSCH:

23 Mr. President, I wonder when the sponsors are offering the
24 Conference Committee Reports, if they would just briefly identify
25 the subject of the original bill so that...sometimes if you start
26 us off in the middle, Senator Knuppel, it just doesn't ring a bell.

27 PRESIDENT:

28 Senator Knuppel.

29 SENATOR KNUPPEL:

30 Well, this was the bill which amended the Child Care Act and
31 provided that if the facility for child care is a foster family home,
32 day-care home or nighttime home, the Department may issue a one, two
33 month permit to continue operation. A permit without a license, and

1 this said only, eliminating it to one.

2 PRESIDENT:

3 Any further discussion? The question is shall the Senate adopt
4 the Conference Committee Report to House Bill 1949. Those in favor
5 vote Aye. Opposed Nay. The voting is open. Have all voted who
6 wish? Take the record. On this question, the Ayes are 45, the Nays
7 are 2 with none Voting Present. The Senate does adopt the Conference
8 Committee Report on House Bill 1949, and the bill having received the
9 required constitutional majority is declared passed. House Bill 222,
10 Senator Newhouse.

11 SENATOR NEWHOUSE:

12 Thank you, Mr. President, House Bill 222 is the bill that reopened
13 the pension system to people who had previously retired and permitted
14 them to come back in after paying up credit with a limitation of three
15 years on their absence. Just a second. Now, on the Senate side, we
16 amended this bill with Senate Amendments 2 and 3. The House accepted
17 the Amendments 2 and 3 but further amended the bill to do this. Where-
18 as, previously the period for the waiver of membership had been January
19 1, 1975 it's been extended to July 1, 1976, and I move that we concur
20 in the Conference Committee Report...we accept the Conference Committee
21 Report.

22 PRESIDENT:

23 Any discussion? Senator Harris.

24 SENATOR HARRIS:

25 Well, Mr. President, there is a great guy in this Body by the
26 name of Senator Dick Newhouse, and I always find it difficult to
27 oppose anything thing that Senator Newhouse personally favors, and
28 I know he's committed to this Conference Committee Report. And my
29 comments are really not directed toward the conclusions of the
30 Conference Committee, but the opportunity to speak again about this
31 bill. It establishes a whole new...concept as relates to pension
32 qualification for State employees. Now, it has been stated that
33 the impact of this would be minimal. As a matter of fact, there

1 are five hundred eighty-nine State employees in the category affected
2 and delineated by the provisions of this bill. Now, that's the only
3 system that we are amending here by means of this bill. But, if this
4 policy is extended to the other systems, and that's always the way we
5 do things, we take a step forward in...in benefit for one system and
6 then the next year amendments are in to amend the other retirement
7 systems. There are two hundred and ninety-six university employees
8 with a combined annual income of five million dollars that would be
9 affected when this provision is put into that system. There are two
10 thousand, nine teachers in the downstate system with a combined income
11 of thirty million dollars that would be affected, and in the IMRF there
12 are four thousand, three hundred, seven employees that meet this cat-
13 egory with a combined annual income of sixty-four...almost sixty-five
14 million dollars. Now, if the provisions were applied to all the State
15 systems, the annual pay out that would result would be two million
16 dollars a year, and a forty million dollar annual accrued liability
17 increase. I just caution you to be mindful of the step we may be
18 taking here in the concurrence or the adoption of the Conference
19 Committee Report. I just urge you to be on notice of what the impact
20 is down the road.

21 PRESIDENT:

22 Any further discussion? Senator Rock.

23 SENATOR ROCK:

24 We have been...been through this discussion at...at least once,
25 and I, now twice, and I think Senator Harris' fears are, frankly, over-
26 done. The Conference Committee Report represents the work...joint
27 work product of both Houses, and it does, in fact, ...purport to
28 change the formula about which he spoke. It is, I submit, as I
29 submitted before, however, much better than the alternative offered
30 by Senators Berning and Shapiro from that side of the aisle. I would
31 urge concurrence.

32 PRESIDENT:

33 Any further discussion? Senator Mitchler.

1 SENATOR MITCHLER: .

2 Mr. President and members of the Senate, certainly we want to
3 do all we can for those that earned pension rights, but according
4 to a report I have here, this could cost an additional, almost two
5 million dollars annual additional cost if applied to every system,
6 and this would amount to some forty million dollars accrual possible.
7 Now, that's a tremendous drain on any pension system without full
8 review, and for this to come in in a Conference Committee Report
9 such as this, is just a little bit too much at the end of this Session.

10 PRESIDENT:

11 Senator Rock.

12 SENATOR ROCK:

13 You know, we went through these kinds of arguments the last time.
14 What, in fact, would be the drain on the system if each and every
15 member of the two hundred and thirty-eight sitting members of the
16 General Assembly now retired. That's the kind of argument that is.
17 Certainly, if this applied to each and every system, but it doesn't.
18 This is an amendment to one system that affects very, very few people.
19 As I indicated before, two-thirds of the sixty thousand State employees
20 who are under this system have less, in fact, than five years service.
21 Now, that kind of statement is just, frankly, unwarranted, and is, in
22 fact, a misstatement.

23 PRESIDENT:

24 Senator Berning.

25 SENATOR BERNING:

26 Well, let me clarify that Senator...Senator Shapiro and I did
27 not make an alternative proposal. We suggested that another approach
28 would have been less objectionable. That in no way endorses this
29 proposal, and I merely want to emphasize that this has been disapproved
30 by the Pension Laws Commission. It does establish a dangerous pre-
31 cedent. There are actually five hundred eighty-nine State employees
32 who can qualify, but the danger, as I mentioned, is a precedent.
33 Once this occurs here, it's bound to be broadened to all of the other

1 systems. Now, if anyone gets the notion that it's with any pleasure
2 that I rise in opposition consistently to the indefensible changes
3 in the Pension Laws requests, I say that is not true. I regret that
4 I have to take this position, but someone has to speak for the integrity
5 of our Pension Systems. I refer you to the Social Security System,
6 if you need an example or the bankrupt City of New York, State of
7 New York where the pension systems are not going to be able to be...
8 the pensioners are not going to be able to be paid, and that's facing
9 us if we continue.

10 PRESIDENT:

11 Any further discussion? The question is shall the Senate adopt
12 the Conference Committee Report on House Bill 222. Those in favor vote
13 Aye. Opposed Nay. The voting is open. Have all voted who wish? Take
14 the record. On this question, the Ayes are 32, the Nays are 11 with
15 none Voting Present. The Senate does adopt the Conference Committee
16 Report on House Bill 222, and the bill having received the required
17 constitutional majority is declared passed. A request has been made
18 for verification. Secretary read the affirmative votes.

19 ACTING SECRETARY: (MR. FERNANDES)

20 The following voted in the affirmative:

21 Brady, Bruce, Buzbee, Carroll, Course, Davidson, Demuzio,
22 Donnewald, Dougherty, Egan, Kenneth Hall, Hynes, Johns, Joyce,
23 Knuppel, Kosinski, Lane, Lemke, McCarthy, Moore, Newhouse, Nudelman,
24 Ozinga, Palmer, Rock, Romano, Savickas, Smith, Vadalabene, Welsh,
25 Wooten, Mr. President.

26 PRESIDENT:

27 Is Senator Romano on the Floor? Strike him from the roll call.
28 Senator whom? The roll call is verified. On this question, the
29 Ayes were...Senator McCarthy is in his seat. The roll call has
30 been verified. On this question, the Ayes were 31, the Nays were
31 11 with none Voting Present. Senator Rock.

32 SENATOR ROCK:

33 Move to reconsider.

1 PRESIDENT:

2 Senator...Senator Dougherty...Senator Donnewald moves to
3 Table. All in favor say Aye. Lost. Senator Lemke on the Floor?
4 We have House Bill 1043, Conference Committee Report. Senator
5 Lemke is recognized.

6 SENATOR LEMKE:

7 House Bill 1043, in the Conference Committee says as follow...
8 agrees to consider the differences in relations to Senate Amendment to
9 House Bill 1043 has recommended the House concur in Senate Amendment
10 No. 2. Ask for adoption of the Conference Committee Report.

11 PRESIDENT:

12 Any discussion? The question is shall the Senate adopt the
13 Conference Committee Report to House Bill 1043. Those in favor
14 vote Aye. Opposed Nay. The voting is open. Have all voted who
15 wish? Take the record. On this question, the Ayes are 43, the Nays
16 are 3 with 2 Voting Present. The Senate does...the Senate does adopt
17 the Conference Committee Report on House Bill 1043, and the bill having
18 received the required constitutional majority is declared passed.
19 House Bill 496, Senator Palmer.

20 SENATOR PALMER:

21 I move for the adoption of the Conference Report.

22 PRESIDENT:

23 Any discussion? The question is shall the Senate adopt the
24 Conference Committee Report on House Bill 496. Those in favor vote
25 Aye. Opposed Nay. The voting is open. Have all voted who wish?
26 Take the record. On this question, the Ayes are 31...no, no. The
27 Senate does adopt the Conference Committee Report on House Bill 496,
28 and the bill having received the constitutional majority is declared
29 passed. Senator...verification has been requested. Will the members
30 be in their seats. Secretary will read the affirmative roll call.

31 SECRETARY:

32 The following voted in the affirmative:

33 Brady, Bruce, Buzbee, Carroll, Course, Daley, Demuzio, Donnewald,

1 Dougherty, Egan, Glass, Kenneth Hall, Hynes, Johns, Joyce, Knuppel,
2 Kosinski, Lane, Lemke, McCarthy, Newhouse, Nudelman, Palmer, Rock,
3 Romano, Schaffer, Smith, Vadalabene, Welsh, Wooten, Mr. President.

4 PRESIDENT:

5 Senator Shapiro.

6 SENATOR SHAPIRO:

7 Buzbee.

8 PRESIDENT:

9 Senator Buzbee on the Floor? Yes, there he is right there.

10 SENATOR SHAPIRO:

11 Senator Glass?

12 PRESIDENT:

13 Senator Glass is on the Floor. Right behind you there. The roll
14 call has been verified. On the question, there were 31 Ayes, 12
15 Nays and 2 Voting Present. The bill required...received the required
16 constitutional majority, and the Senate does adopt the Conference
17 Committee Report on House Bill 496. House Bill 1146, Senator Harber Hall.

18 SENATOR HALL:

19 Thank you, Mr. President. Mr. President and fellow Senators,
20 I move adoption of Conference Committee Report on House Bill 1146.

21 PRESIDENT:

22 Any discussion? The question is, Senator, what does the bill do.

23 SENATOR HALL:

24 Pardon.

25 PRESIDENT:

26 It is...the request...

27 SENATOR HALL:

28 The bill...

29 PRESIDENT:

30 ...for an explanation.

31 SENATOR HALL:

32 The bill is a House version of an inheritance tax bill. We made
33 a Senate Amendment to the bill. They rejected it, and it went back
34 and they accepted it. The Conference Committee Report indicates that
35 acceptance. It's as the bill passed out of the Senate now.

1 PRESIDENT:

2 Any further discussion? The question is shall the Senate adopt
3 the Conference Committee Report to House Bill 1146. Those in favor
4 vote Aye. Opposed Nay. The voting is open. Have all voted who wish?

5 SENATOR HALL:

6 Mr. ...Mr. President, I wonder if I gave a suitable explanation
7 of this bill.

8 PRESIDENT:

9 I think not, Senator.

10 SENATOR HALL:

11 Well, this bill provides that the counties would be able to...

12 PRESIDENT:

13 Point of order is requested. Senator Rock.

14 SENATOR ROCK:

15 I'm suggesting that you might take the record.

16 PRESIDENT:

17 Yes, Senator, we are on the roll call. Have all voted who wish?
18 Take the record. On this question, the Ayes are 29, the Nays are 3
19 with 6 Voting Present. The Senate does not adopt the Conference
20 Committee Report on House Bill 1146, and the Secretary shall so inform
21 the House. For what purpose does Senator Harber Hall arise?

22 SENATOR HALL:

23 Would...would a second Conference Committee Report be appointed?

24 PRESIDENT:

25 No, the House would be advised that we did not adopt it, and
26 it would emanate from there. Senator Hall, yes, you have
27 that right to move for a Second Conference Committee Report.

28 SENATOR HALL:

29 Thank you, Mr. President. May I do that at this time then?

30 PRESIDENT:

31 All. Senator Hall, Harber Hall, moves to seek a Second Conference
32 Committee Report. All in favor say Aye. Opposed Nay. The motion
33 carries and the Secretary will so inform the House. For what purpose

SB 495
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1 does Senator Glass arise?

2 SENATOR GLASS:

3 Mr. President, I have just filed a motion to reconsider vote
4 on House Bill 496, and I wonder with leave of the Body, we might
5 go to that order of business at this time. It was the bill before
6 our...Senator Hall's bill.

7 PRESIDENT:

8 Senator Palmer, a motion has been filed to reconsider the vote
9 by which House Bill...by which the Conference Committee Report was
10 adopted on House Bill 496. Are you ready for a hearing on that?
11 The motion has been filed. Would you...of course, it takes thirty
12 votes. Are you ready?

13 SENATOR PALMER:

14 Well, no, I'm not...not ready. That...

15 PRESIDENT:

16 Would you hold it a minute, Senator Glass...

17 SENATOR GLASS:

18 Yes, I will call it a little later.

19 PRESIDENT:

20 ...until he can prepare himself. Fine. Senate Bill 662, Senator
21 McCarthy. Would the gentleman standing in front of Senator McCarthy
22 permit me to see the gentleman?

23 SENATOR MCCARTHY:

24 Yes, Mr. President and members of the Body, Senate Bill 66...662
25 was...is an amendment to the Municipal Retirement Fund and House
26 Amendment No. 1 was the subject of the Conference Committee Report.

27 What that House Amendment No. 1 did was allow for a period of six
28 months certain individuals to enter into the system for a period of
29 ninety-six months. The committee did meet and agree...agreed on this
30 House Amendment No. 1, and that is incorporated in the Conference
31 Committee Report. I would move that the Senate adopt the same.

32 PRESIDENT:

33 Any discussion? Senator Harris.

36 66
29
1
SENATOR HARRIS:

2 Well, here we go again with more absolutely special provision.
3 Now I'm not talking about the Conference Committee Report. I'm
4 talking about the bill itself, and I have never gone through a Session
5 when we have done so many bad things to our total pension provisions
6 for the employees of Illinois. And I just tell you all, you ought
7 to be on notice, that the...that this Session of the General Assembly
8 has taken the most dramatic steps to make absolutely unsound our
9 pension systems by a lot of special provisions. And it's just making
10 me sick. What we...what we are doing down the road, you just won't
11 have enough money to shovel into these systems to provide for the
12 eventual costs that we're doing. And one more time, this Body has
13 got a chance to turn down a bad piece of legislation. Our record
14 has not been very good so far.

15 PRESIDENT:

16 Senator Shapiro.

17 SENATOR SHAPIRO:

18 Mr. President and Ladies and Gentlemen of the Senate, I just
19 want to back up what Senator Harris has said. This bill is constructed
20 for one individual and one individual only who chose not to participate
21 when he had the opportunity. Under present law, he can go back and
22 pick up retroactive service of fifty months. This amendment extends
23 it to ninety-six months, far more liberal than any other public employee
24 has, and the Conference Committee Report should be rejected.

25 PRESIDENT:

26 Senator McCarthy.

27 SENATOR McCARTHY:

28 Yes, I want to correct for the record what has been stated, I think
29 inadvertently, by Senator Shapiro. Senator Shapiro represented to the
30 Body that this bill was constructed for one individual which is not
31 a fact. House Amendment No. 1 may have been attached for one indivi-
32 dual, but the bill is handed to me by the...Illinois Municipal League
33 was not for the benefit of any one individual. So the record is

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1 corrected. Now, the Conference Committee was...Report was signed.
2 If this Body chooses to adopt Senator Harris' suggestion, it charac-
3 terizes this as bad legislation, and if that's the judgement of the
4 Body, we will go through a process of a Second Conference Committee
5 Report. It doesn't bother this...this member. I think of you
6 reach a judgement that this is bad legislation and that we have an
7 opportunity to vote against bad legislation, do it. I've been doing it
8 many times on legislation that have been characterized by other people
9 as good. It's a matter of judgement. It so happens, Mr. President,
10 that here you have a bill that is introduced at the request of the
11 Illinois Municipal League, and they did in the House and the Conference
12 Committee did reach a resolution on House Amendment No. 1. I submit
13 it to you. It's not for your consideration, but it went through the
14 legislative process. If you choose to reject it, that's your judge-
15 ment and ultimately, I suppose, the bill will go on and on. But, I'm
16 saying that this is the final product, and it does allow one individual
17 to re-enter the retirement system by...for a period of six months from
18 the effective date of this Act. And that's all it does, and after the
19 six months period, that provision expires by operation of law.

20 PRESIDENT:

21 The question is shall the Senate adopt the Conference Committee
22 Report on Senate Bill 662. Those in favor vote Aye. Opposed Nay.
23 The voting is open. Have all voted who wish? Take the record. On
24 this question, the Ayes are 28, the Nays are 14 with 2 Voting Present.
25 The Conference Committee Report is not adopted, and the Secretary
26 shall so inform the House. Senate Bill 965, Senator Glass.

27 SENATOR GLASS:

28 Thank you, Mr. President, Ladies and Gentlemen. The Conference
29 Committee Report on Senate Bill 965, in which I'm going to move to
30 concur, adds a provision that the park district to which territory
31 is to be annexed shall a copy of the proposed annexing ordinance
32 at least thirty days before it takes affect to the last known addresses,
33 if any, ascertained upon diligent search of the owners of...record of

1 land in the territory. It's a provision that makes sure when park
2 districts involuntary...involuntarily annex property that the
3 owners know about it. The other part of the bill which passed out
4 of here simply authorizes an optional increase in the terms of the
5 park district trustees, and I would move for approval of this report,
6 Mr. President.

7 PRESIDENT:

8 Any discussion? The question is shall the Senate adopt the Confer-
9 ence Committee Report on Senate Bill 965. Those in favor vote Aye. Those
10 opposed vote Nay. The voting is open. Have all voted who wish? Take
11 the record. On this question, the Ayes are 46, the Nays are 1 with
12 none Voting Present. The Senate does adopt the Conference Committee
13 Report on Senate Bill 965, and the bill having received the required
14 constitutional majority is declared passed. Message from the House.

15 SECRETARY:

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

17 Mr. President - I am directed to inform the Senate that the
18 House of Representatives has refused to concur with the Senate in the
19 adoption of their Amendments 1, 2 and 3 to a bill of the following
20 title,

21 House Bill 1089. And Senator Dougherty is the chief sponsor
22 of the bill.

23 PRESIDENT:

24 Senator Dougherty.

25 SENATOR DOUGHERTY:

26 Thank you, Mr. President. I move we concur in the Conference
27 Committee Report.

28 PRESIDENT:

29 Senator Dougherty.

30 SENATOR DOUGHERTY:

31 Mr. President, I'm sorry, but I was looking at the wrong bill.
32 I believe we should...refuse to recede.

33 PRESIDENT:

1 Senator Dougherty moves that the Senate refuse to recede from
2 the adoption of Amendments 1, 2 and 3 to House Bill 1089, and ask
3 that a Conference Committee be appointed. All those in favor say
4 Aye. Opposed Nay. Motion carries, and the Secretary shall so inform
5 the House.

6 SECRETARY:

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

8 Mr. President - I am directed to inform the Senate that the
9 House of Representatives has refused to recede from their Amendment
10 No. 1 to a bill with the following title,

11 Senate Bill 1297. And they have appointed their Conference
12 Committee, and Senator Bruce is the chief sponsor of this bill.

13 PRESIDENT:

14 Senator Bruce would to accede to the request...Yes.

15 SENATOR BRUCE:

16 I move we accede to the request of the House that a Conference
17 Committee be appointed.

18 PRESIDENT:

19 The question is shall the Senate accede to the request of the
20 House that a Conference Committee be appointed. All in favor say
21 Aye. Opposed Nay. Motion carries, and the Senate accedes to the
22 request to appoint a Conference Committee. Is Senator Lemke on the
23 Floor? Senator Lemke, Senate Bill 1384. Conference Committee Report
24 on 1384.

25 SENATOR LEMKE:

26 Conference Committee Report would basically...does not to give
27 it the long explanation is changes the word. There was a mistake made.
28 They put deleted on certain languages and it should be added, and so
29 that's what it does.

30 PRESIDENT:

31 Any further discussion? The question is...Senator Graham.

32 SENATOR GRAHAM:

33 I want to call the members attention to the fact that heretofore,

1 I have been in opposition to this legislation, and the contents of
2 the Conference Committee Report has not changed my opposition to this
3 bill. Just want you to consider your position on this when the roll
4 is called.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Lemke.

7 SENATOR LEMKE:

8 Yes, I move for concurrence of the Conference Committee...adoption
9 of the Conference Committee. I'm sorry.

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 The question is shall the Senate adopt the Conference Committee
12 Report on Senate Bill 1384. Those in favor will vote Aye. Those opposed
13 Nay. The voting is open. Have all those voted who wish? Have all
14 those voted who wish? Take the record. On that question, the Ayes
15 are 30, the Nays are 14, 2. Voting Present. The Senate does adopt the
16 Conference Committee Report on Senate Bill 1384. The bill having
17 received the required constitutional majority is declared passed.
18 There is a request for the...verification, and I presume, Senator,
19 that's the affirmative vote. The Secretary will read the affirmative
20 vote. Will the members please be in their chairs.

21 SECRETARY:

22 The following voted in the affirmative:

23 Brady, Bruce, Buzbee, Carroll, Course, Daley, Demuzio, Donnewald,
24 Dougherty, Egan, Kenneth Hall, Hynes, Johns, Joyce, Knuppel, Kosinski,
25 Lane, Lemke, McCarthy, Morris, Newhouse, Nudelman, Palmer, Rock,
26 Savickas, Smith, Vadalabene, Welsh, Wooten, Mr. President.

27 PRESIDING OFFICER: (SENATOR DONNEWALD)

28 The roll has been verified. Oh, let's...who...what vote are
29 you contesting, Senator?

30 SENATOR GRAHAM:

31 I'm...I'm contesting Senator Brady for one.

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 Is Senator Brady on the Floor? Senator Brady on the Floor?

1 Take his name from the roll.

2 SENATOR GRAHAM:

3 Senator Hynes.

4 SENATOR GRAHAM:

5 I thought I saw him, he's my friend.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Hynes is right there. Senator Lemke.

8 SENATOR GRAHAM:

9 No fillibusters.

10 SENATOR LEMKE:

11 If we're going to keep taking...taking people out of Conference
12 Committee, we're just never going to get out of here. Now, I mean if
13 they're going to proceed, then...then I'll have to have the members on
14 the Floor for the vote.

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Just a moment. On that...now, just a moment. The roll is
17 29 Ayes, 14 Nays and 2 Voting Present. The Conference Committee
18 Report is not adopted, and the Secretary shall so inform the House.
19 Senate Bill 32, Senator Graham.

20 SENATOR GRAHAM:

21 Mr. President and members of the Senate, the Conference Committee
22 Report upon which we are going to consider now is the result...of the
23 efforts of a considerable number of knowledgeable people in the area
24 of Governmental participation in local law enforcement programs.
25 What we have attempted to do with the provisions of this bill is
26 to set up a...an agency that is controlled or guided somewhat by the
27 General Assembly, and certainly by an additional participation of the
28 gener^l public in the decision making process of the allocation of
29 Federal funds for local law enforcement projects. Unfortunately,
30 some few years ago, we allowed this very important agency to be born
31 under a Governor's edict. That was wrong, and the results of that
32 has indicated that it was wrong and it has gotten no better over
33 the years. This bill provides that the Director of the Illinois

1 Law Enforcement Commission will be confirmed, nominated and confirmed
2 by the Senate. It adds five additional members. We have thirteen now
3 covering...proposed, covering the entire spectrum of knowledgeable
4 people in the area of law enforcement, greater enhancing our chances
5 of having good law enforcement. We have in...moving...the adoption
6 of this Conference Committee Report, we will also say that the funds
7 will be allocated after regional planning commissions, which are already
8 in existence, had made a determination as to the need and as to the
9 place of allocation. After that, then they will go before the State
10 Commission which will additionally make recommendations and listen
11 to testimony with regards to the needs for this money. After that,
12 the Federal Government will enter into the involvement of making...
13 allocations of these Federal funds. We have also allowed for a formula
14 of allocation which would, in fact, according to the statistics avail-
15 able at the latest possible date, would give some weight to the alloca-
16 tion of these funds as they might pertain to the local, or then consider-
17 ed, incident of crime in those areas. True - the more heavily populated
18 areas of the State of Illinois will receive a greater percentage of
19 these funds. True, by statistics, these people will also have a clear
20 indication at the...that the crime rate in those areas needs the most
21 attention. We believe that the construction of this bill, carefully
22 constructed and drawn, after being in consultation with the Federal
23 Government, presents to the State of Illinois the best possible con-
24 duit for the allocation of the some forty or fifty million dollars
25 worth of Federal funds coming into this State each year so that they
26 will be fairly and properly allocated to the areas of the State that
27 need them so desperately, and...can I have a chance to close. I'm
28 going to recommend the adoption of this report.

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 Is there further discussion? Senator Bruce.

31 SENATOR BRUCE:

32 Well, Mr. President and members of the Senate, I was on this
33 Conference Committee and never had a chance to meet with it or find

1 out what they were doing until I found it on my list of Conference
2 Committees that had been prepared and passed around this morning.
3 I don't think I was ever intended to see the Conference Committee
4 or be a part of it. What this does is basically attempt to and it
5 probably effectively does dismantle the Illinois Law Enforcement
6 Commission. The formula for allocation of funds does not adequately
7 meet the needs of the people of this State. It's a formula based
8 on, I do not know what. I don't know whether the Federal Government
9 will accept it. Senator Graham seems to think they do. I don't know
10 how they can when it says that sixty-five percent of the funds go
11 to one area and the remainder to another area. I just think this
12 is a major change in the way we allocate LEAA funds in...in this
13 State. The members ought to oppose it.

14 PRESIDING OFFICER: (SENATOR DONNEWALD)

15 Is there further discussion? Senator Graham may close the debate.

16 SENATOR GRAHAM:

17 I say in closing that it's time for the change. I think the
18 record of the current Commission is not outstanding, and I move for
19 the adoption of the Conference Committee Report.

20 PRESIDING OFFICER: (SENATOR DONNEWALD)

21 The question is shall the Senate adopt the Conference Committee
22 Report on Senate Bill 32. Those in favor vote Aye. Those opposed,
23 Nay. The voting is open. Have all those voted who wish? Take
24 the record. On that question, the Ayes are 41, the Nays are 11.
25 Senate Bill 32 having received the...just a moment. Senate does
26 adopt the Conference Committee Report on Senate Bill 32, and the
27 bill having received the required constitutional majority is declared
28 passed. Senator Graham.

29 SENATOR GRAHAM:

30 Move to reconsider.

31 PRESIDING OFFICER: (SENATOR DONNEWALD)

32 Senator Graham moves to reconsider. Senator Merritt moves to
33 have that lie upon a Table. All those in favor say Aye. Those

1 opposed No. The Ayes have it. The matter lies upon the Table.

2 Senator Palmer. On Senator Glass' motion to reconsider, are you ready
3 to proceed?

4 SENATOR PALMER:

5 Yes, Mr. President.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 Just a moment. Senator Partee.

8 SENATOR PARTEE:

9 I think that matter ought to be deferred. We have a...some other
10 matters on the Secretary's Desk and several other things that we
11 ought to go to and get back to this motion. That motion doesn't
12 have any priority.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 So be it. We'll now proceed to the Secretary's Desk. Senate
15 Bill 477, Senator Egan.

16 SENATOR EGAN:

17 Yes, thank you, Mr. President and members of the Senate. I
18 move that the Senate nonconcur in House Amendments No. 1, 3, 4 and 5,
19 and ask that a Conference Committee be appointed.

20 PRESIDING OFFICER: (SENATOR DONNEWALD)

21 Senator Egans moves to nonconcur in House Amendments No. 1, 3,
22 4 and 5 to Senate Bill 477 and...all those in favor say Aye. Those
23 opposed No. The Ayes have it. The motion carries, and the Secretary
24 shall so inform the House. Senate Bill 629, Senator Bruce. Senate Bill
25 634, Senator Hynes. Senate Bill 1015. Senate Bill 1031, Senator
26 Buzbee. Senate Bill 1490, right. That's Senator Hynes. Nonconcur-
27 rences. Senator Kenneth Hall. Senator...Senator Brady, House Bill
28 2439, on nonconcurrences.

29 SENATOR BRADY:

30 Yes, Mr. President. I move that we refuse to recede from Amendment
31 No. 1 on House Bill 2439, and that a Conference Committee be...

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 Senator Brady moves that the Senate refuse to recede from Amendment

1 No. 1 to House Bill 2439, and that a Conference Committee be appointed.
2 All those in favor indicate by saying Aye. Those opposed No. The
3 Ayes have it. The Secretary will so inform the House. Senator Bruce.
4 SENATOR BRUCE:

5 Since there are more people on the Floor, we have an announcement
6 from the Chair. Gentlemen, may I have your attention, because you'll
7 all want to know? Your desks will be removed starting July the 1st.
8 If you have any possessions in your desks that you would like to
9 keep, now would be the time to remove them. So, you stand warned
10 that the material remaining in your desks when the desks are taken
11 out on July the 1st will not be there when you come back in the Fall.
12 Senator Regner.

13 SENATOR REGNER:

14 Yes, Mr. President, I was just wondering if we have to do like
15 we did last year, and come back July 10th or 11th, will we have a desk?

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 We'll sit on the floor. Smoke peace pipes. Senator Regner,
18 while we have your attention, there are several members that are
19 complaining that the print outs you're giving print House Bills
20 first not Senate Bills, and that's against the protocol of the
21 legislative process. Senator Regner.

22 SENATOR REGNER:

23 Unfortunately, computers...sort alphabetically and H comes before S.

24 PRESIDING OFFICER: (SENATOR BRUCE)

25 House Bill 600. Conference Committee Reports, House Bill 600.
26 Senator Weaver.

27 SENATOR WEAVER:

28 Well, Mr. President, I move we nonconcur in the...we do not
29 concur in the Conference Committee Report.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Senator Weaver moves that we do not adopt the first Conference
32 Committee Report on House Bill 600. All in favor say Aye. All
33 opposed Nay. The Ayes have it. The Secretary will so inform the

1 House. Senator Weaver, on 6...601, House Bill.

2 SENATOR WEAVER:

3 I would make the same motion as 601, Mr. President.

4 PRESIDING OFFICER: (SENATOR BRUCE)

5 Senator Woover...Woover...Weaver moves that we do not adopt the
6 first Conference Committee Report to House Bill 601. All in favor
7 say Aye. All opposed Nay. The Ayes have it. We do not adopt, and
8 the Secretary will so inform the House. For what purpose does Senator
9 Weaver arise?

10 SENATOR WEAVER:

11 Mr. President, I believe that I made a mistake in 601. We should
12 concur and adopt the Conference Committee Report on 601.

13 PRESIDING OFFICER: (SENATOR BRUCE)

14 Senator...Senator Weaver moves to reconsider the vote by which
15 the Senate refused to adopt Conference Committee Report No. 1 to
16 House Bill 601. All in favor say Aye. All opposed Nay. The Ayes
17 have it. The vote is reconsidered. Conference Committee Reports,
18 House Bill 601. Senator Weaver.

19 SENATOR WEAVER:

20 Mr. President, I would move to adopt the Conference Committee
21 Report on House Bill 601.

22 PRESIDING OFFICER: (SENATOR BRUCE)

23 Senator...Senator Weaver moves that we adopt Conference Committee
24 Report No. 1 to House Bill 601. Is there discussion? The question is
25 shall we adopt the Conference Committee Report to 601. Those in favor
26 vote Aye. Those opposed vote Nay. The voting is open. Have all voted who
27 wish? Take the record. On that question, the Ayes are 38, the Nays
28 are 1, none Voting Present. The Senate adopts the Conference Committee
29 Report on House Bill 601, and the bill having received the required
30 constitutional majority is declared passed. Senator Weaver.

31 SENATOR WEAVER:

32 Mr. President, did we move for a Second Conference Committee on
33 House Bill 600?

1 PRESIDING OFFICER: (SENATOR BRUCE)

2 I believe that request will come from the House. Senator Weaver
3 moves that a Second Conference Committee Report be appointed on House
4 Bill 601. All in favor say Aye. All opposed Nay. The Ayes have it.
5 Second Conference Committee will be appointed. 600. Senator Weaver
6 moved that a Second Conference Committee Report be adopted on...
7 Second Conference Committee be appointed on House Bill 600. Those
8 in favor Aye. All opposed...those Nay. Ayes have it. Second
9 Conference Committee will be appointed, and we will so inform the
10 House. For what purpose does Senator Donnewald arise?

11 SENATOR DONNEWALD:

12 I ask the Chair, what would be the proper motion to withdraw
13 a Motions in Writing. That's something to do.

14 PRESIDING OFFICER: (SENATOR BRUCE)

15 You could move to Table a Motion in Writing, Senator Donnewald.
16 SENATOR DONNEWALD:

17 All right. I so move as to House Bill 2044.

18 PRESIDING OFFICER: (SENATOR BRUCE)

19 Those appear on Page 6 of your Calendar. Senator Donnewald
20 moves to Table his motion relative to House Bill 2044. All in
21 favor say Aye. All opposed Nay. The Ayes have it, and the motion
22 is Tabled. Any other Senators that would like to Table Motions
23 in Writing? Senator Rock. Senator Rock moves to Table his motion
24 relative to House Bill 66. All in favor say Aye. All opposed Nay.
25 Ayes have it, and the motion is Tabled. Senator Rock now moves to
26 Table a motion relative to House Bill 1470. All in favor say Aye.
27 All opposed Nay. The Ayes have it. The motion is Tabled. Senator
28 McCarthy moves to Table his motion relative to House Bill 2074. All
29 in favor say Aye. All opposed Nay. The Ayes have it. The motion is
30 Tabled. Senator Netsch on the Floor? Would you like to Table your
31 motion set on House Bill 309? We're Tabling all of those. We'd
32 like to clear up the Calendar, Senator Netsch. We're trying to
33 clear up the Calendar so that when we come back in the Fall, it would

1 not be printed on the Calendar. Technically, it would have to be even
2 though it would be ineffective. It was set for yesterday, and not
3 advanced. Senator Netsch moves to Table the motion relative to House
4 Bill 309. All in favor say Aye. All opposed Nay. Ayes have it, and
5 the motion is Tabled. Senator Partee on the Floor? I wonder if he
6 wanted to do his motion on House Joint Resolution 18. He probably
7 does. Senator Partee, did you want to Table your motion on House
8 Joint Resolution 18. Senator Howard Mohr was interested, I think.
9 SENATOR PARTEE:

10 Well, I was just wondering what two hour period you were going
11 to give me today for discussion of it?

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Some of us have decided between 12:00 midnight and 2:00 this
14 morning would be an appropriate time.

15 SENATOR PARTEE:

16 Well, just leave it alone. Just let it stay right there.

17 PRESIDING OFFICER: (SENATOR BRUCE)

18 Fine. It is set...Senator Partee, do you have a date for the
19 Secretary? Could we set it just for the Fall Calendar? It...

20 SENATOR PARTEE:

21 Set it for the second day of the Fall Calendar. We don't know
22 what the date will be yet, but that is definite enough, I would think.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Is there leave? Leave is granted. Senator Graham.

25 SENATOR GRAHAM:

26 I think if my record is correct that this motion was set for
27 yesterday. There was no request for a leave to have it heard today.
28 I think the request of the sponsor perhaps is out of order. His
29 time has ran.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Well, we...he just sought and received leave to set it for the
32 second day of the Fall Calendar, Senator Graham.

33 SENATOR GRAHAM:

1 I object to that.

2 PRESIDING OFFICER: (SENATOR BRUCE)

3 Your objection is noted, Senator Graham. Well, Senator Partee
4 sought and received leave to set it to the Fall Calendar. Senator
5 Graham, I'd also point out that since it is a Joint Resolution, he
6 could file the same motion in the Fall, and since it has not been
7 discussed, it is absolutely the same impact whether he leaves it
8 now or we set it over until the Fall. He can file one, and at least
9 have it debated. So, it has no practical effect whether we set it over
10 or whether we have Senator...Senator Partee file a new motion. Senator
11 Graham.

12 SENATOR GRAHAM:

13 Mr. President, is there some way that we can hire someone to
14 eat this thing?

15 PRESIDING OFFICER: (SENATOR BRUCE)

16 What is that, Senator Graham?

17 SENATOR GRAHAM:

18 You know there was a Senator here one time that said he knew
19 someone in Enrolling and Engrossing that would eat a bill for twenty-
20 five dollars. Is there some way that we can do that to this so it
21 goes away. Now, what are we really trying to do?

22 PRESIDING OFFICER: (SENATOR BRUCE)

23 Well, I'll put five dollars in the pot.

24 SENATOR GRAHAM:

25 Are we trying to hold this over the heads of the Legislature
26 during the summer and have us campaigned by every organization in
27 the State. Is that what we're after.

28 PRESIDING OFFICER: (SENATOR BRUCE)

29 No.

30 SENATOR GRAHAM:

31 I think it is.

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 The Secretary...the problem with all the other motions is...are

1 they...they are, in fact, mute. They could not be...they can be con-
2 sidered, but then the bill cannot be considered, since our time for
3 consideration has now run. On resolutions, however, we could consider
4 that...(Machine cut-off)...it just saves us from xeroxing and separating
5 and typing the motion one more time, Senator Graham. It has no practical
6 effect, and as you know and I know, that this will be discussed whether
7 or not this motion is filed and...with the Secretary. Senator Daley, for
8 what purpose do you arise?

9 SENATOR DALEY:

10 Mr. President and fellow Senators, an inquiry. Now, are all motions
11 that have been filed, are they still alive for the Fall Session?

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Well, Senator Daley, technically, if the Chair may have your
14 attention, technically the sponsor is not precluded from filing a
15 motion. The...the practical effect is that even if the motion pre-
16 vailed on all the bills on the Calendar, the bill...that would be
17 an ineffective action since the bills could not be then considered
18 under the joint rules adopted by both the House and Senate. Senator
19 Daley.

20 SENATOR DALEY:

21 Well, then actually at any time, even the Fall Session, you still
22 could file a motion. Correct.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Absolutely.

25 SENATOR DALEY:

26 Is the motion still alive here?

27 PRESIDING OFFICER: (SENATOR BRUCE)

28 The fact that it was Tabled does not have anything to do. It
29 was not considered...a sponsor could file the same motion in the Fall.

30 SENATOR DALEY:

31 Thank you.

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 Senator Savickas.

1 SENATOR SAVICKAS:

2 Well my purpose of my rising, since it's obvious that we are not
3 listening to bills, all we are now doing is waiting for concurrences
4 and Conference Committee Reports that if we don't intend to listen
5 to any motions, and we don't intend to listen to any bills on Postponed
6 Consideration, and 3rd reading, that I would move at this time that
7 we Table or all bills on the Calendar accept those bills that are
8 in Conference Committee and are waiting Conference Committee Reports.
9 PRESIDING OFFICER: (SENATOR BRUCE)

10 Senator Savickas, there are departmental appropriation bills
11 presently on the Calendar that could not be Tabled. We're waiting
12 for Senator Hynes. He will prepare, a joint leadership will prepare
13 a list of those bills that can be either recommitted or Tabled. Senator
14 Graham.

15 SENATOR GRAHAM:

16 I am going to suggest once more, without getting you excited again,
17 that the motion relating itself to the Resolution 18 is out of order.
18 I think that you have to ask for a unanimous consent to suspend the
19 rules. This hasn't been done. I'm suggesting that we go through that
20 order of business, and I'm placing that before you now.

21 PRESIDING OFFICER: (SENATOR BRUCE)

22 Well, Senator Graham, as reluctantly as I would have to, I would
23 have to rule your motion now out of order. I asked...Senator Partee
24 asked for leave, the Chair asked for leave and leave was granted to
25 place it on the second day of the Calendar. And I...Senator Graham.

26 SENATOR GRAHAM:

27 In keeping with my deep affection for you, I'm going to move to
28 appeal the ruling of the Chair.

29 PRESIDING OFFICER: (SENATOR BRUCE)

30 Senator Graham has appealed the ruling of the Chair. It will
31 require a thirty-six votes. Those...on the question of appealing
32 the ruling of the Chair, all...those in...Senator Daley.

33 SENATOR DALEY:

1 Mr. President and fellow Senators, what ruling is he appealing?
2 PRESIDING OFFICER: (SENATOR BRUCE)

3 Since the Chair has ruled that Senator Partee sought leave and
4 leave was granted to have Senate Joint Resolution 18, which relates
5 to the Equal Rights Amendment, set for hearing the second day of our
6 Fall schedule. Senator Graham has appealed the ruling of the Chair
7 relative to that motion. Question is shall the ruling of the Chair
8 be sustained. All those in favor of sustaining the ruling say Aye.
9 Senator Soper.

10 SENATOR SOPER:

11 Now, you know you don't state the whole case, just a part of
12 this case. You...this...this motion was set for yesterday. Yesterday
13 is gone, and...and a...and a suggestion was made by Senator Graham
14 that you can't set something for another date when the date is gone
15 when that was supposed to be heard, and it dies automatically. Then
16 you ruled that it didn't die. And you gave some flim-flam...opinion
17 on this thing, and...which wasn't right and you know it isn't right.
18 You know that when a motion is set for a certain day and it's not
19 continued, it's dead.

20 PRESIDING OFFICER: (SENATOR BRUCE)

21 All right. I'm...gentlemen, if you'll just be quite. Senator
22 Partee has heard this debate. As now stated, he just withdraws his
23 motion. It's fine. He'll now file a new motion, same thing. We've
24 wasted a lot of time. Thank you. Senator Soper. Senator Savickas.

25 SENATOR SAVICKAS:

26 Well, Mr. President, since it's obvious no one seeks to call
27 their bills off of Postponed Consideration or on 3rd reading, I would...

28 PRESIDING OFFICER: (SENATOR BRUCE)

29 Senator Savickas, we have not reached...that statement would
30 be incorrect since we have not reached that order of business. The
31 Chair has been asked by some sponsors to call their bills. The Chair
32 has been informed that the leadership does not wish to go to that order
33 of business at the present time, and that is why we...Senator Savickas.

1 SENATOR SAVICKAS:

2 Well, I'd like to know why not. Are we going to sit around
3 here and do nothing, and then at 10:00 o'clock tonight start moving
4 in here and working for four or five hours to push these bills through?
5 While we have...while we have the time in this Body now, let's call
6 these bills, and let's hear them and either vote them up or down.
7 And let's get over with this Session. I renew my motion.

8 PRESIDING OFFICER: (SENATOR BRUCE)

9 Is your motion to Table all bills on the Calendar, Senator
10 Savickas? All in favor say Aye. All opposed Nay. The Nays have it,
11 and the motion is lost. Senator Daley.

12 SENATOR DALEY:

13 Wrong motion. That excluded the appropriation items.

14 PRESIDING OFFICER: (SENATOR BRUCE)

15 There are...Senator Savickas, there are also authorizations
16 for expenditures on the Calendar along with committee bills that
17 many...many sponsors would like to consider yet today. If you will
18 withhold your motion, I'm sure we'll give you the proper time to
19 Table the bills. The Chair will stand in recess, the Senate will
20 stand in recess for ten minutes. Senator Buzbee, would you come
21 to the podium please.

22 (Recess)

23 (After Recess)

24 PRESIDING OFFICER: (SENATOR ROCK)

25 House Bills on 3rd reading. House Bill 139, Senator McCarthy.
26 Read the bill, Mr. Secretary.

27 SECRETARY:

28 House Bill 139.

29 (Secretary reads title of bill)

30 3rd reading of the bill.

31 PRESIDING OFFICER: (SENATOR ROCK)

32 Senator McCarthy.

33 SENATOR MCCARTHY:

1 Mr. President, this is the appropriation of six hundred and
2 fifty thousand dollars for additional payments to counties for child
3 care. It's a companion measure to 138 which heretofore passed. I
4 would urge Senate adoption.

5 PRESIDING OFFICER: (SENATOR ROCK)

6 Any discussion? The question is shall House Bill 139 pass.
7 Those in favor will vote Aye. Those opposed vote Nay. The voting
8 is open. Have all voted who wish? Take the record. On that question,
9 the Ayes are 36, the Nays are none, none Voting Present. House Bill
10 139 having received a constitutional majority is declared passed.
11 On the order of House Bills, 3rd reading, House Bill 851, Mr. Secretary.
12 Senator Joyce on the Floor? Skip it. On the order of House Bills
13 3rd reading, House Bill 913. Senator Don Moore on the Floor? Skip
14 it. 914. 946, on the order of House Bills 3rd reading, House Bill 946.

15 SECRETARY:

16 House Bill 946.

17 (Secretary reads title of bill)

18 3rd reading of the bill.

19 PRESIDING OFFICER: (SENATOR ROCK)

20 Senator Welsh. Senator Welsh.

21 SENATOR WELSH:

22 Mr. President and members of the Body, House Bill 946 sponsored
23 by Senator Soper and myself appropriates a hundred and ninety thousand
24 dollars for flood control on the Des Plaines River at Hoffman Dam.
25 This is an agreed bill, Mr. President. I...

26 PRESIDING OFFICER: (SENATOR ROCK)

27 Any...any discussion? The question is shall House Bill 946
28 pass. Those in favor vote Aye. Those opposed vote Nay. The voting
29 is open. Have all voted who wish? Take the record. On that question,
30 the Ayes are 40, the Nays are none, none Voting Present. House Bill
31 946 having received a constitutional majority is declared passed.
32 On the order of House Bills on 3rd reading, House Bill 947.

33 SECRETARY:

1 House Bill 947.

2 (Secretary reads title of bill)

3 3rd reading of the bill.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Senator Welsh.

6 SENATOR WELSH:

7 Same sponsorship, Mr. President. I'd appreciate the same roll call.

8 PRESIDING OFFICER: (SENATOR ROCK)

9 The question is shall House Bill 947 pass. Those in favor
10 vote Aye. Those opposed vote Nay. The voting is open. Have all
11 voted who wish? Take the record. On that question, the Ayes are
12 46, the Nays are none, none Voting Present. House Bill 947 having
13 received a constitutional majority is declared passed. Is there
14 leave to go for a moment back to the Secretary's Desk? On the order
15 of the Secretary's Desk is Senate Bill 629, Senator Bruce.

16 SENATOR BRUCE:

17 Yes, Mr. President, the appropriation staff on both sides now
18 approve this bill for nonconurrence on...No. 4 which is the
19 FEPC amendment, and I would move that we nonconcur, and then I
20 will move that we concur in four...1, 5 and 6. But, I would move
21 we nonconcur in Amendment No. 4 to Senate Bill 629, the FEPC amendment.

22 PRESIDING OFFICER: (SENATOR ROCK)

23 I think the...we ought to concur first, and then...

24 SENATOR BRUCE:

25 Oh, all right. Then I would move that we concur with Amendment
26 No. 1, 5 and 6. Amendment No. 1 is a cut of a program that was added
27 in the Senate. No. 5 adds five hundred ninety-six thousand for
28 a juvenile justice program. Number 6 adds additional funds for the
29 organized crime unit. I move that we concur in Amendments No. 1, 5 and 6.

30 PRESIDING OFFICER: (SENATOR ROCK)

31 The question is shall the Senate concur in Amendments 1, 5 and
32 6 to Senate Bill 629. Those in favor will vote Aye. Those opposed
33 will vote Nay. The voting is open. Have all voted who wish? Take

1 the record. On that question, the Ayes are 47, the Nays are none,
2 none Voting Present. Senate concurs in House Amendments 1, 5 and 6
3 to Senate Bill 629. Senator Bruce.

4 SENATOR BRUCE:

5 I would move that we nonconcur in Amendment No. 4 which is the
6 FEPC amendment.

7 PRESIDING OFFICER: (SENATOR ROCK)

8 Senator Bruce moves to nonconcur in House Amendment 4 to Senate
9 Bill 629. All those in favor signify by saying Aye. All those Opposed.
10 The Ayes have it. The motion carries, and the Secretary will so inform
11 the House. Senator Savickas, for what purpose do you arise?

12 SENATOR SAVICKAS:

13 Just for the record, I would like to indicate that the sponsor
14 supported this amendment on the Department of Transportation bill.

15 PRESIDING OFFICER: (SENATOR ROCK)

16 So noted. Is there leave to return to the order of House Bills
17 on 3rd reading? House Bill 913, Mr. Secretary. It's a request of
18 Senator Lane. I see Senator Moore is back on the Floor.

19 SECRETARY:

20 House Bill...

21 PRESIDING OFFICER: (SENATOR ROCK)

22 913, Mr. Secretary.

23 SECRETARY:

24 House Bill 913.

25 (Secretary reads title of bill)

26 3rd reading of the bill.

27 PRESIDING OFFICER: (SENATOR ROCK)

28 Senator Moore. Senator Don Moore.

29 SENATOR MOORE:

30 Thank you, Mr. President and members of the Senate, House Bill
31 913 appropriates twenty thousand dollars for the flooding problem
32 we've had on...Thorn Creek which is in Senator Lane's district, my
33 district and part of Northern Will County. I'd appreciate a favorable

1 roll call.

2 PRESIDING OFFICER: (SENATOR ROCK)

3 Any discussion? The question is shall House Bill 913 pass.

4 All those in favor vote Aye. Those opposed vote Nay. The voting
5 is open. Have all voted who wish? Take the record. On that question,
6 the Ayes are 48, the Nays are none, none Voting Present. House Bill
7 913 having received a constitutional majority is declared passed.

8 Senator Vadalabene, for what purpose do you arise?

9 SENATOR VADALABENE:

10 On a point of personal privilege.

11 PRESIDING OFFICER: (SENATOR ROCK)

12 State your point, Sir.

13 SENATOR VADALABENE:

14 I was in a Conference on a Committee on another matter when House
15 Bill 139, House Bill 946 and House Bill 947 were passed, and I would
16 like to be recorded as voting Aye on those three bills.

17 PRESIDING OFFICER: (SENATOR ROCK)

18 The record will show that your Aye vote record is still in tact.
19 On the order of House Bills on 3rd reading, House Bill 914, Mr.
20 Secretary.

21 SECRETARY:

22 House Bill 914.

23 (Secretary reads title of bill)

24 3rd reading of the bill.

25 PRESIDING OFFICER: (SENATOR ROCK)

26 Senator Moore.

27 SENATOR MOORE:

28 Thank you, Mr. President, this is an appropriation for forty
29 thousand dollars for Midlothian Creek. This is a continuation of a
30 project that started in the 74th General Assembly. It is within
31 the Governor's budget. I'd appreciate a favorable roll call.

32 PRESIDING OFFICER: (SENATOR ROCK)

33 The question is shall House Bill 914 pass. Those in favor will vote

1 Aye. Those opposed vote Nay. The voting is open. Have all voted
2 who wish? Take the record. On that question, the Ayes are 47, the Nays
3 are none, none Voting Present. House Bill 914 having received a
4 constitutional majority is declared passed. 915. On the order of
5 House Bills 3rd reading, House Bill 915.

6 SECRETARY:

7 House Bill 915.

8 (Secretary reads title of bill)

9 3rd reading of the bill.

10 PRESIDING OFFICER: (SENATOR ROCK)

11 Senator Moore.

12 SENATOR MOORE:

13 Thank you, Mr. President, this is an appropriation for twenty
14 thousand dollars for flood control on Butterfield Creek which is in
15 Rich and Bloom Township in Senator Lane's district and my district.
16 I'd appreciate a favorable roll call.

17 PRESIDING OFFICER: (SENATOR ROCK)

18 Any discussion? The question is shall...question is shall House
19 Bill 915 pass. Those in favor will vote Aye. Those opposed will vote
20 Nay. The voting is open. Have all voted who wish? Take the record.
21 On that question, the Ayes are 49, the Nays are 1, none Voting Present.
22 House Bill 915 having received a constitutional majority is declared
23 passed. On the order of House Bills 3rd reading, House Bill 851, Mr.
24 Secretary.

25 SECRETARY:

26 House Bill 851.

27 (Secretary reads title of bill)

28 3rd reading of the bill.

29 PRESIDING OFFICER: (SENATOR ROCK)

30 Senator Joyce.

31 SENATOR JOYCE:

32 Mr. President and members of the Body, 851 is a appropriation
33 to the Mid-Continent Fair. This fair is now run on donations and

1 volunteers. They have been doing this a number of years. Roll call.

2 PRESIDING OFFICER: (SENATOR ROCK)

3 The question is shall House Bill 851 pass. Those in favor
4 vote Aye. Those opposed vote Nay. The voting is open. Have all
5 voted who wish? Take the record. On that question, the Ayes are
6 48, the Nays are 1, 1 Voting Present. House Bill 851 having received
7 a constitutional majority is declared passed. On the order of House
8 Bills 3rd reading, House Bill 957, Mr. Secretary.

9 SECRETARY:

10 House Bill 957.

11 (Secretary reads title of bill)

12 3rd reading of the bill.

13 PRESIDING OFFICER: (SENATOR ROCK)

14 Senator Johns.

15 SENATOR JOHNS:

16 Mr. President, I move to return this bill to 2nd reading for the
17 purpose of offering an amendment.

18 PRESIDING OFFICER: (SENATOR ROCK)

19 Senator Johns asks leave to return House Bill 957 to the order of
20 2nd reading for amendment. Is leave granted? Leave is granted. On
21 the order of House Bills on 2nd reading is House Bill 957, Mr. Secretary.

22 SECRETARY:

23 Amendment No. 1 offered by Senator Johns.

24 PRESIDING OFFICER: (SENATOR ROCK)

25 Senator Johns.

26 SENATOR JOHNS:

27 Amendment No. 1 has been drafted to make a loan to Pope County
28 in the amount of eighty-five thousand rather than the hundred and
29 forty thousand as shown in the digest. We've eliminated the other
30 counties involved. Let me read it to you. Section 2 particularly,
31 the Department of Local Government Affairs...I move the adoption.

32 PRESIDING OFFICER: (SENATOR ROCK)

33 Senator Johns moves the adoption of Amendment No. 1 to House

1 Bill 957. Those in favor signify by saying Aye. Opposed. The Ayes
2 have it. The amendment is adopted. Any further amendments? 3rd
3 reading. 1053, Senator Lemke. 1070, Senator Savickas. Senator Savickas
4 SENATOR SAVICKAS:

5 I would at this time move to Table House Bill 1070.

6 PRESIDING OFFICER: (SENATOR ROCK)

7 All in favor of the motion...all in favor of the motion to Table
8 signify by saying Aye. Opposed. The Ayes have it. 1070 is Tabled.
9 1071, Mr. Secretary. On the order...on the order of House Bills 3rd
10 reading, House Bill 10...1071.

11 SECRETARY:

12 House Bill 1071 .

13 (Secretary reads title of bill)

14 3rd reading of the bill.

15 PRESIDING OFFICER: (SENATOR ROCK)

16 Senator Bruce.

17 SENATOR BRUCE:

18 Yes, Mr. President, at the suggestion of the Appropriations
19 Committee, this appropriation was reduced to nine hundred and fifty
20 thousand dollars. It's to construct an underpass. Hearings were
21 held last Thurday in Effingham relative to this project. Ask for
22 favorable consideration.

23 PRESIDING OFFICER: (SENATOR ROCK)

24 Question is shall House Bill 1071...Senator Savickas.

25 SENATOR SAVICKAS:

26 Is this in the Governor's budget, DOT budget?

27 PRESIDING OFFICER: (SENATOR ROCK)

28 Senator Bruce.

29 SENATOR BRUCE:

30 No, it is not, but this would avail...this would make the money
31 available to the department in the event they find from the hearings
32 conducted last Thursday. I'm told there will be another hearing in
33 July. They would be able to proceed with the project this Fiscal

1 Year.

2 PRESIDING OFFICER (SENATOR ROCK):

3 Any further discussion? Question is shall House Bill 1071
4 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting
5 is open. Have all voted who wish? Take the record. On that question,
6 the Ayes are 41, the Nays are 3, 1 Voting Present. House Bill 1071
7 having recieved a constitutional majority is declared passed. On
8 the order of House Bills 3rd reading, House Bill 957, Mr. Secretary.
9 Senator Harris.

10 SENATOR HARRIS:

11 It hasn't been read a third time. Okay.

12 PRESIDING OFFICER (SENATOR ROCK):

13 I'm asking the Secretary to read it.

14 SECRETARY:

15 House Bill 957.

16 (Secretary reads title of bill)

17 3rd reading of the bill.

18 PRESIDING OFFICER (SENATOR ROCK):

19 Senator Harris.

20 SENATOR HARRIS:

21 Mr. President, I'd like to seek leave of the Body to be added
22 as a cosponsor with Senator Johns for this House Bill.

23 PRESIDING OFFICER (SENATOR ROCK):.

24 Is leave granted? So ordered. Senator Harris.

25 SENATOR HARRIS:

26 Yeah, I'd like to join Senator Johns in this bill in the form
27 that it is now in. The amendment that we adopted just a few minutes
28 ago was one that I prepared and offered to Senator Johns for his
29 consideration. He approved of it. I think we now have a principle
30 that is acceptable. I would hope to...a majority of the membership
31 ...this series of bills, the two substantive bills were rejected by
32 the Body earlier. But, as a matter of fact, the language of...on the
33 Calendar is not accurate. This appropriation bill stands alone, and

1 is not required to have any substantive language. The Civil Admin-
2 istrative Code creating the Department of Local Government Affairs
3 clearly authorizes it to proceed under the terms of this bill as
4 now amended. I do not think we are establishing any dangerous
5 precedent here of a direct appropriation, but we are now demonstrating
6 as a beneficent sovereign. We are mindful of the severe problems
7 that obtain in Pope County. This appropriation would now provide
8 for a loan administered by the Department of Local Government Affairs
9 to the treasurer of Pope County. We adopted such a principle in a
10 bill of Senator Hall's the other day. House Bill 1996, as relates to
11 ...specific and extreme circumstance there. I think the principle
12 that's afforded now in the bill that was introduced by Representative
13 Winchester and now cosponsored by me with Senator Johns keeps us on
14 a responsible track, and I would hope that the Body would join us in
15 the adoption and passage of House Bill 957.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Further discussion? Senator Savickas.

18 SENATOR SAVICKAS:

19 Well, Senator Harris touched on one subject I was concerned
20 about. That was the...constitutionality and legality of adding
21 this substantive language in an amendment to a bill. I have serious
22 doubts that this is constitutionally correct, but I would like to
23 also comment on his concern to give interest free loans to Pope
24 County. We just had a request from East St. Louis, Senator Hall's
25 area, for interest free loans to develop their bi-state port authority
26 or district to develop in the board or whatever it was, and at that
27 time the mood was not to give an interest free loan. Now, we give
28 interest free loans, we loaning money to a county that obviously
29 cannot afford to sustain itself. What is the security for this
30 loan? When will this loan be paid back? I think there is some
31 serious question on this. How is the State loaning money to a county
32 without any security, without any provision for pay back, and I think
33 that we should address ourselves to this question. And, I must...might

1 add that the county, itself, is insolvent. Are we going to use
2 the county as security?

3 PRESIDING OFFICER: (SENATOR ROCK)

4 Senator Johns.

5 SENATOR JOHNS:

6 The terms of the loan would have to be worked out with the
7 treasurer of Pope County. It would have to be interest free, because
8 an encumbrance of interest would make it very difficult for them
9 to pay it back, but I'm sure that it can be worked out with the
10 proper safeguards to the State for the money loaned.

11 PRESIDING OFFICER: (SENATOR ROCK)

12 Further discussion? Senator Savickas. All right. Senator
13 Johns, you wish to close the debate? Senator Johns.

14 SENATOR JOHNS:

15 I ask for a favorable roll call, Mr. President.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Okay. The question is shall House Bill 957 as amended pass.
18 Those in favor vote Aye. Those opposed vote Nay. The voting is
19 open. Have all voted who wish? Take the record. On that question,
20 the Ayes are 43, the Nays are 1, 1 Voting Present. House Bill 957
21 as amended having received a constitutional majority is declared
22 passed. Senator Lemke, for what purpose do you arise?

23 SENATOR LEMKE:

24 I'd like to request a Second Conference Committee on Senate
25 Bill 1384.

26 PRESIDING OFFICER: (SENATOR ROCK)

27 Is leave granted? So ordered. On the order of House Bills on
28 3rd reading, House Bill 1278, Mr. Secretary.

29 SECRETARY:

30 House Bill 1278.

31 (Secretary reads title of bill)

32 3rd reading of the bill.

33 PRESIDING OFFICER: (SENATOR ROCK)

1 Senator Howard Mohr.

2 SENATOR MOHR:

3 Yes, Mr. President, this hundred thousand dollars for Stevenson
4 Creek, the name ought to get a few votes, a lagoon, it's...it's
5 one fiftieth the size of another lagoon that we supported last year.
6 I move for a favorable consideration.

7 PRESIDING OFFICER: (SENATOR ROCK)

8 Any discussion? Question is shall House Bill 1278 pass. Those
9 in favor vote Aye. Those opposed vote Nay. The voting is open.
10 Have all voted who wish? Take the record. On that question, the
11 Ayes are 43, the Nays are none, 1 Voting Present. House Bill 2...
12 1278 having received a constitutional majority is declared passed.
13 Senator Lemke, for what purpose do you arise?

14 SENATOR LEMKE:

15 I'd like to make a motion to Table House Bill 1053.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Senator Lemke moves to Table House Bill 1053. Those in favor
18 signify by saying Aye. Those Opposed. The Ayes have it. The bill
19 is Tabled. On the order of House Bills on 3rd reading is House Bill
20 1305.

21 SECRETARY:

22 House...House Bill 1305.

23 (Secretary reads title of bill)

24 3rd reading of the bill.

25 PRESIDING OFFICER: (SENATOR ROCK)

26 Senator Latherow.

27 SENATOR LATHEROW:

28 Thank you, Mr. President and members, this is an appropriation
29 of two hundred thousand from the Road Fund to build a road north of
30 Keithsburg, Illinois that will also act as a levy for the city.
31 I'd appreciate a favorable roll call.

32 PRESIDING OFFICER: (SENATOR ROCK)

33 Question is shall House Bill 1305 pass. All those in...those

1 in favor vote Aye. Those opposed will vote Nay. The voting is
2 open. Have all voted who wish? Take the record. On that question,
3 the Ayes are 39, the Nays are 2, 1 Voting Present. House Bill 1305
4 having received a constitutional majority is declared passed. On the
5 order of House Bills 3rd reading, House Bill 1321, Mr. Secretary.

6 SECRETARY:

7 House Bill 1321.

8 (Secretary reads title of bill)

9 3rd reading of the bill.

10 PRESIDING OFFICER: (SENATOR ROCK)

11 Senator Bruce.

12 SENATOR BRUCE:

13 Yes, Mr. President, this appropriates one hundred thousand
14 dollars for Ten Mile Lake in Hamilton County. The Senate has
15 taken action on this earlier and passed it out of here. I would
16 ask for a favorable roll call on 1321.

17 PRESIDING OFFICER: (SENATOR ROCK)

18 Any discussion? Question is shall House Bill 1321 pass. All
19 those in favor will vote Aye. Those opposed will vote Nay. The
20 voting is open. Senator Partee, will you vote me Aye please. Will
21 you vote yourself Aye please. Have all voted who wish? Take the
22 record. On that question, the Ayes are 45, the Nays are 3, 2 Voting
23 Present. House Bill 1321 having received a constitutional majority
24 is declared passed. On the order of House Bills on 3rd reading, House
25 Bill 1342, Mr. Secretary. You're not going to call...all right. We'll
26 hold that. On the order of House Bills 3rd reading, House Bill 1358.
27 Mr. Secretary...58.

28 SECRETARY:

29 House Bill 1358.

30 (Secretary reads title of bill)

31 3rd reading of the bill.

32 PRESIDING OFFICER: (SENATOR ROCK)

33 Senator Johns on the Floor? Take it out of the record. On the

1 order of House Bills on 3rd reading, House Bill 1372.

2 SECRETARY:

3 House Bill 1372.

4 (Secretary reads title of bill)

5 3rd reading of the bill.

6 PRESIDING OFFICER: (SENATOR ROCK)

7 Senator Knuppel.

8 SENATOR KNUPPEL:

9 1372 is designed to provide for an independent appraisal of the
10 ...of the grounds and facilities of the Peoria State Hospital in
11 order to try to achieve a sale or disposition or use thereof.

12 PRESIDING OFFICER: (SENATOR ROCK)

13 Any discussion? The question is shall House Bill 1372 pass.
14 Those in favor will vote Aye. Those opposed will vote Nay. The
15 voting is open. Have all voted who wish? Take the record. On that
16 question, the Ayes are 51, the Nays are none, none Voting Present.
17 House Bill 1372 having received a constitutional majority is declared
18 passed. I'm sorry. We skipped you. Oh. Okay. Senator Johns, for
19 what purpose do you arise?

20 SENATOR JOHNS:

21 Thank you, Mr. President, for this permission. We just passed
22 over House Bill 1358 which was an appropriation bill for bills that
23 have failed, and I now wish to Table that bill and clear the Calendar
24 of that bill.

25 PRESIDING OFFICER: (SENATOR ROCK)

26 Senator Johns moves to Table House Bill 1358. Those in favor
27 signify by saying Aye. Opposed. The Ayes have it. The bill is Tabled.
28 On the order of House Bills on 3rd reading is House Bill 1510. Senator
29 Schaffer, for what purpose do you arise?

30 SENATOR SCHAFFER:

31 This is my bill.

32 PRESIDING OFFICER: (SENATOR ROCK)

33 Oh, I beg your pardon. I thought you were seeking leave or something.

1 PRESIDING OFFICER: (SENATOR ROCK)
2 House Bill 1510, Mr. Secretary:
3 SECRETARY:
4 House Bill 1510.
5 (Secretary reads title of bill)
6 3rd reading of the bill.
7 PRESIDING OFFICER: (SENATOR ROCK)
8 Senator Schaffer.
9 SENATOR SCHAFFER:
10 This bill appropriates nine hundred and forty thousand dollars
11 for dredging and containment in the waterway between Nippersink Lake
12 and Pistakee Lake in the chain of lakes. It's the...a vital project
13 for the chain. It's a combination of two years of work for the chain
14 of lakes. Fox River Commission on which Senator Berning and myself
15 and Senator Rock served. Answer any questions. Appreciate a favorable
16 roll call.
17 PRESIDING OFFICER: (SENATOR ROCK)
18 Any discussion? The question is shall...Senator Regner.
19 SENATOR REGNER:
20 Question of the sponsor.
21 PRESIDING OFFICER: (SENATOR ROCK)
22 Indicates he will yield.
23 SENATOR REGNER:
24 Senator Schaffer, is this the same one that we have in the...
25 Omnibus Commission bill right now? Okay.
26 PRESIDING OFFICER: (SENATOR ROCK)
27 Question is shall House Bill 1510 pass. Those in favor will vote
28 Aye. Those opposed will vote Nay. The voting is open. Have all voted
29 who wish? Take the record. On that question, the Ayes are 52, the
30 Nays are none, 3 Voting Present. House Bill 1510 having received a
31 constitutional majority is declared passed. On the order of House
32 Bills on 3rd reading is House Bill 1525, Mr. Secretary.
33 SECRETARY:

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1 House Bill 1525.

2 (Secretary reads title of bill)

3 3rd reading of the bill.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Senator Roe.

6 SENATOR ROE:

7 Mr. President, in the synopsis...correctly states the question,
8 and I'd appreciate a favorable roll call.

9 PRESIDING OFFICER: (SENATOR ROCK)

10 Any discussion? Question is shall House Bill 1525 pass. Those
11 in favor will vote Aye. Those opposed will vote Nay. The voting
12 is open. Have all voted who wish? Take the record. On that question,
13 the Ayes are 47, the Nays are 2, 1 Voting Present. House Bill 1525
14 having received a constitutional majority is declared passed. On the
15 order of House Bills on 3rd reading, House Bill 1602, Mr. Secretary.

16 SECRETARY:

17 House Bill 1602.

18 (Secretary reads title of bill)

19 3rd reading of the bill.

20 PRESIDING OFFICER: (SENATOR ROCK)

21 Senator Bloom.

22 SENATOR BLOOM:

23 Thank you very much, Mr. President and fellow Senators. This
24 is our biggie. Appropriates to...money to build a second span,
25 and I appreciate a favorable roll call.

26 PRESIDING OFFICER: (SENATOR ROCK)

EE

27 Any discussion? The question is shall House Bill 1602 pass.
28 Those in favor will vote Aye. Those opposed will vote Nay. The
29 voting is open. Have all voted who wish? Take the record. On that
30 question, the Ayes are 49, the Nays are none, 1 Voting Present. House
31 Bill 1602 having received a constitutional majority is declared passed.
32 On the order of House Bills on 3rd reading is House Bill 1720, Mr.
33 Secretary.

1 SECRETARY:

2 House Bill 1720.

3 (Secretary reads title of bill)

4 3rd reading of the bill.

5 PRESIDING OFFICER: (SENATOR ROCK)

6 Senator Johns.

7 SENATOR JOHNS:

8 Mr. President, the money I seek from the Department of Transporta-
9 tion from the Road Fund of three hundred thousand dollars to raze
10 a section of highway that was inundated four and a half feet in 1974
11 blocking the transmission of people from Missouri into Illinois in
12 the southwest section is desperately needed. I would appreciate a
13 favorable roll call.

14 PRESIDING OFFICER: (SENATOR ROCK)

15 Any discussion? The question is shall House Bill 1720 pass.
16 Those in favor will vote Aye. Those opposed will vote Nay. The
17 voting is open. Have all voted who wish? Take the record. On that
18 question, the Ayes are 47, the Nays are none, 4 Voting Present. House
19 Bill 1720 having received a constitutional majority is declared passed.
20 On the order of House Bills on 3rd reading is House Bill 1996, Mr.
21 Secretary.

22 SECRETARY:

23 House Bill 1996.

24 (Secretary reads title of bill)

25 3rd reading of the bill.

26 PRESIDING OFFICER: (SENATOR ROCK)

27 Senator Kenneth Hall.

28 SENATOR HALL:

29 Thank you, Mr. President, fellow members of the Senate. House
30 Bill 1996 appropriates one million nine hundred for a loan to the
31 Department of Business and Economic Development for the matching funds
32 to share a progress plaza industrial park in St. Clair County. Now,
33 this bill has been tightened up by an amendment that Senator Harris

1 has written. It's been adopted, and I would ask your most favorable
2 support for this bill.

3 PRESIDING OFFICER: (SENATOR ROCK)

4 Any discussion? The question is shall House Bill 1996 as amended
5 pass. Those in favor will vote Aye. Those opposed will vote Nay.
6 The voting is open. Have all voted who wish? Take the record. On
7 that question, the Ayes are 38, the Nays are 4, 3 Voting Present.
8 House Bill 1996 as amended having received a constitutional majority
9 is declared passed. On the order of House Bills on 3rd reading is
10 House Bill 2029, Mr. Secretary.

11 SECRETARY:

12 House Bill 2029.

13 (Secretary reads title of bill)

14 3rd reading of the bill.

15 PRESIDING OFFICER: (SENATOR ROCK)

16 Senator Kenneth Hall.

17 SENATOR HALL:

18 Thank you, Mr. President and members of the Senate. House Bill
19 209 is a bill that Representative Stiehl and I have worked on for
20 a number of years. For more than ten years the State has been
21 involved in attempting to develop a plan to solve the problems of
22 vehicular traffic on Highway 460 and we're no closer today than we
23 were ten years ago. We've had eleven different studies and it's
24 a problem, this crossing. There are over two...twenty thousand
25 six hundred vehicles cross these tracks daily. This is vitally
26 needed in our area, and I 'd ask your most favorable support for this
27 bill.

28 PRESIDING OFFICER: (SENATOR ROCK)

29 Further discussion? Question is shall House Bill 2029 pass.
30 Those in favor will vote Aye. Those opposed will vote Nay. The
31 voting is open. Have all voted who wish? Take the record. On that
32 question the Ayes are 34, the Nays are 1, 10 Voting Present. House
33 Bill 2029 having received a constitutional majority is declared passed.

1 On the order of House Bills on...on the order of House Bills on
2 3rd reading is House Bill 2076, Mr. Secretary.

3 SECRETARY:

4 House Bill 2076.

5 (Secretary reads title of bill)

6 3rd reading of the bill.

7 PRESIDING OFFICER: (SENATOR ROCK)

8 Senator Partee.

9 SENATOR PARTEE:

10 Accept a favorable roll call.

11 PRESIDING OFFICER: (SENATOR ROCK)

12 Any discussion? The question is shall House Bill 2076 as amended
13 pass. Those in favor will vote Aye. Those opposed will vote Nay.

14 The voting is open. Have all voted who wish? Have all voted who
15 wish? Take the record. On that question the Ayes are 28, the Nays
16 are none, 16 Voting Present. Senator Partee seeks leave to postpone
17 consideration. Consideration will be postponed. House Bill 2100,
18 Senator Bruce.

19 SENATOR BRUCE:

20 Yes, I would move to recommit that bill to committee.

21 PRESIDING OFFICER: (SENATOR ROCK)

22 Senator Bruce asks leave to recommit House Bill 2100 to committee.

23 So ordered. 2454, Senator Hall. Senator Kenneth Hall.

24 SENATOR HALL:

25 Mr. ...Mr. President, I move to recommit House Bill 2454 and
26 2800 to committee.

27 PRESIDING OFFICER: (SENATOR ROCK)

28 2454 and 2800, Senator Hall seeks leave to recommit those to the
29 committee from whence they came. Is leave granted? So ordered. On the
30 order of House Bills on 3rd reading is House Bill 2463, Mr. Secretary.

31 SECRETARY:

32 House Bill 2463.

33 (Secretary reads title of bill)

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1 3rd reading of the bill.

2 PRESIDING OFFICER: (SENATOR ROCK)

3 Senator Demuzio. Senator Demuzio.

4 SENATOR DEMUZIO:

5 Thank you, Mr. President, this House Bill 2463 appropriates
6 ninety thousand dollars for the construction of flood control
7 structures and related water resource improvements on Meredosia Lake
8 in Morgan County, and I ask for a favorable roll call.

9 PRESIDING OFFICER: (SENATOR ROCK)

10 Any discussion? The question is shall House Bill 2463 pass.
11 Those in favor will vote Aye. Those opposed will vote Nay. The
12 voting is open. Have all voted who wish? Take the record. On that
13 question, the Ayes are 42, the Nays are none, 6 Voting Present. House
14 Bill 2463 having received the constitutional majority is declared passed.
15 2811 and 12, Senator Partee. Do you wish to recommit those?

16 SENATOR PARTEE:

17 I desire to recommit the bill to committee.

18 PRESIDING OFFICER: (SENATOR ROCK)

19 Senator Partee asks leave to recommit House Bill 2811 and 2812
20 to the committee from whence they came. Is leave granted? So ordered.
21 3058. Do you have...on the order of House Bills 3rd reading, House Bill
22 3058. Senator Latherow seeks leave to bring 3058 back to the order
23 of 2nd reading for the purpose of an amendment. Is leave granted?
24 So ordered. On the order of House Bills on 2nd reading, House Bill
25 3058, Mr. Secretary.

26 SECRETARY:

27 House Bill 3058. Amendment No. 1 offered by Senator Latherow.

28 PRESIDING OFFICER: (SENATOR ROCK)

29 Senator Latherow.

30 SENATOR LATHEROW:

31 Mr. President and members of the Senate, through some matter of
32 the bill which establishes Illinois' concurrence with the Federal
33 law for the fifty-five mile per hour speed limit did fail in the House.

1 This is the vehicle that was left that we could use to concur in
2 that. Now, the real problem here is not just ten million of Federal
3 funds or twenty million of Federal funds for the Highway Department
4 here in Illinois. It's my understanding, all the Federal funds that
5 are solicit...or sent to Illinois are pending upon this particular adop-
6 tion of this amendment and passage of it. I move the adoption of
7 Amendment No. 1 to 3058.

8 PRESIDING OFFICER: (SENATOR ROCK)

9 Senator Latherow moves the adoption of Amendment No. 1 to House
10 Bill 3058. All those in favor signify by saying Aye. Those Opposed.
11 The Ayes have it. The amendment is adopted. Any further amendments?
12 3rd reading. On the order of House Bills on 3rd reading is House Bill
13 3063. Mr. Secretary. Senator Lemke, for what purpose do you arise?
14 SENATOR LEMKE:

15 I'd like to have that re-referred back to Insurance.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Senator Lemke moves to re-refer...

18 SENATOR LEMKE:

19 There's a technical problem in there. It would take too much
20 time to the amending it. They forgot to amend it all the way through
21 the bill, the amounts.

22 PRESIDING OFFICER: (SENATOR ROCK)

23 Senator Lemke asks leave to recommit House Bill 3063 to the
24 Committee on Insurance. Is leave granted? So ordered. On the order
25 of House Bills on 3rd readings is House Bill 3064. Mr Secretary.

26 SECRETARY:

27 House Bill 3064.

28 (Secretary reads title of bill)

29 3rd reading of the bill.

30 PRESIDING OFFICER: (SENATOR ROCK)

31 Senator Buzbee.

32 SENATOR BUZBEE:

33 Mr. President, this bill tranfers eight hundred and fifty thousand

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1 dollars by line item to pay for veterans' scholarships who are enrolled
2 at public community colleges in full-time or part-time study. The
3 reasons for this is the Chicago City Colleges charged tuition for the
4 first time in FY '75, and veterans enrolled this year were...required
5 ...required three hundred and twenty-five thousand so far as compared
6 to sixty-two hundred last year. And this will not lead to a...a...
7 asking for an increase in a deficiency at a later time because there's
8 still two point five million left in...that will be lapsed, and I
9 would ask for a favorable roll call.

10 PRESIDING OFFICER: (SENATOR ROCK)

11 Further discussion? The question is shall House Bill 3064 pass.
12 Those in favor will vote Aye. Those opposed will vote Nay. The voting
13 is open. Have all voted who wish? Take the record. On that question,
14 the Ayes are 52, the Nays are none, none Voting Present. House Bill
15 3064 having received a constitutional majority is declared passed.
16 Senator Latherow, you wish to go back to 3058?

17 SENATOR LATHEROW:

18 Thank you, Mr. President...

19 PRESIDING OFFICER: (SENATOR ROCK)

20 Wait a minute. We...we've got to read it. We've got to clear
21 the machine and read it. We've got all kinds of things going on up
22 here. On the order of House Bills on 3rd reading is House Bill 3058
23 as amended.

24 SECRETARY:

25 House Bill 3058.

26 (Secretary reads title of bill)

27 3rd reading of the bill.

28 PRESIDING OFFICER: (SENATOR ROCK)

29 Senator Latherow.

30 SENATOR LATHEROW:

31 Thank you, Mr. President. This is exactly in the condition as
32 near as I can tell as Senate Bill 392 was when it passed the Senate,
33 and I'd move for a favorable consideration.

1 PRESIDING OFFICER: (SENATOR ROCK)

2 Any discussion? The question is shall House Bill 3058 pass.
3 Those in favor will vote Aye. Those opposed will vote Nay. The voting
4 is open. Have all voted who wish? Take the record. On that question,
5 the Ayes are 46, the Nays are none, none Voting Present. House Bill
6 3058 as amended having received a constitutional majority is declared
7 passed. On the order of House Bills on 3rd reading. House Bill 2036.
8 Mr. Secretary.

9 SECRETARY:

10 House Bill 2036.

11 (Secretary reads title of bill)

12 3rd reading of the bill.

13 PRESIDING OFFICER: (SENATOR ROCK)

14 Senator Weaver.

15 SENATOR WEAVER:

16 Thank you, Mr. President. This is the annual appropriation for
17 the Attorney General, with all new position have been deleted, and I'd
18 ask for a favorable roll call.

19 PRESIDING OFFICER: (SENATOR ROCK)

20 Any discussion? The question is shall House Bill 2036 pass.
21 Those in favor vote Aye. Those opposed vote Nay. The voting is open.
22 Have all voted who wish? Take the record. On that question, the Ayes
23 are 48, the Nays are none, none Voting Present. House Bill 2036
24 having received a constitutional majority is declared passed. Senator
25 Partee, for...oh. Is there leave to go to the order of Consideration
26 Postponed? On the order of Consideration Postponed is House Bill 2076.
27 It has been read a third time. Senator Partee.

28 SENATOR PARTEE:

29 Oh, no. I wasn't asking that one to be called. I...I thought
30 you were...

31 PRESIDING OFFICER: (SENATOR ROCK)

32 Well, let's...let's...let's ask that one.

33 SENATOR PARTEE:

1 All right. I ask for a roll call.

2 PRESIDING OFFICER: (SENATOR ROCK)

3 Any discussion? Senator Harris.

4 SENATOR HARRIS:

5 Well, I would just point out that this is a new program, and
6 it's quite similar to the one of Representative Daniels' that Senator
7 Philip handled quite similar to that. The sponsorship of this measure
8 that is before us, the Senate sponsorship, does make this a program some-
9 what different than those others, but I just would...I just think we
10 ought to be aware of the fact that this is a commitment to a very
11 significantly expensive and potentially expanding new program. I intend
12 to support it with considerable reluctance, but the sponsorship is
13 the difference.

14 PRESIDING OFFICER: (SENATOR ROCK)

15 The question is shall House Bill 2076 pass. Those in favor vote
16 Aye. Those opposed vote Nay. The voting is open. Have all voted
17 who wish? Take the record. On that question, the Ayes are 39, the
18 Nays are none, 5 Voting Present. House Bill 2076 having...having
19 received a constitutional majority is declared passed. On the order
20 of House Bills on 3rd reading. 3088, Senator Partee, do you wish that
21 called? On the order of House Bills on 3rd reading. House Bill 3088.
22 Mr. Secretary.

23 SECRETARY:

24 House Bill 3088.

25 (Secretary reads title of bill)

26 3rd reading of the bill.

27 PRESIDING OFFICER: (SENATOR ROCK)

28 Senator Partee.

29 SENATOR PARTEE:

30 This only applies to the Capital Development Board to set off
31 contracts for minority contractors. I would appreciate a roll call.

32 PRESIDING OFFICER: (SENATOR ROCK)

33 Any discussion? Senator Graham.

1 SENATOR GRAHAM:

2 This looks...looks like, I suppose, Mr. President, pick on
3 Senator Partee day. This piece of legislation...

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Senator Bruce.

6 SENATOR GRAHAM:

7 ...is thoroughly a precedent setting type of proposal that is
8 just unbearable and unlivable in my opinion. It would allow CDB to
9 set up to...set aside up to ten percent of its total construction
10 budget for small minority contractors. Advance drawing account is
11 interest free, Ladies and Gentlemen. All this is prior to any contrac-
12 tual...performance, none is required, no retainage, no bonding, and
13 no protection for the public. Now, we can't continue by legislation
14 and imposing our will and judgement upon people to run our government
15 by two sets of rules or run our free economy by the same standards.
16 This plan would disregard and wink completely at the Purchasing Act.
17 It would invite some unscrupulous activities, I think, and I think the
18 people of the State of Illinois represented by their representatives
19 in the General Assembly have to be aware if there ever was a real
20 rip off, this is it, and I suggest that this bill do not pass.

21 PRESIDING OFFICER: (SENATOR BRUCE)

22 Further discussion? Senator Clarke.

23 SENATOR CLARKE:

24 Mr. ...Mr. President and members of the Senate. I'd like to
25 remind you that just two years ago, we passed a completely new Pur-
26 chasing Act in the State of Illinois after two years study of a Sub-
27 committee of the Audit Commission and consultation with many, many
28 people in the construction field as well as the experts in the purchas-
29 ing process. We have already this year had a subcommittee working hard
30 and long in which we disagreed with and beat back a riddling of that
31 Purchasing Act by the Governor wanting it to go along with his Accel-
32 erated Bond Program. I think that if we are going to have an effective
33 Purchasing Act in the State of Illinois, now that we have revised it,

1 and it is in proper form, we ought to keep it that way, and this pro-
2 gram would do just the opposite.

3 PRESIDING OFFICER: (SENATOR BRUCE)

4 Senator Harris.

5 SENATOR HARRIS:

6 Well, I would point out that this bill is quite similar to House
7 Bill 2010 which was Tabled in the House, and then, subsequently, this
8 came along as a committee bill. Now, it was advanced with...to 2nd
9 reading without reference here in the Senate. It has had no committee
10 evaluation. It is a major departure. It is the kind of program that
11 I think ought to have thorough scrutiny and the kind of evaluation
12 that these tremendous changes in our CDB activities, for example,
13 this permits an advanced drawing account of interest free allocations
14 by the CDB to minority contractors. Other contractors pay fourteen
15 percent for this kind of privilege. This requires the CDB to set aside
16 up to ten percent of its total construction budget for minority con-
17 tractors. Now, I have absolutely no problem with sound initiatives to
18 be helpful to bring minority contractors into the mainstream within
19 the system, but I think such statutory changes and policy determinations
20 ought to be subject to the kind of thorough evaluation that these
21 innovations, contained in this bill, really require. I think it's
22 absolutely unreasonable for us to make this kind of determination with-
23 out any committee scrutiny or study. The fact is, of course, that it
24 becomes a sensitive matter to resist this kind of legislation, and
25 I hope that that won't be evaluated to be a position taken by those
26 who will or who do oppose this. It just seems to me that the decision
27 we're being asked to make here today is one that we're just honestly
28 not prepared and reasonably qualified to make. This bill ought to be
29 set over, take some time to honestly evaluate it, and if, in fact, we
30 can initiate a reasonable public policy to give assistance to minority
31 contractors who ought to be helped get into the mainstream, fine, but
32 this is just too big a bite all at once, and I think it ought to be
33 deferred.

1 PRESIDING OFFICER: (SENATOR BRUCE)

2 Senator Soper.

3 SENATOR SOPER:

4 Thank you, Mr. President. You know, for years, I've been trying
5 to find out when you say minority groups, minority contractors, minority
6 this, minority that, I've been trying to find out what...how you des-
7 cribe a minority or a minority contractor. I'd like to have the...
8 the Senator, Senator Partee, the sponsor of this bill, would you please
9 tell me who would come under this bill?

10 PRESIDING OFFICER: (SENATOR BRUCE)

11 Senator Partee.

12 SENATOR PARTEE:

13 At one time in the history of the United States, there were
14 persons residing in this country who only had three-fifth of one
15 vote. Those are what we call minorities.

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 Senator Soper.

18 SENATOR SOPER:

19 Now, how about some of the people that came over from...the
20 people that I represent that didn't have a vote at all?

21 PRESIDING OFFICER: (SENATOR BRUCE)

22 Senator Partee.

23 SENATOR PARTEE:

24 Their skins being white, if they had been here, they would have
25 had a vote. They wouldn't have been in the three-fifth classification.

26 PRESIDING OFFICER: (SENATOR BRUCE)

27 Senator Soper.

28 SENATOR SOPER:

29 Now, the original Bohemians were called Indians and they met all
30 the boats and everybody that came over from the other countries because
31 I'll remember Votzlov Novak once came over, and he was on...he was
32 on...with the...with the Pilgrims, and when he was about to enter the
33 ...enter a little...a little forest, he was talking to another

1 Bohemian, he says...he says, Joseph... (foreign phrase). In English,
2 it means Joe, there's some mushrooms here, and behind the tree were
3 two Indians, and he said...and he said, (foreign phrase)...which means
4 you're also Bohemians.

5 PRESIDING OFFICER: (SENATOR BRUCE)

6 Is there further debate? Senator Partee may close.

7 SENATOR PARTEE:

8 Senator, when you get a chance, write that out for me cause I
9 want to remember that. Now, seriously, some day maybe you'll get a
10 chance to visit my district. We're poor people. We don't have any
11 large manufacturing. We don't have any big agencies that earn a lot
12 of money, but we are people who believe in the American tradition. We
13 believe in the flag, and...and many, many people in my community who
14 want to be good citizens who try very desperately with all of the
15 handicaps to raise themselves by their boot straps. And we just want
16 to try to furnish them boot straps so that we, too, can come into the
17 mainstream economically of this country so that we, too, can be in the
18 vanguard of those who are supportive of this country and who can then
19 look down with distain on those who would pillage and...and burn and
20 things of that sort. We...we want to help these people. We're poor
21 people. We need some help, and that's all we're asking for in this
22 bill and would appreciate a favorable roll call.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 The question is shall House Bill 3088 pass. Those in favor vote
25 Aye. Those opposed vote Nay. The voting is open. Have all voted who
26 wish? Have all voted who wish? Take the record. On that question,
27 the Ayes are 30, the Nays are 4, 13 Voting Present. House Bill 3088
28 having received a constitutional majority is declared passed. What
29 purpose does Senator Harris arise?

30 SENATOR HARRIS:

31 Mr. President, I request a verification of the roll call. This
32 bill was not considered, and I think we ought to really be on sound
33 ground...

1 PRESIDING OFFICER: (SENATOR BRUCE)

2 ...Senator Harris...well, now, you can request a verification.
3 There's been a request for a...verification. Will the Senators please
4 be in their seat. The Secretary will call those who voted in the
5 affirmative.

6 ACTING SECRETARY: (MR. FERNANDES)

7 The following voted in the affirmative:

8 Bell, Brady, Bruce, Buzbee, Carroll, Demuzio, Donnewald,
9 Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce, Knuppel,
10 Kosinski, Lane, McCarthy, Morris, Netsch, Newhouse, Nudelman, Palmer,
11 Rock, Shapiro, Smith, Vadalabene, Welsh, Wooten, Mr. President.

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Senator Harris, you requesting a verification? Is Senator Johns
14 on the Floor? Senator Johns on the Floor? Strike his name. Is
15 Senator Knuppel...yes, he's in the back. Senator Harris, any further
16 names? On that question...on that question, the Ayes are 29, the
17 Nays are 4, 13 Voting Present. Been a motion by Senator...Partee to
18 Postpone further Consideration of House Bill 3088. The bill will be
19 Postponed. 3096, Senator Hynes. House Bill 309...read the bill, Mr.
20 Secretary. House Bill 3096.

21 SECRETARY:

22 House Bill 3096.

23 (Secretary begins reading title of bill)...

24 PRESIDING OFFICER: (SENATOR BRUCE)

25 Senator Partee, for what purpose do you arise? Senator Hynes.

26 SENATOR HYNES:

27 Mr. President, this is the authorization bill for the...the
28 capita bills that we passed out yesterday, and there will be an
29 amendment forthcoming for it to...to conform it to the...the bills
30 as amended. So, I think we ought to hold this here until we have that
31 in...

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 Take it out of the record. House Bill 3097, Senator Buzbee.

1 Read the bill, Mr. Secretary. Senator Buzbee:

2 SENATOR BUZBEE:

3 Mr. President, I would ask leave to bring this bill back to 2nd
4 reading for the purpose of an amendment.

5 PRESIDING OFFICER: (SENATOR BRUCE)

6 Is there leave? Leave is granted. The bill is on the order of
7 2nd reading.

8 SENATOR BUZBEE:

9 Mr. President, this is Amendment No. 1, I believe...No. 2?

10 PRESIDING OFFICER: (SENATOR BRUCE)

11 Amendment No. 2 by Senator Buzbee.

12 SENATOR BUZBEE:

13 Oh, well, wait a minute. Maybe...maybe we've already got this
14 amendment on here. I was told it had not been amended.

15 PRESIDING OFFICER: (SENATOR BRUCE)

16 Senator Buzbee.

17 SENATOR BUZBEE:

18 All right. I apologize, Mr. President. We put this amendment on
19 the other night. I was told just a few minutes ago there was not an
20 amendment on there. So, let's go on back and take it to 3rd reading
21 and take...for purpose of passage.

22 PRESIDING OFFICER: (SENATOR BRUCE)

23 Further amendments? 3rd reading. Since there was no...no action,
24 there need not be intervening business, Senator Buzbee. We...
25 do you wish to call the bill? The Secretary will read it a third time.

26 SECRETARY:

27 House Bill 3097.

28 (Secretary reads title of bill)

29 3rd reading of the bill.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Senator Buzbee.

32 SENATOR BUZBEE:

33 Mr. President, this bill authorizes the Department of

1 Transportation to do the following: a) establish a State rail plan;
2 b) administer and coordinate the plan; c) include in the plan a
3 formula for equitable distribution of Federal Rail Assistance Funds
4 among State, local, and regional transportation authorities; d) develop
5 or assist in the development of local and regional rail plans; e) pro-
6 mote, supervise, and support safe, adequate and efficient rail services;
7 f) employ personnel for these purposes; g) maintain programs of inves-
8 tigation, research promotion and development, and to provide the oppor-
9 tunity for public hearings. We now make that mandatory that the public
10 hearings have to be held. h) provide satisfactory assurances on
11 behalf of the State that fiscal control and fund accounting procedure
12 is necessary to assure proper disbursement and accounting of Federal
13 funds will be adopted. I comply with the regulations of the U.S. DOT
14 affecting rail...Federal Rail Assistance Funds. It provides that DOT
15 shall consult with railroad labor and management, affected units of
16 local government, and affected shipping interest in developing, admin-
17 istering and coordinating the State plan, and affected State agencies.
18 With the amendment that was put on the other night, we have done two
19 or three things of the new things that we've done, the State's...that
20 the powers granted in this bill to DOT shall not abrogate the respon-
21 sibilities of the Illinois Commerce Commission. It requires DOT to
22 submit copies of the State Rail Plan to the President and Minority
23 Leader of the Senate, and the Speaker and House Minority Leaders prior
24 to submission to the Federal Government. It requires DOT to provide
25 the General Assembly leadership by October 15th with a report concern-
26 ing the extent, nature and proposed use of Federal aid, and its
27 recommendations concerning the sources and extent of non-Federal
28 assistance. It spells out now that it specifies that no funds are
29 available under the Regional Rail Reorganization Act of 1973. It may
30 be expended without a specific appropriation, and it deletes sections
31 specifying that the bill repeals Acts superseded, made obsolete or is in
32 conflict with it. And I think that this has reached an accommodation
33 with everybody that was concerned with this particular thing. Basically,

1 what it allows us to do is to get Federal funds to keep those rail
2 lines that they were talking about abandoning in the State of Illinois
3 from being abandoned. I'd ask for a favorable roll call.

4 PRESIDING OFFICER: (SENATOR BRUCE)

5 Is there further debate? The question is shall...Senator Glass.

6 SENATOR GLASS:

7 If I might ask a question of the sponsor, Mr. President.

8 PRESIDING OFFICER: (SENATOR BRUCE)

9 Indicates that he will yield.

10 SENATOR GLASS:

11 Senator Buzbee, it's indicated that this is a Department of
12 Transportation Committee Bill. Is that correct?

13 PRESIDING OFFICER: (SENATOR BRUCE)

14 Senator Buzbee.

15 SENATOR BUZBEE:

16 No, Senator Glass, that is not correct. This is a Committee of
17 Transportation Committee Bill.

18 PRESIDING OFFICER: (SENATOR BRUCE)

19 Senator Glass.

20 SENATOR GLASS:

21 I...I have no argument with the bill, but could you give me the
22 background of that committee. Was it especially appointed or is it
23 a Joint Legislative Committee or what?

24 PRESIDING OFFICER: (SENATOR BRUCE)

25 Senator Buzbee.

26 SENATOR BUZBEE:

27 The House Committee on Transportation.

28 PRESIDING OFFICER: (SENATOR BRUCE)

29 Is there further debate? The question is shall House Bill 3097
30 pass. Those in favor vote Aye. Those opposed vote Nay. The voting
31 is open. Have all voted who wish? Take the record. On that question,
32 the Ayes are 47, the Nays are none, none Voting Present. House Bill
33 3097 having received a constitutional majority is declared passed.

1 House Bill 3118, Senator Partee, did you wish to...3118.
2 SENATOR PARTEE:
3 Yes, Sir.
4 PRESIDING OFFICER: (SENATOR BRUCE)
5 The Secretary will read the bill a third time.
6 SECRETARY:
7 House Bill 3118.
8 (Secretary reads title of bill)
9 3rd reading of the bill.
10 PRESIDING OFFICER: (SENATOR BRUCE)
11 Senator Partee.
12 SENATOR PARTEE:
13 Well, Mr. President and members of the Senate, this is a matter
14 which we have discussed at some length before. The embodiment of
15 this bill was in House Bill 1505. This is the House version with
16 the Senate amendment which we adopted yesterday, and I'd ask for a
17 favorable roll call.
18 PRESIDING OFFICER: (SENATOR BRUCE)
19 Is there further discussion? Senator Wooten.
20 SENATOR WOOTEN:
21 Just a question of the sponsor. Did the...
22 PRESIDING OFFICER: (SENATOR BRUCE)
23 Senator...
24 SENATOR WOOTEN:
25 ...did the amendment take out the committee along the lines
26 that we had suggested in the amendment before? Is...is that committee
27 provision in this bill?
28 PRESIDING OFFICER: (SENATOR BRUCE)
29 Senator Partee.
30 SENATOR PARTEE:
31 No, that amendment...that language that you desired is in...still
32 in the bill. The only amendment that went on the bill was the
33 amendment that we discussed that replaces the Catania Amendment. So,

1 the committee aspect that you desired is still in the bill.

2 PRESIDING OFFICER: (SENATOR BRUCE)

3 Senator Wooten.

4 SENATOR WOOTEN:

5 Then, I have...I have asked for a copy of the bill yesterday, but it
6 was not printed. Could you just explain to me how that works, Senator?

7 PRESIDING OFFICER: (SENATOR BRUCE)

8 Senator Partee.

9 SENATOR PARTEE:

10 Take it out of the record a minute. I don't have a copy of the
11 bill here. I thought I had it.

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Take...take it out of the record. House Bill...

14 SENATOR PARTEE:

15 Wait a minute. I have it. Wait a minute. I have it.

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 Leave it in the record. Senator Partee.

18 SENATOR PARTEE:

19 The bill sets up the same kind of system as in the first bill.
20 The only amendment that we put in the bill yesterday was the one that
21 ...relates to the Catania Amendment. Now, the question you're asking
22 me is how the certification is done?

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Senator Wooten.

25 SENATOR WOOTEN:

26 No, you remember the amendment we offered to the Senate Bill
27 which provided that funds impounded could then only be expended upon
28 the approval of a committee of the...made up of Senate and House
29 members. I want to know if that provision is in the bill.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Senator Partee.

32 SENATOR PARTEE:

33 You're...you're referring to how the money is designated to be

1 spent whether or not the Governor makes a certification or whether or
2 not the certification is made by a committee set up by the House and
3 the Senate which must first act before the agency can...can act also.

4 Is that what you mean?

5 PRESIDING OFFICER: (SENATOR BRUCE)

6 Senator Wooten.

7 SENATOR WOOTEN:

8 No, Senator, I'm addressing myself to funds impounded by the
9 Governor. If the Governor impounds funds, then must a legislative
10 committee approve the expenditure of funds so impounded before they
11 can, in fact, be used?

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Senator Partee.

14 SENATOR PARTEE:

15 Senator Carroll just said yes, but I do not see that in the bill.

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 Senator Wooten.

18 SENATOR WOOTEN:

19 Well, that is a fairly important provision to me. That's why
20 I wanted to know if that...if such a provision is in the bill. I'd
21 heard a rumor floating around that it was, and it makes a big differ-
22 ence to me whether or not it is.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Senator Partee.

25 SENATOR PARTEE:

26 Yes, I'm sorry. I'm looking at the printed bill, and now I
27 have the bill which actually came over, and it does say such certi-
28 fication shall be reviewed and approved by a special joint appropria-
29 tions subcommittee which does give legislative input to the matter.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Senator Wooten.

32 SENATOR WOOTEN:

33 I think we're talking about different things, Senator. I'm not

1 talking about...I...I'm not sure what we mean by certification.
2 Let's just put it this way. Let's say the Governor impounds funds,
3 then finds out that there was no need to do that, that he...then he
4 would like to expend those funds. Must he get legislative approval
5 before he can spend that money?

6 PRESIDING OFFICER: (SENATOR BRUCE)

7 Senator Partee.

8 SENATOR PARTEE:

9 Yes, under the terms of this bill, there is a setup a special
10 subcommittee of the appropriations which must approve it...which must
11 approve it as well as the head of the department where the money is
12 coming from.

13 PRESIDING OFFICER: (SENATOR BRUCE)

14 Senator Wooten, your...your time has expired. Perhaps speak at
15 another time. Senator...Senator Morris.

16 SENATOR MORRIS:

17 The way that...that I read the...its Ewing - apparently,
18 amendment in the House which provides for the legislative committee.
19 It...it reads to me that the certifications would be made before the
20 impoundment was made. It doesn't necessarily indicate that the cer-
21 tification that this legislative committee would release the fund.
22 The gist of the Hickey Amendment was to allow for legislative review
23 for release of the funds, and Senator Partee, reading in that it says,
24 said certification shall be reviewed and approved by a special joint
25 appropriation subcommittee. If such certifications are approved by
26 this Body, the certification shall be filed with the Comptroller and
27 Treasurer. Now, I maybe somewhat confused, but I would...based on
28 the re/ding...the wording in the bill, it seems that the certification
29 is for impoundment and not necessarily for release of the funds.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Senator Partee.

32 SENATOR PARTEE:

33 I'm sorry, was there a question?

1 PRESIDING OFFICER: (SENATOR BRUCE)

2 Senator Morris.

3 SENATOR MORRIS:

4 I...I am looking for some clarification. I would...would...what
5 I'm interested in is do we, in fact, have the legislative committee
6 in Amendment No. 10 in the House, is that the committee going to be
7 there to release the money once the Governor impounds it and says,
8 well, now I would like to spend it, or is it going to be there to say
9 I've impounded the money, now we'll approve it, and that...that's a
10 very basic point in this whole issue? I...I would like to know how
11 you interpret that.

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Senator Partee.

14 SENATOR PARTEE:

15 Take it out of the record. Hold it. We'll come back to it.

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 Remove it from the record. House Bill 3122, Senator Clarke.
18 Read the bill, Mr. Secretary.

19 ACTING SECRETARY: (MR. FERNANDES)

20 House Bill 3122.

21 (Secretary reads title of bill)

22 3rd reading of the bill.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Senator Clarke.

25 SENATOR CLARKE:

26 Mr. President, this bill does exactly what the digest says.
27 It creates a commission to look into the medical and dental schools
28 in terms of their admission policies. I think it's something that
29 should be looked into, and Representative Cunningham, Roscoe Cunnin-
30 ham, is the one that sponsored it. I had a case of a young man who
31 played on a State championship basketball team five years ago at
32 LaGrange. He went to Northwestern, did pre-med, got very good grades,
33 played the basketball team there. Today, he's over in Greece going

1 to school because he couldn't get into a medical school in Illinois,
2 and I think this is a good bill. We ought to look into it.

3 PRESIDING OFFICER: (SENATOR BRUCE)

4 Is there further debate? Senator Johns.

5 SENATOR JOHNS:

6 I just want to rise in...in support of this, and I don't know
7 why I'm allowed to or not, but we have young people from my area
8 going to school in Mexico, and we know that others were admitted
9 because of their fathers being in a profession and making great dona-
10 tions to universities. I wish to thank you, Senator Clarke.

11 PRESIDING OFFICER: (SENATOR BRUCE)

12 Any further discussion? Senator Nimrod.

13 SENATOR NIMROD:

14 I'm going to support this bill, but I want to tell you this, I
15 hope they don't lower the standards as a result of this because I
16 think that the doctors have to meet certain requirements, both psycholo-
17 gically and be able to have the technical ability.

18 PRESIDING OFFICER: (SENATOR BRUCE)

19 Is there further debate? The question is shall House Bill 3122
20 pass. Those in favor vote Aye. Those opposed vote Nay. The voting
21 is open. Senator Welsh, would you see that I'm voted Aye. Have all
22 voted who wish? Take the record. On that question, the Ayes are 46,
23 the Nays are 1, 1 Voting Present. House Bill 3122 having received a
24 constitutional majority is declared passed. House Bills on 2nd reading.
25 House Bill...Senator Savickas on the Floor? House Bill 3017, Senator
26 Hynes. Senator Hynes. Hold. House Bill 3062, Senator Fawell.
27 Messages from the House.

28 SECRETARY:

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

30 Mr. President - I am directed to inform the Senate that the
31 House of Representatives has concurred with the Senate in the adoption of
32 their Amendments 1, 2, 4, 5, 6, and 7 to a bill with the following title:

33 House Bill 1302 - but they nonconcurred with Senate

34 Amendment No. 3. Senator Buzbee is the chief sponsor.

1 PRESIDING OFFICER: (SENATOR BRUCE)

2 Senator Buzbee. Senator Buzbee.

3 SENATOR BUZBEE:

4 What is the content of Amendment No. 3, Mr. Secretary?

5 PRESIDING OFFICER: (SENATOR BRUCE)

6 Senator Buzbee, why don't you come to the Secretary's Desk.

7 We'll read in the other Messages from the House. Messages from the
8 House.

9 SECRETARY:

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

11 Mr. President - I am directed to inform the Senate that the
12 House of Representatives has refused to concur with the Senate in the
13 adoption of their Amendments 1, 3, 4, and 5 to House Bill 1977 and
14 Senator Demuzio is the chief sponsor of this bill.

15 PRESIDING OFFICER: (SENATOR BRUCE)

16 House Bill 1977, Senator Demuzio. The House has refused to
17 concur in the Senate Amendments to House Bill 1977. Do you wish to
18 recede or to refuse to recede at which time a Conference Committee would
19 be appointed? Secretary's Desk. A Message from the House.

20 SECRETARY:

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

22 Mr. President - I am directed to inform the Senate that the
23 House of Representatives has refused to recede from their Amendments
24 1 and 2 to Senate Bill 699 and have appointed a Conference Committee.
25 Senator Shapiro is the chief sponsor.

26 PRESIDING OFFICER: (SENATOR BRUCE)

27 Senator Shapiro, the House has appointed a Conference Committee
28 on House Bill 699...699...6...Senate Bill 699. Do you wish to accede
29 to their request that a Conference Committee be appointed.

30 SENATOR SHAPIRO:

31 Accede to their request.

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 Senator Shapiro moves that the Senate accede to the request of

1 the House and a Conference Committee be appointed. All those in
2 favor say Aye. All opposed No. The Ayes have it. Conference
3 Committee will be appointed and the House will be so informed.

4 SECRETARY:

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

6 Mr. President - I am directed to inform the Senate that the
7 House of Representatives has refused to adopt the first Conference
8 Committee Report on House Bill 600 and requests a second Committee of
9 Conference to consider the differences between the two Houses. Senator
10 Weaver.

11 PRESIDING OFFICER: (SENATOR BRUCE)

12 Senator Weaver.

13 SENATOR WEAVER:

14 Mr. President, I accede to their request.

15 PRESIDING OFFICER: (SENATOR BRUCE)

16 Senator Weaver has acceded to the request of the House that a
17 Second Conference Committee be appointed. All those in favor say
18 Aye. All opposed Nay. The Ayes have it. The Second Conference
19 Committee will be appointed and the House will be so informed. Is
20 Senator Buzbee on the Floor? House Bill 1977. Senator Demuzio moves
21 that the Senate refuse to recede from the adoption of amendments to...

22 SECRETARY:

23 Amendments No. 1, 3, 4 and 5.

24 PRESIDING OFFICER: (SENATOR BRUCE)

25 Amendments 1, 3, 4 and 5 to House Bill 1977 and a Conference
26 Committee be appointed. All those in favor say Aye. All opposed Nay.
27 The Ayes have it. The Conference Committee will be appointed and...
28 and the Secretary shall so inform the House.

29 SECRETARY:

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

31 Mr. President - I am directed to inform the Senate that the
32 House of Representatives has refused to adopt the First Conference
33 Committee Report on House Bill 1453 and requests a Second Conference

1 Committee to consider the differences between the two Houses. Senator
2 Harber Hall is the chief sponsor of this one.

3 PRESIDING OFFICER: (SENATOR BRUCE)

4 Senator Harber Hall on House Bill 1453. Do you wish to move
5 that a Second Conference Committee be appointed, Senator Harber Hall?
6 Accede...accede to the request of the House that a Second Conference
7 Committee be appointed. All in favor say Aye. All opposed Nay. The
8 Ayes have it. The motion carries, and the Senate accedes to the
9 request appoint a Second Conference Committee. Is there leave to
10 return to the order of Conference Committee Reports? Leave is granted.
11 Senator Nimrod. Senator Nimrod.

12 SENATOR NIMROD:

13 Mr. President, having voted on the prevailing side, I move to
14 reconsider the vote by which...Senate Bill 662 Conference Committee
15 was rejected.

16 PRESIDING OFFICER: (SENATOR BRUCE)

17 Senator Nimrod has moved to reconsider the vote by which the
18 Conference Committee Report on House...on Senate Bill 662 was not
19 adopted. All in favor say Aye. All opposed Nay. The Ayes have it
20 and the vote by which the Conference Committee Report was not adopted
21 is reconsidered. Senator McCarthy is recognized on a Conference
22 Committee Report on House...on Senate Bill 662. Senator McCarthy.
23 Could we have some order please. Gentlemen, if we'll clear the aisles.
24 Senator Johns, take your conference off the Floor. Senator Welsh.
25 Senator Vadalabene, you can clear the aisle. Senator Soper, just...
26 we're back in business, yes. Senator McCarthy is recognized.

27 SENATOR MCCARTHY:

28 Yes, Mr. President, on the Conference Committee Report of Senate
29 Bill 662, it received twenty-eight votes earlier today, and I mis-
30 interpreted the report. I think I said that the self-destruction
31 clause was going to be in ninety days, and in fact, I think it's...six
32 months. I've explained that, and I would move for a favorable
33 vote to concur in the Conference Committee Report.

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1 PRESIDING OFFICER: (SENATOR BRUCE)

2 Is there further debate? Senator Shapiro.

3 SENATOR SHAPIRO:

4 Well...

5 PRESIDING OFFICER: (SENATOR BRUCE)

6 Could we have some order, Gentlemen, please...

7 SENATOR SHAPIRO:

8 Mr. President and Ladies and Gentlemen of the Senate, we are
9 voting on a Conference Committee Report. It's a final action to
10 Senate Bill 662. It still contains an objectionable amendment that
11 takes care of one individual throughout the State on time that he
12 could have purchased had he chosen so prior to the expiration of the
13 time period, and I would urge that this Conference Committee Report
14 be rejected.

15 PRESIDING OFFICER: (SENATOR BRUCE)

16 Is there further debate? Senator Berning.

17 SENATOR BERNING:

18 Thank you, Mr. President. Yes, once more, just to remind the
19 membership that this Conference Committee Report purports to urge
20 your acceptance of the House Amendment No. 1 which will allow an
21 individual to gather eight years of credit on a pension system. That's
22 enough to retire with vesting right there.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Senator Howard Mohr.

25 SENATOR MOHR:

26 Well, I hate to take issue with my colleagues on this side of
27 the aisle, a couple that have spoken against this bill. You know,
28 down here we take care of an awful lot of people, and we hear all of
29 the problems in the districts. I happen to know the individual that
30 they're talking about. This is a man that is disabled and has dedi-
31 cated years and years of his life to public service. I know the man
32 personally and know what he has done for his area and for not only
33 his area but throughout the State of Illinois in his role in the

1 Illinois Municipal League as an officer of that organization. He is
2 very, very deserving and any little thing that I can do, I know it
3 might not be appreciated by Senator Berning, but again, I say we
4 take care of thousands and thousands of people every week down here.
5 This is a man that has dedicated and well deserving. I would urge
6 an Aye vote.

7 PRESIDING OFFICER: (SENATOR ROCK)

8 Further discussion? Senator Ozinga.

9 SENATOR OZINGA:

10 I would say this is the first time that I've spoken on a pension
11 bill, and I would guess that the mayor of which Senator Shapiro speaks
12 happens to be in my district, and it is exactly as Senator Mohr has
13 said. Although, he is an ardent Democrat and a strong personality,
14 he is one of my better personal friends, and as much as I would love
15 to vote for this bill, I have voted for it, and I think that we have
16 given away more silly things. This is one time that I am constrained
17 to say it is a well deserved vote.

18 PRESIDING OFFICER: (SENATOR ROCK)

19 Further discussion? The question is the adoption of the Conference
20 Committee Report on Senate Bill 662. Those in favor will vote Aye.
21 Those opposed will vote Nay. The voting is open. Have all voted who
22 wish? Take the record. On that question, the Ayes are 30, the Nays
23 are 15, 1 Voting Present. The Senate concurs in the Conference
24 Committee Report on Senate Bill 662. On the order of House Bills on
25 3rd reading. Mr. Secretary. 3118. This was taken out of the record.
26 Mr. Secretary, read the bill please.

27 SECRETARY:

28 House Bill 3118.

29 (Secretary reads title of bill)

30 3rd reading of the bill.

31 PRESIDING OFFICER: (SENATOR ROCK)

32 Senator Partee.

33 SENATOR PARTEE:

1 This is the bill we took out of record a few minutes ago.
2 There was some confusion about it. I think it has been clarified.
3 The bill is principally the same as 1505 with a couple of minor
4 exceptions. We had a six percent setoff, that is a reserve, con-
5 tingency reserve, and this bill that came over from the House has an
6 eight percent contingency reserve. The appropriate certifying officer
7 has to designate the amounts, in the first place, and then, when he
8 has done it, it has to be filed with the Comptroller and the State
9 Treasurer, and then, there is setup in this bill a seven member
10 special joint appropriation subcommittee which is seven members from
11 each of the Houses, a fourteen member commission, which then has to
12 review and approve the contingency reserves set aside before the money
13 can be expended. Now, I personally preferred it to be done another way,
14 but this is what has passed the House, and I am willing to go with it,
15 and I ask that a favorable roll call be extended.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Senator Hickey.

18 SENATOR HICKEY:

19 Thank you, Mr. President. I want to say that I plan to vote for
20 this bill now that it does contain this measure which we tried to put
21 on over here in the Senate in 1505 and failed. It's not exactly the
22 same. I think our wording was better, but I think that the outcome
23 will be about the same, and I plan to support it and I hope that others
24 will too. Thank you.

25 PRESIDING OFFICER: (SENATOR ROCK)

26 Any further discussion? Senator Bruce.

27 SENATOR BRUCE:

28 Senator Partee, certification as used in the bill in two
29 separate sections, one certification relates to the certifying
30 officers saying that they would like to have set aside an indefinite
31 amount up to and including eight percent. In the second paragraph,
32 relating to certifications, there is language that a joint committee
33 will approve certification and no certifications relate to the fact

1 that the money shall be expended or obligated. Now, is it your
2 clear understanding that this second paragraph obligates the joint
3 committee as established by Amendment No. 10 to approve all appropria-
4 tions once certified by the certifying officer be impounded, they
5 must certify that those things be released before they could be obligated
6 or expended?

7 PRESIDING OFFICER: (SENATOR ROCK)

8 Senator Partee.

9 SENATOR PARTEE:

10 Yes, that is my understanding.

11 PRESIDING OFFICER: (SENATOR ROCK)

12 Senator...further discussion? Is there any further discussion?

13 Senator Glass.

14 SENATOR GLASS:

15 Well, Mr. President and Senators, I think it ought to be pointed
16 out as it was in the prior debate on this bill that it is a totally
17 unnecessary bill, that the appropriation processes that exist in this
18 General Assembly are perfectly adequate to determine whether the
19 various agencies appropriations are needed. Once the money has been
20 appropriated, if the...agency does not spend it all, the appropriation
21 will lapse. The Governor under the Constitution has his reduction and
22 amendatory powers, and I would urge us not to pass this unnecessary
23 bill.

24 PRESIDING OFFICER: (SENATOR ROCK)

25 Further discussion? Senator Wooten.

26 SENATOR WOOTEN:

27 Mr. President and colleagues, I want to make a fine and some-
28 what personal point. What Senator Glass says is true, however, I
29 merely want to point out to my colleagues that in this case, those
30 of us on this side who objected were directly asked to come up with
31 some kind of compromise and to have some kind of input, some...make
32 some contribution to the bill. This we did. I'm not too happy with
33 it, but since that obligation was placed on us, that request was made,

1 we're very pleased to come up with what we thought was a compromise
2 that we could buy. Since that principal is embodied in this bill, I
3 for one plan to support it.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Any further...Senator Soper.

6 SENATOR SOPER:

7 Thank you, Mr. President. I'm going to support this...this bill.
8 I think that the Governor can do what he wants when he gets the appro-
9 priations back, but I feel that this will be a directive to him to
10 tell his directors that...not to spend the money, and I don't think
11 it'll do any justice or...and do anything as far as the law is
12 concerned, and I think that if we pass it, it'll just show the...
13 show the thought of the Legislature that we want to adhere to what
14 he said, that he wants his budgets cut six percent. Let his directors
15 do it. Thank you.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Senator Morris.

18 SENATOR MORRIS:

19 I'd like to rise also to support this bill as now amended. I
20 think that this amendment, though not as well structured as the
21 original Hickey Amendment, does accomplish the goal that we intended
22 and that was to preserve the legislative integrity in the budget
23 process. It can also be accomplished, the cutting of the funds, by
24 the Governor's Line Item Veto process. I still think that is prob-
25 ably the best route to take, but in support of Senator Partee's
26 efforts to provide another alternative, I rise in support of the bill.

27 PRESIDING OFFICER: (SENATOR ROCK)

28 Further discussion? Senator Netsch.

29 SENATOR NETSCH:

30 Mr. President, one question of the sponsor. In the basic
31 paragraph, is the language still written in terms of may, rather than
32 shall? The appropriate certifying officer may designate the contin-
33 gency reserve.

1 PRESIDING OFFICER: (SENATOR ROCK)

2 Senator Partee.

3 SENATOR PARTEE:

4 Yes, the word may is there instead of shall.

5 PRESIDING OFFICER: (SENATOR ROCK)

6 Any further discussion? Senator Partee may close the debate.

7 SENATOR PARTEE:

8 Just to say to Senator Wooten that I didn't want to compromise
9 the bill, and that's why I rejected compromise number one, and I'm
10 a practical, reasonable person and I want to accept compromise number
11 two. So, really what it amounts to that I'd appreciate a roll call.

12 PRESIDING OFFICER: (SENATOR ROCK)

13 The question is shall House Bill 3118 pass. Those in favor will
14 vote Aye. Those opposed will vote Nay. The voting is open. Have
15 all voted who wish? Take the record. Senator Graham had asked me to
16 slow down. On that question, the Ayes are 36, the Nays are 7, 9 Voting
17 Present. House Bill 3118 as amended having received a constitutional
18 majority is declared passed. For what purpose Senator Partee arise?

19 SENATOR PARTEE:

20 For the purpose of an announcement. I have been in touch...

21 PRESIDING OFFICER: (SENATOR ROCK).

22 May we have some order please. Senator Partee...

23 SENATOR PARTEE:

24 ...I've been in touch with the leadership in the House and they
25 say that it would be indicated to them that we need perhaps about an
26 hour or an hour and a half break for the purpose of some other Con-
27 ference Committees being able to finalize, particularly, there's some
28 pretty difficult appropriation bills. In that vein, I'm going to
29 say to us, Mr. President, that we should break at five and come back
30 at a quarter of seven. Now, many of the members will, of course, be
31 on Conference Committees during that period. If we could all get back
32 at a quarter of seven, I think by that time we would be in shape to
33 finalize this Session early this evening without having to stay here

1 all night, and that would be the way it will be. We will break at
2 five and come back at six forty-five.

3 PRESIDING OFFICER: (SENATOR ROCK)

4 The Secretary has distributed a list of Conference Committee
5 Reports that are ready and on the desks. There are nine bills here.
6 I would ask that everybody take a look. Perhaps we can run some of
7 these in a hurry.

8 SENATOR PARTEE:

9 Let me just add to that, Mr. President, that we will...

10 PRESIDING OFFICER: (SENATOR ROCK)

11 Senator...Senator Partee.

12 SENATOR PARTEE:

13 ...we will be at ease so that the Secretary will be here for the
14 purpose of receiving messages during that intervening period.

15 PRESIDING OFFICER: (SENATOR ROCK)

16 Mr. Secretary, have these supplementary lists been distributed
17 to everyone? All right. Senator Mitchler, you're first, if you wish.
18 Senate Bill 4, I have at the top of the list. Are you ready to go on
19 that? Do we have leave to go to the order of Conference Committee
20 Reports? So ordered. Now, I'm informed by the Secretary that Senate
21 Bill 4 which has been kicking around here for 10 these many months
22 is not on some of the lists as distributed. They were penciled in on
23 a lot of the lists because it was just received at the moment this
24 list was being prepared. Senate Bill 4, Senator Mitchler.

25 SENATOR MITCHLER:

26 Mr. President and members of the Senate, the Conference Committee
27 Report on Senate Bill 4, the House recedes from Amendment No. 1, and
28 Senate Bill 4 is amended to introduce into the legislation the Home
29 Rule Amendment applying to municipalities with a population over one
30 million, meaning the City of Chicago. That was the original intent
31 of the House amendment, but it was worded wrong, and necessitated a
32 Conference Committee. I move for adoption of Conference Committee
33 Report on Senate Bill 4.

1 PRESIDING OFFICER: (SENATOR ROCK)

2 Mr. Sergeant-at-Arms...will someone wake up the Sergeant-at-
3 Arms. Mr. Sergeant-at-Arms, will you clear that entire aisle over
4 there, please. Senator Mitchler has moved the adoption of the Conference
5 Committee Report on Senate Bill 4. Is there any discussion? The
6 question is, shall the Senate adopt the Conference Committee Report on
7 Senate Bill 4. Those in favor will vote Aye. Those opposed will vote
8 Nay. The voting is open. Senator Donnewald, will you vote me Aye
9 please. Have all voted who wish? Take the record. On that question,
10 the Ayes are 45, the Nays are none, none Voting Present. The Senate
11 does adopt the Conference Committee Report on Senate Bill 4, and the
12 bill having received the required constitutional majority is declared
13 passed. Senator Partee, for what purpose do you arise?

14 SENATOR PARTEE:

15 Let the...let the record show that I intend to vote Aye on there.
16 I hit my switch but apparently the light didn't go on.

17 PRESIDING OFFICER: (SENATOR ROCK)

18 The record will so indicate. On the order of Conference
19 Committee Reports is the Conference Committee Report with respect to
20 Senate Bill 986.

21 SENATOR GRAHAM:

22 Yes, Mr. President...

23 PRESIDING OFFICER: (SENATOR ROCK)

24 Senator Graham.

25 SENATOR GRAHAM:

26 ...and members of the Senate, 986 we discussed some time before
27 and was in position to have been considered and passed by this Senate,
28 I believe. There was some problem there with counties who
29 classified real property so, we sent it back for a Conference
30 Committee. It is in shape now. It's considered one of the better
31 Mobile Home Tax bills of the General Assembly, insofar as many people
32 are concerned. It came out of the House with a real tremendous vote,
33 and I ask for a concurrence in the Conference Committee Report.

1 PRESIDING OFFICER: (SENATOR ROCK)

2 Any discussion? The question is shall the Senate adopt the
3 Conference Committee Report on Senate Bill 986. Those in favor will
4 vote Aye. Those opposed will vote Nay. The voting is open. Senator
5 Donnewald, vote me Aye please. Have all voted who wish? Take the
6 record. On that question, the Ayes are 48, the Nays are none, none
7 Voting Present. The Senate does adopt the Conference Committee Report
8 on Senate Bill 986, and the bill having received the required consti-
9 tutional majority is declared passed. Senator Latherow, are you ready
10 on...1157 is yours, Sir? Senator Latherow.

11 SENATOR LATHEROW:

12 Thank you, Mr. President. The Conference Committee Report
13 recommends that we adopt House Amendment...that we accept House
14 Amendment No. 1 and they agreed to recede from House Amendment No. 3.
15 And I move to concur in the Conference Committee Report.

16 PRESIDING OFFICER: (SENATOR ROCK)

17 Any discussion? The question...the question is shall the Senate
18 concur in the Conference Committee Report on Senate Bill 1157. Those
19 in favor will vote Aye. Those opposed will vote Nay. The voting is
20 open. Have all voted who wish? Take the record. On that question,
21 the Ayes are 45, the Nays are 4, none Voting Present. The Senate does
22 adopt the Conference Committee Report on Senate Bill 1157, and the
23 bill having received the required constitutional majority is declared
24 passed. The next one on the list, 1387, is Senator Romano's. I will
25 handle that for him as soon as I get off the podium. House Bill 600,
26 Senator Weaver. Conference Committee Report on House Bill 600, Senator
27 Weaver.

28 SENATOR WEAVER:

29 Mr. President, I would move we adopt the Second Conference
30 Committee Report on House Bill 600. This changes one word. This is
31 a publication notice. It needs to be published only once instead of
32 twice, and I'd move adoption.

33 PRESIDING OFFICER: (SENATOR DONNEWALD)

S. B. 1387
Conf. Comm. Report

1 ...is there further discussion? The question is shall the
2 Senate adopt the Second Conference Committee Report on House Bill
3 600. Those in favor vote Aye. Those opposed No. The voting is open.
4 Have all those voted who wish? Take the record. On that question,
5 the Ayes are 48, the Nays are 1. House Bill...just a minute. The
6 Senate does adopt the Second Conference Committee Report on House
7 Bill 600, and the bill having received the required constitutional
8 majority is declared passed. The...the Secretary shall so inform the
9 House. Senate Bill 1387, Senator Rock.

10 SENATOR ROCK:

11 Will the Chair please inform Senator Egan we are not at this
12 moment going to the order of resolutions.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 I will so inform Senator Egan. Senator Egan, we're not on
15 resolutions. For what purpose do you arise, Senator Egan?

16 SENATOR EGAN:

17 Well, just to ask when you're going to the order of resolutions...

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 A little later. Senator Rock.

20 SENATOR ROCK:

21 Thank you, Mr. President, Ladies and Gentlemen of the Senate.
22 Senate Bill 1387 was sponsored in the Senate by Senators Romano and
23 Harris. They were both members of the Conference Committee as was I.
24 The amendment which this Conference Committee contains is, I'm told,
25 an agreed one. Senator Romano has asked me to present it for him.
26 The Conference Committee recommends an amendment which incorporates
27 the provisions of the House Amendment which we refused to concur in
28 and corrects an error. Senate Bill 1387 as...as presented in this
29 Conference Committee Report amends the acts which govern Blue Cross -
30 Blue Shield and health maintenance organizations to permit merger of
31 their plans. This will result in better medical insurance coverage.
32 I know of no objection. I would urge the adoption of this Conference

1 Committee Report.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Is there further discussion? The question is shall...shall the
4 Senate adopt the Conference Committee Report on Senate Bill 1387.
5 Those in favor vote Aye. Those opposed No. The voting is open.
6 Have all those voted who wish? Take the record. On that question,
7 the Ayes are 48, the Nays are none. The Senate does adopt the Con-
8 ference Committee Report on Senate Bill 13...Senate Bill 1387 and the
9 bill having received the required constitutional majority is declared
10 passed. The Secretary shall so inform the House. House Bill 1766,
11 Senator Newhouse. This is the Second Conference Committee Report.

12 SENATOR NEWHOUSE:

13 Yes, Mr. President and Senators...

14 PRESIDING OFFICER: (SENATOR DONNEWALD)

15 This is...I'm sorry. The notation that the previous presiding
16 officer had was the second, but I...Senator Rock.

17 SENATOR ROCK:

18 I think the notation was to reflect the action to be taken.

19 PRESIDING OFFICER: (SENATOR DONNEWALD)

20 I can't read your shorthand. Senator Newhouse, as to the First
21 Conference Committee Report.

22 SENATOR NEWHOUSE:

23 Yes, Mr. Speaker...Mr. President and Senators, this report con-
24 tained a Senate Amendment No. 2 which was adopted in error, and the
25 House refuses to adopt it, and I...my motion is that we recede from
26 Senate Amendment No. 2. Otherwise, it leaves the bill in the same
27 shape as when it left this Senate providing for small construction
28 set aside for contractors grossing under fifty-five hundred thousand
29 a year. It also deletes the requirement...

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Just...just a minute, Senator. I think probably your motion
32 would be to not...not adopt the Conference Committee Report and ask
33 for a Second Committee...Conference. That's the only...

1 .SENATOR NEWHOUSE:

2 Accept the Conference Committee Report. The requisite number of
3 signatures are there, I do believe.

4 PRESIDING OFFICER: (SENATOR DONNEWALD)

5 Oh, the motion now is to adopt the First Conference Committee
6 Report on House Bill 1766. The question is shall the Senate adopt
7 that Conference Committee Report. All those in favor vote Aye. Just
8 a moment. Senator Soper, for what purpose do you arise?

9 SENATOR SOPER:

10 Well, Mr. President, Senator Regner had his hand up first, and
11 I'd like to...have you recognize him, than recognize me. I want to
12 know what's going on here.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Senator...I...Senator, I recognize you all the time. Senator
15 Regner.

16 SENATOR SOPER:

17 Thank you.

18 SENATOR REGNER:

19 The sponsor yield to a question? Senator Newhouse, then effec-
20 tively, this is the same bill that was back before us yesterday, and
21 it, bascially, what it does, it exempts certain small contractors from
22 posting performance bonds. It's, therefore, just as bad a bill today
23 as I thought it was yesterday.

24 PRESIDING OFFICER: (SENATOR DONNEWALD)

25 Senator Newhouse.

26 SENATOR NEWHOUSE:

27 That's where we differ, Senator. I think it's just as good a
28 bill as it was yesterday...

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 Now, Senator...now...now, we recognize again Senator Soper.

31 SENATOR SOPER:

32 Thank you. Now, Ladies and Gentlemen of the Senate, we...we've
33 gone through this bill. We had a Conference Report. We rejected the

1 the Conference Report. Now, they want to have another Conference,
2 let them have a Second Conference. We've rejected this First Con-
3 ference Report...

4 PRESIDING OFFICER: (SENATOR DONNEWALD)

5 No, no. No, just a moment. We didn't...we didn't accept the
6 House Amendment, Senator. We did not...we...we are on the first
7 Conference Committee Report right now.

8 SENATOR SOPER:

9 Oh, now I'd like to address myself to this report. Now, exactly...

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 ...Please, proceed.

12 SENATOR SOPER:

13 Thank you very much. Exactly, Senator Newhouse, what...what
14 is the position of this bill? Is it the same position it was in
15 before where a contractor doesn't have to put up a bond. If he has
16 a...if he has a contract for thirty thousand dollars or less, is that
17 it?

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 Senator Newhouse.

20 SENATOR NEWHOUSE:

21 If a contractor had in the aggregate contracts exceeding thirty
22 thousand, he will then be required to post a performance. In other
23 events, he will not be required to post a performance bond. That's
24 correct. The same bill you had before, Senator.

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 Senator Soper.

27 SENATOR SOPER:

28 Now, is this with the Capital Development Board or is this under
29 the Department of Transportation or is this for any...for any...any
30 ...anything that's done for the State, any kind of contract for the
31 State?

32 PRESIDING OFFICER: (SENATOR DONNEWALD)

33 Senator Newhouse.

1 SENATOR NEWHOUSE:

2 Any contract with the State, Senator.

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 Senator Soper.

5 SENATOR SOPER:

6 Now, if you had a contract and you wanted to break it up, all
7 you'd have...have to do is if you had a three hundred thousand dollar
8 contract, break it up into ten contracts, and you wouldn't have to
9 have a performance bond. If you had a piece of road that you wanted
10 to repair some curbing to put in, you wouldn't be responsible in any
11 way. I said before, Ladies and Gentlemen, that the State pays for
12 the performance bond, and the State wants to...

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 ...Senator Newhouse...just...just a moment, Senator Soper. I think
15 he wants to respond to that particular remark, and we won't count
16 that against your time today.

17 SENATOR SOPER:

18 Thank you very much.

19 PRESIDING OFFICER: (SENATOR DONNEWALD)

20 Senator Newhouse.

21 SENATOR NEWHOUSE:

22 That analysis was absolutely incorrect, Senator. The aggregate
23 contracts held by any single contractor cannot in aggregate become
24 more than thirty thousand dollars. Secondly, let me finish, Senator.
25 Secondly, it is only a percentage of the total that can be awarded in
26 this fashion, therefore, you could not divide up three hundred thousand
27 among ten contractors if that's what you're implying. So, in any
28 case, what you say has to be inaccurate.

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 Now, you may continue, Senator Soper.

31 SENATOR SOPER:

32 Thank you very much, Sir. Now, Senator, I understand what you're
33 talking about, but I'll tell you this, that if you've got...if you've

1 got a half mile of road to be repaired or a shoulder on that road
2 to be repaired, you can make it in blocks or you can make it in a
3 hundred feet, and...and you can put it on...on less than thirty
4 thousand dollar contract, and then, after that...with that, you wouldn't
5 have to put up a...performance bond. Now, if we're going to protect
6 the State of Illinois...if we're going to protect...

7 PRESIDING OFFICER: (SENATOR DONNEWALD)

8 Let's have a little order. Just a moment. We can't continue
9 until we have order. There's about fifteen...just a moment. Senator
10 Rock, for what purpose do you arise?

11 SENATOR ROCK:

12 It seems to me, I heard this speech yesterday and...

13 SENATOR DONNEWALD:

14 I heard it...

15 SENATOR ROCK:

16 ...the Gentleman's time has expired.

17 PRESIDING OFFICER: (SENATOR DONNEWALD)

18 The...the speech is the same as it was yesterday, and the day before
19 yesterday, and the time has expired. Senator Soper, your time is expired.
20 Senator Soper.

21 SENATOR SOPER:

22 Now, you told me that all this...all this business of answering
23 my questions wouldn't be held against me. Now, I want to say one
24 thing, Mr. President, I...I...

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 ...Say it.

27 SENATOR SOPER:

28 I respect you and I know that you're fair, but I want to say
29 this. Sometimes, when you want to call the attention, you know,
30 you've got to take the ax handle and hit them right in the head, and
31 maybe the first time it doesn't happen, but two or three times, now
32 I'm telling you this, Ladies and Gentlemen, you open this up...this
33 avenue up, you're going to have more responsibility put on the State,

1 and you're going to have more contracts that are not going to be com-
2 pleted. You...you've...you've seen this HUD thing, and you've seen
3 this thing with the houses and everthing else, listen, if you want
4 to put the State in that condition, you can do it. Thirty thousand
5 or fifty thousand or whatever it is, but be responsible. Have a
6 performance bond and have the work done and don't...don't put this on
7 the people of the State of Illinois.

8 PRESIDING OFFICER: (SENATOR DONNEWALD)

9 Senator Newhouse may close the debate.

10 SENATOR NEWHOUSE:

11 This is the bill that's been before...

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 ...Oh, just...just a moment. Just...just a moment, Senator. I
14 ...I wasn't aware that Senator Graham wanted to speak on this.

15 SENATOR GRAHAM:

16 I did and I appreciate you trying to wear the gavel out. I just
17 want to say this, Ladies and Gentlemen, I understand the interests of
18 Senator Newhouse in this. I understand what the Constitution of this
19 country intended that we do. It intended that we keep the government
20 out of our every day operation of our business and our homes, and
21 day by day by day by day we are saying to our constituency that the
22 Constitution that's survived for two hundred years and done a good
23 job is not worth a darn. Let's tear it down. Let's make the govern-
24 ment a part of everything, and Ladies and Gentlemen, this is thoroughly
25 a bad bill.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 Senator Newhouse may close the debate.

28 SENATOR NEWHOUSE:

29 We've been through it all before. Nothing different in this
30 bill that was in here and passed out a few days ago than is in it now.
31 We're reviving the arguments on the merits, and I don't think that
32 they are very meritorious. The Constitution is a...is a fluid docu-
33 ment. We've done a number of things that would go contrary to what

1 has been proposed from the other side. There isn't a great hue and
2 cry about the subsidy for the railroad lines, for the airlines, for...
3 or those areas in which the government has some underlying interest.
4 Government has an underlying interest in people. Government has an
5 underlying interest in small business. Government has an underlying
6 interest in...in precinct competition so that the consumer, which is
7 the taxpayer, can get the maximum for his dollar. This bill is designed
8 in the final analysis, give us the biggest bang for the buck, and I'd
9 appreciate a favorable roll call.

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 The question is shall the Senate adopt the Conference Committee
12 Report on Senate Bill...on, strike that, on House Bill 1766. Those in
13 favor vote Aye. Those opposed No. The voting is open. Have all those
14 voted who wish? Have all those voted who wish? Take the record. On
15 that question, the Ayes are 26, the Nays are 11. House Bill...the...
16 You...that isn't the proper motion, Senator. You're going...you
17 request a Second Conference Committee, Senator? The...the...

18 SENATOR NEWHOUSE:

19 I'm going to request a Second Conference Committee.

20 PRESIDING OFFICER: (SENATOR DONNEWALD)

21 The...the Conference Committee Report...the vote on the First
22 Conference Committee Report has failed by a vote of twenty-six to
23 eleven, and Senator Newhouse requests a Second Conference Committee,
24 the Clerk...the Secretary will so inform the House. Senator
25 Philip, House Bill 1935. We just have two more short...Senator Philip.

26 SENATOR PHILIP:

27 Thank you, Mr. President and Ladies and Gentlemen of the Senate.
28 This is the Second Conference Committee Report on House Bill 1935
29 which increases the corporate rate from ten cents to fifteen cents,
30 and what we did was add a two lines on the request of Cook County,
31 and it said that this Act is not a limit on counties which is not a
32 home rule. So, I move that the Senate do accept Conference Committee
33 Report No. 2 on House Bill 1935.

1 PRESIDING OFFICER: (SENATOR DONNEWALD)

2 Senator Sommer.

3 SENATOR SOMMER:

4 Mr. President and members, I would just alert everybody to what
5 you're voting on. You're raising the county rate fifty percent with-
6 out a referendum.

7 PRESIDING OFFICER: (SENATOR DONNEWALD)

8 Senator Morris.

9 SENATOR MORRIS:

10 I would just like to echo Senator Sommer's message. This is one
11 heck of a large tax increase we're putting on the people within a
12 hundred and one counties in the State of Illinois. It is a five cent
13 increase in that tax rate and without a referendum. This bill origi-
14 nally, I believe, dealt with a penny or something to that effect for
15 the Election Code. It now comes back, and we're talking about a five
16 cent increase in the corporate tax rate. I hope everybody in here is
17 paying attention and realizes that a vote on this which will be a
18 final vote and a record vote will be a vote to increase the taxes on
19 your county by as much as five cents. Senator Philip, I have one
20 question. When you said about the...home rule counties, does that
21 mean that Cook County is not involved in this piece of legislation?

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 Senator Philip.

24 SENATOR PHILIP:

25 Thank you, Mr. President. Yes, Senator, Cook County is not
26 involved. Let me say this, Senator Morris. Cook County is at
27 a thirty-five cent rate. DuPage County and Lake County is at a ten
28 cent rate. All the counties under twenty thousand in population are
29 at a twenty cent rate. So, just about every county in the State of
30 Illinois is at a higher rate than...than the medium sized county.
31 When we passed this bill out of the Senate, it had an increase for the
32 purpose of elections from one to two cents, and it had a corporate
33 increase of two and a half cents. So, we've knocked out the...the

1 election increase completely and have just provided a five cent in-
2 crease. And I'm going to tell you what I think my county will do.
3 They'll probably only increase it two and a half cents and leave the
4 two and a half cents there for some future date, I would hope. But
5 I'll say this, in the last Session of the General Assembly, in the
6 wisdom of the General Assembly, the State mandated - elect some type
7 of mechanical voting devices. You know what we took out of our
8 general fund last time to run the election - just about a hundred
9 thousand dollars. You're probably aware with the new Constitution,
10 we lost the collection fee for the county treasurer. That costs our
11 county...four point two million dollars. So, we have a terrible
12 financial problem, and I think this will help solve it.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Senator Morris.

15 SENATOR MORRIS:

16 I can appreciate Senator Philip's comments, however, I will vote
17 No on this Conference Committee Report. My county, as a matter-of-
18 fact, is only at eight point two cents, even though the limit is ten
19 cents. My county board would like this legislation so they could go
20 as high as thirteen or fourteen cents, and I don't want to be respon-
21 sible for putting a four to five cent increase in tax rate on the
22 people of Lake County. I encourage you to vote No.

23 PRESIDING OFFICER: (SENATOR DONNEWALD)

24 Senator Clarke.

25 SENATOR CLARKE:

26 Mr. President, I think one of the important points is that this
27 is one of the forty bills in this Legislature, some forty, for a tax
28 increase without a referendum. If this bill had come in and said, the
29 county can go to this limit if they go back to the people and ask
30 for it, that would be fine, but I just refuse to concur in a Conference
31 Committee Report that Senator Vadalabene has to give another one cent
32 increase without referendum for the Supervisor of Assessment, a worthy
33 cause, but if we're going to pass all of these forty, you're going to

1 hear from your homeowners when you get home in the next election, and
2 I don't want to be one of them.

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 Senator Dougherty.

5 SENATOR DOUGHERTY:

6 Thank you, Mr. President. Mr. President and members of the
7 Senate, I've...been on two Conference Reports on this particular bill.
8 I know that Senator Philip is...is trying to do what the best job he
9 can, but there simply is not the money to operate DuPage County with
10 its many programs it has up there. DuPage County is one of our largest
11 counties. This is permissive. I do not believe they will go to the
12 full five cents, but they do need a little money in the bank, and I
13 urge the approval of this...and concurrence in this report.

14 PRESIDING OFFICER: (SENATOR DONNEWALD)

15 Senator Schaffer. Our hour has passed five o'clock, Gentlemen.
16 We promised that we would break. We have some...we're on our own
17 time. Senator Schaffer.

18 SENATOR SCHAFFER:

19 Well, we have plenty of time this Session to pass every bill that
20 came down the road for pay raises for State's Attorneys, court
21 reporters and just about every other aspect. I've been keeping track
22 in my mind and on paper on how much my home county is...this Session
23 is going to cost my home county. It's going to cost my home county
24 somewhere between three hundred and four hundred thousand dollars a
25 year in extra costs, and I'm not...and I'm only counting the bills
26 that I think the Governor will probably sign. This particular increase
27 will increase the county revenues by about two hundred and fifty
28 thousand. So, Gentlemen, if we pass this bill and the Governor signs
29 it, and he signs most of the other stuff we have, my county still ends
30 up fifty thousand bucks behind the eight ball. I think it's very
31 nice of us to pass all these wonderful things, bill after bill, and
32 I voted for most of them just like everybody else here, but now the
33 time has come to bite the bullet. Now, ...county boards didn't come

1 down here and say raise the State's Attorneys salaries to forty-two
2 five. They didn't come down here for one thing after another. We...
3 we've handed them the bill. We ordered the piper. We ought to be
4 able to be prepared to pay for that piper.

5 PRESIDING OFFICER: (SENATOR DONNEWALD)

6 Senator Philip may close the debate.

7 SENATOR PHILIP:

8 In closing, Mr. President, I would just remind my fellow
9 Senators that Cook County is at a thirty-five cent rate without
10 referendum. Counties under twenty thousand in population are at
11 twenty cents. In my county, DuPage, Kane, Lake, etc., are at ten
12 cents, and I really don't think in good conscience that's fair, and I
13 ask for your favorable vote.

14 PRESIDING OFFICER: (SENATOR DONNEWALD)

15 The question is shall the Second Conference Committee...shall
16 the Senate concur in the Second Conference Committee Report to House
17 Bill 1935. Those in favor vote Aye. Those opposed vote nay. The
18 voting is open. Have all those voted who wish? Have all those voted
19 who wish? Take the record. On that question, the Ayes are 25, the Nays
20 are 21. The Conference...the Second Conference Committee Report fails.
21 Message from the House.

22 SECRETARY:

23 Message from...excuse me. A Message from the House by Mr. O'Brien,
24 Clerk.

25 Mr. President - I am directed to inform the Senate that the
26 House of Representatives has refused to concur with the Senate in the
27 adoption of their Amendments 1 and 2 to a bill with the following title:

28 House Bill 783. Senator Savickas is the chief sponsor.

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 Senator Savickas. Senator Rock.

31 SENATOR ROCK:

32 Move that the Senate refuse to recede and request a Conference
33 Committee.

1 PRESIDING OFFICER: (SENATOR DONNEWALD).

2 Heard the motion.. All those in favor...move...Senator Rock moves
3 that the Senate had refuse to recede from the adoption of...of Amendment..
4 Amendments No. 1 and 2 to House Bill 783 and a Conference...Committee
5 be appointed and all those in favor indicate by saying Aye. Those
6 opposed No. The Ayes have it. The Secretary shall so inform the
7 House. Messages from...go ahead.

8 SECRETARY:

9 A like Message on House Bill 3002, the House refuses to concur
10 with Amendment No. 1. Senator Dougherty is the chief sponsor.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Senator Dougherty.

13 SENATOR DOUGHERTY:

14 Thank you, Mr. President, members of the Senate. I move that
15 the House...House recede from...

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Refuse to recede.

18 SENATOR DOUGHERTY:

19 ...I move the Senate...refuse from the amendment to House Bill No.
20 3002 and there be a Conference Committee Report.

21 PRESIDING OFFICER: (SENATOR DONNEWALD)

22 Senator Dougherty moves to...that the Senate refuse to recede
23 from Amendment No. 1 to House Bill 3...3002 and that a Conference
24 Committee be appointed. Those in favor indicate by saying Aye. Those
25 opposed No. The Ayes have it. The motion carries, and the Secretary
26 shall so inform the House.

27 SECRETARY:

28 A like Message on House Bill 2473 with Senate Amendment No. 1.
29 Senator Newhouse is the chief sponsor.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 Senator Newhouse. Senator Rock, would you make the motion for
32 Senator Newhouse as to House Amendment No. 1 to House Bill 2473?

33 Senator Rock moves that the Senate refuse to recede from House Amendment

1 No. 1 ... strike that ... refuse to recede from Senate Amendment No.
2 1 to House Bill 2473 and that a Conference Committee be appointed.
3 All those in favor say Aye. Just a moment. Senator Rock.

4 SENATOR ROCK:

5 Well, that's not an appropriation bill. You know, we can hold
6 off on that one. I don't know what he wants to do, frankly.

7 PRESIDING OFFICER: (SENATOR DONNEWALD)

8 Take it out of the record.

9 SECRETARY:

10 Same Message...like Message on House Bill 1092 with Senate Amend-
11 ments No. 1 and 2. The House refuses to concur and Senator Lemke is
12 the chief sponsor.

13 PRESIDING OFFICER: (SENATOR DONNEWALD)

14 Senator Lemke.

15 SENATOR LEMKE:

16 Move not to concur.

17 PRESIDING OFFICER: (SENATOR DONNEWALD)

18 Senator Lemke moves that the Senate refuse to recede from Senate
19 Amendments 1 and 2 from House Bill 1092 and that a Conference Committee
20 be appointed. All those in favor say Aye. Those opposed Nay. The
21 Ayes have it. The motion carries, and the Secretary shall so inform
22 the House. Now, the hour has passed by, ...it's fifteen minutes past
23 five, and the...just a moment. Senator Nudelman.

24 SENATOR NUDELMAN:

25 Yes, just after the...at the time of the recess, there will be
26 a meeting of the Conference Committee on House Bill 5 in my office,
27 Room 601.

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 Senator Partee...Senator Rock.

30 SENATOR ROCK:

31 Mr. President, is...is that the extent of the Messages from the
32 House with respect...we're trying to...

33 PRESIDING OFFICER: (SENATOR DONNEWALD)

1 ...Yes, it is...

2 SENATOR ROCK:

3 ...wind up all the appropriation bills? Okay.

4 PRESIDING OFFICER: (SENATOR DONNEWALD)

5 Yes, it is. Senator Partee, our break will be...we will be coming
6 back at what time?

7 SENATOR PARTEE:

8 Seven o'clock.

9 PRESIDING OFFICER: (SENATOR DONNEWALD)

10 Seven o'clock, we will...we are standing at ease, and we will be
11 receiving messages. So, we will begin business anew or continue
12 business at seven.

13 (RECESS)

14 (AFTER RECESS)

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Senator Nudelman. Let's see, we have Messages from the House.

17 SECRETARY:

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

19 Mr. President - I am directed to inform the Senate that the
20 House of Representatives has refused to concur with the Senate in the
21 adoption of their Amendment No. 1 to a bill with the following title:

22 House Bill 2473 with House Amendment...with Senate Amend-
23 ment No. 1.

24 PRESIDING OFFICER: (SENATOR DONNEWALD)

25 Senator Nudelman. Strike that. Pull that from the record.

26 Senator Knuppel. Senator Nudelman, we do have you. It is correct.

27 SECRETARY:

28 ...1968, Senator Nudelman, with Senate Amendment No. 1 and
29 they refused to concur in it.

30 SENATOR NUDELMAN:

31 Thank you, Mr. President. I move we...that we do not recede
32 from our amendment and that a Conference Committee be...created.

33 PRESIDING OFFICER: (SENATOR DONNEWALD)

1 Senator Nudelman moves that the Senate refuse to recede from the
2 adoption of Amendment No. 1 to House Bill 1968 and that a Conference
3 Committee be appointed. All those in favor say Aye. Those opposed
4 No. The Ayes have it. The motion carries, and the Secretary shall so
5 inform the House.

6 SECRETARY:

7 A like Message on House Bill 1704. The House refuses to concur
8 with the Senate in their Amendment No. 2. Senator Nudelman. Senator
9 Knuppel.

10 PRESIDING OFFICER: (SENATOR DONNEWALD)

11 Senator Knuppel moves that the Senate refuse to recede from the
12 adoption of Amendment No. ...

13 SECRETARY:

14 2.

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 ...2 to House Bill 1704 and that a Conference Committee be
17 appointed. All those in favor say Aye. Those in favor...

18 SENATOR KNUPPEL:

19 ...respectfully request that a Conference Committee be appointed,
20 right.

21 PRESIDING OFFICER: (SENATOR DONNEWALD)

22 ...those...

23 SENATOR KNUPPEL:

24 Right on...

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 ...those in favor No. The Ayes have it. The motion carries,
27 and the Secretary shall so inform the House.

28 SECRETARY:

29 A like Message on House Bill 1299. The Senate...House refuses
30 to concur with the Senate in Amendment No. 1, 2 and 3 to House Bill 1299.

31 PRESIDING OFFICER: (SENATOR DONNEWALD)

32 Senator Nudelman...Senator Knuppel...Senator Knuppel moves that
33 the Senate refuse to recede from Amendments, Numbers...

1 SECRETARY:

2 1, 2 and 3.

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 ...1, 2 and 3 to House Bill 1299 and that a Conference Committee
5 be appointed. All those in favor say Aye. Those opposed No. The
6 Ayes have it. The motion carries, and the Secretary shall so inform
7 the House. Senator Egan, we could save a little time here. Senator
8 Kosinski is not on the Floor. Is Senator...Senator Kosinski on the
9 Floor or in his seat? We have a...the Secretary will read the Message.

10 SECRETARY:

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

12 Mr. President - I am directed to inform the Senate that the
13 House of Representatives has refused to recede from their Amendments
14 1, 2, 3, 5, and 6 to a bill of the following title:

15 Senate Bill 1496.

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 Senator Kosinski moves to...moves that the Senate refuse to
18 recede from Amendment... The question is, as to Senate Bill 1496,
19 shall the Senate accede to the request of the House that a Conference
20 Committee be appointed. All those in favor say Aye. Those opposed No.
21 The Ayes have it. Motion carries and the request...and the Senate
22 accedes to the request to appoint a Conference Committee.

23 SECRETARY:

24 A like Message on Senate Bill 1170. The House refuses to recede
25 from their Amendments No. 2 and 3.

26 PRESIDING OFFICER: (SENATOR DONNEWALD)

27 The question is, shall the Senate accede to the request of the
28 House that a Conference Committee be appointed. All those in favor
29 signify by saying Aye. All opposed No. The Ayes have it. The motion
30 carries, and the Senate accedes to the request to appoint a Conference
31 Committee. On the order of resolutions.

32 SECRETARY:

33 Senate Resolution...

1 PRESIDING OFFICER: (SENATOR DONNEWALD)

2 Senator Egan.

3 SECRETARY:

4 Senate Resolution No. 127 offered by Senator Egan, Donnewald,
5 Partee and all Senators. It's congratulatory...commendatory.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator, do you move to...move to suspend the rules for the
8 immediate adoption of the resolution? The motion is to suspend the
9 rules for immediate adoption to Senate Resolution 127. All those in
10 favor say Aye. Those opposed No. The Ayes have it. And now, you
11 do suspend the rules for the immediate adoption of the resolution.
12 All those in favor say Aye. Those opposed No. The Ayes have it.
13 It's a congratulatory resolution to the...to the Speaker of the House's
14 daughter for being a good librarian. Senator Egan.

15 SENATOR EGAN:

16 Yes, I would like to just briefly comment on the...on the resolu-
17 tion and...

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 You may proceed. It's already adopted, but we'll allow that.

20 SENATOR EGAN:

21 Those of you who have had research done in the library relative
22 to your legislative duties know the deliberation and punctual effi-
23 cient manner in which Mary Redmond has always treated the legislators,
24 and in thanks giving for that and...and our gratitude, we have written
25 the small and concise congratulatory resolution for the work that she
26 has done as liaison...librarian between the State Library and...and
27 the State Legislature, and I would ask that all Senators be named as
28 sponsors of the resolution and ask for your unanimous approval of its
29 adoption, Mr. President. I have moved for the adoption of this resolu-
30 tion and ask leave for all of the members of the Senate...

31 PRESIDING OFFICER: (SENATOR DONNEWALD)

32 That's already been done, Senator. Senator Shapiro.

33 SENATOR SHAPIRO:

1 Would...would the...would the sponsor of the resolution yield
2 to a question?

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 Oh, I'm sure he would.

5 SENATOR SHAPIRO:

6 Senator Egan, would you please explain that resolution again.

7 SENATOR EGAN:

8 I'd be...I'd be happy to, Senator. The resolution is for the
9 efficient and capable, courteous, charming, and...of...of the efficient
10 manner in which Mary Redmond, who you know, is the daughter of the
11 Speaker of the House, has treated the members of the Legislature in
12 her capacity as the liaison between the...liaison librarian between the
13 State Library and...and those members of the Assembly that wish to
14 utilize that service that she has so capably performed, and in behalf
15 of our gratitude we are inscribing what we feel about the courteous
16 and efficient manner in which Mary Redmond has treated us over the
17 past few years in this congratulatory resolution, and I'd ask that
18 all Senators be listed as cosponsors and for the unanimous approval
19 of this resolution.

20 PRESIDING OFFICER: (SENATOR DONNEWALD)

21 That's...that's already been done twice. Resolutions.

22 SECRETARY:

23 Senate Resolution 128 introduced by...offered by Senator
24 McCarthy and it's congratulatory.

25 PRESIDING OFFICER: (SENATOR DONNEWALD)

26 Senator McCarthy.

27 SENATOR MCCARTHY:

28 Y/s, Mr. President, this is a congratulatory resolution to
29 Ray DeMoulin, the baseball coach at MacArthur High School in Decatur.
30 It's congratulating him who is finishing his career. He finished it...
31 he finished it with a two hundredth victory. So, on this congratu-
32 latory resolution I'd like to have the rules suspended so that the
33 resolution could be considered immediately, and if that leave is

1 granted, move that the resolution be adopted.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 You've heard the motion. Is there leave to suspend the rules?

4 All those in favor say Aye. Those opposed No. The Ayes have it.

5 The rules are suspended. Senator McCarthy moves now for the immediate

6 adoption of the resolution. All those in favor say Aye. Those opposed

7 No. Senate Resolution 1...128 is adopted. Are there further resolutions?

8 SECRETARY:

9 Senate Resolution 129 offered by Senators Johns and Mitchler

10 and all Senators.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Senator Johns, you have a resolution here.

13 SENATOR JOHNS:

14 Mr. President, I would like to...

15 PRESIDING OFFICER: (SENATOR DONNEWALD)

16 Senator Johns.

17 SENATOR JOHNS:

18 ...I would like to have the...it's just congratulatory. I don't

19 want you to go through it. It's just for a very good friend with

20 the VFW. Mitchler knows about it, don't want to take up your time,

21 Quentin Bowers of...of my home view area.

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 You move...you move for the suspension of the rules and the

24 immediate adoption...

25 SENATOR JOHNS:

26 ...I move to suspend the rules and the adoption of the resolution.

27 PRESIDING OFFICER: (SENATOR DONNEWALD)

28 ✓. All those in favor say Aye. Those opposed No. The Ayes have

29 it. The rules are suspended for the immediate adoption. Now, for

30 the adoption. All those in favor for the adoption indicate by saying

31 Aye. Those opposed No. The Ayes have it. The...the resolution is

32 adopted. Further resolutions.

33 SECRETARY:

1 Senate Resolution 130 introduced by Senators Mitchler and Berning.

2 PRESIDING OFFICER: (SENATOR DONNEWALD)

3 Executive.

4 SECRETARY:

5 Senate Resolution 131 introduced by Senator Mitchler and all Senators.

6 PRESIDING OFFICER: (SENATOR DONNEWALD)

7 Senator Mitchler.

8 SENATOR MITCHLER:

9 Mr. President, this is a resolution urging the continued inves-
10 tigation and consideration of the plight of the missing in action and
11 prisoners of war from the Vietnam War, and I'd ask for immediate...

12 PRESIDING OFFICER: (SENATOR DONNEWALD)

13 Well...

14 SENATOR MITCHLER:

15 ...consideration and adoption of this...

16 PRESIDING OFFICER: (SENATOR DONNEWALD)

17 I think that might be...I think that might be debatable.

18 I think that should be referred...he did. He put all Senators...

19 SENATOR MITCHLER:

20 All Senators.

21 PRESIDING OFFICER: (SENATOR DONNEWALD)

22 I don't think that you had leave of all Senators, Senator. I
23 think we should put that in Executive.

24 SENATOR MITCHLER:

25 Well, Mr. ...Mr. President, may I explain the resolution. I
26 don't think there's any problem with it. We've had similar resolutions
27 on this. I don't think...

28 PRESIDING OFFICER: (SENATOR DONNEWALD)

29 ...You...you would have to make a motion to suspend the rules,
30 Senator.

31 SENATOR MITCHLER:

32 ...Make a motion to suspend the rules and ask for immediate
33 consideration and adoption...

1 PRESIDING OFFICER: (SENATOR DONNEWALD)

2 Senator Mohr, Senator Howard Mohr.

3 SENATOR MOHR:

4 Well, Mr. President, first of all, I think that all members
5 should be contacted to see if they want to be on there. I don't think
6 that there's a member that wouldn't want to be on there, but at this
7 stage of the game to be discussing resolutions and working on resolu-
8 tions I think is unfair to the Body, number one. Number two, I would
9 suggest that we give serious thought to...this would be up to, I
10 suppose, the Senate Operations, yes, adjourning...up to the Senate
11 Operations Committee to give thought to increasing our allowance
12 maybe a thousand dollars. I talked about this before, and then,
13 charging back members for the use of our copy machines. It...at this
14 time, when all of the machines are trying to be used or are used at...
15 at fullest capacity and we're fooling around with...resolutions. I
16 think it's just unfair, Senator Mitchler, to the Body to...to take
17 up the time, and I would...

18 PRESIDING OFFICER: (SENATOR DONNEWALD)

19 ...well...

20 SENATOR MOHR:

21 ...concur that it goes to Executive or...

22 PRESIDING OFFICER: (SENATOR DONNEWALD)

23 It...I think that the phrase all Senators should be re-
24 moved and any that wish to be on that resolution should indicate to
25 the Secretary and it will go to Executive. Senator Soper, for what
26 purpose do you arise?

27 SENATOR SOPER:

28 Thank you, Mr. President. But if there are any general resolu-
29 tions, I'd like to be off the resolutions.

30 PRESIDING OFFICER: (SENATOR DONNEWALD)

31 You're off.

32 SENATOR SOPER:

33 Thank you very much.

1 SECRETARY:

2 Senate Resolution 132 offered by Senator Newhouse.

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 Executive. Senator Bruce. Senator Netsch. Senator Savickas,
5 on Conference Committee Reports, do you wish to consider House Bill
6 2868 and House Bill 2869? Senator Savickas.

7 SENATOR SAVICKAS:

8 Yes, I move we adopt Conference Committee Reports on House Bill
9 2868 and 2869. What it does is the House has receded from their
10 objection to our amendments.

11 PRESIDING OFFICER: (SENATOR DONNEWALD)

12 Is there further discussion? The question is shall the Senate
13 adopt the Conference Committee Report on House Bill 2868. Those in
14 favor vote Aye. Those opposed No. The voting is open. Have all
15 those voted who wish? Have all those voted who wish? Take the
16 record. On that question, the Ayes are 42, the Nays are none, 1
17 Voting Present. The Senate does adopt the Conference Committee Report
18 on House Bill 2868. The bill having received the required constitu-
19 tional majority is declared passed. The Secretary shall so inform the
20 House. 2869, Senator Savickas.

21 SENATOR SAVICKAS:

22 I would move the same roll call. It's...it's where the House
23 receded from the Senate committee amendments.

24 PRESIDING OFFICER: (SENATOR DONNEWALD)

25 Is there further discussion? The question is shall the Senate
26 adopt the Conference Committee Report on...just a moment. Senator Netsch.

27 SENATOR NETSCH:

28 May we just...

29 PRESIDING OFFICER: (SENATOR DONNEWALD)

30 May we have order. Senator Netsch.

31 SENATOR NETSCH:

32 May we just have an identification of what it is we're voting
33 on please.

1 . PRESIDING OFFICER: (SENATOR DONNEWALD)

2 Senator Savickas.

3 SENATOR SAVICKAS:

4 Well, House Bill...these two bills were put in together, House Bill
5 2868 removed the Safety Department and the OSHA responsibility from
6 the Industrial Commission at the request of the Industrial Commission
7 and to the Department of Labor. That was 2868. Since the OSHA program
8 and the committee amendments...since the OSHA program was taken out of
9 this Act by the Governor's action and gave...given back to the Federal
10 Government for administration and all the municipalities and local
11 governments were removed from the safety program. The only program left
12 to administer by the Department of Labor was the inspection of the safety
13 programs in the State buildings. 2869 removed the Department of Review
14 because they had no...no cause to review anything but their own decision.
15 They did not review...review a decision over a municipality or over a
16 private business or employer or factory because that was under the OSHA
17 program that was removed by the...back to the Federal administration. So,
18 it was senseless to leave on the statute books the Department of Review to
19 review the State who issues the program in the first place.

20 PRESIDING OFFICER: (SENATOR DONNEWALD)

21 Is there further discussion? The question is shall the Senate
22 adopt the Conference Committee Report on House Bill 2869. Those in
23 favor vote Aye. Those opposed No. The voting is open. Have all
24 those voted who wish? Take the record. On that question, the Ayes
25 are 48, the Nays are none. House Bill 2869...as to House Bill 2869
26 the Senate does adopt the Conference Committee Report, and the bill
27 having received the required constitutional majority is declared passed.
28 And the Secretary shall so inform the House. Senator Newhouse.
29 Message from the House.

30 SECRETARY:

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

32 Mr. President - I am directed to inform the Senate that
33 the House of Representatives has refused to concur with the Senate in

1 the adoption of their Amendment No. 1 to a bill with the following title:
2 House Bill 2473.

3 PRESIDING OFFICER: (SENATOR DONNEWALD)

4 Senator Newhouse.

5 SENATOR NEWHOUSE:

6 Mr. President, I move that we refuse to recede from the amend-
7 ment and that a Conference Committee be...be appointed for...for
8 resolution of the problem on 2473.

9 PRESIDING OFFICER: (SENATOR DONNEWALD)

10 Senator Newhouse...Senator Newhouse moves that the Senate refuse
11 to recede from the adoption of Amendment No. 1 to House Bill 2473,
12 and that a Conference Committee be appointed. All those in favor say
13 Aye. Those opposed No. The Ayes have it. The motion carries, and
14 the Secretary shall so inform the House. May I have the attention
15 of the leadership of both sides. There has been a list, a new Con-
16 ference Committee Report list passed out. Have you both had time to
17 review that and may we proceed? We'll stand at ease for a moment.

18 PRESIDING OFFICER: (SENATOR McCARTHY)

19 Messages from the House.

20 SECRETARY:

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

22 Mr. President - I am directed to inform the Senate that the
23 House of Representatives has refused to recede from their Amendments
24 1 and 2 to a bill with the following title:

25 Senate Bill 610.

26 PRESIDING OFFICER: (SENATOR McCARTHY)

27 Senator Partee.

28 SENATOR PARTEE:

29 Just hold that a minute until I can look at it.

30 PRESIDING OFFICER: (SENATOR McCARTHY)

31 Senator Partee.

32 SENATOR PARTEE:

33 Well, I move you, Mr. President, that the Senate accede to the

1 House request for a Conference Committee.

2 PRESIDING OFFICER: (SENATOR McCARTHY)

3 The question is shall the Senate accede to the request of the
4 House that a Conference Committee be appointed. All in favor signify
5 by saying Aye. Aye. Contrary Nay. The motion carries, and the
6 Senate accedes to the request to appoint a Conference Committee.
7 We now will proceed to the order of Conference Committee Reports.
8 There is a sheet on your desk, should be, with two Senate Conference
9 Committee Reports, four House...Conference Committee Reports.
10 Senate Bill 649...that's Senator Don A. Moore. Go to the order of
11 Conference Committee Reports, Senate Bill 649, Senator Moore.

12 SENATOR MOORE:

13 Thank you, Mr. President and members of the Senate. I would
14 move that the House do adopt Conference Committee Report on Senate
15 Bill 649. What the report does, the Senate would concur with House
16 Amendment 1 and nonconcur in House Amendment No. 3. There were ob-
17 jections raised as far as No. 1 by Senator Latherow and Senator Egan
18 when this matter was up the last time, and I therefore nonconcurred
19 in both, but since then, there is no objection. Is that correct,
20 Senator Egan? And I would move for the adoption of Conference
21 Committee Report on Senate Bill 649.

22 PRESIDING OFFICER: (SENATOR McCARTHY)

23 Any discussion on the motion? Any discussion? Then the question
24 is shall the Senate adopt the Conference Committee Report on Senate
25 Bill 649. Those in favor vote Aye. Those opposed vote Nay. The
26 voting is open. Senator Carroll, would you vote me Aye. Have all
27 voted who wish? Take the record. On this question, the Yeas are 42,
28 the Nays are none, 1 Voting Present. The Conference Committee on
29 Senate Bill 649 is adopted, and the bill having received a...required
30 constitutional majority is hereby declared passed. Next item of
31 business is Senate Bill 1384. Senator Lemke on the Floor? If he'd be
32 notified we have a Conference Committee Report on Senator Lemke on
33 1384. For what purpose does Senator Graham arise?

1 SENATOR GRAHAM:

2 I rise on a point of personal privilege, Mr. President.

3 PRESIDING OFFICER: (SENATOR MCCARTHY)

4 State your point.

5 SENATOR GRAHAM:

6 I'd like for once for the members of this Senate to give me their
7 ear for a couple of minutes.

8 PRESIDING OFFICER: (SENATOR MCCARTHY)

9 Will all Senators please come to attention...

10 SENATOR GRAHAM:

11 ...Now, Ladies and Gentlemen of the Senate, we are in what has been
12 known to many of us for many years as the bewitching hour. This is
13 the time that you're prone to vote on something you don't know what
14 the hell it is, and I want to tell you that there are some bounty
15 hunters out, for legislators, and if some of you get shot on the way
16 home, it'll be because you voted on something you didn't want...what
17 was before you, and I would like to see all of you back. Now, please
18 I'd like to prevail upon the President of the Senate to keep order.
19 I would like to prevail upon those that don't belong on the Floor to
20 stay off of the Floor because we are going to be dealing with some
21 very serious things, and everyone gets tired, and tonight's the night
22 to undo an entire voting record for one Session, and believe you...
23 believe me, I'm telling you how it is.

24 PRESIDING OFFICER: (SENATOR MCCARTHY)

25 Thank you, Senator Graham. The next four items that are on your
26 Conference Committee Reports, I have previously identified them. I
27 do not see the Senators on the Floor, but they are as follows, just
28 preliminarily, Senate Bill 1384, Senator Lemke; House Bill 396,
29 Senator Kenneth Hall; House Bill 1790, Senator Savickas; House Bill
30 1881, Senator Rock; House Bill 2876, Senator Glass. So, if we would
31 go to the order of House Bill 2876 on Conference Committee Reports.
32 Recognize Senator Glass if you're ready.

33 SENATOR GLASS:

1 Thank you, Mr. President and members. House Bill 2876 is a
2 bill which establishes a formula for library districts to charge non-
3 residents, and that portion of the bill is...is still in as the...as
4 the Senate passed it. The only thing that was added by the Conference
5 Committee Reports are three instances in which the library districts
6 may vary that nonresident charge, and they may make a lower charge
7 for students, for senior citizens, and for people living in the district
8 that pay taxes for support of the library, and I would move for the
9 approval, Mr. President, of this Conference Committee Report.

10 PRESIDING OFFICER: (SENATOR McCARTHY)

11 You heard the motion. Is there any discussion on the motion?
12 Senator Berning, you're recognized.

13 SENATOR BERNING:

14 I'm that close I could just reach over and ask the Senator, but I
15 thought you said this did impose a nonresidence fee, and in my report
16 it's stricken. What was it you intended to say?

17 PRESIDING OFFICER: (SENATOR McCARTHY)

18 Senator Glass.

19 SENATOR GLASS:

20 Senator Berning, the bill if you will note there is a formula,
21 and that applies to the method for determining the fee. If the fee
22 may...may not be in effect less than the average that the taxpayers
23 in the district pay. So, a nonresident, what we're saying, is a
24 nonresident must pay at least what the...what the average resident
25 pays. The exception to that...the three exceptions to that rule are
26 those that I mentioned earlier.

27 PRESIDING OFFICER: (SENATOR McCARTHY)

28 Ready on the question? The question is shall the Senate adopt
29 the Conference Committee Report on House Bill 2876. Those in favor
30 vote Aye. Those opposed vote Nay. The voting is open. Have all
31 voted who wish? Take the record. On that question, the Ayes are 38,
32 the Nays are 3, those Voting Present are 1. The Senate does adopt
33 the Conference Committee Report on House Bill 2876, and the bill

1 having received the required constitutional majority is declared
2 passed. Senator Savickas, are you prepared to go ahead on Senate
3 Bill 1384? Excuse me.

4 SENATOR SAVICKAS:

5 No, on 1790.

6 PRESIDING OFFICER: (SENATOR MCCARTHY)

7 On...on House Bill 1790, are you prepared?

8 SENATOR SAVICKAS:

9 Yes, Mr. President and members of the Senate, I...

10 PRESIDING OFFICER: (SENATOR MCCARTHY)

11 Would you please recognize Senator Savickas. He is on House
12 Bill...House Bill...

13 SENATOR SAVICKAS:

14 1790.

15 PRESIDING OFFICER: (SENATOR MCCARTHY)

16 It's coming up, Senator. 1790. We're now on the order of a
17 Conference Committee Report on House Bill 1790, and Senator Savickas
18 will explain the Report. Senator Savickas.

19 SENATOR SAVICKAS:

20 Yes, Mr. President, the Report merely removes the double inser-
21 tion of the home rule clause in it, and evidently, it was inserted
22 in the House and in the Senate, and what had happened while it was
23 amended, it was inserted in the wrong lines then. So, the Conference
24 Committee Report removes the double insertion, and I would request
25 that we confer or we adopt the Conference Committee Report.

26 PRESIDING OFFICER: (SENATOR MCCARTHY)

27 Heard the motion. A question on the motion, Senator Glass?

28 SENATOR GLASS:

29 Mr. President, on the motion, I...I do think the bill is a good
30 bill, but I have opposed the Home Rule Amendment. This is a bill
31 having to do with obscenity and allowing the entire State to be the
32 district in which the definition of obscenity is determined, and I
33 would, as I did earlier, urge that Chicago not be exempted from that

1 definition because, of course, it's important that the city be included
2 as well. So, for that reason, I oppose the Conference Committee
3 Report and hope that Senator Savickas will consider removing the
4 Home Rule Amendment.

5 PRESIDING OFFICER: (SENATOR McCARTHY)

6 Any further discussion on the motion? Senator Savickas, you're
7 recognized to close.

8 SENATOR SAVICKAS:

9 Well, since Senator Glass opposes it, he should support our
10 Conference Committee Report because it removes one of the Home Rule
11 Amendments. So, we're halfway there. So, I would ask for adoption
12 of Conference Committee Report on 1790.

13 PRESIDING OFFICER: (SENATOR McCARTHY)

14 The question is shall the Senate adopt the Conference Committee
15 on House Bill 1790. Those in favor vote Aye. Those opposed vote
16 Nay. The voting is open. Have all voted who wish? Have all voted
17 who wish? Take the record. On this question, the Ayes are 28, the
18 Nays are 16, Voting Present are 2. The Conference Committee Report
19 is not adopted, and the Secretary shall so inform the House. Senator
20 Savickas moves for the appointment of the Second Committee on Conference
21 and the House will be so informed. All those in favor signify by
22 saying Aye. Aye. Opposed Nay. Ayes have it. Senator Kenneth Hall,
23 are you prepared on...on 396? Senator Rock, are you prepared on 1881?

24 SENATOR ROCK:

25 Thank you, Mr. President, Ladies and Gentlemen of the Senate.
26 House Bill 1881 is the bill which is the annual appropriation for the
27 ordinary and contingent expenses of the General Assembly. We had pre-
28 viously, in the Senate, adopted Amendments 2 and 3 at the request of
29 the House. This Conference Committee calls for us again at the request
30 of the House to recede from those amendments, and it incorporates an
31 amendment put on in the House at the House's request with respect to
32 the House's portion of the General...Assembly Bill. It incorporates,
33 in fact, a six percent cut as requested by the Governor. The Conference

1 Committee Report on House Bill 1881 deserves our concurrence, and I
2 so move.

3 PRESIDING OFFICER: (SENATOR McCARTHY)

4 You've heard the motion. Any discussion? The question is shall
5 the Senate adopt the Conference Committee Report on Senate Bill 1881...
6 excuse me, House Bill 1881. Those in favor vote Aye. Those opposed
7 vote Nay. The voting is open. Have all voted who wish? Take the
8 record. On that question, the Ayes are 49, the Nays are none, those
9 Voting Present are none. The Senate does adopt the Conference Committee
10 Report on House Bill 1881, and the bill having received the required
11 constitutional majority is declared passed. There's been a request
12 to move to the order of House Bills on 3rd reading. Is there leave?
13 Leave is granted. House Bill No. 1342. Senator Bruce, you're
14 recognized. Oh...

15 SENATOR BRUCE:

16 Yes, Mr. President, first I would ask...ask leave of the Body
17 to return the bill to the order of 2nd reading for the purpose of an
18 amendment.

19 PRESIDING OFFICER: (SENATOR McCARTHY)

20 Is there leave? Leave is granted.

21 SENATOR BRUCE:

22 I believe that...

23 PRESIDING OFFICER: (SENATOR McCARTHY)

24 Senator Bruce.

25 SENATOR BRUCE:

26 ...Senator Vadalabene has the amended...amendment, Mr. Secretary.
27 Two amendments.

28 SECRETARY:

29 ... (Machine cut-off)...1 offered by Senator Vadalabene.

30 PRESIDING OFFICER: (SENATOR McCARTHY)

31 Senator Vadalabene, would you care to explain the amendment.

32 SENATOR VADALABENE:

33 Yes, what amendment number is this, Mr. Secretary?

1 SECRETARY:

2 Amendment No. 1.

3 SENATOR VADALABENE:

4 Okay, Amendment No. 1 to House Bill 1342. This amendment rein-
5 states ninety-three thousand, four hundred dollars to House Bill
6 1342 and will allow the Department of Transportation to proceed with
7 its plans for photo logging the State highway system. This has been
8 approved by both the leadership on both sides of the aisle, and also
9 with the Chairman of the Appropriations Committee, and I move for the
10 adoption of Amendment No. 1 to House Bill 1342.

11 PRESIDING OFFICER: (SENATOR McCARTHY)

12 Any discussion? Those in favor of Amendment No. 1 signify by
13 saying Aye. Aye. Contrary Nay. Nay. The Ayes have it. The amend-
14 ment is adopted. Senator Vadalabene on Amendment No. 2. Excuse me...

15 SENATOR VADALABENE:

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

17 PRESIDING OFFICER: (SENATOR McCARTHY)

18 Senator...Senator, one moment please. Any further amendments?

19 SECRETARY:

20 Amendment No. 2 by Senator Vadalabene.

21 PRESIDING OFFICER: (SENATOR McCARTHY)

22 Senator Vadalabene, you're recognized for explaining Amendment No. 2.

23 SENATOR VADALABENE:

24 Thank you, Mr. President and members of the Senate. Amendment
25 No. 2 to House Bill 1342 addresses itself to the police communication
26 systems which have become an integral part of the public...police opera-
27 tion that they no longer can be treated as an auxiliary function.
28 This amendment...brings back into the...House Bill 1342 one hundred and
29 twenty-five thousand dollars which is entirely Federal money, no State
30 money is...involved. This also has been cleared by both sides of the
31 aisle and the Appropriation Chairman, and I move for its adoption.

32 PRESIDING OFFICER: (SENATOR McCARTHY)

33 The...the question is the...on the adoption of Amendment No. 2

1 Those in favor signify by saying Aye. Aye. Contrary Nay. The Ayes
2 have it. The amendment's adopted. Any further amendments?

3 SECRETARY:

4 Amendment No. 3 offered by Senator Regner.

5 PRESIDING OFFICER: (SENATOR McCARTHY)

6 Senator Egan, you're recognized for the purpose of explaining
7 Amendment No. 3.

8 SENATOR REGNER:

9 Thank you, Mr. President, members of the Senate. This removes five
10 of the new...new programs that were introduced into the bill for Fiscal
11 Year '76. One for the driver measurement and classification program,
12 personnel upgrade for the Department of Law Enforcement to send three
13 people to Northwestern Traffic Institute, one to the Department of General
14 Services for their Communication Nine-Eleven System, one for the Department
15 of Transportation to remove the Skid Action and Reduction Program and the
16 Rural and Intersection Improvement Program to clear rural intersections,
17 and the fifth one is from the Office of Transportation Safety Audit Unit
18 with a total savings of three hundred and forty-two thousand, three
19 hundred dollars, and I move its adoption.

20 PRESIDING OFFICER: (SENATOR McCARTHY)

21 Senator...Senator Egan has moved the adoption of Amendment No. 3.
22 Any discussion? Those in favor of the adoption of the amendment
23 signify by saying Aye. Aye. Contrary Nay. The Ayes have it.
24 Amendment No. 3 is adopted. Any further amendments?

25 SECRETARY:

26 Amendment No. 4 offered by Senator Regner.

27 PRESIDING OFFICER: (SENATOR McCARTHY)

28 Senator Egan, you're recognized for the purpose of explaining
29 Amendment No. 4.

30 SENATOR EGAN:

31 ...Could I have a copy. I'm sorry. Yes, this Amendment No. 4
32 is a line item reduction from three million, three ninety-seven six
33 hundred dollars down to the figure three million dollars, and that

1 corresponds with the reductions in the categories of the administration
2 of each Department of Transportation district offices, a total reduction
3 of three...three hundred and ninety-seven thousand, six hundred dollars,
4 and I move its adoption.

5 PRESIDING OFFICER: (SENATOR McCARTHY)

6 The question is on the adoption of Amendment No. 4. Those in favor
7 signify by saying Aye. Aye. Contrary Nay. None. The Ayes have it.
8 Amendment No. 4 is adopted. Any further amendments?

9 SECRETARY:

10 Amendment No. 5 by Senator Savickas.

11 PRESIDING OFFICER: (SENATOR McCARTHY)

12 Senator Savickas, you're recognized for the purpose of explaining
13 Amendment No. 5.

14 SENATOR SAVICKAS:

15 Yes, Mr. President, Amendment No. 5 would amend House Bill 1342
16 on Page 2 by inserting after line 4 the following: for the Illinois
17 Office of Education for the School Bus Safety Awareness Project...
18 This project is for the training of school bus drivers for the chil-
19 dren's protection, and on Page 3 by inserting after line 23 the
20 following: for the Office of Transportation Safety for the production
21 and distribution of films in languages other than English on the
22 subject of driving in conformance with the laws of the State of Illinois
23 and with safe driving standards, and this is put in because now since
24 we give driving license examinations in languages other than English,
25 all the films to teach them and to show them how to operate safety
26 and operate the vehicles are still in English, and you can't very well
27 sit down and watch the film and take an examination on it if you can't
28 understand the language. So, I would move for adoption of Amendment
29 No. 5 to House Bill 1342.

30 PRESIDING OFFICER: (SENATOR McCARTHY)

31 Any discussion on the amendment? The question is, on the adoption
32 of Amendment No. 5. Those in favor signify by saying Aye. Aye.
33 Contrary Nay. The Ayes have it. Amendment No. 5 is adopted. Any

1 further amendments? 3rd reading. Senator Bruce.

2 SENATOR BRUCE:

3 Yes, in case the motion is not made,..made, but I ask leave of
4 the Body to be shown as principal sponsor on this. I am on the Calen-
5 dar, but I'm not sure it's in the Secretary's office. Senator Demuzio
6 originally picked up the bill.

7 PRESIDING OFFICER: (SENATOR McCARTHY)

8 Is there leave? Senator Bruce will be so shown. Messages...
9 Messages from the House. Messages from the House.

10 SECRETARY:

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

12 Mr. President - I am directed to inform the Senate that the
13 House of Representatives has refused to recede from their Amendments
14 1, 2, and 3 to a bill with the following title:

15 Senate Bill 632.

16 Further directed - the House has appointed their members to act
17 on the part of the House as a Conference Committee.

18 PRESIDING OFFICER: (SENATOR McCARTHY)

19 Senator Rock.

20 SENATOR ROCK:

21 Thank you, Mr. President. I move we accede to the request of
22 the House.

23 PRESIDING OFFICER: (SENATOR McCARTHY)

24 All those in favor of the...the question is, shall the Senate
25 accede to the request of the House that a Conference Committee be
26 appointed. All those in favor signify by saying Aye. Aye. Contrary
27 Nay. The motion carries, and the Senate accedes to the request to
28 appoint a Conference Committee. Now, we revert to the order of House
29 Bills on 3rd reading. House Bill 1342. Senator Bruce, are you pre-
30 pared? Senator Bruce is recognized...read the bill.

31 SECRETARY:

32 House Bill...House Bill 1342.

33 (Secretary reads title of bill)

1 3rd reading of the bill.

2 PRESIDING OFFICER: (SENATOR McCARTHY)

3 Senator Bruce.

4 SENATOR BRUCE:

5 Yes, Mr. President and members of the Senate, this is the Fiscal
6 '76 budget for the Governor's Traffic Safety Coordinating Commission.
7 I ask for a favorable roll call so we can get it to the House, have
8 them concur in the five amendments that have just been adopted to
9 this bill.

10 PRESIDING OFFICER: (SENATOR McCARTHY)

11 You heard the call. The question is, shall House Bill 1342 pass.
12 Those in favor vote Aye. Those opposed vote Nay. The voting is open.
13 Have all voted who wish? Have all voted who wish? Have all those
14 voted who wish? Take the record. On this question, the Ayes are 25,
15 the Nays are 10, 10 Voting Present. The House Bill 134...Senator
16 Bruce, you...recognized to move to Postponed Consideration. Considera-
17 tion is Postponed. Messages from the House.

18 SECRETARY:

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

20 Mr. President - I am directed to inform the Senate that the
21 House of Representatives has refused to recede from their Amendments
22 1 and 2 to a bill with the following title:

23 Senate Bill 478. Senator Knuppel is the chief sponsor.

24 PRESIDING OFFICER: (SENATOR McCARTHY)

25 The question is, shall the Senate accede to the request of the
26 House that a Conference Committee be appointed. Those in favor
27 signify by saying Aye. Aye. Contrary Nay. The Ayes have it, and
28 the Senate accedes to the request to appoint a Conference Committee.

29 SECRETARY:

30 A like Message on Senate Bill 555, and the House refuses to
31 recede from their Amendments 1, 3, 4, and 5 and requests a Conference
32 Committee.

33 PRESIDING OFFICER: (SENATOR McCARTHY)

1 That's Senator Don Moore.

2 SECRETARY:

3 Senator Don Moore.

4 PRESIDING OFFICER: (SENATOR McCARTHY)

5 Senator Don Moore moves that the Senate accede to the request
6 of the House and that a Conference Committee be appointed. All those
7 in favor signify by saying Aye. Aye. Contrary Nay. The Ayes have it.
8 The motion carries, and the Senate accedes to the request to appoint
9 a Conference Committee.

10 SECRETARY:

11 On Senate...Senate Bill 510, the House refuses to recede from
12 Amendments 1, 2, 3, and 5. Senator Kenneth Hall is the chief sponsor.
13 Senator Donnewald.

14 SENATOR DONNEWALD:

15 Well, I move to accede to the request of the House and...and
16 ask that a Conference Committee be formed.

17 PRESIDING OFFICER: (SENATOR McCARTHY)

18 The question is, shall the Senate accede to the request of the
19 House that a Conference Committee be appointed. Those in favor signify
20 by saying Aye. Aye. Contrary Nay. The motion carries, and the
21 Senate does accede to the request to appoint a Conference Committee.

22 SECRETARY:

23 On Senate Bill 556, the House refuses to recede from Amendments
24 1 and 2. Senator Palmer is the chief sponsor.

25 PRESIDING OFFICER: (SENATOR McCARTHY)

26 Senator Palmer moves that the Senate accede to the request of the
27 House that a Conference Committee be appointed. All those in favor
28 signify by saying Aye. Aye. Contrary Nay. The Ayes have it. The
29 motion carries, and the Senate does accede to the request to appoint
30 a Conference Committee.

31 SECRETARY:

32 On Senate Bill 635, the House refuses to recede from Amendments
33 4, 6, 7, and 8 and have appointed a Conference Committee, and Senator

1 Rock is the chief sponsor.

2 PRESIDING OFFICER: (SENATOR McCARTHY)

3 Senator Rock moves that the Senate accede to the request of the
4 House and that a Conference Committee be appointed. All those in
5 favor signify by saying Aye. Aye. Contrary Nay. The Ayes have it.
6 The motion carries, and the Senate does accede to the request to
7 appoint a Conference Committee. Messages from the House.

8 SECRETARY:

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

10 Mr. President - I am directed to inform the Senate that the
11 House of Representatives has refused to recede from their Amendments
12 1 and 2 to a bill with the following title:

13 Senate Bill 558.

14 Further directed - they have appointed their Committee on...on
15 Conference, and this is Senator Palmer's bill.

16 PRESIDING OFFICER: (SENATOR McCARTHY)

17 Senator Palmer moves that the Senate accede to the request of
18 the House and that a Conference Committee be appointed. All those in
19 favor...favor signify by saying Aye. Aye. Contrary Nay. The Ayes
20 have it. The motion carries, and the Senate does accede to the request
21 to adopt...to appoint a Conference Committee.

22 SECRETARY:

23 I have a Message for House Bill 1366 with Senate Amendments 1,
24 2, 3 and 4, and...no, no, this is a different Message, I'm sorry.

25 I am directed to inform the Senate that the House of Representa-
26 tives has acceded to the request of the Senate for a Committee on a
27 Conference to consider the differences between the two Houses in regard
28 to Senate Bill 1234 of a bill with the following title:

29 House Bill 3066, and Senator Wooten is the chief sponsor.

30 PRESIDING OFFICER: (SENATOR McCARTHY)

31 The last Message related to House Bill 1366.

32 PRESIDENT:

33 Senator Rock and Egan, are you ready? May I have your attention for

1 the purpose of answering a question which many individuals have asked
2 which I...would like to answer collectively. Clear the aisle please.
3 If you Gentlemen wait one moment, you'll have a chance to finish your
4 conservation. We've made an assessment of the work yet remaining to be
5 done, and there are among other things some thirty Appropriation Con-
6 ference Committees that yet have to finalize their activities, and it
7 becomes obvious and apparent to us that it is not possible to finish
8 this evening. So, the suggested schedule is that the Senate remain
9 in Session till about 9:30 for the purpose of receiving Conference
10 Committee Reports or other matters from the House to that time. After
11 that time, those who are on Conference Committees will then go to those
12 Conference Committees, others can go and get a good night's sleep, and
13 we will return at 10:00 o'clock tomorrow morning. Any questions?
14 Senator Harris.

15 SENATOR HARRIS:

16 Well, I just want to affirm and applaud the suggestion you have
17 made. I think this really makes sense, and we all know that there
18 are a lot of loose ends that we want to be absolutely certain we have
19 tied together, and this intervening period of time will give us that
20 opportunity working with the staff to make certain that all the bases
21 are covered. I think this is an excellent idea, and I heartily applaud
22 it.

23 PRESIDENT:

24 What's the number of the bill? Will the members be in their seats.
25 House Bill 1302, Senator Buzbee.

26 SENATOR BUZBEE:

27 Yes, Mr. President, House Bill 1302 is the Department of Conser-
28 vation, Appropriation, and Senator Latherow has a motion, I think, to
29 make at this time.

30 PRESIDENT:

31 Senator Latherow.

32 SENATOR LATHEROW:

33 Mr. President, I think the problem is over Amendment No. 3, and

1 I move that we recede from Amendment No. 3.

2 PRESIDENT:

3 Any further discussion? The question is shall the Senate recede
4 from Amendment No. 3 to House Bill 1302. Those in favor vote Aye.
5 Opposed Nay. The voting is open. Have all voted who wish? Take
6 the record. On this question, the Ayes are 48, the Nays are none,
7 with 1 Voting Present. The Senate recedes from Amendment No. 3 to
8 House Bill 1302, and the bill having received a constitutional
9 majority is declared passed. Is Senator Knuppel on the Floor?
10 May...may the Chair have your attention please. We are reliably
11 informed that a headline ran tonight in the Chicago Tribune in Chicago
12 that the Legislature has adjourned. The telephone wires are quite
13 busy, and there are those of us who have husbands and wives back in
14 Chicago who might have some funny feelings about our not being there,
15 and I was going to ask Senator Knuppel to call them all, but I suppose
16 we'll wait until the telephone wires are open. Thank you. Senator
17 Nudelman, with a beautiful...with a beautiful jacket you're wearing.
18 SENATOR NUDELMAN:

19 Thank you...thank you, Mr. President. On the basis that nobody
20 wants to cross the Tribune, I move we adjourn.

21 PRESIDENT:

22 I never saw it bother you before. May I have your attention
23 please. The Conference Committees are now meeting in Room 212. Will
24 all Senators who are assigned to those Conference Committees, all of
25 whom are Appropriation Committees, please go to Room 12 for that
26 purpose, Room 212. Senator Daley.

27 SENATOR DALEY:

28 Mr. President and fellow Senators, a point of information. Some-
29 one just stated to me in the redecorating of these facilities, only
30 leadership will get telephones. Is that true?

31 PRESIDENT:

32 We don't plan to have telephones at all. That's...that's the way...

33 SENATOR DALEY:

1 It...well...

2 PRESIDENT:

3 Just a moment. At the moment, the plan calls for no telephones.
4 In the Democratic caucus the other day, it was expressed to us that
5 members did want telephones. That matter will be taken up with the
6 Space Needs Commission, and after that has been taken up, the decision
7 will be made.

8 SENATOR DALEY:

9 Because there was a rumor stating only leadership will get
10 telephones on the Floor.

11 PRESIDENT:

12 No, don't...don't ever...don't ever make judgements based on
13 rumors. No, that isn't...

14 SENATOR DALEY:

15 It was substantiated too.

16 PRESIDENT:

17 Senator...Senator Howard Mohr.

18 SENATOR MOHR:

19 Well, I don't think it was substantiated, Senator, because I'm
20 a leader and there's not going to be one at my desk.

21 PRESIDENT:

22 Senator Harris.

23 SENATOR HARRIS:

24 Mr. President, I want to inform you that Senator Daley has his
25 telephone, and I might add that that rumor is about as substantiable
26 as that headline story in the Tribune. Now, incidentally, you'll
27 notice that this has been disconnected from my phone, and Senator
28 Daley wants to know where he should connect it.

29 PRESIDENT:

30 Senator Daley.

31 SENATOR DALEY:

32 Right, it was connected to the second floor.

33 PRESIDENT:

1 Senator Graham.

2 SENATOR GRAHAM:

3 You know, Mr. President, as we think about that headline tonight,
4 a very strange thought crossed my mind. It might be well if we might
5 consider alerting John Drasky so he can call up George Taggy, and say
6 George, you blew it again. Wouldn't that be nice.

7 PRESIDENT:

8 You'd have to send him a copy. I understand he doesn't sub-
9 scribe anymore. What purpose does Senator Berning arise? You want
10 to see if your mike is working.

11 SENATOR BERNING:

12 I'd like to see if the microphone was working and to suggest
13 that if you are interested in accomodating the Tribune, I'll move
14 to adjourn, Mr. President.

15 PRESIDENT:

16 The Tribune is a very fine newspaper, but I'm not interested in
17 accomodating them on that basis, thank you.

18 SENATOR BERNING:

19 Very...very well.

20 PRESIDING OFFICER: (SENATOR BRUCE)

21 Senator...Senator Merritt is recognized for a motion.

22 SENATOR MERRITT:

23 Mr. President, I move we adjourn till 10:00 o'clock, Monday,
24 June 30th...a.m.

25 PRESIDING OFFICER: (SENATOR BRUCE)

26 Senator Merritt moves that the Senate stand adjourned until
27 10:00 a.m. tomorrow morning. All in favor say Aye. All opposed Nay.
28 The Aye's have it. The Senate stands adjourned until 10:00 a.m.
29 tomorrow morning.