

79TH GENERAL ASSEMBLY

REGULAR SESSION

DECEMBER 1, 1976

1. PRESIDENT:

2. The hour of twelve having arrived, the Senate will
3. come to order. Will our guests in the gallery please
4. stand as the prayer is offered by Rabbi Barry A. Marks,
5. Temple Israel, Springfield, Illinois.

6. RABBI BARRY A. MARKS:

7. Lord, our God, you have created mankind in your
8. image bestowing upon us the gifts of reason, awareness and
9. speech, the ability to distinguish right from wrong and
10. the freedom to choose. Help us, O'Lord, to use your gifts
11. wisely for the benefit of all your creatures and not merely
12. for self-aggrandizement. We seek that ideal balance between
13. self and community, a healthy self-respect and concern for
14. ourselves as well as a willingness to share our gifts with
15. others. Help us, God, that we might fulfill your command
16. of loving others as ourselves by first learning to love our-
17. selves, to recognize our potential while accepting our limita-
18. tions, to avoid the self-destructive behavior which harms the
19. body and soul with which you have endowed us. We must begin
20. with self but we pray to you, O'Lord, for that breath of
21. vision that allows us to transcend self when we acquire know-
22. ledge and wisdom. May we learn to share their light with
23. others when we attain power over the affairs of mankind.
24. May we not idolize that power nor pursue it for its own sake.
25. Teach us to use our power for the establishment of a just
26. society, a community where all your creatures fashioned in
27. your image can find their fulfillment. In the perplexities
28. of our times we turn to you seeking illumination and guidance.
29. Choosing, deciding, exercising that freedom which you have
30. granted us is a difficult task. Help us, O'God, for in you
31. do we put our trust. Amen.

32. PRESIDENT:

33. Reading of the Journal. Senator Wooten. Senator Carroll,

1. you just missed an excellent prayer, again.

2. SENATOR WOOTEN:

3. Mr. President, I move that reading and approval of
4. the Journals of Wednesday, November 17th, 1976, Thursday,
5. November 18th, 1976 and Tuesday, November 30th, 1976, be
6. postponed pending arrival of the printed Journals.

7. PRESIDENT:

8. You heard the motion. All in favor will say Aye.
9. Opposed Nay. The Ayes have it. The motion carries.
10. May the Chair have your attention so you will know the
11. order of business here this morning. There are motions
12. filed on the total veto category, the item veto category
13. and the item reduction category and the specific recommenda-
14. tions for change. There are several bills listed in each
15. category. Only those bills on which motions have been filed
16. will be called this morning. On the total vetos page five
17. of your Calendar, the first bill to be called will be Senate
18. Bill 193, Senator Sommer...or Senator Davidson's motion.
19. Is Senator Davidson on the Floor? I'm calling Senate Bill 193,
20. Senator. Senate Bill 1676. A motion by Senator Knuppel.
21. The Senate will be in recess for five minutes, please.

22. (Recess)

23. (After Recess)

24. PRESIDENT:

25. The Senate will come to order. A Message from the
26. Governor.

27. SECRETARY:

28. A Message from the Governor by David J. Caravello,
29. Assistant to the Governor.

30. Mr. President - The Governor directs me to lay
31. before the Senate the following message:

32. To the Honorable members of the Senate, the 79th General
33. Assembly. I have nominated and appointed the following named

1. persons to the offices enumerated below and respectfully
2. ask concurrence in and confirmation of these appointments
3. by your Honorable Body.

4. PRESIDENT:

5. Senator Hickey.

6. SENATOR HICKEY:

7. I'd like to move that we waive the Sixth Day Notice Rule
8. so that we can handle this message in the recessed meeting
9. of the Executive Appointments Committee meeting this after-
10. noon.

11. PRESIDENT:

12. You heard the motion. All in favor will say Aye.
13. Opposed Nay. The Ayes have it. The motion carries. On the
14. order of total vetos page five, Senate Bill 193. A motion
15. by Senator Davidson. Senate Bill 1676, A motion by Senator
16. Knuppel. Senator Knuppel.

17. SENATOR KNUPPEL:

18. One second. We have to start someplace it seems and it
19. doesn't appear to me that there is enough Body down here but
20. I'm going to run it anyway. Senate Bill 1676 was a bill we
21. worked on for approximately a year to get descriptions for
22. easements for a right-of-way through the Peoria State Hospital
23. grounds. This road is badly wanted by the City Administration
24. of Bartonville. Bartonville is a town that's built on a
25. bluff lying south of Peoria and the only access to the Route
26. 24, which is the main artery into Peoria, is down a street
27. called Garfield Avenue. It was agreed by the Peoria State
28. Hospital Study Commission that this should be the first priority
29. in disposition of this property, that we should measure out
30. these easements that will allow the town of Bartonville to
31. flourish and to grow and to have the type of access that it
32. should have. We were in complete accord on this, all members
33. of the commission, and this...this is the source of this legislation.

1. In addition to that the people of that community wanted to
2. get the Peoria State Hospital, the grounds of it, back on
3. the tax rolls. We studied the problem for two years and
4. came to the conclusion that there was no use that the State
5. could make of this property. Henceforth, two different
6. pieces of legislation were introduced. One in the House and
7. one in the Senate for the sale of this property. Now, the
8. Governor signed one of those which called for the sale of
9. the property in one tract and vetoed the other. I think under
10. the misapprehension that land that was divided by a road
11. couldn't be sold as a single tract. This is done every day
12. in court sales. The people want it...want this road through
13. this property. It will probably enhance the value of the
14. property. There's a unanimity of all the members of the
15. commission who studied the problem and I would suggest that
16. ...and you received a letter from the Mayor, I know, which
17. expressed the feelings, the desires and the wishes of the
18. City Council and the people who live in that area. I, therefore,
19. would move that we override the veto of the Governor to Senate
20. Bill 1676. I'll be happy to answer any questions.

21. PRESIDENT:

22. Senator Merritt.

23. SENATOR MERRITT:

24. Yes, Mr. President and members of the Senate, I heartily
25. agree, as a member of that commission, on everything that Senator
26. Knuppel has said. There's no question but what that commission
27. coming up with a bill that...that we had really resolves the
28. problem in the right way as far as the real estate transaction
29. is concerned, and I would welcome the support of my colleagues
30. from both sides of the aisle in overriding this veto.

31. PRESIDENT:

32. Senator Glass.

33. SENATOR GLASS:

1. Thank you, Mr. President, I'd like to ask Senator
2. Knuppel a question.

3. PRESIDENT:

4. He indicates he'll yield.

5. SENATOR GLASS:

6. Thank you. Senator Knuppel, I apologize for not hearing
7. the initial part of your...your statement in favor of your
8. motion, but reading the Governor's objections, they seem to
9. be fairly simple that House Bill 3556 requires the tract of
10. land, which includes this 16.7 acres to be sold as one parcel,
11. and the division which this bill suggests is...is inconsistent
12. with that, so that he vetoed this to prevent conflicting legisla-
13. tion. On its face that certainly seems to me to be sound and
14. I, as I say, I apologize. If you have some explanation as to
15. why that isn't correct I'd like to hear it.

16. PRESIDENT:

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Well, this was never the intention of the commission.
20. The two bills are not inconsistent. Anyone who has sold real
21. estate as an attorney knows that you can sell one tract of
22. land subject to existing right-of-ways and easements and it
23. can be broken by roads into five, ten, or twelve pieces. The
24. people of the town need this road, they want this road. It
25. will enhance rather than diminish the value of the land and
26. it can, in fact, be sold in one tract. The bill that...that
27. you're talking about, in no way...in no way prevents this and
28. they are not inconsistent, and Senator Bloom, who happens to
29. be off the Floor who is on your side, who is on the commission
30. could confirm this as well. There was a unanimity. All that has
31. to be done is the...the easement for the road be granted to
32. the County of Peoria and then the sale would take place of the
33. tract, and there are easements of other kinds for a cemetery

1. and otherwise, and then the sale take place subject to
2. right...existing right-of-ways and easements thereon. This
3. happens every day.

4. PRESIDENT:

5. Senator Glass.

6. SENATOR GLASS:

7. Well, I...I don't disagree that what you say can be done
8. and land can be sold subject to certain easements, but the
9. question I am raising is according to, and I don't have the
10. bill in front of me, but according to the veto message, House
11. Bill 3556, which was passed, requires that the land, that is
12. the land including your 16.7 acres plus additional land, all
13. be sold as one tract. Is...is that, in fact, what House Bill
14. 3556 requires?

15. SENATOR KNUPPEL:

16. No, Sir. This is another case of some lawyers who didn't
17. know what the hell they were doing down in the Governor's office
18. and he's had those kind of people for four years, who probably
19. never saw a tract of land, come here out of law school. I
20. handled both bills. There's nothing inconsistent. I handled
21. both the House Bill and the Senate Bill. There's nothing in-
22. consistent about...about this bill being granted and then the
23. land being sold under the other bill.

24. PRESIDENT:

25. Senator Harris.

26. SENATOR HARRIS:

27. Senator Knuppel, I have attempted to learn where Senator
28. Bloom is. His secretary informs me that he called in just a
29. few minutes before twelve and is probably on his way here.
30. Might I request that you hold this bill until he arrives.
31. I'd like to consult with him. Frankly, I would be pleased if
32. you could grant me that request.

33. PRESIDENT:

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. I'd be happy to, so take it out of the record.

4. SENATOR HARRIS:

5. Okay.

6. PRESIDENT:

7. Take it out of the record. Senate Bill 1750. A

8. motion by Senator Knuppel.

9. SENATOR KNUPPEL:

10. Mr. Chairman, here again as I look around I still

11. think we're short of bodies, but we've got to move on

12. these things...these things sometime. I regret that...that

13. there seems to be a deficiency in members here. Most of

14. you are quite well acquainted with this bill. This is a

15. bill that was introduced in two parts. One by Senator Glass,

16. the other by me and then part of Senator Glass' bill was

17. amended into my bill. It calls for a program whereby in the

18. years ahead the State will appropriate fifteen million dollars

19. under certain conditions and with certain priorities toward

20. matching funds by the townships for restoration of downstate

21. township bridges. Now, while we've spent a lot of money for

22. public highways over the years, for four lane highways, for

23. two lane highways throughout all parts of the State. The back

24. roads have been neglected. Out there where the...where the

25. hoot owls sleep with the chickens, they built those roads for...

26. for box wagons to carry grain to the elevator fifty to sixty,

27. seventy years ago and now approximately half of these bridges

28. no longer will carry even anything more than eleven tons which

29. is the...the amount for a school bus. Many of them won't even

30. do that. You've had handouts which show many of these bridges

31. have collapsed from the weight of the large modern machinery,

32. from the weight of trucks crossing them hauling grain. Now,

33. the Governor vetoed this on the basis that he had a program,

1. a one shot program, where he was going to spend fifteen
2. million dollars of bond issues to fix up a few of these
3. bridges for one year. Yesterday I received a handout
4. from the Department of Transportation that said they were
5. working on a program. This bill, Ladies and Gentlemen of
6. the Senate, was introduced approximately a year ago. In
7. that one year's time the Department of Transportation had
8. nothing except they introduced the one shot proposition
9. that tried to undercut this legislation. Now, we've been
10. saying in this Body that we should establish priorities.
11. That's exactly what this bill does with respect to township
12. bridges. It sets up a program that says we're going to start
13. correcting this disease, and unlike the Governor who would
14. walk out in a herd of a cattle with...with a needle and
15. vaccinate one calf, we want to vaccinate the whole herd, but
16. we want to do it over a period of time. We want to do it a
17. bridge at a time, and the cost even at...today's dollar, yes,
18. is going to cost about five hundred million dollars. He
19. estimates it will cost a billion. No matter what the cost is,
20. just like...just like you need arteries and veins, the large
21. ones, you need the capillaries in your fingers, in your legs,
22. in your toes and for a healthy economy in the State of Illinois
23. we need these bridges, we need the safety that goes to protect
24. our school children, to deliver our grain, and I say to those
25. of you who live in the more metropolitan areas of the State,
26. we have helped you with your roads. For those of us who live
27. in the townships, who live back, as I say, where the hoot owls
28. sleep with the chickens. Somebody asked me last week where
29. I grew up and I said I grew up on an experimental farm. We
30. were crossing the two. I'd ask you to support me on this and
31. to vote for this program which sets priorities as to how town-
32. ship bridges are to be refurbished, which sets contribution
33. and standards that must be met with the township to secure

1. State funds and that this be one of the priorities. With
2. me education is a great priority and this is surely not as
3. great as the priority of education, but it comes mighty
4. close to the extent that we're going to be spending money
5. for transportation to bypass these bridges, to take other
6. routes around and we are endangering our school children by
7. placing some of these vehicles on these unsafe bridges. I
8. would ask a favorable roll call on the motion to override
9. Senate Bill 170...the veto to Senate Bill 1750 and I'll be
10. happy to answer questions.

11. PRESIDENT:

12. Senator Nimrod.

13. SENATOR NIMROD:

14. Yes, Mr. President, I have a question of the sponsor.

15. PRESIDENT:

16. He indicates he'll yield.

17. SENATOR NIMROD:

18. Senator Knuppel, do I understand this bill as...that
19. there'll be no money appropriations unless the...there is a
20. separate bill that's passed providing money? This bill in
21. itself does not provide money?

22. PRESIDENT:

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. This bill appropriates no money. It establishes a policy
26. and establishes priorities only and in each year the General
27. Assembly will have to consider the source of funds for it and
28. whether, in fact, they will appropriate. There is no money
29. involved in this bill.

30. PRESIDENT:

31. Senator Nimrod.

32. SENATOR NIMROD:

33. Then...then I would assume that on that basis then if as we

1. change...set these priorities...if we have no monies available
2. for this purpose we could skip a year or two and then come
3. back to it, but the policy would be established. The second
4. point that I would like to...a question I would like to ask
5. you is, can you tell me what are these priorities that we're
6. establishing? Within the bill there are some priorities es-
7. tablished for the consideration and I think you said something
8. about education on one for schools and I think there are some
9. others there and I...I would like to know what those categories
10. are in order to be eligible.

11. PRESIDENT:

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. Well, it's school buses, mail routes, are the primary
15. beneficiaries. Those...those routes that carry those two
16. types of transportation and then the same kind of procedure
17. would be followed that was followed with the fifteen million
18. that the Governor appropriated this time. There have been
19. bridges marked throughout the State. Some counties have...have
20. as many as three in my district and others have only one, but
21. those are the priorities, yes.

22. PRESIDENT:

23. Senator Nimrod.

24. SENATOR NIMROD:

25. Yes, I had...in length we had discussed this very problem
26. at the...the convention with the township officials and these
27. points were brought out and I would hope that we would certainly
28. would support Senator Knuppel in this endeavor since it's very
29. important that we do establish some policy, and it's this bill
30. that provides the policy for this whole program that has been
31. neglected for so long and the longer we put it off, of course,
32. the longer it's...the more it's going to cost as time goes by.
33. It is a sharing program and I do think it contains merit and

1. I would support it.

2. PRESIDENT:

3. Senator Glass.

4. SENATOR GLASS:

5. Thank...thank you, Mr. President and Ladies and Gentle-
6. men. Adding my support to Senator Knuppel's motion and I
7. would only add to what has been said, that indeed this is not
8. an appropriation of money this year and the only valid objection
9. possibly, that I can see, that the Department of Transportation
10. raises, and I talked with one of the gentlemen who's here in
11. the gallery, Mr. Hedges, today on that subject is that, the
12. Department questions whether the formula for allocating these
13. monies is truly based on need. Well, I...I would like to say
14. to this Body that as one of the sponsors of this bill we spent
15. a good deal of time on developing the formula. Maybe it can
16. be improved upon but I think it's fair. It...it does require
17. local matching and I certainly would say that if it isn't
18. fair and if we can improve on it in the future, we ought to
19. be willing to do that, but it does get us on record as committing
20. ourselves to curing a horrendous problem for many townships
21. and counties throughout Illinois and I would urge the Body to
22. vote in favor of this motion.

23. PRESIDENT:

24. Senator Fawell.

25. SENATOR FAWELL:

26. My only comment is, that the Governor has indicated that
27. this is a mandated program and that authorization for the use
28. of General Revenue funds is also set forth, and I have trouble
29. with a bill that sets forth a program like this, but does
30. nothing whatsoever to fund it. It...it just doesn't seem to
31. me that we really are accomplishing anything when we set up a
32. formula like this and then have really no way by which the State
33. can follow through with the funds.

1. PRESIDENT:
2. Senator Berning.
3. SENATOR BERNING:
4. My...my question of the sponsor...
5. PRESIDENT:
6. He indicates he'll yield.
7. SENATOR BERNING:
8. Do...are these amendments to 1750 still on the bill,
9. Sir? Amendment No. 1 and 2.
10. PRESIDENT:
11. Senator Knuppel.
12. SENATOR KNUPPEL:
13. As far as I know they are. I...I...I know of no amend-
14. ments that were taken off. They...they were put on. They're
15. still on there. There was no change. It never came back to
16. the Senate and so, if they were put on in here they...they
17. went through the House and were laid on the Governor's desk.
18. PRESIDENT:
19. Senator Berning.
20. SENATOR BERNING:
21. My next question then is, what is the effective date of
22. this? I don't see an effective date so, I assume that it would
23. be immediately with a...an override vote which requires three-
24. fifths. That would make it effective immediately. Is that
25. correct?
26. PRESIDENT:
27. Senator Knuppel.
28. SENATOR KNUPPEL:
29. Absent the veto, I think the effective day would have been
30. October the 1st, so that if it is effectively overridden I
31. believe there will be...it will have an effective date as of the
32. date of the override.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Berning.

2. SENATOR BERNING:

3. Then my next question is, calling your attention to
4. Amendment No. 2, Section...well, line 13, page 1. It says -
5. annually the General Assembly shall appropriate to the De-
6. partment of Transportation from the road funds, one...the
7. General Revenue Fund, any other State funds or a combination
8. of those funds, fifteen million dollars for apportionment
9. for the counties. Now, that to me becomes an absolute appro-
10. priation does it not?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. No, Sir, I think it's...it's...I think that it sounds
15. as if it were a mandate, but I think each year requires the
16. General Assembly to take cognizance of this mandated program
17. or the priority that we're setting up and to review that and
18. then to review the source from whence the funds shall come,
19. and if, in fact, it does not do it, I don't know of any means
20. by which, if you don't have the money, that somebody can force
21. you to pay something. I think what this really does is not
22. to appropriate any money, but to establish a priority, a con-
23. tinuing program for we know we're going to have to do something
24. about this regularly. That we will be...it will be called to
25. our attention and we will do it regularly, but if you're antici-
26. pating what may happen in the form of a lawsuit in court or
27. some other means I would say that the mandate is one that would
28. be a dry mandate if we weren't...if we didn't have the funds
29. to appropriate for it. We're supposed to do that. It establishes
30. a priority, yes.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Berning.

33. SENATOR BERNING:

1. Well, Mr. President and members of the Senate, that...
2. that is precisely the dilemma I find myself in with this.
3. If this becomes effective immediately upon passage and this
4. provision is in there which says - annually the Legislature
5. must provide fifteen million dollars - it seems to me we
6. are incurring an obligation we cannot avoid. That we have
7. mandated fifteen million dollars out of the General Revenue
8. Fund...General Revenue Fund affective with the passage day
9. of this bill.

10. PRESIDENT:

11. Senator Harber Hall.

12. SENATOR HARBER HALL:

13. Will the sponsor yield?

14. PRESIDENT:

15. He indicates he'll yield.

16. SENATOR HARBER HALL:

17. Senator Knuppel, I wonder just what is the imperative
18. of passing 1750 now if...if there won't be any money spent
19. in '77. Why we can't we pass this along with the appropriation
20. bill for Fiscal '78, so we'll know what...what the whole
21. program is?

22. PRESIDENT:

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Well, of course, we can always do this. We could pass
26. it this year, next year or twenty years from now. The point
27. is, time is wasting. We've got a diseased set of bridges in
28. Illinois. The Governor has vaccinated one calf, and it's time
29. we got started, but there's nothing to say that if we don't
30. get started that this bill can't be passed. After all we
31. didn't pass any appropriations for hard roads in 1895 and
32. certainly we can get some done sometime in the future, but
33. that isn't the point. It...it's time we were about the work

1. of doing it, about the work of establishing the priorities.
2. Certainly, if we don't override the veto here this bill will
3. be back here to plague us like some fifty-six bills I'm
4. holding here, be back to plague us next year. And then we
5. complain to the people that we need a pay raise, that we're
6. overworked, that we're spending all our time here and that's
7. because sometimes we're considering the same damn bill five,
8. ten, fifteen and twenty times before we get at it.

9. PRESIDENT:

10. Senator Merritt.

11. SENATOR MERRITT:

12. Mr. President and members of the Senate, I certainly
13. rise in support of Senator Knuppel's motion to override the
14. Governor's veto. I just want to ask one question of Senator
15. Knuppel. I think I'm right. This is on a fifty-fifty matching
16. basis is...isn't that right, Senator?

17. PRESIDENT:

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. I...I don't think that it is. It depends on the...on
21. the...and I'd have to go through the bill again now to be
22. specific, but it's on a matching funds. The poorer townships
23. don't have to match at the same level that some of the ones
24. that are better off, but every township to share in this
25. has to levy at the maximum rate.

26. PRESIDENT:

27. Senator Merritt.

28. SENATOR MERRITT:

29. Now, Mr. President, I think that's pretty well established
30. and for the most part it amounts to a fifty-fifty matching
31. throughout most of the parts of my district. I understand
32. that you Senators from Chicago and the urban areas, maybe, don't
33. understand what we're faced with downstate. I know throughout

1. my district in those counties it's safe to say and I'm...
2. I'm probably on the short side, there are at least a hundred
3. bridges that are out. This means are agricultural products
4. don't get to market except in a roundabout way. It means
5. our school children are not transported except in a roundabout
6. way. In the case of my wife's farm there was a bridge out.
7. They had to go eight miles around to get to there and then
8. through a pasture. You just don't understand the deplorable
9. condition. I...I think this is one of the best bills that
10. I've seen to help solve this problem and I certainly join
11. with Senator Knuppel in overriding this veto and hope my
12. colleagues will join me who believes that the State of Illinois
13. should move their school children properly to school, should
14. move their agricultural products to the grain elevators.
15. Thank you.

16. PRESIDENT:

17. Senator Wooten.

18. SENATOR WOOTEN:

19. A question of the sponsor, Mr. President.

20. PRESIDENT:

21. He indicates he'll yield.

22. SENATOR WOOTEN:

23. Senator Knuppel, last year we overrode a veto that changed
24. the rates in which money went from the Road Funds to Municipals
25. ...to municipal roads and the net affect of that was to cut
26. the available money for "State only projects" in my district right
27. in half. How will this impact on "State only projects" from
28. the Road Fund?

29. PRESIDENT:

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. I didn't...I didn't...I couldn't understand him. He
33. doesn't speak too clearly sometime, but...no, he doesn't. He

1. has a muffled voice and...and if he would be clear I'd...
2. I'd be happy to have him ask the question again.

3. PRESIDENT:

4. In soft dolce Shakespearean tones will you repeat
5. your question.

6. SENATOR WOOTEN:

7. Last year we overrode a veto which increased the per-
8. centage of road funds going into municipalities. I think
9. it was one-fifteenth to two-fifteenth. The net result of
10. that was a reduction by fifty percent of "State only pro-
11. jects" in my district. I wonder how this would impact on
12. the Road Fund on "State only projects." I have some of
13. those in which I have a keen interest and I want to know if
14. this is going to take away from those "State only projects."

15. PRESIDENT:

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, my answer is, that I think it has no...affect
19. whatsoever and if it did have, we would have a right to con-
20. sider where the money was coming from when it came time to
21. consider it. This ought to be available out of the normal
22. growth revenues in the State of Illinois which is going
23. to run between four and five hundred million a year. I don't
24. believe as...just because it becomes effective now...there's
25. already been fifteen million dollars appropriated this year
26. that...in any way that this is intended to appropriate another
27. fifteen million in this fiscal year. You will have...you will
28. have an opportunity to consider the appropriation when it comes
29. up. I don't think it will have any affect, but if, in fact,
30. it does have an affect, at that time you would have an oppor-
31. tunity to explain the affect and to vote against or work against
32. that legislation.

33. PRESIDENT:

1. Senator Wooten.

2. SENATOR WOOTEN:

3. But, just to be clear, this does come from the Road
4. Fund does it not?

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. No, Sir, it does not. It can come from the Road Fund.
9. It does not have to. It can come from General Revenue. It
10. can come from anywhere else we want to bring it from according
11. to the bill.

12. PRESIDENT:

13. Senator Harris.

14. SENATOR HARRIS:

15. Thank you, Mr. President. I just wanted to join Senator
16. Knuppel. This is an extremely critical problem and I'm...
17. I'm not voting for most of the appropriation overrides. I
18. think yesterday the only one I supported was for the county
19. agents which was thirty-seven thousand dollars. This one,
20. this bill which does not become effective until July 1st
21. of next year is essential and I...I just think it's one of
22. those things where we've just got to bite the bullet and...
23. and get on with it and make it work.

24. PRESIDENT:

25. Senator Joyce.

26. SENATOR JOYCE:

27. Mr. President and members of the Senate. A study was
28. done in one of the counties in my district and at the present
29. rate of funding and levying the maximum, it would take a hundred
30. years to repair the bridges that are out right now and need to
31. be fixed, so I think that this is imperative and I'd rise in
32. support of it.

33. PRESIDENT:

1. Senator Netsch.

2. SENATOR NETSCH:

3. Thank you, Mr. President. It's possible that Senator

4. Joyce may have just answered.... the question that I had.

5. I recognized that you have gone through these points to some

6. extent, but I'm still trying to get it clear in my own mind,

7. Senator Knuppel. The problem is not in not recognizing the

8. importance of this. I think many of us do. It is a critical

9. thing. The...the bridges have to be repaired and we've got

10. to do it one way or the other. The question is, what is the

11. best way to do it and, again, just briefly, why is this a

12. better way than the package of legislation that was passed

13. during the Regular Session including Senate Bill 2000?

14. PRESIDENT:

15. Senator Knuppel.

16. SENATOR KNUPPTEL:

17. Well, I think...I think my, and I use these rural collo-

18. quialisms and so forth and I think...and I think the...the

19. one that I used is...is very demonstrative. In other words,

20. you've got a whole herd of sick cattle and the veterinarian comes

21. in with a needle and vaccinates one. We got one vaccinated this

22. year. There's nothing wrong with vaccinating that one, you've

23. saved it, but the rest of the herd may go to hell in the mean-

24. time and going to cost a lot more on down the road, you know,

25. to get the job done. This sets a program. I...I just think in

26. a home, for example, when you get married you start drawing up

27. a budget and it's...it's a regular thing. You set aside so

28. much for food, clothing and so forth. This is a setting of

29. priorities. If there's one criticism we can make of Legislatures,

30. generally, one of them is...is the failure to set some kind

31. of priorities and the other one is...is we let things go into

32. the sunset laws, we let things go on too long after they've lost

33. their usefulness. So, I would say these are two of the real

1. criticisms and what this really does is, it sets up a plan
2. and a program and we sit...when we sit down we say - hey,
3. you know we're going to need fifteen million dollars. And
4. these people don't have to come in here and miss it one year
5. and get it the next. It starts a progressive program where
6. those people who were favored this year don't have that much
7. of advantage over somebody else that's going to get favored
8. next year and the next year is progressive. So, that we don't
9. just do one and those people profit and somebody else that's
10. in another township that's almost as bad don't get anything
11. for fifty years.

12. PRESIDENT:

13. Senator Netsch.

14. SENATOR NETSCH:

15. Let me try a analogy if I might, Senator Knuppel. What
16. you're saying is that the reason why this approach is better
17. is preferable to the other is that it is something like the
18. Federal authorization appropriation process. That is, this would represent
19. in a sense, an authorization for this program to be done on
20. a continuing basis even though we would still have to come back
21. every year and appropriate the specific funds to live up to
22. that commitment and at that time we would also have the option
23. of whether those funds came from General Revenue or from the
24. Road Fund or Bond Fund or whatever. Is that a fair analogy?

25. PRESIDENT:

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well, beautiful, in a legalistic sense rather than the
29. rural farm boy sense that I use.

30. PRESIDENT:

31. Senator Latherow.

32. SENATOR LATHEROW:

33. I had a question of the sponsor.

1. PRESIDENT:

2. He indicates he'll yield.

3. SENATOR LATHEROW:

4. Senator Knuppel, did I understand you to say that they
5. would have to levy the maximum in the Road and Bridge Fund
6. or in the Bridge Fund?

7. PRESIDENT:

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. I'd have to check that, but I think it's the Bridge
11. Fund. I don't know if it's in the Road and Bridge Fund...
12. it's in both funds? It's in both funds.

13. PRESIDENT:

14. Senator Latherow.

15. SENATOR LATHEROW:

16. Well, otherwise you're advocating in this that most of
17. the townships then that would participate would increase their
18. road and bridge levy to .35 and otherwise I think it would
19. be double of what it is presently or .333, and also on the
20. Bridge Fund from .05 to .25. I think you're...you're advocating
21. a massive increase in funds from the local area when you...
22. when you pass this bill if it's doing what...what you said...
23. I understood you to say.

24. PRESIDENT:

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. That would be on a voluntary basis. I...we can't increase
28. that levy. We say to share in these funds and some people don't
29. want to share in them they don't have to increase, but it's a
30. self-help thing. If the people in those townships, if enough
31. of them, a majority of them want the State help, they will
32. do that. If they're oppressed enough by not getting mail
33. deliveries, having to drive around. If they've got good bridges

1. and they don't need the money, there's nothing here mandating
2. that they increase their levies.

3. PRESIDENT:
4. Senator Latherow. Okay. Any further discussion? Senator
5. Berning.

6. SENATOR BERNING:
7. This is the second time I recognized, Mr. President,
8. but I have one additional question for...for the sponsor,
9. please.

10. PRESIDENT:
11. Senator Berning.

12. SENATOR BERNING:
13. Do I understand correctly that participation in the
14. road...the bridge building will be predicated upon provision
15. of local money as a result of a referendum?

16. PRESIDENT:
17. Senator Knuppel.

18. SENATOR KNUPPEL:
19. Some of the...some of the districts may already be levying
20. at the maximum. I have no way of knowing, but to share you
21. have to be helping yourself to the maximum amount as I under-
22. stand the legislation. By levying the maximum amount in that
23. township for that purpose.

24. PRESIDENT:
25. Senator Berning.

26. SENATOR BERNING:
27. Well, Mr. President, this presents something of a dilemma.
28. If a referendum is not successful and we all know that they
29. are not easily passed today, so that there is no additional
30. participation on the local level, a township would be foreclosed
31. from participating in these dollars as I understand it. Whereas,
32. from what I understand of what has been a practice in this last
33. year with the Department of Transportation, every township and

1. road district got, at least, one bridge. By passing this,
2. it seems to me, we would be preventing, very possibly, some
3. districts, some townships from participating at all and thereby
4. establishing an additional advantage for the ones that can
5. pass a referendum.

6. PRESIDENT:
7. Senator Knuppel.

8. SENATOR KNUPPEL:
9. I assume...is there...are there other questions or am
10. I to conclude?

11. PRESIDENT:
12. Is Senator...Senator Soper.

13. SENATOR SOPER:
14. Yeah. Something...thank you, Mr. President. Senator
15. Knuppel, I understand in some districts the maximum was .05.
16. Now, the maximum levy is .25 and if they have to go to the
17. maximum levy, that would be five times the amount that they
18. now levy in order to get participation in this money. I
19. think you're...you're having an exercise in futility when you...
20. when you think that some...some townships are going to the
21. maximum and raise their bridge...their rate five times of
22. what they're levying now.

23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Knuppel.

25. SENATOR KNUPPEL:
26. Well, I just can't tell you what a person will do. Some
27. people live without radios and electricity yet. I read about
28. some guy up by the Canadian border here recently. I don't know
29. what a township is willing to do. Most people in America today
30. are getting tired of going to Washington for the money. They
31. think there ought to be a little bit of self-help. This provides
32. for some self-help. You don't just come to Springfield and
33. get it. I think it's the kind of a bill we want to pass. It's

1. the kind of a bill that encourages self-reliance at the
2. local level. It's a cost sharing type of bill, it's a
3. priority type of bill. That's all I can tell you. I'm
4. sure that every township, when you get to talking about
5. tax rates, are in a different category.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Soper.

8. SENATOR SOPER:

9. Well, I understand that and I'm...I'm all for self-
10. help and I'm for people in the district that want something
11. to share...share the cost; take the burden off the rest of
12. the State, but on the other hand, now bridges are being,
13. built to...with other funding. You would preclude these
14. districts that receive money from this bridge building fund
15. from the State from receiving any funds at all unless they
16. levy to the maximum. May...maybe they need one little bridge
17. and they couldn't get that bridge unless they're levied to
18. the maximum. That's what I'm talking about.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? Senator Johns.

21. SENATOR JOHNS:

22. To the sponsor, a question. Senator Knuppel, is this
23. really a referendum in some cases? I'm...I'm asking the
24. question that...well...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right, all right, hold it, hold it. Will the Senate
27. be in order, please. Will the members please be in their
28. seats and those no entitled to the Floor please vacate.

29. Senator Johns.

30. SENATOR JOHNS:

31. Thank you, Mr. President. Is it really a referendum in
32. some cases? Will it always be a referendum?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. No. If...if a township is already levying the maximum

4. and many of them may be. It does not require them to have

5. ...hold a referendum at all. There may be other townships

6. and I have some such townships that have no bridge problem,

7. and I want to make one thing clear, Senator Berning said

8. every township got a bridge. That's untrue. Hell I've

9. got a county that's only got one and another one got three,

10. but they got twenty-three townships.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Johns.

13. SENATOR JOHNS:

14. This is not a...any type of backdoor referendum at

15. all is it?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. No, no backdoor referendum at all. This just says that

20. if you want the money you'll first levy at the maximum so

21. that you have matching funds available.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Johns.

24. SENATOR JOHNS:

25. Well, I appreciate the intent of this bill. Have you

26. had any indication from any Federal sources that this type

27. of bill is the type of bill that could eventually encourage

28. Federal participation, because rural mail carriers are going

29. to use a lot of these bridges? Is there any...any type of

30. indication?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Knuppel.

33. SENATOR KNUPPEL:

1. You know, I haven't talked to Carter yet and I don't
2. know what the Federal program is going to be. I'm going
3. to go down there for the Inauguration and I'll ask him.
4. Really...I mean I'm not being a wise guy, but...but who
5. knows what the Federal Government is going to do. I hope
6. that this could happen, but at the present moment I know
7. of no such program.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Johns.

10. SENATOR JOHNS:

11. Well, I thought maybe in your research...I've always
12. heard that there has been a great need for this throughout
13. the United States and I...okay you ready. Okay. I've...
14. I've read about this. It's a problem throughout the
15. United States in many of our areas and so, I thought maybe
16. some legislation was pending in Congress and that you might
17. have cognizance of that.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Knuppel.

20. SENATOR KNUPPTEL:

21. I have no knowledge of any such. There are many...many
22. new and intervening programs that come in. Now, really, so
23. that there is no misunderstanding about this, this is the
24. maximum that's allowed by statute without referendum I'm told
25. and that's the way I understand it. In other words, you can
26. raise your levy by referendum, but this is the...you have to
27. levy at the maximum without referendum, so that if you don't
28. have a referendum you...you still have to go up to the statutory
29. limit, but you don't have to have a referendum to share in
30. this money.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further discussion? Senator Glass. Senator Latherow.
33. Senator Latherow had sought recognition and I wonder if...okay.

1. Any further discussion? Senator Latherow, do you wish recogni-
2. tion?

3. SENATOR LATHEROW:

4. Well, I only wanted to say that I understand that that
5. maximum is the maximum that they levy without a referendum.
6. Otherwise it's a point...

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Knuppel just said that. Senator Merritt.

9. SENATOR MERRITT:

10. Mr. President and members of the Senate, I hesitate to
11. speak twice on the same bill, but I think there's something
12. that's never been touched upon in this entire debate. As
13. a past county board member for seventeen years I think I
14. know something about that process. When that request has to
15. be made by the township highway commissioner to the board
16. of town auditors, the first request is made in March, heard
17. before the town board of auditors in April, it goes before
18. the entire board of supervisors in the September meeting
19. and then is...and then when approval is given it is not ex-
20. tended by the county clerk until December of that year for
21. the taxes to be paid the following year. Now, I just played
22. with you, Ladies and Gentlemen. That's an entire year taken
23. up before those funds are even available. Now, if we're
24. ever going to proceed on this, now is the time.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any further discussion? Senator Knuppel may close the
27. debate.

28. SENATOR KNUPPEL:

29. Well, I just very shortly say that this bill establishes
30. priorities, it has safeguards, it has priorities as to the
31. roads that will be taken...or the bridges will be taken first
32. priorities to those that haul school pupils, the second priority
33. for the moving of agriculture equipment and products and third,

1. the free delivery of mail, fourth, the priorities be meeting
2. the anticipated traffic needs to the general public. The
3. amounts, the portion under this section for allocation to
4. road districts may be used only for bridge construction. I
5. would ask for a favorable roll call.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. All right, the question is, shall Senate Bill 1750
8. pass the veto of the Governor to the contrary notwithstanding.
9. Those in favor will vote Aye. Those opposed will vote Nay.
10. The voting is open. Have all voted who wish? Take the
11. record. On that question the Yeas are 47, the Nays are 1,
12. those Voting Present are 4. Senate Bill 1750 having received
13. the required three-fifths vote is declared passed the veto
14. of the Governor to the contrary notwithstanding. Senator
15. Knuppel, did you wish to return to 1707?

16. SENATOR KNUPPEL:

17. Has Senator Bloom returned?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Is Senator Bloom on the Floor? Apparently not. We'll...

20. SENATOR KNUPPEL:

21. Let's go on then...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Let's...okay. Senate Bill 1962, Senator Moore. Do you
24. wish that called? Okay. Senator...Senator Knuppel, Senator
25. Bloom is present and in his seat. He is present. Do you wish
26. to proceed on that matter?

27. SENATOR KNUPPEL:

28. Yes, I do.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Okay.

31. SENATOR KNUPPEL:

32. Senate Bill 1676 I outlined earlier. Many of you were
33. here. It's a bill designed to create a sixteen acre easement

1. for a road through the Peoria State Hospital grounds which
2. will be sold under a different piece of legislation. At
3. the time that the decision was made to introduce legislation
4. to sell the Peoria State Hospital grounds, it was the decision
5. of the commission that the first priority should be to establish
6. this highway...or these highways through the Peoria State
7. Hospital ground. and that then the lands be sold, there was
8. a difference of opinion, two bills were introduced, I handled
9. one in the Senate, Senator Schraeder handled the other one
10. in the House, both bills were layed on the Governor's desk
11. and he took his choice of those two bills. There is nothing
12. at all inconsistent about this bill and the bill that he signed.
13. This Peoria State Hospital grounds can be sold as a tract
14. subject to existing easements and right-of-ways and this would
15. be...one of the easements. It'll be a great benefit to the
16. City of Bartonville. It would enhance the value, in my opinion,
17. of the land and I'm very familiar with the land. I've been
18. going there since I was about twenty years old. I'm very
19. familiar with the town of Bartonville. It's in my district.
20. Senator Bloom was present on the commissions and I think his...
21. his opinion agrees with mine on this subject. Thank you very
22. much.

23. PRESIDENT:

24. Senator Bloom.

25. SENATOR BLOOM:

26. A question. Now, is this the easement bill that extends
27. Phiffer Road down to Route 24?

28. PRESIDENT:

29. Senator Knuppel,

30. SENATOR KNUPPEL:

31. This is the bill.

32. PRESIDENT:

33. Senator Bloom.

1. SENATOR BLOOM:

2. Okay. I...I was just on the phone with the Village
3. Attorney from Bartonville and they feel very strongly about
4. this bill. They don't particularly care about the other
5. bill, but they do feel strongly about having Phiffer Road
6. extended down to Route 24 and I'd rise in support of Senator
7. Knuppel's motion.

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(Continued on next page)

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33.

1. PRESIDENT:
2. Any further discussion? The question is, shall Senate
3. Bill 1676 pass the veto of the Governor to the contrary not-
4. withstanding. Those in favor will vote Aye. Opposed Nay.
5. The voting is open. Have all voted who wish? Take the record.
6. On that question the Yeas are 45, the Nays are none, with 1
7. Voting Present. Senate Bill 1676 having received the required
8. three-fifths vote is declared passed the veto of the Governor
9. to the contrary notwithstanding. To the order of item vetoes
10. on page 6 of your Calendar. Senate Bill 1604. A motion by
11. Senator Knuppel.
12. SENATOR KNUPPEL:
13. No. Pass it.
14. PRESIDENT:
15. Senate Bill 1609. A motion by Senator Knuppel. Senate
16. Bill 1620. A motion by Senator Kenneth Hall. What is your
17. pleasure, Senator Kenneth Hall?
18. SENATOR KENNETH HALL:
19. If you'd hold it until I confer with Senator Johns a
20. moment.
21. PRESIDENT:
22. Pass it. Senate Bill 1628, Senator Weaver. Senate
23. Bill 1742, Senator Kenneth Hall. Senate Bill 1932. A
24. motion filed by Senator Egan. Senate Bill 1936, Senators
25. Davidson, Kenny Hall, Harris and Rock have all filed motions.
26. Senator Davidson. That's on Senate Bill 1936. You've filed
27. a motion.
28. SENATOR DAVIDSON:
29. Yes, Sir.
30. PRESIDENT:
31. Do you desire to proceed with it?
32. SENATOR DAVIDSON:
33. Yes, Sir, if we're on that item of business.

1. PRESIDENT:
2. State your motion. One moment. For what purpose does
3. Senator Egan arise?
4. SENATOR EGAN:
5. Mr. President, relative to Senate Bill 1932 there are
6. so many items, and that's the Omnibus Bill, I would like
7. permission if I may to return to that if I find that every-
8. thing has been filed.
9. PRESIDENT:
10. You want to return to it subsequent to this moment?
11. SENATOR EGAN:
12. Yes.
13. PRESIDENT:
14. Thank you. We'll take that to heart, Senator. Senator Davison.
15. SENATOR DAVIDSON:
16. Mr. President, can we delay just a minute while the
17. staff gives me the correct wording of that motion and how
18. to state that motion? No, here it is.
19. PRESIDENT:
20. The Secretary will read the motion. Read the motion.
21. SECRETARY:
22. I move that the item on page 18, lines 11 and 12 of
23. Senate Bill 1936 do pass the item veto of the Governor to
24. the contrary notwithstanding.
25. PRESIDENT:
26. Senator Davidson.
27. SENATOR DAVIDSON:
28. Mr. President, I...this was the additional monies to
29. finish up the Public Affairs Building which we appropriated
30. out of here and this item was reduced by the Governor cause
31. the authorization, the authorization amount has been included
32. in a House Bill that's passing through an authorization over
33. there now. I'd be glad to ask any questions. The Board of

1. Higher Ed and the Board of Regents and Sangamon State are
2. supporting this and I know of no opposition to the overriding
3. the veto.

4. PRESIDENT:

5. Any discussion?

6. SENATOR DAVIDSON:

7. Seven hundred and sixty thousand dollars. It comes
8. out of the Capital Development Board Funds. I mean Capital
9. Development Bond Fund.

10. PRESIDENT:

11. The question is, shall the...oh, Senator Rock.

12. SENATOR ROCK:

13. Thank you, Mr. President. There...the question, I suppose,
14. is with all of these why did the Governor veto this item?

15. PRESIDENT:

16. Senator Davidson.

17. SENATOR DAVIDSON:

18. He vetoed it because the authorization bill...back was
19. hung up over in the House. That was his message...was...was
20. not...additional authorization and yesterday in the House the
21. additional authorization was put on the higher ed bill which
22. included this amount, Senator Rock, and there's money available
23. that's not obligated even if he...if the authorization did not
24. pass in this line item under the authorization of the Bond Act.

25. PRESIDENT:

26. Senator Rock.

27. SENATOR ROCK:

28. Well, I...I'm not taking any particular issue with this
29. line item. What I'm suggesting to you is to refresh everybody's
30. memory. Senate Bill 1936 is the, as it were, Omnibus appropriation
31. bill for the Capital Development Board and it appropriated
32. various and sundry projects, projects to be paid out of the
33. Capital Development Bond Fund. The Governor used kind of a

1. heavy hand on this and the reappropriation bill which is
2. 1742, for the reason that we did not, in the last Session,
3. increase the authorized, the dollar amount of the authoriza-
4. tion of these bonds. I am told, and Senator Davidson rightly
5. relates, that yesterday in a House committee there was a
6. bill amended to increase these authorization lines across
7. the board. That being the case it seems to me that many of
8. these items can, in fact, and should, in fact, be approved
9. by us, and if, in fact...I...I do not, frankly, take issue
10. with what the Governor did for the reason that if we annually
11. appropriate more than is authorized we are going to get our-
12. selves in a position where the saleability of our bonds will
13. be impaired. But, given the fact that it appears, at least,
14. that additional authorization will be forth coming from this
15. assembly, I think this and other projects are certainly worthy
16. of our consideration.

17. PRESIDENT:

18. Any further discussion? The question is, shall the
19. items on page 18, lines 11 and 12 of Senate Bill 1936 be
20. restored the item reduction of the Governor to the contrary
21. notwithstanding. Those in favor will vote Aye. Opposed will
22. vote Nay. The voting is open. Have all voted who wish? Take
23. the record. He moves to postpone consideration. The bill will
24. be placed on postponed consideration. Was that the only motion
25. that you had, Senator Davidson, on that bill? Fine. There's
26. a motion filed also by Senator Kenneth Hall on this bill.

27. Senator Hall.

28. SENATOR HALL:

29. Thank you, Mr. President and members of the Senate. I
30. have two motions up there on this bill.

31. PRESIDENT:

32. Let's take one at a time.

33. SENATOR KENNETH HALL:

1. Take the first one and we'll go...the first was that
2. I move that the item on page 25, line 13-19, the Senate
3. Bill 1936 Do Pass the item veto of the Governor to the
4. contrary notwithstanding.

5. PRESIDENT:

6. Now, is that page 25, lines 13 through 19 inclusive?

7. SENATOR KENNETH HALL:

8. Inclusive.

9. PRESIDENT:

10. Thank you.

11. SENATOR KENNETH HALL:

12. And if you would...the total of this is thirty-seven
13. thousand five hundred dollars and this...it would be necessary
14. is appropriated to the Capital Development Fund for the Capital
15. Development Board for the purpose of making a study to determine
16. the feasibility of the development of the Progress Plaza
17. Industrial Park in East St. Louis, Illinois and this...the
18. purpose of this is to stimulate the growth of the area and
19. to bring jobs into that area so, then I would ask a favorable
20. support for this.

21. PRESIDENT:

22. Senator Maragos.

23. SENATOR MARAGOS:

24. Mr. President, I'd like to have a parliamentary inquiry
25. here, because my Calendar does not show any motions regarding
26. Senate Bill 1789. What's this...which is on the item vetoes
27. and it was not put on the Calendar. It was...it was on it
28. yesterday and if you...but I don't know...because we had
29. taken no action on it.

30. PRESIDENT:

31. It is on my Calendar, Senator.

32. SENATOR MARAGOS:

33. Under what page, Sir?

1. PRESIDENT:
2. Under specific recommendations for change.

3. SENATOR MARAGOS:
4. All right. Thank you very much.

5. PRESIDENT:
6. Any further discussion on the current bill? Senator
7. Berning.

8. SENATOR BERNING:
9. One question of the sponsor please.

10. PRESIDENT:
11. He indicates he'll yield.

12. SENATOR BERNING:
13. Is...is the planning that is proposed with this expendi-
14. ture of dollars for...for the expressed purpose of laying
15. the ground work for the bill that has been before us periodically
16. involving untold millions of dollars to develop a huge complex?

17. PRESIDENT:
18. Senator Kenneth Hall.

19. SENATOR KENNETH HALL:
20. Senator, I must apologize, I was distracted. Now,
21. would you repeat your question, please?

22. PRESIDENT:
23. Senator Berning.

24. SENATOR BERNING:
25. Yes, Sir. My question is, these dollars that are now
26. proposed with your override for planning for an industrial
27. development, is that the same industrial development which
28. the good representative from your area has been attempting
29. to promote a grandiose complex of industry and development
30. in your area that involves untold millions of dollars?

31. PRESIDENT:
32. Senator Kenneth Hall.

33. SENATOR KENNETH HALL:

1. My answer to that, Senator, is in the affirmative
2. and I'm glad you asked that, because that I have two bills
3. on postpone consideration where that we have found out that
4. since the Public Works Employment Act of 1976, that it will
5. not be necessary to ask for any State funds. They can all
6. come from Federal funds now.

7. PRESIDENT:

8. Senator Berning.

9. SENATOR BERNING:

10. Then my next question is, cannot these planning funds,
11. that you're requesting, come from Federal funds?

12. PRESIDENT:

13. Senator Kenneth Hall.

14. SENATOR KENNETH HALL:

15. Well, I haven't pursued that part. The city is in the
16. program now of making...they have made an application under
17. this new Workmen's Employment Act. I'm only asking for
18. thirty-seven thousand dollars, Senator.

19.

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21.

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End of reel

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1. PRESIDENT:

2. Any further discussion? The question is, shall the items
3. on page 25, lines 13 through 19 inclusive of Senate Bill 1936
4. pass, the item veto of the Governor to the contrary notwithstanding?
5. Those in favor will vote Aye. Those opposed vote Nay.
6. The voting is open. Have all voted who wish? Take the record.
7. On that question, the Ayes are 24, the Nays are 10, with 2
8. Voting Present. The items on page 25, lines 13 through 19 in-
9. clusively having failed to receive the required three-fifths
10. vote, the motion is lost. Senator Kenneth Hall, you have a
11. second motion.

12. SENATOR KENNETH HALL:

13. Thank you, Mr. President, I move that item on page...line...
14. of page 26, line 2 to 9 inclusive of Senate Bill 1936 do pass, the
15. item veto of the Governor contrary to...notwithstanding. Now, after
16. having such a large vote show up here on the last, for thirty-seven
17. thousand dollars, I know I won't have any problem getting a million
18. nine hundred thousand, so at this time, I'll ask for your most
19. favorable support.

20. PRESIDENT:

21. Promises, promises. Any further discussion? The question
22. is, shall the items on page 26, lines 2 through 9 inclusive
23. of Senate Bill 1936 pass, the item veto of the Governor to the
24. contrary notwithstanding? Those in favor will vote Aye.
25. Opposed will vote Nay. The voting is open. Have all voted who
26. wish? Senator Kenneth Hall.

27. SENATOR KENNETH HALL:

28. I just wanted a parliamentary inquiry. I should have asked,
29. how many votes is necessary for passage of this?

30. PRESIDENT:

31. Three-fifths...

32. SENATOR KENNETH HALL:

33. ...Thank...

1. PRESIDENT:

2. ...thirty-six.

3. SENATOR KENNETH HALL:

4. ...I only have sixteen more to go. Thank you.

5. PRESIDENT:

6. Have all voted who wish? Take the record. On that question,
7. the Ayes are 24, the Nays are 15, with 4 Voting Present. The
8. items on page 26, lines 2 through 9 inclusive, having failed to
9. receive the required three-fifths vote are declared lost with
10. that motion. The next...the next motion on Senate Bill 1936 is
11. filed by Senator Harris, and he's recognized.

12. SENATOR HARRIS:

13. Thank you, Mr. President. I wrote you all an explanation
14. of the problem that we're experiencing at...at Pontiac with
15. respect to this line item appropriation of two hundred twenty
16. thousand dollars for the State's share of improvements that are
17. underway in remodeling and modernizing the sewage treatment
18. plant of the City of Pontiac and this is for the State's share
19. of that work. Since 1933 there has been a written instrument
20. of cost sharing between the State and the City for this mutually
21. used utility. When the Bond Authorization Increase bill failed,
22. unfortunately the Bureau of the Budget took pretty much a...an
23. across the board attitude and they were not carefully selective
24. about certain appropriation bills that, in fact, still has
25. sufficient authority for the issuance of bonds within the un-
26. committed authority that has not been bonded. The Governor's
27. Office has absolutely no objection to the override of this line
28. item which is on page 9, lines 1 through 5, and it provides for
29. bond money for the financing of this jointly financed project
30. that has had to be shut down now because the State's money has not
31. been available. I urge you to join me in overriding the item
32. veto on page 9, lines 1 through 5. I'll be happy to respond to
33. any questions. If there are none, I sincerely and respectfully

1. urge a favorable vote to override.

2. PRESIDENT:

3. Any further discussion? The question is, shall the items
4. on page 9, lines 1 through 5 exclusive, of Senate Bill 1936 pass,
5. the item veto of the Governor to the contrary notwithstanding?
6. Those in favor will vote Aye. Opposed will vote Nay. The
7. voting is open. Have all voted who wish? Take the record.
8. On this question, the Ayes are 39, the Nays are 2, with none
9. Voting Present. The item on page 9, lines 1 through 5 inclusive,
10. having received the required three-fifths vote is declared
11. passed, the item veto of the Governor to the contrary notwith-
12. standing. Senator Buzbee has the next motion on this bill...
13. or series of motions as the case may be. Senator Buzbee.

14. SENATOR BUZBEE:

15. Mr...Mr. President, could I get back to this in just a
16. minute, I'm not ready at this moment.

17. PRESIDENT:

18. Senator Rock has a motion to Senate Bill 1936.

19. SENATOR ROCK:

20. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
21. I have filed with the Secretary a motion relating to the item on page
22. 25, line 2 of Senate Bill 1936, and that motion asks that a
23. Do Pass, the item veto of the Governor to the contrary notwith-
24. standing. This is a situation I think that is at least
25. similar or analogous to the situation in...in the prior motion
26. proffered by Senator Harris. This dollar amount which is three
27. hundred and sixty-seven thousand dollars is, in fact, well with-
28. in the existing authorization. I can say, I think, unhesitatingly
29. that when the Bureau took their across the board kind of heavy-handed
30. approach, and they did not, in fact, screen certain of these
31. appropriations, this was one that if they had to reconsider, I'm
32. sure would be left alone. The project involved is as you will
33. recall, we did, in fact, pass legislation mandating the Illinois

1. Office of Education to establish, maintain and operate a school
2. for children who are both deaf and blind. After some negotiations
3. with the officials of the City of Chicago, the city administration
4. has indicated to the Illinois Office of Education and to myself
5. that they are willing to donate approximately two million dollars
6. worth of land upon which this school will ultimately be built.
7. In the meantime, the hundred and forty-seven acre plot formerly
8. used for the municipal tuberculosis sanitarium has existing
9. structures...existing buildings, thereon, and it has again been
10. agreed with the city administration that the Illinois Office of
11. Education could use an existing facility, a vacant nurses
12. dormitory, located at 5601 Pulaski Road in Chicago, to provide
13. for the immediate implementation of this school. The amount
14. needed to remodel and refurbish this building for the purpose
15. of educating these deaf and blind children is three hundred and
16. sixty-seven thousand dollars. That is the item which was in my
17. judgment inadvertently vetoed and I seek its restoration. I
18. would solicit a favorable vote.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? The question is, shall the
21. item on page 25, line 2 of Senate Bill 1936 pass, the item veto
22. of the Governor to the contrary notwithstanding? Those in favor
23. vote Aye. Those opposed Nay. The voting is open. Have all those
24. voted who wish? Have all those voted who wish? Take the record:
25. On that question, the Ayes are 40, the Nays are none. The item
26. on page 25, line 2, of Senate Bill 1936 having received the
27. required three-fifths vote is declared passed, the item veto of
28. the Governor to the contrary notwithstanding. We'll now proceed
29. to the order of item reductions on page 7, however, we will return
30. to Senate Bill 1936 as soon as there are some motions that are...in
31. the process of being printed. Senator Bruce as to Senate Bill
32. 1603. Senate...Senate Bill 1604, Senator Knuppel. Senate Bill
33. 1606, Senator D'Arco. Senator D'Arco.

1. SENATOR D'ARCO:

2. Thank you, Mr. President. Mr. President, I would move
3. that...that line 5...I'm sorry, page 5, line 16 and 17 of Senate
4. Bill 1606 in the amount of one hundred thousand dollars of the
5. amount reduced be restored, the Governor's veto notwithstanding.
6. This money was appropriated to the Dangerous Drug Commission in
7. Fiscal '76, and the Governor vetoed it then, and with the fortune of
8. the House and the Senate, we had the luck to override him at
9. that point but he refused to release the funds and the money
10. lapsed and in Fiscal '77, the money was appropriated once more,
11. and he again vetoed it. So, I'm really not asking for new money.
12. The money is going toward a Dangerous Drug Commission drug
13. center in my district. It happens to be one of the largest in
14. Illinois. They do have a deficit at the present time. They...
15. they run a very good program. They were recently audited by
16. the staff of the Dangerous Drug Commission. Toucke and Ross recently
17. did a management service survey of their facility and found
18. them to be an...excellent health and I respectfully submit
19. that the amount reduced be restored, the Governor's veto not-
20. withstanding.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Senator Howard Mohr.

23. SENATOR HOWARD MOHR:

24. Yes, Mr. President, I will second the remarks of Senator
25. D'Arco. The Dangerous Drugs Commission is doing a fine job and
26. do need this additional hundred thousand dollars to continue the...
27. the very worthwhile work that they are doing, and I would encourage
28. members on our side to give some support to Senator D'Arco.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? ...The question is, shall
31. the item on page 5, lines 16 and 17 of...Senate Bill 1606 be
32. restored, the item reduction of the Governor to the contrary
33. notwithstanding? Those in favor vote Aye. Those opposed Nay.

1. The voting is open. Have all voted who wish? Take the record.
2. On that question, the Ayes are 46, the Nays are none, 2 Voting
3. Present. The item on page 5, lines 16 and 17 of Senate Bill
4. 1606, having received the required majority vote of Senators
5. elected is declared restored, the item reduction of the Governor
6. to the contrary notwithstanding. Senator Buzbee as to...to
7. Senate Bill 1936. Senator Buzbee.

8. SENATOR BUZBEE:

9. Yes, thank you, Mr. President.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. This...this is on the order of...going back to the order
12. of item...

13. SENATOR BUZBEE:

14. Item...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. ...item vetoes. Proceed.

17. SENATOR BUZBEE:

18. Yes, Mr. President. I'm really not sure as to why the
19. Governor made these...these vetoes, as these projects that are
20. involved here are some rehabilitation projects on the Carbondale
21. and Edwardsville campuses of SIU, and they were, of course...
22. received the okay and that the backing of the Board of Higher Education,
23. and it was my understanding that the Capital Development Board,
24. also, and some of them are especially important. The first one,
25. page 18, items 22 through 24 of Senate Bill 1936 is one hundred
26. eighty-four thousand six hundred dollars for planning money for
27. the school of law. Now, perhaps you are aware that the SIU Law
28. School has been in existence, I guess, three years now. The first
29. law class was graduated this past spring, and the only thing that
30. they lack at this point to receive their accreditation as a...as
31. a law school is a new building. The people that...that do these
32. sorts of things insist that they have to have a building separate
33. from the other building that they are in now to...receive

1. accreditation for their law school, so this is additional
2. planning money, a hundred eighty-four thousand six hundred
3. dollars, and I would ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? The question is, shall the
6. item on page 18, lines 22 through 24 of Senate Bill 1936 pass,
7. the item veto of the Governor to the contrary notwithstanding?
8. Those in favor vote Aye. Those opposed vote Nay. The voting
9. is open. Senator...Senator Buzbee.

10. SENATOR BUZBEE:

11. For...

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. ...For what purpose do you arise?

14. SENATOR BUZBEE:

15. ...Parliamentary inquiry. How many votes does it take to...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. About twice as many as you have, Senator.

18. SENATOR BUZBEE:

19. Thank you.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further...have all those voted who wish? Take
22. the record. On that question, the Ayes are 20, the Nays are 15,
23. 2 Voting Present. The item on page 18, lines 22 through 24 of
24. Senate Bill 1936 not having received the required three-fifths
25. vote is declared lost. Senator Buzbee, you have a number of
26. motions on this same...

27. SENATOR BUZBEE:

28. Yes...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. ...bill, do you wish to proceed?

31. SENATOR BUZBEE:

32. ...Well, I...it looks like we're going to have to go through
33. another year without being accredited lawyers coming out of the

1. SIU Law School. Is there some way, Mr. President, that we
2. can handle all of the rest on one vote, all of the rest of the
3. motions?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. No, I'm advised that they have to be voted on separately
6. if you wish to call them.

7. SENATOR BUZBEE:

8. Well, I...I think in all fairness, Mr. President, that
9. first one was for the Carbondale campus. I think I will dispose
10. and dispense with the rest of the Carbondale campus, seeing the
11. mood of...of the Body, but I think that in fairness to Senator
12. Vadalabene and the Edwardsville campus, that I do need to make
13. an attempt at least on the...on the first portion for the
14. Edwardsville campus, and that is to remodel the corp buildings
15. for the handicapped on the Edwardsville campus. That's an
16. item for one hundred and fifty-three thousand. Mr. Wright,
17. that is page 19, item...line 10 through 13.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Question is, shall the item
20. on page 19, lines 10 through 13 of Senate Bill 1936 pass, the
21. item veto of the Governor to the contrary notwithstanding? Those
22. in favor vote Aye. Those opposed vote Nay. The voting is open.
23. Have all those voted who wish? Take the record. On that question,
24. the Ayes are 24, the Nays are 13, 1 Voting Present. The item on
25. page 19, lines 10 through 13, not having received the required
26. three-fifths vote is declared lost.

27. SENATOR BUZBEE:

28. Mr. President, I think that...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Buzbee.

31. SENATOR BUZBEE:

32. ...I'd like for the record to show that the mood of this
33. Body was such that I didn't think we that would be able to get

1. enough affirmative votes on the rest of the items, and so, I
2. will withdraw them.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. That will be electronically recorded and also in print.
5. We have leave...Senator Brady...do we have leave to go to the
6. order of Consideration Postponed? Leave is granted. Senator
7. Brady.

8. SENATOR BRADY:

9. Yes, Mr. President, on the order of Consideration Post-
10. poned is Senate Bill 1637, a motion on that bill that I filed,
11. and is now on Consideration Postponed. That motion reads:
12. I move that the item on page 1, lines 29 through 33 of Senate
13. Bill 1637 be restored, the item reduction of the Governor to
14. the contrary notwithstanding. This specific motion would
15. restore seven hundred and thousand dollars to the financial
16. assistance grant area of the bill, Senate Bill 1637. There
17. was some confusion yesterday, because the Calendar shows the
18. bill as an appropriation to the Board of Higher Education for
19. computerized management information systems and grants. This
20. has nothing to do with computerized management information
21. systems, but has to do with the grant portion of that Act. The
22. Financial Assistance Act was enacted in 1972, and there have not
23. been any increases since that time. The Governor cut back on
24. the recommended amount that passed the Legislature, and I'm
25. trying to restore that cut now. I'd be glad to answer any
26. questions anybody might have on that.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? Senator Buzbee.

29. SENATOR BUZBEE:

30. Mr. President, is...is this an...an item veto or a reduction
31. and if so...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. This is to restore a reduced item.

1. SENATOR BUZBEE:

2. All right, so that it will take thirty votes to...to
3. override, is that correct?

4. PRESIDING OFFICER: (SENATOR DONEWALD)

5. You are correct...

6. SENATOR BUZBEE:

7. I'd like for the...

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. ...you are correct.

10. SENATOR BUZBEE:

11. ...I'd like for the board to so reflect, Mr. President.
12. It now says "line item", and it...there is a difference in
13. number of votes required.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. It's a reduction item. Is there further discussion?
16. Senator Glass.

17. SENATOR GLASS:

18. Well, thank you, Mr. President, Ladies and Gentlemen, this
19. is...what I'm about to say is...is in no way limited to the bill
20. before the Body, but I think it applies to it. This, I guess,
21. involves some seven hundred thousand dollars, but if the Body
22. will notice with these overrides, by bits and pieces a hundred
23. thousand and a seven hundred thousand there, we are building
24. up quite a large amount of...of...quite amount...large dollar
25. amount of...of overrides, and I'm going to oppose this override
26. as I have many others, and I would urge...motion...I would urge
27. the Body to do the same for the reasons that have been well
28. enunciated earlier today and yesterday. I think we're going to
29. overspend the State well beyond what we can afford, and we're
30. inviting a tax increase by this kind of action. Thank you.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? The question is, shall the
33. item on page 1, lines 29 through 33 of Senate Bill of 1637 pass

1. ...be restored, the item reduction of the Governor to the
2. contrary notwithstanding? Those in favor vote Aye. Those opposed
3. vote Nay. The voting is open. All those voted who wish?
4. All those voted who wish? Take the record. On that question,
5. the Ayes are 33, the Nays are 15, 2 Voting Present. The item
6. on page 1, line 29 through 33 of Senate Bill 1637 having received
7. the required majority vote of Senators elected is declared
8. restored, the item reduction of the Governor to the contrary
9. notwithstanding. Senator Egan, for what purpose do you arise?
10. SENATOR EGAN:

11. Yes, Mr. President, just to be consistent, I would move to
12. reconsider the vote.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Motion to reconsider by Senator Egan. Senator Carroll
15. moves to lie it on the Table. All those in favor vote Aye.
16. Those opposed No. The Ayes have it. Senator Buzbee.

17. SENATOR BUZBEE:

18. Mr. President, I...we...as I recall, that bill just passed
19. with thirty-three affirmative votes. Is that not correct?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. That is true.

22. SENATOR BUZBEE:

23. And...and Senator Egan, in fact, did lock up the vote. Is
24. that not correct?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. That is true.

27. SENATOR BUZBEE:

28. I am anxiously awaiting another move on Senator Egan's part,
29. now. And I...I'm just wondering if he's going to...if he's
30. going to do anything pertaining to a motion that he filed yesterday.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. We shall find out shortly. Senator Bruce...Senator Bruce,
33. as to Senate Bill 1650.

1. SENATOR BRUCE:

2. Thank you, Mr. President and members of the Senate. Senate
3. Bill 1650 deals with the fifty-one community colleges, and...and...and
4. thirty-nine community college districts throughout the State of
5. Illinois. I filed motions on that particular bill. Six motions
6. that I would like to consider at this time.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Proceed.

9. SENATOR BRUCE:

10. The first motion would be on that item which appears on
11. page 1, line 10 of Senate Bill 1650, and Mr. President, if I
12. would have leave, I would like to discuss generally the...the
13. reductions of the Governor, then take the motions one at a time.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Proceed.

16. SENATOR BRUCE:

17. Thank you, Mr. President and members of the Senate. The
18. Governor by his item reduction and item veto of Senate Bill 1650
19. reduced the total amount of money going to Illinois community
20. colleges by a total of six million dollars. Last evening and
21. through the last week, we have been doing an audit of the
22. community colleges' expenditures throughout the State of Illinois,
23. and that study and audit indicates that 75.7 percent of the
24. operating expense of the community colleges is for salaries and
25. employee benefits. The Illinois Community College Board is here-
26. by requesting that the six million dollars be restored with the
27. understanding that that Board will disperse no more than two
28. million six hundred and forty-nine thousand dollars of the amount.
29. This is determined by taking seventy-five percent...75.7 percent
30. of the five million nine ninety and then taking seven-twelfths
31. of that amount or two million six hundred and forty-three thousand
32. seven hundred and five dollars. That has been consistent with
33. the policy which was adopted yesterday of saying seven-twelfths of

1. the amount restored would be expended. There are six line
2. items, and the first one deals with the flat grants which were
3. one million six hundred thousand dollars. It was reduced to
4. ninety-five million or reduced by four million seven. I'm
5. asking to be restored two million ninety-nine thousand. In
6. special assistance equalization grants, it was reduced by two
7. hundred and twenty-five thousand. The restoration...or for
8. expenditures of ninety-nine thousand; for disadvantaged student
9. grants, a reduction of one million nine...of a hundred and
10. ninety-one thousand, restoring eighty-four thousand; for public
11. service grants, a reduction of seven hundred and fifty thousand,
12. restoring three hundred and thirty; for the State Community
13. College of East St. Louis, a reduction of sixty-five thousand,
14. restoring twenty-eight thousand, and for the Illinois Community
15. College Board staff, a reduction of nine thousand seven hundred,
16. restoring five thousand six fifty-five. And so, Mr. President,
17. I would now move that we proceed with the...the motion on...
18. on page 1, line 10, which is the...

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Of Senate Bill 1650.

21. SENATOR BRUCE:

22. ...of Senate Bill 1650 which is the restoration of...of
23. five thousand six fifty-five for the...for the Board, the seven-
24. twelfths.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Question is, shall the item
27. on page 1, line 10 of Senate Bill 1650 be restored, the item
28. reduction of the Governor to the contrary notwithstanding? Those
29. in favor vote Aye. Those opposed Nay. The voting is open.
30. Have all those voted who wish? All those voted who wish? Take
31. the record. On that question, the Ayes are 40, the Nays are 7,
32. 1 Voting Present. The item on page 1, line 10 of Senate Bill 1650
33. having received the required majority vote of the Senators elected

1. is declared restored, the item reduction of the Governor to the
2. contrary notwithstanding. Senator Bruce.

3. SENATOR BRUCE:

4. Thank you, Mr. President. I now move that the item on page
5. 2, line 24 of Senate Bill 1650 be restored, the item reduction
6. of the Governor to the contrary notwithstanding. That is the
7. credit hour flat...flat grants for the community colleges
8. throughout the State.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? Senator Glass.

11. SENATOR GLASS:

12. Mr. President, I'd like to ask Senator Bruce a question,
13. if I may.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. He indicates he'll yield.

16. SENATOR GLASS:

17. Senator Bruce, what is the amount of this reduction that
18. you're asking to be restored?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Bruce.

21. SENATOR BRUCE:

22. Senator Glass, I went through the...we...we appropriated a
23. million...one hundred million six hundred and ninety-two thousand
24. dollars. The Governor signed ninety-five million nine hundred
25. and thirty-four for a reduction of four million seven. This
26. would request that...of that four million seven that it all be
27. restored, but only two million dollars of it be spent.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Netsch.

30. SENATOR NETSCH:

31. Thank you, Mr. President. A brief comment that probably is
32. on behalf of several of us. Some of us voted against the increases
33. for the institutions of higher education yesterday. We were not

1. successful in that particular move, and that was not a very
2. pleasant vote to have to cast. It seems to me very clear though,
3. that once we have restored those kinds of increases to the regular
4. higher education institutions, there is no justification whatsoever
5. ever for not restoring the money to the junior college system
6. which plays at least as critical a role, if not more so, in terms
7. of our entire picture. So that, it seems to me that in a sense
8. the...the die has been cast, the battle was fought, and either
9. won or lost depending on your viewpoint yesterday, and at this
10. stage, I found it incredible that we would not restore the junior
11. colleges in view of what we did yesterday.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Glass.

14. SENATOR GLASS:

15. Thank you, Mr. President. I only feel it appropriate to
16. comment in response to Senator Netsch that what...what we did
17. yesterday may, may not be sustained in the House, so the ball-
18. game really isn't over yet.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator Nimrod.

21. SENATOR NIMROD:

22. Yes, Mr. President. I would concur with Senator Glass on
23. that, and I think that remains to...we should take under considera-
24. tion for further bills that we're going to be considering. But
25. one thing else, I would like to call attention to is that I
26. think that the schools and education and higher education and all
27. the rest have already adjusted themselves to the fact that they
28. were not going to receive this money. And in fact, I've spoken
29. with several of the administrations of these schools, and I think
30. they've taken this into consideration, and what, in fact, we're
31. going to be doing in many cases is giving them a windfall. I
32. think we have to be sure that...make everyone aware that this
33. Session is not an Appropriation Session. This is a Veto Override

1. Session. And we do not have any new money to provide. All we
2. have available to us is zero dollars, because everything has been
3. spent and appropriated some place else, so every dollar that we
4. appropriate for these departments certainly means that we have
5. to provide new money for it, and I was...make sure that we keep
6. that in mind when we're voting on these issues..

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Question is...just a moment,
9. Senator Hynes.

10. SENATOR HYNES:

11. Mr. President, in...in support of this motion, and of the
12. succeeding motions that Senator Bruce will make, I think it's
13. important that...that a couple of facts be summarized as to
14. what we are doing and what we have done, particularly in view of
15. the comments about fiscal responsibility. The budget for the
16. State of Illinois in the area of higher education is in excess
17. of three...three quarters of a billion dollars. It is a massive
18. outlay of State funds, and involves a very, very important aspect
19. of State service to the people of this State. During the last
20. Session, a controversy arose between the recommendations of the
21. Board of Higher Education and those of the...the Governor, and
22. the Bureau of the Budget, and there was a gulf or a gap of some
23. seventy million dollars between what the Bureau of the Budget
24. thought was available and what the Board of Higher Education,
25. which is charged with the responsibility of setting the budgets,
26. said ought to be appropriated. The Senate Appropriations Committee
27. after extensive hearings and consideration of the matter, made
28. a very substantial reduction in the requested appropriations from
29. the Board of Higher Education level of some fifty million dollars,
30. leaving a gap between the...at that point between what the Governor
31. thought was available and what the...the bills were passed at
32. out as, twenty million dollars, so they went out of here, some
33. twenty million dollars in excess of budget. The Governor then cut

1. twenty-five million dollars. If all the motions involved here
2. succeed in both Houses, we will have restored 8.9 million dollars,
3. and I say that in...in this sense, that is will be spent. We
4. must focus on the amount that will be spent, and we have written
5. commitments from of all of the institutions involved as to what
6. they will spend. So to recapitulate, we have restored 8.9
7. million dollars over budget when the original gap was over seventy
8. million. And we have of the...the twenty-five million the
9. Governor finally cut, only put back one-third, so I think this
10. is a very reasonable solution to a very difficult problem. It
11. does allow the systems to go forward with plans that...that they
12. have and to give the necessary increases. I think it is the only
13. fair solution to the whole problem and it is fair across the
14. board. No one here is getting anywhere near what was wanted when
15. the...the Session was in...in progress last Spring, and I don't
16. think anyone is leaving here with what they wanted when they
17. came down after the November election and...and started into
18. ...attempt to override these vetoes. When you take 8.9 million
19. dollars against the total outlay in this State and the size of
20. our budget, it is not an item of such significance that it could
21. cause a tax increase or in anyway jeopardize the...the health
22. of this State. For one simple example, since all of these
23. vetoes took place, we've received...or we are about to receive
24. through a new Federal program additional money, thirteen million
25. dollars for the next year that will be unrestricted in terms of
26. its use. That in itself would cover this, so I think these are
27. ...this is a reasonable approach, and it ought to be supported.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Soper.

30. SENATOR SOPER:

31. Well, I just...if I understood...thank you, Mr. President,
32. if I understood Senator Hynes, he said, we just received thirteen
33. million dollars from the Federal programs or something that

1. can be used in this...this category. Why do we need this eight
2. million dollars that he's talking about?
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator...Senator Bruce.
5. SENATOR SOPER:
6. No, Hynes said that.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Hynes, do you wish to respond? You might have to
9. repeat the question?
10. SENATOR HYNES:
11. No, I...I...I...I think I heard the question. He wants to
12. know why this money is necessary for receiving additional thirteen
13. million. That...the thirteen million dollars will simply be
14. available in the next fiscal year to fund programs generally,
15. so it's thirteen million dollars we did not anticipate when the
16. budget was passed last Spring and when the Governor made these
17. cuts. That it is not to say other circumstances haven't changed,
18. but I'm saying...the point I'm making is that 8.9 million
19. dollars in terms of the...the size of this budget is not such
20. an overwhelming item as to justify any argument about tax increase
21. or financial chaos. We're talking about 8.9 million that will
22. be spent in total here.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Soper.
25. SENATOR SOPER:
26. Well, we talk about 8.9 million dollars here and...and
27. additional money. Why...I can't understand if we have so much
28. money...everybody is talking about all the money we have, and
29. all these cuts have been made, why...why did the Appropriation
30. Committee of the Senate make these cuts in the first instance?
31. Did they make these cuts because they thought we were not going
32. to have the money? Did we find some additional money? Now,
33. we talk about eight, nine, ten, twelve million like it...like it's

1. buttons, but we...but we...if we make the appropriations and
2. we don't have the money, what happens? Now, if we're short and
3. we find that later on that we...we can...we have additional
4. money..I think that during the next part of this fiscal year,
5. from...from January 1st to...July 1st...I...I think that we...we
6. can have an additional appropriation if we didn't have the
7. money. Now, if we appropriate this and we don't have it, then
8. how do we get it? Where...where do we get this money if we
9. don't have it? If we have it, fine. But as I can see, we
10. don't have the money. It's the whole thing. We talk about
11. eight and nine million, but it's not only eight and nine million,
12. we're going to talk about fifty, sixty, seventy million. When
13. this thing flies, everything is going to fly. Everybody is going
14. to get his hand in the...in the till...and unless you hold the
15. line, then you're going to have to ask for a raise. It's easy...
16. it's easy to say a hundred thousand, two hundred thousand, one
17. million, five million. I'm just as concerned with the junior
18. colleges and the...and the universities, in the...in...in
19. health and welfare and everything else in this State, but you
20. can't get something from nothing and that's what you're trying
21. to do.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any further discussion? Senator Bruce may close the debate.

24. SENATOR BRUCE:

25. Well, this is the flat grant's restoration and I just point
26. out to Senator Soper that 8.9 million is for all of higher
27. education, all the systems, all the universities, and that would
28. include the community colleges, but is...we're not talking about
29. 8.9 million dollars in this restoration. That would be the
30. total for all the systems and all the universities and the
31. community colleges.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right, the question is, shall the item on page 2, line

1. 24 of Senate Bill 1650 be restored, the item reduction of the
2. Governor to the contrary notwithstanding? Those in favor will
3. vote Aye. Those opposed will vote Nay. The voting is open.
4. Have all voted who wish? Take the record. On that question,
5. the Ayes are 41, the Nays are 10, 1 Voting Present. The item
6. on page 2, line 24 of Senate Bill 1650 having received the
7. required majority vote of Senators elected is declared restored,
8. the item reduction of the Governor to the contrary notwithstanding.
9. Further motions? Senator Bruce.

10. SENATOR BRUCE:

11. Yes, Mr. President, I now move that the item on page 2,
12. lines 25 through 33 and page 3, lines 1 through 3 of Senate Bill
13. 1650 be restored, the item reduction of the Governor to the
14. contrary notwithstanding. That is really one line item which
15. covers...on the bottom of page 2 and on to the top of page 3,
16. which would...which was a reduction in the equalization grants
17. of two hundred and twenty-five thousand. That would be a restora-
18. tion of ninety-nine thousand dollars.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Is there any discussion? Question is, shall the items on
21. page 2, lines 25 through 33, and on page 3, lines 1 to 3 of
22. Senate Bill 1650 be restored, the item reduction of the Governor
23. to the contrary notwithstanding? Those in favor will vote Aye.
24. Those opposed will vote Nay. The voting is open. Have all voted
25. who wish? Take the record. On that question, the Ayes are 39,
26. the Nays are 11, 1 Voting Present. The item on page 2, lines
27. 25 through 33, and on page 3, lines 1 through 3 of Senate Bill
28. 1650 having received the required majority vote of Senators
29. elected is declared restored, the item reduction of the Governor
30. to the contrary notwithstanding. Further motions? Senator Bruce.

31. SENATOR BRUCE:

32. Thank you, Mr. President, members of the Senate. I now move
33. that...that the item on page 3, lines 19 through 24 of Senate Bill

1. 1650 be restored, the item reduction of the...Governor to the
2. contrary notwithstanding. That is the disadvantaged student
3. grant money. The Governor reduced that by one hundred and ninety-
4. one thousand. This would be a restoration of eighty-four
5. thousand five.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? Question is, shall the item on page 3,
8. lines 19 through 24 of Senate Bill 1650 be restored, the
9. item reduction of the Governor to the contrary notwithstanding?
10. Those in favor will vote Aye. Those opposed will vote Nay.
11. The voting is open. Have all voted who wish? Take the record.
12. On that question, the Ayes are 38, the Nays are 10, 1 Voting
13. Present. The item on page 3, lines 19 through 24 of Senate
14. Bill 1650 having received the required majority vote of Senators
15. elected is declared restored, the item reduction of the Governor
16. to the contrary notwithstanding. Further motions? Senator
17. Bruce.

18. SENATOR BRUCE:

19. Thank you, Mr. President. I move that the item on page 3,
20. line...lines 25 through 31 of Senate Bill 1650 do pass, the
21. item veto of the Governor to the contrary notwithstanding. This
22. is not a reduction, but was an item veto of the public service
23. grants which have been of great interest to many of the members
24. of the Senate, in the amount of seven hundred and fifty thousand
25. which would be restored, three hundred and thirty thousand nine
26. hundred and ninety-eight dollars.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Any discussion? Question is, shall the...shall the item
29. on page 3, lines 25 through 31 of Senate Bill 1650 pass, the
30. item veto of the Governor to the contrary notwithstanding?
31. Those in favor will vote Aye. Those opposed will vote Nay. The
32. voting is open. Have all voted who wish? Take the record. On
33. that question, the Ayes are 40, the Nays are 9, 1 Voting Present.

1. The item on page 3, lines 25 through 31, of Senate Bill 1650
2. having received the required three-fifths vote is declared
3. passed, the item veto of the Governor to the contrary notwith-
4. standing. Further motions? Senator Bruce.

5. SENATOR BRUCE:

6. Thank you, Mr. President. This final motion relates to
7. the State Community College of East St. Louis which is wholly
8. funded by the State of Illinois. The reduction was sixty-five
9. thousand five hundred dollars. The motion would be that we
10. restore twenty-eight thousand nine, and I would move that the
11. item on page 4, lines 5 through 8 of Senate Bill 1650 be restored,
12. the item reduction of the Governor to the contrary notwithstanding.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any discussion? Question is, shall the item on page 4,
15. lines 5 through 8, of Senate Bill 1650 be restored, the item
16. reduction of the Governor to the contrary notwithstanding? Those
17. in favor will vote Aye. Those opposed will vote Nay. The voting
18. is open. Have all voted who wish? Take the record. On that
19. question, the Ayes are 35, the Nays are 12, 2 Voting Present.
20. The item on page 4, lines 5 through 8 of Senate Bill 1650 having
21. received the required majority vote of Senators elected is de-
22. clared restored, the item reduction of the Governor to the contrary
23. notwithstanding. Senator Egan, for what purpose do you arise?

24. SENATOR EGAN:

25. Yes, Mr. President, if I may, Senate Bill 1932 on the item
26. vetoes agenda is a part of the package that Senator Bruce would
27. ...this would naturally...it's part of that package. I'd like
28. to call it now, so that...

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is leave granted? So ordered. On the order of Item Vetoes
31. is Senate Bill 1932...

32. SENATOR EGAN:

33. All right, Mr. President and members of the Senate...

1. PRESIDING OFFICER: (SENATOR ROCK)
2. ...Senator Egan.
3. SENATOR EGAN:
4. ...Senate Bill 1932, line item reduction...it's not a
5. reduction. This is a veto, I beg your pardon. This one we need
6. thirty-six votes, but the reduction was a total of 2.1 million
7. dollars for remedial and developmental courses. These courses
8. are necessary for about thirty percent of the incoming...in-
9. coming students, and without that thirty percent of the student
10. body would be denied access actually to the facility. Now, the
11. Community College Board did request the 2.1 million dollars,
12. but they have voluntarily agreed that they would spend no more
13. than seventy-five percent of that 2.1 million dollars only over
14. seven months, and so it would be seven-twelfths of seventy-five
15. percent of the 2.1 million, and the only amount of money that
16. will actually be spent is nine hundred thousand dollars. And
17. I ask for your favorable consideration.
18. PRESIDING OFFICER: (SENATOR ROCK)
19. Discussion? Senator Regner.
20. SENATOR REGNER:
21. Yes, an inquiry of the...the Chair?
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Yes...
24. SENATOR REGNER:
25. The question I have, this passed during a Special Session,
26. correct? And the inquiry I have is a bill that's passed during
27. a Special Session, can we take action on it here during the
28. Regular Session?
29. PRESIDING OFFICER: (SENATOR ROCK)
30. In the opinion of the...of the Chair, we can. Further
31. discussion? Senator Bruce.
32. SENATOR BRUCE:
33. I would just rise in support of Senator Egan's motion. This

1. money is very desperately needed, particularly in the area of
2. adult education. It is the programs that have been the most
3. successful in the community colleges and done the most good
4. within the community and it does allow the...Senator Netsch,
5. I know has an abiding interest in this particular line item,
6. and I would hope that this particular amount would be restored.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right, the question is, ...Senator Soper.

9. SENATOR SOPER:

10. Just to...thank you, Mr. President. This is a little
11. inquiry. A little awhile ago, we found...what was it...thirteen
12. million or something that Senator Hynes found. I wonder if that
13. would...would come into use in this money that we're talking
14. about. We got to two million, we got about eleven million
15. dollars left that we don't have to appropriate. I was just
16. wondering if that new found money that we got from the same
17. people who belong to the same corporation, the people of the
18. United States, if we're going to appropriate some more money from
19. the same people from the State of Illinois for... the rest of the
20. people from the United States Government, whatever it is, that
21. thirteen million dollars. Would that be used...could be that
22. used in this category, or...or is that excluded, or will that be
23. new found money that we're going to be founded with it again?

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Hynes indicates he will not yield.

26. SENATOR SOPER:

27. He won't yield...

28. PRESIDING OFFICER: (SENATOR ROCK)

29. ...He will...okay...

30. SENATOR SOPER:

31. ...won't talk...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. ...Senator Glass.

1. SENATOR GLASS:

2. Thank you, Mr. President. I would like to ask a clarifi-

3. cation from Senator Egan. I know a number of the...the...bill

4. sponsors, including you, Senator Egan, have mentioned that

5. there is an agreement not to spend more than a certain percentage

6. of the...of the money restored. Can you give us the background?

7. How...how was that agreement developed and who is party to it?

8. Is this something that the different departments, different

9. agencies have agreed to, and how did it come about?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Egan.

12. SENATOR EGAN:

13. Yes, this is grant money, Senator Glass, and the Community

14. College Board can make that determination, and in fact, did, and

15. I don't know if there's existing minutes of the meeting, but

16. I...I'd be more than happy to try to find them for you, and...

17. and...

18. SENATOR GLASS:

19. Well, I...I was just...

20. SENATOR EGAN:

21. ...I...I have a letter...

22. SENATOR GLASS:

23. ...curious because....

24. SENATOR EGAN:

25. ...signed by Fred Roman, the executive director of the

26. College Board, and in that letter it is so stated, and that's

27. the authority that I have.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator...any further discussion? Senator Shapiro.

30. SENATOR SHAPIRO:

31. Mr. President, would the sponsor yield...for some questions?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Indicates he will yield.

1. SENATOR SHAPIRO:
2. Senator...
3. PRESIDING OFFICER: (SENATOR ROCK)
4. Senator Shapiro.
5. SENATOR SHAPIRO:
6. ...Egan, you may not be able to answer this, but the...the
7. discussion on this particular amount of money raises some questions
8. in my mind, and it's conceivable that probably Senator Hynes is
9. the one that might be the proper person to direct the question
10. to, because I think it involves a controversy that we had last
11. Special Session with a House Bill that Representative Catania
12. attempted to pass , involving the changing of the flat grant
13. rate for this type of course and the amount of money necessary,
14. and then when we were able, as I recall, able to defeat that
15. then this line item was put in the omnibus bill. Are you aware
16. of anything like...of that nature?
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Senator Egan.
19. SENATOR EGAN:
20. Only very vaguely, Senator Shapiro. I...I...you...your...
21. your...your...your anticipation is that there may be a double
22. funding for this purpose?
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Shapiro.
25. SENATOR SHAPIRO:
26. The question that's...comes to my mind is that by the
27. changing the rates, the qualifying rates, as was originally in-
28. tended and not putting in enough money means that for this parti-
29. cular type of course, funds will be taken from the regular flat
30. grant to our junior colleges throughout the State, and I want
31. to be sure that that problem no longer exists before I give my
32. support to the...to the restoration of this...of this money.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator...Senator Egan will yield to Senator Hynes.

2. Senator Hynes.

3. SENATOR HYNES:

4. Senator Shapiro, your recollection of the history of this
5. item is...is correct, and I believe also, that your fear is not
6. well-founded. I...as I...I...my discussion with the Community
7. College Board representatives is to the effect that this item
8. will be treated separately and will be distributed only to the
9. extent funds are available, which in this case will be nine
10. hundred thousand dollars, and I don't think anyone would want it
11. to impact on the other grant items. If there is a problem with
12. that, we can attempt to resolve it before it leaves the House,
13. but it is not the intention in anyway to impact on the...on the
14. ordinary credit hour grants.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Senator Egan, do you wish to close?
17. All right, the question is, shall the item on page 10, lines 1
18. and 2 of Senate Bill 1932 pass, the item veto of the Governor
19. to the contrary notwithstanding? Those in favor will vote Aye.
20. Those opposed will vote Nay. The voting is open. Have all voted
21. who wish? Take the record. On that question, the Ayes are 41,
22. the Nays are 10, 1 Voting Present. The item on page 10, lines
23. 1 and 2 of Senate Bill 1932 having received the required three-fifths
24. vote is declared passed, the item veto of the Governor to the
25. contrary notwithstanding. All right, I...I...I'm getting directions
26. from six different...Senator Bruce, for what purpose do you arise?
27. SENATOR BRUCE:

28. I would like to make two motions. Having voted on the pre-
29. vailing side of Senate Bill 1932, I would like to move to re-
30. consider the vote by which that amount was restored.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Bruce moves to reconsider. Senator Carroll moves
33. to lie...have that motion lie upon the Table. All those in favor

1. signify by saying Aye. All those opposed. The Ayes have it.

2. So ordered. Senator Bruce.

3. SENATOR BRUCE:

4. Yes, having voted on the prevailing side of Senate Bill
5. 1650, I now move to reconsider the vote by which the items
6. and motions filed were restored.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Bruce has moved to reconsider the vote by which
9. the item vetoes and the restorations were restored with respect
10. to Senate Bill 1650. Senator Carroll moves to have that motion lie
11. upon the Table. All those in favor signify by saying Aye.

12. All those opposed. The Ayes have it. So ordered. Senator
13. Egan, is it your intention to proceed with the other motions on
14. 1932? Are we going to stay on that bill or are we going else-
15. where here?

16. SENATOR EGAN:

17. No, those are different...those are reduction items and...

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right...all right...

20. SENATOR EGAN:

21. ...they...they...we will do it, but I...I...I do rise,
22. however, and...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. ...I see that.

25. SENATOR EGAN:

26. ...to request...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. For...for what purpose?

29. SENATOR EGAN:

30. ...to request of the Chair a parliamentary answer, and that
31. is, I have yesterday filed a motion in writing that I would at
32. this time wish to withdraw.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. I am sure the Body will give you leave. Is leave granted?
2. Leave is granted. It is so ordered. Senator Weaver, for what
3. purpose do you arise?

4. SENATOR WEAVER:

5. While we're on the line item veto and still on education
6. restoration, I would like to consider the item vetoes on 1628.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Is leave granted? So ordered. We're on the order of
9. Senate Bill 1628 on the order of Item Vetoes on page 6 on the
10. Calendar. Senator Weaver.

11. SENATOR WEAVER:

12. Thank you, Mr. President and members of the Senate. These
13. vetoes are on the Medical Center and I will basically speak
14. about all of them, and then...then be glad to answer any questions
15. on the individual motions. But as you know where the Medical
16. Center had planned to increase enrollment by three hundred and
17. fifty students each year since 1972-73, reaching a total enroll-
18. ment of six thousand five hundred students by 1980. This planned
19. growth rate was maintained through 1974, but due to lack of State
20. funding, the growth was two hundred and twenty-five students in
21. '75 and only ten students in 1976. The affects of the cut back
22. in State funding have been compounded by reductions in Federal
23. support for enrollments in a net loss of 1.4 million dollars in
24. Federal capitation funds as occurred in '74 through '76. The
25. building programs at Rockford and Peoria medical schools and the
26. community based hospitals used for medical education and for
27. the dental school have really out paced funds necessary for
28. instruction. Also, the loss of capitation funds will be offset
29. partially so that adequate State funds for '77-'78 and the growth
30. and enrollment can again go back to the three hundred and fifty
31. new students a year level. If there's any questions on that,
32. I'd be happy to answer them, but my motion would be that I move
33. on...item on page 2, line 26, of Senate Bill 1628 do pass, the

1. item veto of the Governor to the contrary notwithstanding. This
2. is for the medical center and the vet-ed schools in the amount
3. of nine hundred and ninety thousand dollars.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Is there any discussion? Question is, shall the item on
6. page 2, line 26 of Senate Bill 1628 pass, the item veto of the
7. Governor to the contrary notwithstanding? Those in favor will
8. vote Aye. Those opposed will vote Nay. The voting is open.
9. Have all voted who wish? Take the record. Wish to postpone
10. consideration? Okay. Consideration will postponed. Senator
11. Buzbee, for what purpose do you arise?
12. SENATOR BUZBEE:
13. Mr. President, I'm...I'm wondering with the whole high
14. education package if we could go to Senate Bill 1646 on the
15. Item Reductions...Senator Davidson...
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Well...
18. SENATOR BUZBEE:
19. ...has a...
20. PRESIDING OFFICER: (SENATOR ROCK)
21. ...we're...we're not on a...we are...we are on Item Vetoes,
22. and now we will begin, I presume, with Item Reductions and go
23. right through...
24. SENATOR BUZBEE:
25. ...okay...
26. PRESIDING OFFICER: (SENATOR ROCK)
27. ...the list...
28. SENATOR BUZBEE:
29. ...okay...
30. PRESIDING OFFICER: (SENATOR ROCK)
31. ...if that's appropriate.
32. SENATOR BUZBEE:
33. ...thank you.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any further motions with respect to the Item Vetoes. Okay,
3. then we'll move to the order of Item Reductions. Senator Bruce,
4. 1603. Senator Knuppel, 1604. Senator D'Arco, 1606. Is that
5. one been done? Thank you. 1614, Senator Morris. On the order
6. of Item Reductions, Senate Bill 1614, Senator Morris.

7. SENATOR MORRIS:

8. Thank you, very much, Mr. President. I filed a motion to
9. override the Governor...restore the Governor's veto on page 2,
10. line 20 of Senate Bill 1614. Specifically, that is a hundred
11. and fifty-three thousand dollars which was taken out of the
12. budget by the Governor for the computerized backlog criminal
13. history system. Funding for that was reduced in half. This is
14. known as the Roman Kosinski Program. Representative Kosinski
15. in our discussions on the Conference Committee on this legislation,
16. the Conference Committee agreed to restore this funding because
17. it is critical that this funding be there for it to have an adequate
18. system of backlog of criminal histories and at that time, I agreed
19. that if there was a line item veto in that area, that I would
20. file the motion, and I have. Representative Kosinski makes a
21. very good case on this, and I believe there is...there's a lot
22. of fact to this that if we are going to have this system which
23. has been very beneficial to the police departments in Illionis,
24. to be able to trace a person's past criminal history for the
25. sake of departments that are trying to seek out to make arrests
26. or follow up on criminals, this system is critical, and without
27. this hundred and fifty thousand, we'll set it back a year or two,
28. and we're going to find ourselves in a very difficult situation.
29. So, I would urge support of this.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Is there any discussion? Senator Soper, if you wish recognition,
32. you'll have to find a microphone. Any discussion? All right,
33. the question is, shall the item on page 2, line 20, of Senate

1. Bill 1614 be restored, the item reduction of the Governor to
2. the contrary notwithstanding? Those in favor will vote Aye.
3. Those opposed will vote Nay. The voting is open. Have all voted
4. who wish? Take the record. You wish to postpone, Senator?
5. Consideration will be postponed. 1623 has been withdrawn.
6. 1627. Are there motions filed with respect to 1627, and if
7. so, who filed them? Senator Weaver, do you wish to...Senator
8. Weaver. On the order of Item Reductions, 1627. Senator Weaver.
9. SENATOR WEAVER:

10. Thank you, Mr. President. These motions will be pertaining
11. the Natural History Survey, Water Survey, Geological Survey,
12. and the Museum. The Governor has reduced all of these Surveys.
13. The...the combined total appropriation for the Surveys and the
14. Museum is the lowest since 1970. Budget reductions have caused
15. severe curtailment of...of...employment. Actually there are a
16. hundred and one less employees today than there were in 1972.
17. The Governor's reduction places the Surveys four hundred thousand
18. dollars below the Bureau of the Budget's initial request for
19. funding. The Governor's reduction places the Surveys actually
20. below expenditures for 1975 and 1976. The first motion would be
21. to restore a hundred and eighteen thousand...two hundred and
22. eighteen thousand five hundred and twelve dollars to the Water
23. Survey. And I would move that the item on page 5, line 18 of
24. Senate Bill 1627 be restored, the item reduction of the Governor
25. to the contrary notwithstanding.

26. PRESIDENT:

27. Senator Donnewald (machine cutoff)

28. SENATOR DONNEWALD:

29. Yes...(machine cutoff)

30. (end of reel)

1. PRESIDENT:

2. Senator Buzbee.

3. SENATOR BUZBEE:

4. Thank you, Mr. President. I, too, rise in support of the
5. motion filed by Senator Weaver. The...I'm very fortunate, I guess,
6. in being on both the Energy Resources Commission and the Water
7. Pollution and Water Resources Commission. Both of these commissions
8. have had a lot of chance to work with and...and be a recipient
9. of the expertise of the geological survey, the natural history
10. survey and the water survey. What Senator Donnewald and Senator
11. Weaver said is exactly true. As a matter-of-fact, in the
12. geological survey the Federal geological survey come to Illinois
13. to see how we do it because we are recognized as the top
14. survey in the Country. And the Feds have been learning from us
15. for a long time. But, unfortunately, because of continual
16. underfunding by this administration and the previous administration,
17. we are losing some of our top people. A lot of them are leaving
18. to go into private consulting and into private industry because
19. they simply can't keep up anymore with...with the amount
20. money that we are giving them. And I think that it's most important
21. that we see that these three fine agencies are adequately funded.
22. Thank you.

23. PRESIDENT:

24. Senator Knuppel.

25. SENATOR KNUPPEL:

26. I rise in support. These groups, the Geological Survey,
27. the water Survey and others furnished...have furnished invaluable
28. information to the Illinois Energy Resources Commission, they
29. protect our wildlife, our health, and the health and resources
30. of our...for our children in the future. If we're going to set
31. priorities, this has to be one. Like I said this morning, education,
32. scientific endeavor and...and knowledge of the world in which we
33. live and we're going to live is essential.

1. PRESIDENT:

2. Any further discussion? The question is, shall the item
3. on page five, line eighteen of Senate Bill 1627 be restored,
4. the item reduction of the Governor to the contrary notwithstanding?
5. Those in favor vote Aye, Those opposed vote Nay. The voting
6. is open. Have all voted who wish? Take the record. On that
7. question the Ayes are 34, the Nays are 13, with 1 Voting Present.
8. The item on page five, line eighteen of Senate Bill 1627 having
9. received the required majority vote of Senators elected,
10. is declared restored, the item reduction of the Governor to
11. the contrary notwithstanding. Senator Weaver.

12. SENATOR WEAVER:

13. ...You, Mr. President. The next item is the restoration of
14. four thousand three hundred and ten dollars to the museum and
15. I would move that the item on page three, line thirty-five of
16. Senate Bill 1627 be restored, the item reduction of the
17. Governor to the contrary notwithstanding.

18. PRESIDENT:

19. Any further discussion? The question is shall the item on page
20. 3, line 35 of Senate Bill 1627 be restored, the item reduction
21. of the Governor to the contrary notwithstanding. Those in favor
22. vote Nay. Those opposed will vote Nay. The voting is open.
23. Have all voted who wish? Take the record. On that question, the
24. Ayes are 28, the Nays are 18 with 1 Voting Present. The item
25. on page three, line thirty-five of Senate Bill 1627 by motion is
26. lost. Senator Weaver,

27. SENATOR WEAVER:

28. ...next motion, Mr. President, is the restoration to the
29. Geological Survey and I would move that the item on page four,
30. line twenty-four of Senate Bill 1627 be restored, the item
31. reduction of the Governor to the contrary notwithstanding, This is
32. in the amount of a hundred and eighty-five thousand two hundred
33. and sixty-five dollars.

1. PRESIDENT:

2. Any further discussion? The question is shall the item
3. on page four, line twenty-four of Senate Bill 1627 be restored,
4. the item reduction of the Governor to the contrary notwithstanding.
5. Those in favor vote Aye. Opposed will vote Nay. The voting
6. is open. Have all voted who wish? Take the record. Postponed
7. Consideration has been requested. Senator Weaver.

8. SENATOR WEAVER:

9. The next one is the natural history survey in the amount
10. of a hundred and twenty-five thousand seven hundred and ninety-
11. seven dollars and I would move that the item on page five, line
12. four of Senate Bill 1627 be restored, the item reduction of the
13. Governor to the contrary notwithstanding and I'd appreciate
14. a favorable roll call.

15. PRESIDENT:

16. Any further discussion? The question is shall the item
17. on page five, line four of Senate Bill 1627 be restored,
18. the item reduction of the veto to the contrary...to the Governor
19. notwithstanding. Those in favor vote Aye. Those opposed
20. vote Nay. The voting is open. Have all voted who wish?
21. Take the record. Postponed Consideration has been requested.
22. Postpone consideration. For what purpose does Senator Davidson
23. arise?

24. SENATOR DAVIDSON:

25. Point of personal privilege.

26. PRESIDENT:

27. State your point, Senator.

28. SENATOR DAVIDSON:

29. Mr. President and members of the Senate, I'd like to
30. introduce to the Senate the individual who is returning the day
31. back...the Senaté that I spent working on the farm with him on
32. the exchange day in the spring, the President of the Montgomery
33. County Farm Bureau, Mr. and Mrs. Gene Knodle, Mr. Knodle and Mrs.

1. PRESIDENT:

2. Would you please rise and be recognized by the Senate.
3. For what purpose does Senator Graham arise?

4. SENATOR GRAHAM:

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

6. PRESIDENT:

7. State your point, Senator.

8. SENATOR GRAHAM:

9. Two young people...

10. PRESIDENT:

11. Just a moment, please. Continue, Senator Graham.

12. SENATOR GRAHAM:

13. Two young people just introduced by Senator Davidson have
14. meant a lot to John Graham, the family, the Knodle for many, many
15. years. They are undoubtedly a family that is one of the leading
16. agricultural families in Montgomery County. I was born, reared,
17. grew up and went to school with the father of Gene Knodle. I know
18. them and this State and this Senate can be extremely proud
19. that we have this type of dedication as exhibited by these
20. young people in their interest in continuing our agricultural...
21. agricultural heritage in this great State of Illinois and I'm
22. proud to have known the Knodle family for some sixty-five years.

23. PRESIDENT:

24. Senator Schaffer on the Floor? Senator Schaffer, do you
25. want to pursue your motion on Senate Bill 1637? You are recognized.

26. SENATOR SCHAFFER:

27. Mr. President, on page two, lines nine, ten of Senate Bill
28. 1637 the Governor has seen fit to reduce an amount of forty-
29. five thousand dollars which eliminates the undergraduate legislative
30. intern program at Sangamon State. About the only overrides I've
31. had any inclinations to support are areas where I felt the
32. Governor was moving on legislative... prerogative. I think this is
33. such an area and would like to make the motion, if there is no

1. discussion, I will make the motion.

2. PRESIDENT:

3. Any further discussion? The question is shall the item on
4. page two, lines nine and ten inclusive of Senate Bill 1637
5. be restored, the item reduction of the veto of the Governor to the
6. contrary notwithstanding. Those in favor vote Aye. Those
7. opposed vote Nay. The voting is open. Have all voted who wish?
8. Take the record. On that question the Ayes are 20, the Nays
9. are 9 with 5 Voting Present. The motion to restore the items
10. on page two, lines nine and ten having failed to receive the
11. required majority vote is declared lost. Senate Bill 1627,
12. Senator Weaver. This is on Postponed Consideration.

13. SENATOR WEAVER:

14. Postponed Consideration.

15. PRESIDENT:

16. Is there leave to go to that order? Leave is granted.

17. SENATOR WEAVER:

18. Think there might have been some confusion maybe on
19. geological survey and the natural history survey. This little
20. background, Ladies and Gentlemen, these surveys have been...their
21. monies have been appropriated through R and E and the Director
22. of the Department of Registration and Education has been
23. pretty tough on these surveys using money or putting restrictions
24. on the use of money, director...reserves, et cetera. Now, this
25. restoration of a hundred and eighty-five thousand two hundred
26. and sixty-five dollars was basically the amendment that Senator
27. Donnewald put on the bill in committee...or on the Floor, I
28. believe. It is necessary to make salaries available for
29. personnel, it's not necessary to pay raise bill, it's just
30. necessary to hire personnel in the geological survey. So, I would
31. again ask for your support on these two. We had passed the water
32. survey and we have both geological and natural history surveys
33. are in identical positions and I would hope that the membership

1. would vote to restore these monies. If there's any questions,
2. if anyone has any questions, I'd be happy to answer.

3. PRESIDENT:

4. Any further discussion? The question is shall the item
5. on page four, line twenty-four of Senate Bill 1627 be
6. restored, the item reduction of the Governor to the contrary
7. notwithstanding. Those in favor vote Aye. Those opposed
8. vote Nay. The voting is open. Have all voted who wish?
9. Take the record. On that question, the Ayes are 36, the Nays
10. are 4...just a moment. What happened? When you pulled it was...there
11. were 36 recorded, Mr. Secretary, when this was pulled out.
12. It jumped back to 16. It is recorded on the official record,
13. the Ayes are 36, the Nays are 12, with none Voting Present.
14. The item on page four, line twenty-four of Senate Bill 1627
15. having received the required majority vote of Senators elected,
16. is declared restored, the item reduction of the Governor to the
17. contrary notwithstanding.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Further motions? Senator Weaver.

20. SENATOR WEAVER:

21. Thank you, Mr. President. The last motion is a restoration
22. of a hundred and twenty-five thousand, seven hundred and ninety-
23. seven dollars to the natural history survey and I'd appreciate
24. a favorable roll call.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. This is the motion with respect to page five, line four.
27. Is that correct, Senator Weaver? All right. The question is shall
28. the item on page five, line four of Senate Bill 1627 be restored,
29. the item reduction of the Governor to the contrary notwithstanding.
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
32. that question the Ayes are 33, the Nays are 15, 1 Voting Present.
33. The item on page five, line four of Senate Bill 1627 having received
34. the required majority vote of Senators elected is declared restored,

1. the item reduction of the Governor to the contrary notwithstanding.
2. Senator...all right. Senator Buzbee are you ready? On the order
3. of item reductions, Senate Bill 1646. Senator Buzbee.

4. SENATOR BUZBEE:

5. Mr. President, I have a motion filed here, I have several
6. motions, but I'm not going to call mine. Senator Davidson,
7. is he on the Floor? I was going to defer. He has a motion
8. exactly like mine. I'm going to defer to Senator Davidson.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Davidson.

11. SENATOR DAVIDSON:

12. Mr. President and members of the Senate. This is an item
13. to restore a reduction on contractual service on Sangamon...
14. excuse me, on Southern Illinois University which deals with
15. the S.I.U. Medical School here in Springfield, which is an
16. additional cost in premium on their medical malpractice
17. insurance which came in in late May and was beyond the budget time
18. The insurance company raised the premium from thirty-four
19. thousand dollars to four hundred and forty thousand and some odd
20. dollars and we had to increase in this to pay this premium. It's
21. due in February and we're working on trying to get that problem
22. in the future solved, but it's not something we can do now. This
23. is money we got to have to pay the premium to cover the malpractice
24. for the practicing teaching physician, the interns and the residents
25. to keep the S.I.U. medical program going in central and downstate
26. Illinois. I would appreciate a favorable vote.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Senator Buzbee.

29. SENATOR BUZBEE:

30. Well, Mr. President, only to say that I certainly support
31. Senator Davidson's motion wholeheartedly. This is something that
32. we had no control over. We've got to have the medical malpractice insurance
33. for the interns to be able to...and the students be able to see patients,

1. they are subject to malpractice lawsuits, the way any
2. practicing physician is and we've...we've just got to be
3. able to provide that insurance and we had no way of knowing
4. that they were going to jump the premium that much and Senator
5. Davidson put this money in the bill last spring and we're
6. now to the point of having to try to restore it and I would
7. certainly ask for a favorable consideration of Senator Davidson's
8. motion.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Netsch.

11. SENATOR NETSCH:

12. May I ask a question of the sponsor, and I assume that would
13. be Senator Davidson in this case?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Indicates...indicates he will yield.

16. SENATOR NETSCH:

17. Would you just clarify the time sequence on this, Senator
18. Davidson? Are you saying that the increase in the malpractice
19. premium did not become known until after the bill had number one,
20. been through the General Assembly and...and the reduction had
21. been made by the Governor?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Davidson.

24. SENATOR DAVIDSON:

25. No, Senator Netsch. What the increase in premium was not
26. known until the budget procedure of...of Southern Illinois, Board
27. of Higher Education, the Bureau of the Budget procedure had gone
28. through. We were in Session with this budget bill...this appropriation
29. bill and up in late May when the insurance company notified them
30. the change of the increase in premium. We had only put in what
31. the premium had been the prior year cause that was what we felt
32. at least, that...communicated...not we but what had been communicated
33. would be thirty-four thousand dollars. Late May they informed them

1. when it came due this February it would be four hundred
2. and forty some odd thousand dollars. And the Governor vetoed
3. this because it was not in his budget book and there was no reason
4. for it to be in the budget book 'cause when the procedure started
5. back in December of '75 or January, whenever it started,
6. we had no knowledge that increase would be there. Since that time
7. we have put this amendment on. The Governor reduced it and since
8. that time we have, from the Board of Higher Education, support
9. for this override and Southern Illinois University Trustees for
10. an override because this is a necessary item to keep the med school
11. functioning for the next year while we try to come up with
12. an alternate plan if we can where it will not cost us this kind of
13. money.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Netsch.

16. SENATOR NETSCH:

17. Yeah, I'm still having a little bit of difficulty. If
18. we in fact, knew, that the premium had increased from thirty-
19. four thousand to something over four hundred thousand, a,
20. before we had completed our action at the end of June, and the
21. second part of the question if the Governor knew that and the
22. Bureau of the Budget, before acting on it, then why did we not
23. face that reality or is there some other reason why this
24. amount was reduced? Is there some dispute about whether that
25. is a valid premium or whatever?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. Well, first off, we knew because that's why I put the amendment
30. on to put it on. The item which was reduced, the item by the
31. Governor's message, 'cause it was not included in this budget
32. is why they made the recommendation. They did not consider the
33. fact of that raise and it had to happen. To my knowledge there's

1. nothing of any dispute. There's nothing hidden, nothing of any
2. unknown quantity in this whatsoever. The only reason it was
3. reduced 'cause it wasn't in the budget which was presented in the
4. original state and they disregarded the fact that amount had jumped
5. and there was no other place for us to go. We knew in the Legislature
6. 'cause that's why I had the amendment drawn. The Senate supported the
7. amendment. The House supported the amendment and went to the
8. Governor with this amendment on.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Netsch.

11. SENATOR NETSCH:

12. Just one last question for clarification. Did S.I.U.
13. make known that that in fact, had been done, that is the premium
14. increase had become effective? I'm just having a little trouble
15. understanding why that huge a reduction was made that reflected a...
16. what is normally a...an indisputable cost of doing business,
17. whether we think it is a justified premium or not. I'm not quite
18. clear why all of that happened and I'm trying to find out whether
19. it's all as it appears to be.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Davidson.

22. SENATOR DAVIDSON:

23. Well, Senator Netsch, only...answer to my knowledge and to my
24. knowledge, yes, Southern Illinois did make that knowledge known
25. to the Governor's staff, the Bureau of the Budget whoever made the
26. request from them according to the stack of...of information which
27. they brought and gave to me relating to this that's passed on.
28. Other than that, I can't answer the question. They...they say,
29. yes, they did tell them that this was necessary item of doing
30. business.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Buzbee.

33. SENATOR BUZBEE:

1. Well, I think just to clear up a little bit further,
2. perhaps, Senator Netsch, again, remember the time sequence.
3. The university did not find out until sometime in May that their
4. premium was going to be increased by this amount of money. And that's
5. when Senator Davidson put on the amendment to add four hundred
6. and some odd thousand dollars for that increase in premium.
7. Now, I assume that it was the Governor's stance whenever he made
8. this reduction veto as Senator Davidson said, is because it was
9. not in the budget, he cut it out and I assume that he intended for
10. the university to have to eat this internally this...this increase.
11. And you know, if they have to, they have to, but that's simply
12. going to mean four hundred and some odd thousand less dollars
13. that we're going to have to educate doctors with. And we're
14. always screaming in this Legislature about...to the medical
15. schools, all of the State medical schools why don't you take
16. more students, so we can have more doctors? And the reason they
17. don't take more students is they don't have the money to take
18. more students. So, if we don't give them this money, to pay
19. that medical malpractice premium which has to be paid, there's
20. no...you know, there's no getting around that. That has to be
21. paid or they've got to close the doors. That means they're going
22. to have four hundred and some odd less dollars to educate medical
23. students with.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Hickey.

26. SENATOR HICKEY:

27. Mr. President, I'd like to ask Senator Weaver, if I could,
28. if we're about to address a similar problem with the University
29. of Illinois Medical School and what kind of dollars that entails.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Weaver.

32. SENATOR WEAVER:

33. Senator Hickey, the U. of I. Medical School pays their premiums

1. out of income fees from the teaching hospital. I think...I can't
2. tell you whether they're self-insured or whether they do have
3. a overall malpractice policy, but they pay these premiums through
4. income from the medical school. We'd like to go the same route
5. also, but the Board of Higher Education frowns on this and so
6. we haven't pursued it.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Glass.

9. SENATOR GLASS:

10. Well, thank you, Mr. President. I would like to ask
11. Senator Davidson something along the line that Senator Hickey
12. raised with Senator Weaver and that is if these interns are...are
13. at teaching hospitals, what's wrong with having those hospitals
14. absorb the cost of this malpractice insurance. It seems to me
15. if we...if we do not approve this four hundred and some thousand
16. dollars, that the hospitals ought to do that on their own policy.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. Well, three reasons, one is the part...the two hospitals
21. and the one in Carbondale, are not "State owned or university
22. owned teaching hospitals." These are not-for-profit institutions
23. that are either sponsored like here locally by the medical
24. hospital corporate, Memorial Medical Hospital Corporation or the...
25. the Catholic Sisters Order, which I'm not sure, St. Francis for
26. Springfield and the one in Carbondale and it's a joint venture
27. where these people are teaching to save us money of building a
28. teaching hospital. This is not a item which the resident is an
29. employee of the hospital, where the resident is a resident employee
30. of the hospital and there are some from other medical schools which are
31. employee of the hospital. They are covered by the hospital policy.
32. This is the interns and the teaching faculty and the residents which
33. are under advance residence under the S. I. U. Medical School facility

1. and under their coverage. It's not part of the hospitals
2. operation per se. And addressing to Senator Hickey, if I may,
3. the University of Illinois has a foundation operation which do
4. this and we're pursuing to look at this, but we cannot do it now
5. because this premium is due in February. We're looking at
6. every angle we can to make sure this cost is reduced and kept
7. reasonable. This is something that came in emergency that we
8. have to address ourselves to that it is an item to get additional
9. medical education and medical doctors in this area where they have
10. very few.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Glass.

13. SENATOR GLASS:

14. Well, Senator Davidson, I...I'm still concerned that we're
15. taking this amount of money from the State and is an additional
16. appropriation. It seems to me that if we do not appropriate it
17. as you say, S.I.U. will have to pay the premium. If...if that
18. does happen, then I think, we could certainly take a look next
19. year at whether there ought to be additional monies put in...into
20. their appropriation for that purpose. I...I am troubled by the
21. fact that the Board of Higher Education apparently doesn't support
22. this...this type of practice and again, it seems to me to be a
23. substantial amount of money and to be consistent with the other
24. votes that I've made and I think a number of us, I'm going to have
25. to oppose it.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any further discussion? Senator Buzbee, for the third time.

28. SENATOR BUZBEE:

29. Second, Mr. President. Thank you. In response to Senator
30. Glass, Senator Glass, again, you cannot draw the analogy
31. between the way the U. of I. Medical School is operated and S. I.
32. U.'s Medical School because the U. of I. does, in fact, have a
33. multi-million dollar teaching hospital. S. I. U. does not. We have

1. a working agreement with three hospitals, two here in Springfield
2. and one in Carbondale. But we, the University system, is not
3. an owner of or partial owner of any of those three hospitals.
4. And so, we would like to be in the stance, in the position, of doing
5. what the U. of I. does. If you want to appropriate several
6. million dollars to build us a hospital, maybe we could do that.
7. I think it would be foolish to do so. But, we're talking about an
8. entirely different situation of money that is needed for the
9. Medical Malpractice Premium. We don't have any...we don't
10. have any patient funds that we can go to to pay it out of like
11. the U. of I. does. Again, this was money that was appropriated
12. in the contractual services line item in the Spring by this
13. Legislature. So, it's not...it's not a special appropriation.
14. We did recognize the problem in the Spring. It was appropriated
15. there. And again, the university system is looking at
16. alternatives for next year. But, in the meantime, they can't
17. come up with four hundred and some odd thousand dollars which is
18. due in February. So that's why we're coming back with the veto
19. override.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Palmer.

22. SENATOR PALMER:

23. Like to ask the...the...Senator...Senator...Sponsor a question
24. there...Davidson.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Indicates...indicates he will yield. Senator Palmer.

27. SENATOR PALMER:

28. Is this the request for funds, is this for an obligation
29. incurred...an obligation that we have to pay or is it something
30. that's anticipated or to be negotiated for?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Davidson.

33. SENATOR DAVIDSON:

1. It's a obligation which will be due in paying in February
2. of this year. It's the increase in the insurance policy and it's
3. February 1977. Now, Gentlemen, Senator Glass, you alleged to the
4. Board of Higher Education. The Board of Higher Education has
5. now stated they are now in support in favor of the override
6. of this veto so this money will be there so this project can
7. continue to function. Now, the fact they're going to pay may
8. not pay, they can not pay this premium and shut the program down.
9. And that may be what they have to do. Now, with the amount...small
10. amount of budget that's within this S.I.U. Medical School budget,
11. an additional four hundred and some odd thousand dollars...not item,
12. you got amount of percentage to play with. This is...will be due
13. February 1977, Senator Palmer, and that's why it's necessary
14. that we override now so we can make this premium so this continued
15. education for medical students and doctors can continue.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Palmer.

18. SENATOR PALMER:

19. In view of that answer, Senator Davidson, I cannot understand
20. my good friend Senator Glass and his analogy. Now, he being
21. an attorney, knowing the obligation of the State and the necessity
22. for this type of insurance, ...necessity of the program.
23. It's not a situation where you're incurring a new program or
24. a program to...to play with or a program to...to...to play with
25. for possible...but this is something that's necessary. Something
26. that they must incur. And you are asking the State of Illinois to
27. avoid an obligation that they must incur.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right. Any further disucussion? Senator, you're...you're
30. up for the second time. Under the rules, all of the Senators
31. have to...Senator Ozinga.

32. SENATOR OZINGA:

33. I'm just a little bit confused after Senator Palmer asked that

1. question. I don't think he got an answer or a proper answer to the
2. question when he asked is this a premium that is going to
3. come due in February, in other words, it is not an obligation that
4. is in existence at the present time, but is one that is anticipated
5. so that if we came back in January with a new Legislature, we could
6. if necessary, underline the word necessary, pass legislation...
7. emergency legislation to conform to this, is that not right?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Davidson.

10. SENATOR DAVIDSON:

11. That's that possibility, Senator Ozinga, but I...when we come
12. back in January in the middle of reorganization to pass emergency
13. legislation which make this money available to pay a premium
14. due in February, I think is very, very remote. I guess this is
15. why this part is now the time to do this so we can have orderly
16. transition and orderly business so we can pay this premium
17. when it comes due in February and I don't know whether it comes
18. due first of February or last of February. Only thing I know
19. it's February 1977.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Ozinga.

22. SENATOR OZINGA:

23. The answer to that one is that there is time between
24. right now and whenever the premium is due, a possibility of
25. negotiation for a lesser amount.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. All right. Any further discussion? Senator Hickey.

28. SENATOR HICKEY:

29. Mr. President, just for the record. I want to point out
30. that not all medical students at the University of Illinois could
31. get this paid out of fees from the University of Illinois Medical
32. Center Hospital because there are two medical schools, one in Rockford
33. and one in Peoria which also have the same kind of arrangement

1. with hospitals that the S.I.U. Medical School does.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. All right. Any...Senator Davidson may close the debate.

4. SENATOR DAVIDSON:

5. Well, Mr. President and members of the Senate, I urge
6. you to vote to restore this money for there's not time, in my
7. opinion to work to pass this emergency legislation when we come
8. back in January. Secondly, the malpractice insurance in the
9. University of Illinois which has been talked about, is paid out
10. of a foundation fund which covers these different individuals
11. including the ones in Rockford and thirdly, there is no negotiation
12. in the premium...that's what we've been working on all this time
13. since we got this notice in May, we haven't been sitting on our
14. hands working on this. All I can urge to you, those of you who want
15. to see a program that's producing doctors at a small return on the dollar
16. because of the out results we have with hospitals already operating
17. and we're not building a two hundred million dollar monument to
18. somebody that this is money well spent and I urge you to restore
19. it and the Board of Higher Education and S. I. U. trustees favor
20. the override of this reduction veto.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Davidson has closed the debate. Senator Knuppel,
23. for what purpose do you arise?

24. SENATOR KNUPPEL:

25. Just a question. If he wasn't sitting on his hands,
26. I wonder what he was sitting on.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right. The question is shall the item on page one,
29. line fifteen of Senate Bill 1646 be restored, the item reduction
30. of the Governor to the contrary notwithstanding. Those in favor
31. will vote Aye. Those opposed will vote Nay. The voting is open.
32. ...voted who wish? Take the record. On that question the Yeas
33. are 30, the Nays are 13, 2 Voting Present. The item on page one,

1. line fifteen of Senate Bill 1646 having received the required
2. majority vote of Senators elected, is declared restored, the
3. item reduction of the Governor to the contrary notwithstanding.
4. Senator Buzbee moves to reconsider the vote by which this item
5. has been restored. Senator Davidson moves to have that motion
6. lie upon the Table. All those in favor signify by saying Aye.
7. All those opposed. The Ayes have it. So ordered. Senate
8. Bill 1646, further motions? Senator Buzbee, do you have further
9. motions on this? Okay. 1650, 1684, Senator Brady. On the order
10. of item reductions is Senate Bill 1684. Senator Brady.

11. SENATOR BRADY:

12. Yes, Mr. President, fellow members...

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Clear the board, Mr. Secretary. All right.

15. SENATOR BRADY:

16. Thank you.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Brady.

19. SENATOR BRADY:

20. Mr. President, Senate Bill 1684 is the item reduction dealing
21. with the Illinois State Scholarship Commission. The Governor
22. saw fit to reduce this by the amount of one million two hundred
23. and fifty thousand dollars to bring it down to totally be within
24. the budget constraints that he wished to go forward with this year
25. and that's the reason and explanation he gave for it. I submit
26. to you that there are some extenuating circumstances I believe at
27. this time which give us reason to say that the Scholarship Commission
28. could receive these funds and it would not cost us anything...
29. any more than they are already giving back to us. What I mean
30. by that is we have introduced two bills on third reading and I'm
31. alluding now to Senate Bill 2037 which is a bill that comes
32. about because of Federal legislation which was recently enacted
33. which allows the Scholarship Commission to keep a portion of the

1. monies collected through their collection procedure on
2. defaults. Because of this and because of the language in those
3. bills which hopefully, we are going to pass, we are able to
4. reduce their General Revenue fund appropriation for this year
5. by two million dollars. I am seeking to restore the one million
6. two hundred and fifty thousand dollars that the Governor
7. has cut from the budget and this would go toward funding
8. full time summer awards in the summer of '77. I'll be glad
9. to answer any questions on this.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Any discussion? Any discussion? Senator Hickey.

12. SENATOR HICKEY:

13. Yes, Mr. President. I'd like to ask Senator Brady a question.
14. Is this the...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Indicates he will yield. Senator Hickey.

17. SENATOR HICKEY:

18. Is this the first year that we've had this arrangement on
19. collections that...that some of the money has accrues to the
20. commission?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Brady.

23. SENATOR BRADY:

24. That is absolutely correct, Senator Hickey. Prior to
25. this there was a appropriation made out of the General Revenue
26. fund to help pay for the collection procedure and all the amounts
27. collected of the defaulted amounts were turned over to the Federal
28. government. This does give us an incentive to run a better program
29. in the State and incidently, it is under the default procedures
30. that money is returned, one of the best run programs from that
31. standpoint in the United States.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Further discussion? All right. The question is shall the

1-21
3/1932
Senate Bill 1684

1. item on page one, line thirty-three on page two, lines one
2. and two of Senate Bill 1684 be restored, the item reduction of the
3. Governor to the contrary notwithstanding. Those in favor will vote
4. Aye. Those opposed will vote Nay. The voting is open.
5. Have all voted who wish? Take the record. Do you wish
6. to postpone? Postponed consideration. 1712, Senator Kenny
7. Hall on the Floor? How about Senate Bill 1932, Senator Egan, are
8. we ready to tackle that one?

9. SENATOR EGAN:

10. Senator Nimrod has a motion. Senator Buzbee has a motion.
11. Senator Berning has a motion. If anybody...

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator...Senator...Senator Buzbee has the first filed motion. If he
14. will be in his seat for a change.

15. SENATOR EGAN:

16. If they are ready, so am I, Mr. President.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Okay. On the order of item reductions, is Senate Bill 1932.
19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. Mr. President, we now come to an
22. area where I think we as the Legislature do have to stand
23. up to the Governor and say to him, we will decide. We are given the...
24. the constitutional authority of the appropriation process and that
25. we will decide how legislative commissions are going to be funded.
26. Now, this particular legislative commission is one that was
27. brought about by this Legislature in 1973 or 4, I guess it was,
28. as our partial response to the then current and still continuing
29. energy crisis. I speak here of course, of the Illinois Energy
30. Resources Commission appropriation. We were mandated in that
31. legislation to come up with energy policy. We have been working
32. on that policy. This is one of the hardest working commissions
33. that I know of, Senator Knuppel is the chairman. We have several

1. subcommittees. Senator Nimrod is the chairman of one of the
2. subcommittees, the technical subcommittee. And his subcommittee
3. meets probably in an average of once a month. The commission itself
4. meets once every other month on a regular basis. We have seventy
5. million dollars of bond money to spend which you gave us, you
6. the Legislature, to attract energy related industry into Illinois.
7. We have a number of tasks. One of them is to attract energy
8. related industry, a second is to find good uses and good markets
9. for our Illinois coal, a third is to write Illinois energy policy
10. among others. Now, we are in the process at this time of coming
11. up with recommended legislation which will be introduced into the
12. 80th General Assembly next January and February, but we have been
13. calling on the expertise of very knowledgeable people in universities,
14. private industry, State officials, et cetera, in something
15. that we call study panels. We have six different study panels
16. going. These people do not charge us anything for the use of their
17. expertise. We only pay their travel to and from their meetings.
18. And we this year, ask for an especially big appropriation. We knew
19. we were because we had a lot of jobs that had to be done this year,
20. but the Governor saw fit to cut us back to last year's appropriation.
21. We appropriated three hundred twenty-seven thousand seven hundred
22. and fifty dollars. The Governor reduced it back to ninety-five
23. thousand five hundred dollars. Now, we're asking for the restoration
24. of the two hundred thirty-two thousand two hundred and fifty dollars.
25. Now, we knew whenever we came in with this request that this is an
26. especially large amount of money for this fiscal year, but it's
27. a once in a lifetime deal. It's a one shot. We have already
28. submitted and you will find copies on your desks, our appropriation
29. request for fiscal '78 is back down...back down to one hundred
30. and forty-five thousand dollars from the three hundred twenty-
31. seven thousand that we're requesting this year. Now, if you want
32. the Legislature to be involved in the writing of energy policy,
33. if you want us to continue to do the job that you mandated us to do

1. with the passage of that legislation in 1974, we're saying to you
2. we have to have this money this year, we're not going to ask for
3. that kind of money ever again in the future. But we need it
4. very desperately this year. Now, to be quite honest, where part of
5. the problem with the Governor is, is peak on his part, is Division
6. of Energy of the Department of Business and Economic Development
7. has at times been less than cooperative with us. We think
8. we've worked out those problems now and with the incoming Governor
9. we intend to be working very closely with him as to energy policy
10. in Illinois. But again, for the Legislature to have a say to
11. be involved in what energy policy is going to be, we've got to have
12. this money this year. And I would ask for your favorable consideration
13. on the restoration of this money. Thank you.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All right. If the Chair may just make an observation.
16. We are, of course, dealing with Senate Bill 1932 which is the
17. Omnibus Commission Bill. Twelve motions have been filed. This is
18. the first of the twelve. Any discussion on Senator Buzbee's
19. motion? Senator Knuppel.

20. SENATOR KNUPPEL:

21. Mr. President and members of the Body. My remarks will
22. be in a more general nature. So often in Illinois we're told
23. that industry is flying out of here. That we've created a bad
24. atmosphere for industry in Illinois, et cetera, et cetera.
25. The energy picture, and I want to give credit where credit is due,
26. if there is one single thing that the Walker administration deserves
27. credit for it was the State of the Governor's message in the...here
28. a few years ago when he cited the fact that there was available
29. to Illinois a large conversion plant if we got in and went to work
30. and had the foresight and put up some matching funds. This is like
31. the township bill I talked about earlier. It was a self-help
32. proposition. The Illinois General Assembly authorized seventy
33. million dollars in bond issues. And we have carefully nurtured that

1. money and we have been able to attract to Illinois, something
2. like six hundred million dollars worth of projects that the
3. Federal government will be assisting us with. The coal-con
4. project, the Commonwealth Edison project at Pekin and the Illinois
5. Coal Gassification group. There will be three thousand two hundred
6. and fifty jobs involved in the construction of these projects
7. and one thousand permanent jobs for people in this State.
8. The biggest part of this money that the State of Illinois will
9. be putting in will come back in income taxes alone in the
10. construction without even the operation of these plants because
11. the biggest part of the money is coming from the Federal
12. government. Why, why the Governor vetoed these funds at such
13. a crucial time when the project was just getting underway, I'll
14. never know. It's kind of like a heifer that has a calf and refuses
15. to nurse it. It's his calf. He...he came up with the idea first
16. and everybody thought he was in outer space when he mentioned
17. it. But it is his program. It's something regardless of what
18. he says that he can point to. It's something that is viable
19. and working in Illinois to bring jobs, to put us in the forefront.
20. Other states are fighting for these projects that we're getting.
21. And we're doing the job. We've got all of our university and our private
22. industry people backing us on developing an energy policy which is
23. something the Federal government hasn't been able to do. We're
24. way ahead of the game. We need to stay there. This is a one shot
25. proposition...has been pointed out. If there's one thing in Illinois that's
26. been...that's been on the move in the last two years that needs
27. your support it is the program for development of the coal resources
28. in this State. I would suggest a favorable...favorable roll call.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Any further discussion? Senator Nimrod.

31. SENATOR NIMROD:

32. Yes, Mr. President and fellow Senators. I would only call
33. your attention to the fact that if this money is restored as has
34. been mentioned...others, it has become very obvious that our budget

1. and the steps we have taken that there would undoubtedly be about
2. a hundred thousand dollars of this money that would lapse. And
3. ...but we do need the additional money in order to be able to
4. come across with the policy that we're mandated to do. And we have
5. had these hundred and twenty-five experts in the energy field
6. contributing their time and it's come about that there is not
7. any staff to do the work that's necessary to present this into
8. a proper form and that's our big problem that exists today.
9. The second part of that is that certainly we have one other
10. area that I think is critical and that is that we have imposed
11. upon private industry to provide the technical information
12. for us to analyze the various projects that have been about.
13. You have presently in the rotunda two exhibits down there which
14. represent six hundred and forty million dollars of investment
15. in this State. And what I'm saying to you is that if those
16. are the go ahead, we haven't undertaken that kind of a task,
17. we must certainly be in a position here to make a presentation
18. of a Mandated Energy Policy Act that has to be submitted to the
19. Federal government by March 28th of this coming year. There is
20. no way that we can be prepared and in any way assist in that program
21. if we do not have this one time opportunity to present this particular
22. information to the Federal government as being the State of Illinois
23. policy. Now, certainly there can only be so much money that's spent
24. in this area and we are presently working on a very cooperative
25. basis with the Division of Energy, in fact, out of the hundred
26. and seventy-six thousand dollars they received from the Federal
27. government, they have in fact, agreed to pay some of these expenses
28. for us to even be able to do any traveling or provide during these
29. last two months. So, I would certainly urge us to say that
30. it would be a responsible action and under this basis I would hope
31. that we would at least allow us to be able to complete this important
32. task that the Legislature has mandated.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Further discussion? Senator Buzbee...Senator Morris.

2. SENATOR MORRIS:

3. Thank you, Mr. President. I have a memo on my desk from the
4. Illinois Energy Resources Commission concerning these cuts.

5. And I have...I have some questions concerning the cuts and Senator
6. Buzbee, would you be happy to answer those?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Indicates he will yield. Senator Morris.

9. SENATOR MORRIS:

10. We...we are in a rather tight fiscal position in the State of
11. Illinois and I...based on the information that's put out by your
12. commission, the Governor cut twenty thousand dollars for travel
13. expenses. That seems like a little bit of a luxury in a time when
14. we have economic problems. I wonder what...you know, why...
15. why doesn't...why shouldn't that cut stand?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Yes, there are a hundred and twenty-two different experts
20. in this State that we call on, Senator Morris, on our...on
21. our technical subcommittees, a hundred and twenty-two different
22. members of these technical subcommittees that travel to Chicago
23. or to Springfield on the six different technical subcommittee
24. that we've got operating and these people again, are the experts
25. that I referred to awhile ago of, industry, universities and
26. State employees who are donating their time and all we pay is
27. their travel expenses. That's why the big money there. We're
28. not asking for that next year because their job will be finished at
29. the end of this fiscal year and we will not be calling on them
30. any more. We had the choice, see, of going and hiring a lot of
31. technical staff ourselves or on a one time basis...or on a one
32. time basis of calling on their expertise free of charge to help
33. us get this energy policy in operation, or get it written. And

1. so there will not be that kind of line item in next year's budget.
2. In fact, if you'll go ahead and flip over, you'll see what next
3. year's budget request is.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Morris.

6. SENATOR MORRIS:

7. Yes, it's twenty thousand dollars. Well, if...if we've
8. got all these experts working free, then why don't we let the nineteen
9. thousand two hundred dollar cut in the contractual services
10. stand?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Well, first of all, what we're talking about there is
15. the...what I was just referring to is technical expertise
16. that is going into the writing up of energy policy. Now, on the
17. Coal Development Bond Act under that contractual services
18. part that you see there, the seventy-eight thousand eight hundred
19. dollar figure, we up to this point, again, as Senator Nimrod
20. pointed out, over six hundred million dollars is going to be spent
21. in this State by Federal government, State government and private
22. industry in these three projects which are currently at various
23. stages of...of being approved. We have to decide whether we're
24. going to spend our seventy million dollars of bond money
25. in some of those...some of that seventy million dollars of bond
26. money on those three projects. If you get to thinking about it
27. it's...it's a heck of a responsibility. It's highly technical
28. stuff. We have to again...we could have hired the experts on
29. our own staff and kept it there all the time, but on a contractual
30. services basis, we go to outside industry and ask them to do the
31. technical expertise part. So, we're talking about two different
32. things. We're talking about formation of energy policy and
33. ...and in this case, we're talking about whether we should...whether

1. the project is technically correct enough for us to say, okay,
2. we're going to spend twenty-five million dollars, as an example.
3. We make the policy. We make the decisions, but we don't have
4. the expertise to say whether it's technically good enough for us
5. to spend our money on. So that's what that kind of money is spent
6. for.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Morris.

9. SENATOR MORRIS:

10. The problem is, it's...it's having the best of both...best
11. of both possible worlds and we're going to have to pay for it both
12. ways. We've got all these technical experts we're going to have
13. to bring into Springfield at a cost of about twenty thousand bucks
14. and then we have to hire a bunch of experts at a cost of
15. twenty thousand to tell us that the experts we paid to
16. bring here did what they did was right and then the laymen like
17. you on the panel are just going to have to go along and argue with
18. two experts. And it was a very good, confusing explanation. I
19. noticed under personal services writing a public information officer.
20. Isn't that a PR man? I remember last year we had all kinds of
21. controversy here because some of the departments have public
22. relations people. You know, we're...we're...we're adding
23. administrative assistants, research specialists, secretaries,
24. public information...also we're extending all kinds of contract
25. services and we're traveling all over and we're still, even with
26. the Governor's vetoes, we would have two hundred and thirty-
27. two thousand dollars for your agency. Next year...

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Well, wait a minute. Wait a minute. Wait a minute.
30. Wait a minute. That wasn't a question. It was a statement.

31. SENATOR MORRIS:

32. Okay. That's...oaky that's a...

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Correct or not, it was a statement: Senator Morris.
2. SENATOR MORRIS:
3. That's what you're asking to be restored? That what
4. you're asking to be restored, two hundred and thirty-two thousand,
5. correct? I'm...okay. The other thing I'd like to point out
6. is next year you're only going to have a budget of a hundred
7. and forty-five thousand dollars. How long has your commission
8. been in operation?
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Senator Buzbee.
11. SENATOR BUZBEE:
12. We organized in December of 1974.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Morris.
15. SENATOR BUZBEE:
16. As the...
17. SENATOR MORRIS:
18. Okay. I think that the members ought to be aware that
19. 1974 is two and a half, three years ago, let's say. At that
20. time your budget was thirty thousand dollars and even in just
21. the time when we've got fiscal problems you will be multiplying
22. your budget by five times, even if it wasn't for the Governor's
23. vetoes, I think we have to have the courage to stand up here
24. and say either you're going to do it with your staff, you're
25. going to be able to hire experts, or you're going to have to use
26. the experts who will do it free and have their travel reimbursement
27. but you can't have it every way. We've wasted too darn much
28. money on these commissions. They write big, voluminous
29. reports, many of which don't get read, and I think the best position
30. on this ought to be to sustain this veto. We just don't have the
31. bread.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Regner.

1. SENATOR REGNER:

2. Well, this Session is winding down. We only have a few more weeks
3. left in it and a strange thing..happened. I think, in the the last
4. four years is probably the first time that Governor Walker,
5. Senator Morris, and myself have been on the same side, but
6. no, not again, but anyway, the reduction that the Governor had is
7. a...virtually a duplication of an amendment I offered to the bill
8. last Spring and in fact, mine was a little worse, it was to
9. ninety-four thousand, rather ninety-five thousand five hundred
10. dollars. And the Division of Energy and the Department
11. of Business and Economic Development has the same experts that
12. Senator Morris is talking about that were paying travel to come in
13. and hiring under this commission, and they have done a job and I
14. know that in the previous years, I...I have worked with the
15. commission and I certainly think that we should sustain this
16. reduction veto right now and I will vote thusly and save another
17. two hundred...thirty-two thousand dollars of excess spending that
18. really isn't necessary when we have a department doing it already.
19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? Senator Knuppel for the second time.
21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. I realize it's the second time. I...I want to clarify one thing.
24. The people who are college professors and experts informing the policy
25. of this State is...are people of a completely different expertise than
26. those people we need to review a project, the engineering feasibility
27. of the 'lurgy process or any of these other types of processes
28. to convert our natural coal into energy. Now, here again, we're
29. either going to be penny wise and pound foolish and be stuck here
30. like the Federal government without a policy on the one hand or
31. we're going to cripple or spend money for something we shouldn't
32. be spending it for. The review of one of these projects is so
33. highly complicated that if we had to go out and if we do have to go

1. out and hire the services, will cost us approximately twenty
2. million dollars...or twenty thousand dollars for projects.
3. The mere fact of the Governor's veto threw Washington into
4. a tizzy last spring about the money they were talking about spending
5. here. If we can't spend two hundred thousand dollars to...to
6. keep this thing rolling once we get it started, and in turn
7. lose six hundred million, I wonder what we're about in really
8. doing the State's business.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Any further discussion? Senator Buzbee may close the debate.

11. SENATOR BUZBEE:

12. Thank you, Mr. President. Mr. President, I understand
13. that when people have philosophical differences with whether
14. we should override or not override of course on...on any particular
15. bill, but Senator Morris' comments were so filled with inaccuracies
16. that I just feel compelled, that I've got to go back. I'm not
17. going to...I'm not going to change his mind, but I've got to set
18. the record straight. We came into existence in December of 1974
19. which was two years ago, Senator Morris, and you said we had
20. a budget of thirty thousand. We had a budget of a hundred thousand,
21. as a matter of fact. We only spent thirty thousand because we were
22. into the middle of the fiscal year before we even got organized.
23. We didn't hire anybody on the staff until like January or February.
24. Then we hired one staff person and then we added a secretary a little
25. bit later. Now, I also have a lot of hesitancy about some commissions.
26. I understand that, but this is a commission that was a joint package
27. of the Governor, the Republican leadership and the Democratic
28. leadership in the Senate and in the House in response to the
29. then...the then energy crisis which now continues and you mandated
30. us to do several things in that legislation. We're simply
31. trying to carry out the mandate. If you want to kill this commission,
32. fine. Except, that you've got to do something about the six
33. hundred million dollars worth of projects which we're going to be

1. carrying on in this State perhaps, perhaps we're not. We're
2. talking about three plants right now, Illinois is so far ahead
3. of the other states, in this Union. As to energy policy,
4. we're so far ahead of the Federal government because we are
5. writing policy. We are going to be telling the Feds that if you
6. don't...if you guys can't agree, we can. And we're getting it all
7. together. Now, the experts that you talk about, that I talked
8. about are two different sets of people. As Senator Knuppel
9. said, the people that come in and do a project review, these
10. are people that we hire on a contractual basis to go into the highly
11. technical stuff that...that read the schematics, that know all the
12. chemistry and so forth which none of us know that give us an idea
13. as to whether this project is worth our spending twenty-five
14. million dollars. Each project, we've got to spend that kind of
15. money. Senator Knuppel's old song of...of penny wise and pound
16. foolish is exactly right. We're going to spending seventy million
17. dollars. I would like to spend about two hundred thousand dollars
18. to see that we are accurately spending and spending that money
19. that the way we should be on the...on the seventy million of state
20. bond money. So, I just had to point out those inaccuracies in your
21. ...in your questioning, Senator Morris, and I would ask for a
22. favorable roll call.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. All right. The question is shall the item on page six
25. line ten of Senate Bill 1932 be restored, the item reduction of the
26. Governor to the contrary notwithstanding? Those in favor will vote
27. Aye. Those opposed will vote Nay. The voting is open. Have all
28. voted who wish? Have all voted who wish? Take the record. On that
29. question the Ayes are 31, the Nays are 9, 7 Voting Present. The item
30. on page six, line ten of Senate Bill 1932, having received the
31. required majority vote of Senators elected is declared restored, the
32. item reduction of the Governor to the contrary notwithstanding.
33. Senator Buzbee.

1. SENATOR BUZBEE:
2. Having voted on the prevailing side, Mr. President,
3. I would now move that...
4. PRESIDING OFFICER: (SENATOR ROCK)
5. There's...there...
6. SENATOR BUZBEE:
7. ...reconsider that vote.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Regner has requested a verification. Well,...state
10. your inquiry, Sir.
11. SENATOR BUZBEE:
12. I believe you recognized me before you did Senator Regner.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. I...that is true. You are technically correct. However,
15. it has been the time honored custom here that when the Chair
16. hears for a verification, we don't go to the order of reconsideration
17. and Tabling that motion. All right, Senator Regner has requested
18. a verification. Will all the Senate members please be in their
19. seats?
20.
21.
22.
23. End of reel
24.
25.
26.
27.
28.
29.
30.
31.
32.
33.

*Senator Buzbee
10/11/76*

1. SECRETARY:
2. The following voted in the affirmative: Berning, Brady,
3. Buzbee, Carroll, Chew, Course, D'Arco, Daley, Davidson,
4. Demuzio, Donnewald, Egan, Graham, Kenneth Hall, Hynes, Knuppel,
5. Kosinski, Lane, Latherow, Lemke, Don Moore, Newhouse, Nimrod,
6. Nudelman, Rock, Savickas, Schaffer, Smith, Soper, Welsh and
7. Mr. President.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Alright, the roll has been verified. The Ayes are...oh,
10. Senator Regner.
11. SENATOR REGNER:
12. Senator Welsh?
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Welsh is on the Floor.
15. SENATOR REGNER:
16. Senator Chew?
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Senator Chew is on the Floor.
19. SENATOR REGNER:
20. Senator Donnewald?
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Senator Donnewald is on the Floor.
23. SENATOR REGNER:
24. And Senator Schaffer?
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Schaffer is on the Floor. Alright, the roll
27. has been verified. The Ayes are 31, the Nays 9, 7 Voting
28. Present. The item on page 6, line 10, Senate Bill 1932
29. having received the required majority vote of Senators elected
30. is declared restored the item reduction of the Governor to
31. the contrary notwithstanding. Senator Buzbee moves to re-
32. consider the vote by which that restoration occurred. Senator
33. Carroll moves to have that motion lie upon the Table. All

1. those in favor signify by saying Aye. All those opposed.
2. The Ayes have it. So ordered. Further motions? Senator
3. Buzbee. There...there are, in fact, eight motions filed
4. under your script. Senator Graham, for what purpose do you
5. arise, Sir?

6. SENATOR GRAHAM:

7. I rise to have an entry made in the Journal...

8. PRESIDING OFFICER: (SENATOR ROCK)

9. State your point, Sir.

10. SENATOR GRAHAM:

11. I'd like for the Journal to reflect again that Senator
12. Bell is absent today for the same reason he was yesterday.
13. He's doing his military service.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. The Journal will so reflect and Senator Donnewald seeks
16. leave to have the Journal reflect Senator Vadalabene's absence
17. due to illness. Senator Buzbee is going to take a look at
18. these other seven motions he has filed. We have motions filed
19. by...Senator Howard Carroll has a motion on Senate Bill 1932.
20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you, Mr. President. I move you that the Senate
23. do restore the item on page 6, line 24 of Senate Bill 1932,
24. the reduction of the Governor to the contrary notwithstanding.
25. This is the appropriation, the annual appropriation to the
26. Judicial Advisory Council which is the legislative Body that
27. is to be the liason and watchdog to the Judiciary system.
28. We had requested originally twenty-five thousand dollars. The
29. Senate, in its wisdom, reduced that to eighteen thousand which
30. is the way the bill went to the Governor. The Governor has
31. recommended four thousand five hundred dollars as opposed to
32. the eighteen thousand. The only reason I can think of for his
33. decision is the fact that during the past year when the Council

1. was not doing anything of a substantive nature, that was
2. all it had spent on meetings. However, the Council had
3. voted this year to create several projects to oversee what
4. the...the Judicial branch of government was doing and several
5. projects to go into some substantive areas as it had in the
6. past. That was the reason for the additional monies sought,
7. and I would, therefore, move you that we do restore the
8. amounts on page 6, line 24, the reduction of the Governor to
9. the contrary notwithstanding.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Is there any discussion? Senator Egan.

12. SENATOR EGAN:

13. Yeah, Mr....thank you, Mr. President and members of the
14. Senate. I would just like to point out that the...I...I think
15. that Senator Regner's last motion, on the last bill, was the
16. only objection that anybody in the Appropriations Committee
17. had to any of these commission requests. That they were all
18. carefully screened, they were carefully analyzed and it was
19. thought that the sums requested were reasonable. Then we found
20. out that the reductions were totally arbitrary. None of those
21. reductions were made through the Governor's request of informa-
22. tion from the commission themselves and they are totally arbitrary
23. as is this particular reduction. And I would just suggest that
24. for two good reasons I'm going to support the override on all
25. of these commission override requests, because number one,
26. they were arbitrarily made without substantial reason or any
27. valid reason, in my opinion, whatsoever, and number two, these
28. are legislative requests. This is an interference, if you will,
29. with the legislative process. Having once screened them through
30. the Appropriations Committee and then screened them again
31. through the...the method that we use...using a bi-partisan
32. method of members of both sides of the aisle to screen these
33. commission requests, and I think that the...the vetoes are totally

1. unreasonable and I ask for your support as I will give my
2. support to all of them. Thank you.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Netsch.

5. SENATOR NETSCH:

6. Thank you, Mr. President. A brief comment. I suppose
7. you're right in a sense, Senator Egan, that perhaps the
8. cuts were arbitrary, but I would also suggest to you, equally
9. as arbitrary was the action of the General Assembly in appro-
10. priating a good many millions of dollars that clearly we did
11. not have available, and it seems to me that when we do that
12. then we ask for a kind of response such as we have gotten
13. here. Normally I would agree. I think that the Governor ought
14. to keep his hands off of legislative agencies and we ought
15. to keep our hands off of executive agencies. It has not been
16. that way around here for a long, long time. You may have noticed.
17. And it seems to me that, while I'm not for one minute suggesting
18. that this was done in any kind of retribution, I think there
19. was a kind of fiscal retaliation, perhaps, that was taking
20. place with respect to the legislative agencies, and it seems to
21. me that to a very considerable extent we asked for it our-
22. selves. Secondly, I would like to address a question to the
23. sponsor of the motion which he may or may not treat as rhetorical.
24. Mr. Sponsor?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Mr. Sponsor indicates he will yield. Senator Netsch.

27. SENATOR NETSCH:

28. Well, he may decide not to answer the question which is
29. perfectly all right, but I just wondered whether, and I'm...
30. I am serious about this, Senator Carroll, whether there is
31. anything which the Judicial Advisory Council does or has with-
32. in its jurisdiction that could not be done by a properly
33. staffed and operated committees of the Legislature. In this

1. case it would be Senator Daley's Judiciary Committee in the
2. Senate and...yes, indeed, Senator Daley, and the...that's
3. why I wasn't sure you'd want to answer the question, Senator
4. Carroll...and...and two Judiciary committees in the House.
5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Carroll indicates he will most certainly answer
7. the question.

8. SENATOR CARROLL:

9. With great pleasure, Senator Netsch, I answer your question.
10. There has been suggestions through this year that probably
11. the committees could do as equal a job, and in many cases
12. better jobs than the various legislative commissions we
13. have created, and I think that is a philosophical decision that
14. the Legislature will face this year and in years to come. These
15. commissions, and this one particularly, is made up of members
16. of the Senate, members of the House and members of the public
17. at large. There are public appointees to this commission.
18. Additionally, because it is the Judicial Advisory Council we
19. have invited non-voting members of each of the levels of the
20. Judiciary, Supreme Appellate and Circuit Courts. We, there-
21. fore, meet as a bi-partisan, bi-chamber and public member com-
22. mission and as a watchdog agency. This is the commission, for
23. example, that brought us a judicial article in 1964 and all of
24. the reforms therein. This is also the agency that brought us
25. the new Criminal Code and its revisions. Whether any one com-
26. mission or one committee in either the Senate or the House
27. could take on these functions properly staffed, I'm not privy
28. to answer. I think each one could do it. Maybe through a
29. joint committee and with an appropriation at least as large as
30. what the commission is doing. The commission has the free
31. services of a lot of talent in this State, but as long as we
32. are on a commission system now, I think we have to adequately
33. fund this commission. The Governor's office did not request of

1. me or any other commission member any type of response to
2. what monies we needed or what they were to be used for. This
3. particular commission was under very close scrutiny by the
4. Appropriations Committees of both Chambers. We had in past
5. years not requested large sums of money because there were
6. not substantive areas of law that we were going into, but
7. this year we had already voted to go into several substantive
8. studies. That's why these additional monies are needed and
9. they are needed this year. Were...the committees to take over
10. this function in the future, I would have no objection.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Netsch. Senator Netsch.

13. SENATOR NETSCH:

14. Thank you, Senator Carroll. I believe you answered the
15. question, I believe, except for one part. What are the sub-
16. stantive studies that are anticipated to be undertaken this
17. year?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Carroll.

20. SENATOR CARROLL:

21. We already started some work on the supervision bills
22. that recently passed and apparently there are still some
23. problems with those. There was also the problem of the effective
24. date on some new facilities around the State and the...the
25. catch phrase, if I remember, was in the Speedy Trial
26. Bills where we were, because of the input of the Judiciary,
27. itself, we were able to see what the problems were in each of
28. the various counties. We are looking at the possible constitu-
29. tional question of whether Judiciary has attempted to legislate,
30. which has been a problem most of us heard from our constituencies
31. where, you know, what's the Judiciary doing and who's watching
32. it? We have done a computer search of all these areas of law
33. where the Judiciary has nominally come into the legislative

1. arena and to see whether or not there is an area that we
2. can legislate or seek some type of redress of that, and
3. that is a highly technical project that will be somewhat
4. expensive. We are getting law students at a very reasonable
5. rate to do the research on those various areas of statutory
6. law where the Judiciary has seemed to legislate, which is
7. our function and not theirs.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Further discussion? Senator Don Moore.

10. SENATOR DON MOORE:

11. Thank you, Mr. President and members of the Senate.
12. I rise in support of Senator Carroll's motion in this
13. matter for two reasons. One, because of the arbitrariness
14. of cutting it down to forty-five hundred that won't even
15. cover the cost of the travel expenses of the public members
16. let alone any expenses for anything else. But, above that,
17. Mr. President and members of the Senate, I feel that this is
18. definitely an invasion by the Executive Branch of Government
19. into the legislative branch of Government. I don't want this
20. Governor or any Governor telling the General Assembly of this
21. State how much money it's going to spend for its legislative
22. functions. I think this is our prerogative. On the basis of
23. separation of powers, I think this is a gross violation of it.
24. And I might add and I won't make any other speeches on any of
25. the other overrides, but anybody that files a motion to re-
26. store money taken away from a legislative commission, they've
27. got one Yes vote here. As far as the problems...maybe we did
28. over-appropriate too much money for the Energy Commission over
29. there. That's our fault. Perhaps, we should have taken a
30. closer look at it. I don't know, but be that as it may, if
31. there was a problem it's because we did not do our job properly
32. in the legislative branch. As far as the elimination of some
33. of our commissions, legislative commissions, I think it can be

1. done, but that again is up to the members of the House and
2. Senate of the next General Assembly to decide whether or
3. not they want to turn over some of these functions to the
4. various standing committees. I think many of our commissions
5. could be abolished and they could be properly funded by the
6. standing committees in the House and Senate. For these
7. reasons I'm happy to support Senator Carroll in the override
8. of the reduction veto on Senate Bill 1932 and any other
9. motions that are filed on Senate Bill 1932. Thank you,
10. Mr. President.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Any further discussion? All right, the question is,
13. shall the item on page 6, line 24 of Senate Bill 1932 be
14. restored the item reduction of the Governor to the contrary
15. notwithstanding. Those in favor will vote Aye. Those opposed
16. will vote Nay. The voting is open. Have all voted who wish?
17. Take the record. On that question the Ayes are 32, the Nays
18. are 10, 3 Voting Present. The item on page 6, line 24 of
19. Senate Bill 1932 having received the required majority vote
20. of Senators elected is declared restored the item reduction
21. of the Governor to the contrary notwithstanding. Further
22. motions? Senator Berning, you had a motion with respect to
23. Senate Bill 1932. Do you wish to proceed? Senator Berning.

24. SENATOR BERNING:

25. Thank you, Mr. President. This motion has to do with
26. page 7, lines 6 through 9 of Senate Bill 1932. It's a request
27. that the...the...this be restored the item reduction of the
28. Governor to the contrary notwithstanding. By way of explanation
29. this is the Pension Laws Commission and I remind the Body that
30. the original request was for a hundred sixty-nine thousand
31. dollars. It was originally then passed at the reduced amount
32. of ninety-five thousand dollars. This is a bare minimum for
33. this commission to function and let me remind you that in the

1. previous fiscal year when the arbitrary six percent cut
2. was made across the board in all appropriations, the Pension
3. Laws Commission took that six percent by its own initiative
4. and then subsequently suffered another six percent by the
5. Governor's action, so that our appropriation in the preceding
6. General...preceding fiscal year was twelve percent and we
7. were then under-funded to the extent that we had to defer
8. payment of bills until the new fiscal year. Further compounding
9. our difficulty right now is the fact that our xerox machine
10. has conked out. We...we are almost unable to function. I
11. should point out further to members of the Body that this is
12. a...an active commission with public members who are experts
13. in the fields of pensions and the science of actuary deter-
14. minations.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any discussion? All right. The question is shall the
17. item on page 7, line 6 through 9, Senate Bill 1932 be restored
18. the item reduction of the Governor to the contrary notwithstanding.
19. Those in favor will vote Aye. Those opposed will vote Nay.
20. The voting is open. Have all voted who wish? Take the record.
21. On that question the Ayes are 32, the Nays are 11, 1 Voting
22. Present. The item on page 7, line 6 through 9 of Senate Bill
23. 1932 having received the required majority vote of Senators
24. elected is declared restored the item reduction of the Governor
25. to the contrary notwithstanding. Further motions. Senator
26. Buzbee.

27. SENATOR BUZBEE:

28. Yes, Mr. President, I apologize for a while ago I had
29. forgotten that these were line items when we were talking
30. about the Energy Resources Commission, and what we did restore
31. a while ago was the personal services portion and I would now
32. advise the members that you cast your votes a while ago on
33. the basis of thinking that...that you were overriding the

1. whole thing and so now I'm simply asking you to confirm that,
2. because now we're going to have to go back through the
3. line items that we did override a while ago on the personal
4. services. Now, the amount that we're talking about here
5. is State contributions to the State Employees Retirement
6. System which we have to have, of course, to...to pay into
7. the Retirement System and I would ask for your favorable
8. support.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Any further discussion? All right. The question is,
11. shall the item on page 6, lines 11 and 12 of Senate Bill 1932
12. be restored the item reduction of the Governor to the contrary
13. notwithstanding. Those in favor will vote Aye. Those opposed
14. will vote Nay. The voting is open. Have all voted who wish?
15. Have all voted who wish? Take the record. On that question
16. the Ayes are 30, the Nays are 10, 7 Voting Present. The item
17. on page 6, lines 11 and 12 of Senate Bill 1932 having received
18. the required majority vote of Senators elected is declared
19. restored the item reduction of the Governor to the contrary
20. notwithstanding. Further motions? Senator Buzbee.

21. SENATOR BUZBEE:

22. Mr. President, I would ask for the same roll call. This
23. is for the State contribution, Social Security.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. What page? What...what's the page and line numbers?

26. SENATOR BUZBEE:

27. It's page 6, line 13.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. The question is, shall the item on page 6, line 13 of
30. Senate Bill 1932 be restored the item reduction of the Governor
31. to the contrary notwithstanding. Those in favor will vote
32. Aye. Those opposed will vote Nay. The voting is open. Have
33. all voted who wish? Take the record. On that question the

1. Ayes are 30, the Nays are 10, 7 Voting Present. The item
2. on page 6, line 13 of Senate Bill 1932 having received the
3. required majority vote of Senators elected is declared re-
4. stored the item reduction of the Governor to the contrary
5. notwithstanding. Mr. Electrician, will you check Senator
6. Morris' voting switch, please? In the meantime, further
7. motions? Senator Buzbee.

8. SENATOR BUZBEE:

9. This is a line item for travel and I would ask for the
10. same roll call.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. The page and line, Sir?

13. SENATOR BUZBEE:

14. Page 6, line 15.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The question is...any discussion? Okay. We will fix
17. your switch again. Senator Morris.

18. SENATOR MORRIS:

19. Thank you very much, Mr. President. I'm so happy that
20. we have to have a few more votes on this, so Ken and I can
21. discuss this more. This is the one that I talked about
22. earlier and I was wrong, Ken. I had said that it was twenty
23. thousand dollars for traveling and that really the Governor
24. had cut twenty-five thousand three hundred ninety-two, so
25. those of us who are being fiscally responsible have an opportunity
26. to cut even more money from this, and we haven't gotten the
27. contractual services yet, I believe, and so we'll be able
28. to talk about that later, but we...we have to...we should do
29. one or the other here. Either we should not approve the travel
30. money at twenty-five thousand or the contractual services to
31. give you a little preface is a hundred and fifty-six thousand.
32. If we vote against these two motions we can save the State of
33. Illinois nearly two hundred thousand dollars, so I...I would

1. like people to oppose this. This is twenty-five thousand
2. dollars above and beyond the twenty that they have for
3. travel and I think it's unnecessary.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Roll call, all right. The question is shall the item
6. on page 6, line 15 to Senate Bill 1932 be restored the item
7. reduction of the Governor to the contrary notwithstanding?
8. Those in favor will vote Aye. Those opposed will vote Nay.
9. The voting is open. Have all voted who wish? Take the
10. record. Senator Buzbee requests consideration postponed.
11. It will be postponed. Senator Buzbee.

12. SENATOR BUZBEE:

13. This line item is for the telecommunications and would
14. ask for your favorable roll call.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Page?

17. SENATOR BUZBEE:

18. Oh, I'm sorry. Page 6, line 19.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. And the amount?

21. SENATOR BUZBEE:

22. Thirty-six hundred dollars total.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. All right. The question...any discussion? The question
25. is, shall the item on page 6, line 19 of Senate Bill 1932
26. be restored, the item reduction of the Governor to the con-
27. trary notwithstanding. Those in favor will vote Aye. Those
28. opposed will vote Nay. The voting is open. Have all voted
29. who wish? Take the record. On that question the Ayes are
30. 31, the Nays are 11, 6 Voting Present. The item on page 6,
31. line 19 of Senate Bill 1932 having received the required
32. majority vote of Senators elected is declared restored, the
33. item reduction of the Governor to the contrary notwithstanding.

1. Further motions? Senator Buzbee.

2. SENATOR BUZBEE:

3. Yes, Mr. President, this is page 6, line 14, the con-
4. tractual services amount that Senator Morris is concerned
5. about.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? Senator Morris.

8. SENATOR MORRIS:

9. Thank you, Mr. President. I would just like to point
10. out to the membership that the contractual services portion
11. to this budget, if we override the veto, will be one hundred
12. and seventy-five thousand and eight hundred some dollars.
13. The Governor has reduced this amount by one hundred fifty-
14. six thousand six hundred and eighty-six dollars. That's a
15. whole lot of money to put a bunch of consultants on the pay-
16. roll. I think the other thing that I would like people to
17. realize is, there is a Division of Energy within the State
18. of Illinois, so we have some duplication, I'm afraid, and we
19. ought to get one of these agencies out of business. This
20. one we had a shot at today, but if this is approved we will
21. be approving a line item extra of one hundred and fifty-six
22. thousand dollars which would go a long way to helping solve
23. our fiscal crisis.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Knuppel.

26. SENATOR KNUPPEL:

27. All I can say is, I'm...I'm the chairman of this commission
28. and I'm sure as hell not qualified to review a two hundred and
29. thirty million dollar plan or the...engineering feasibility
30. of it. I want that kind of help. I tell you that you pay
31. six percent for an architect to build a building that cost any-
32. thing over fifty thousand dollars and we ought to spend a little
33. bit to survey these projects. We ought not to just spend twenty-five

1. million dollars, because somebody comes along and says
2. they want it.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further discussion? Senator Buzbee.

5. SENATOR BUZBEE:

6. Well, I would point out that our function that we do
7. with this money is mandated by law. It has the Division of
8. Energy cannot, in fact, do this job because they are the
9. ones in the law by...according to the law, the statutes that
10. this Legislature passed, says that the Division of Energy
11. is to go out and ferret out these sorts of projects and that's
12. what they do. Then the law also says that we, the Energy
13. Resources Commission, are to review the projects and then we
14. decide whether we're going to spend the money or not. So,
15. the Division of Energy simply cannot perform that function
16. legally. We have to do it, and that's where we asked for
17. the technical expertise of the engineers, the scientists,
18. the chemists, the physicists...people who have majors in
19. physics, that what those...those folks do and we've got to
20. have their expertise even if I can't pronounce the word.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. This is the page 6, line 14, Senator Buzbee? Is that
23. correct?

24. SENATOR BUZBEE:

25. Yes, it is.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. All right. The question is, shall the item on page 6,
28. line 14 of Senate Bill 1932 be restored, the item reduction
29. of the Governor to the contrary notwithstanding. Those in
30. favor will vote Aye. Those opposed will vote Nay. The voting
31. is open. Mr...where is the electrician? Did he leave us?
32. Okay. I understand the electrician is attempting, at least,
33. to bring back some tools so that he can fix Senator Morris'

1. clock. Have all voted who wish? Yes, Senator Morris.
2. SENATOR MORRIS:
3. May I be recorded as No on this. I would prefer to
4. vote No but I can't vote No.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Yes, the Journal...
7. SENATOR MORRIS:
8. I like voting No an awful lot and I'd hate to not have...
9. PRESIDING OFFICER: (SENATOR ROCK)
10. ...The Journal...the Journal will reflect that Senator
11. Morris wishes to vote in the negative although the machine
12. does not function properly.
13. SENATOR MORRIS:
14. There it goes.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. It is now functioning. Okay. Take the record. On
17. that question the Ayes are 31, the Nays are 11, 7 Voting
18. Present. The item on page 6, line 14 of Senate Bill 1932
19. having received the required majority vote of Senators elected
20. is declared restored, the item reduction of the Governor to
21. the contrary notwithstanding. Further motions? Senator
22. Buzbee.
23. SENATOR BUZBEE:
24. Yes, I believe this one is page 6, line 16 for printing.
25. Is that correct, Mr. Secretary?
26. SECRETARY:
27. Page 6, line 17.
28. SENATOR BUZBEE:
29. Okay. Line 17, this is the commodities line item. I
30. would ask for a favorable roll call.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Any discussion? The question is, shall the item on page
33. 6, line 17 of Senate Bill 1932 be restored, the item reduction

1. of the Governor to the contrary notwithstanding? Those in
2. favor will vote Aye. Those opposed will vote Nay. The voting
3. is open. Have all voted who wish? Have all voted who wish?
4. Take the record. Senator Buzbee wishes to postpone consideration.
5. It will be. So ordered. Further motions? Senator Buzbee.
6. SENATOR BUZBEE:

7. I believe this one is line 18 of page 6. Is that right,
8. Mr. Secretary. This is for equipment. I would ask for your...
9. this is the last one...and I would ask for your favorable
10. consideration.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. Any discussion? The question is, shall the
13. item on page 6, line 18 of Senate Bill 1932 be restored,
14. the item reduction of the Governor to the contrary notwith-
15. standing. Those in favor will vote Aye. Those opposed will
16. vote Nay. The voting is open. Have all voted who wish?
17. Senator Morris has switch trouble again. Let the Journal
18. reflect he wishes to be recorded in the negative. Have all
19. voted who wish? Take the record. On that question the Ayes
20. are 31, the Nays are 8, 6 Voting Present. The item on page
21. 6, line 18 of Senate Bill 1932 having received the required
22. majority vote of Senators elected is declared restored, the
23. item reduction of the Governor to the contrary notwithstanding.
24. Yes, if I can have the...Senator Buzbee, for what purpose do
25. your arise?

26. SENATOR BUZBEE:

27. Parliamentary inquiry, Mr. President. I have put two
28. line item motions here on postpone consideration.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. That is correct.

31. SENATOR BUZBEE:

32. If I withdraw those motions at this time can that bill
33. or that portion of the bill be sent over to the House or do

1. we have to wait for the whole. .the whole bill.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. My understanding, if the...if I can have the President's
4. attention. The question is about the transmittal finally of
5. the bills we are acting upon over to the House and the House's
6. transmittal back to us. My understanding was that that was
7. going to take place at a time certain tomorrow which is the
8. 15th day. The House will send their package, if any, over
9. to us and we will send ours over to them so it can be read
10. in and start the second 15 day period running. Is that correct,
11. Senator Partee? Senator Partee at Senator Philip's desk...or
12. Senator Moore's desk.

13. SENATOR PARTEE:

14. Yes, that is correct. We even contemplate the possibility
15. of a perfunct on Friday, but I don't think it will be necessary.
16. I think we'll be able to accomplish what we need to by the
17. method you've just alluded to.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. Senator Buzbee. You...you will have time
20. tomorrow to run...run...run them again if that's requested.

21. SENATOR BUZBEE:

22. Okay. Well, my desire at this time is to withdraw those
23. motions. I'll let those two line items go and...well, I...

24. PRESIDING OFFICER: (SENATOR ROCK)

25. They'll be on the Calendar on...on postponed consideration.
26. The bill will go over. Tomorrow is the fifteenth day.

27. SENATOR BUZBEE:

28. Okay. Well, what I would like to do is to lockup my
29. other motions. So, therefore, having voted on the prevailing
30. side on the line items excluding those two which are on post-
31. pone consideration, I now move to...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Buzbee has moved to reconsider the vote by which

1. the items were restored as afore mentioned with respect
2. to Senate Bill 1932. Senator Chew moves to Table that
3. motion. All those in favor signify by saying Aye. All
4. those opposed. The Ayes have it. So ordered. If I can
5. have the attention of the membership. We have had a
6. malfunction of our machine and in the consideration of Senate
7. Bill...a motion with respect to Senate Bill 1627. It was
8. a veto override. Is that correct or a restoration? It
9. was an item reduction on page 4, line 24 with respect to
10. Senate Bill 1627 and I will let Senator Weaver again explain
11. the substance. The roll call indicates that there were 36
12. affirmative votes, 12 negative votes. However, in the printout
13. which will be journalized it did not indicate which of the
14. members voted affirmatively or negatively, so we really have
15. to have another roll call and that's how we're about here.
16. Senator...that would be a nice way to journalize things wouldn't
17. it? All right. Senator Weaver.

18. SENATOR WEAVER:

19. I would take that method rather than taking a chance on
20. this method.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Right. Now, Senator Weaver...

23. SENATOR WEAVER:

24. This, Mr. President, was the geological survey with a
25. restoration of a hundred and eighty-five thousand two hundred
26. and sixty-five dollars. Now, again, I would move that the
27. item on page 4, line 24 of Senate Bill 1627 be restored, the
28. item reduction of the Governor to the contrary notwithstanding.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. All right. The question is, shall the item on page 4,
31. line 24 of Senate Bill 1627 be restored, the item reduction
32. of the Governor to the contrary notwithstanding. Those in
33. favor will vote Aye. Those opposed will vote Nay. The voting
34. is open. Have all voted who wish? Take the record. On that

1. question the Ayes are 36, the Nays are 12, 1 Voting Present.
2. The item on page 4, line 24 of Senate Bill 1627 having re-
3. ceived the required majority vote of Senators elected is
4. declared restored, the item reduction of the Governor to the
5. contrary notwithstanding. The machine, in fact, worked this
6. time, Senator Weaver. So, that's...hopefully that'll be the
7. last we'll see of that one. Any further motions on Senate
8. Bill 1932? All right. On the order of Item Reductions we
9. are on Senate Bill 1932. There is a motion filed by Senator
10. Nimrod. Senator Nimrod.

11. SENATOR NIMROD:

12. Yes, Mr. President, I'm caused to be placed on the
13. Secretary's Desk a motion on item page 7, line 21 and 22 of
14. Senate Bill 1932 to be restored in the item reduction of
15. the Governor to the contrary notwithstanding. This item
16. that is in discussion here is a reduction of the Commission
17. on Mental Health and Developmental Disabilities. This re-
18. duction to...from ninety-eight thousand nine hundred to
19. seventy thousand which is a reduction of twenty-eight thou-
20. sand nine hundred. The...there is no budget that was put in
21. for this commission was a hundred and forty thousand dollars
22. and it...after extensive discussion with the Appropriations
23. Commission it was agreed at this figure of ninety-eight
24. thousand nine hundred dollars. Now, we're presently in the
25. position that with the personnel, two part-time help that
26. we have and the director, that we are going to be unable to
27. hire any kind of personnel or to either call any kind of meetings
28. or any...any of these staff personnel that will be required
29. to accomplish some of the major programs that you have mandated
30. this commission to do. One of them in particular is that we
31. monitor all programs, and when we're talking about spending
32. Mental Health's money amounting to over four hundred million
33. dollars, we have taken all of the other previous four commissions

1. and put them into one, we find that the main priorities that
2. we have selected of that problem of deinstitutionalization
3. and the horrendous task of approaching this new Mental
4. Health's code which is coming to be presented into legislation.
5. We're holding hearings in connection with the commission and
6. interfaced between the medically ill and developmental dis-
7. abled, it is imperative that we have this amount of money to
8. be able to hire some personnel. Now, we have begged and borrowed
9. space in order not to...and do many other things that saves
10. money, and I do believe that...be happy to answer any questions
11. pertaining to this, but I would ask for your support in restoring
12. this twenty-eight thousand nine hundred dollars.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Question is, shall the item
15. on page 7, lines 21 and 22 of Senate Bill 1932 be restored,
16. the item reduction of the Governor to the contrary notwith-
17. standing. Those in favor vote Aye. Those opposed Nay. The
18. voting is open. Have all those voted who wish? Senator Morris,
19. I presume you wish to be recorded as Nay. Is that correct?
20. The record will show that...the record will show that Senator
21. Morris' machine is in the process of being repaired and his
22. vote will be Nay. (machine cutoff)...those voted who wish?
23. Take the record. On that question the Yeas are 22, the Nays
24. are 4, 5 Voting Present. And, Senator Nimrod, you request
25. postpone consideration? Consideration will be post...(Machine
26. cutoff)...Senator Chew.

27. SENATOR CHEW:

28. Not that I care. I think it ought to be postponed, but
29. isn't true that when you announce the roll call that it cannot
30. be.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Well, I.,,I did not announce it.

33. SENATOR CHEW:

1. Oh, don't tell me you didn't. I heard it.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. I didn't. Senator...
4. SENATOR CHEW:
5. You...you announce the positive votes, the negative
6. votes and absentees. Now, if you...
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Just...just...just a minute. Now, I did not finish
9. the announcement. Had I finished I would have you used
10. further language, not having received the required. I did
11. not make that statement. The matter is postponed. Senator
12. Demuzio. Senator Demuzio, Senate Bill 1590 under the order
13. of Specific Recommendations for Change. Just...just a moment.
14. Senate...Senator Newhouse.
15. SENATOR NEWHOUSE:
16. Mr. President, I have a motion on Senate Bill 1935
17. on the same order of business. Can we get to that?
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. I'm sorry. We will go to that order first. We...
20. Senate Bill 1935 on the order of item reductions. Proceed.
21. SENATOR NEWHOUSE:
22. Thank you, Mr. President. Mr. President, I move that
23. item on page 19, line 35 of Senate Bill 1935 be restored.
24. The item reduction of the Governor to the contrary notwith-
25. standing. Look, I think you all know what this bill is about.
26. It's a special education bill. It's a bill that provides
27. educational opportunities for emotionally disturbed children
28. and children who have multiple handicaps among other things.
29. I'd like to just review for you what has happened on this bill
30. and that is this, during Fiscal 1976 we appropriated for this
31. purpose to the Illinois Office of Education, seven million
32. dollars. We were requested but requested by way of a deficiency
33. appropriation to appropriate four million seven hundred thou-
34. sand dollars before the end of the fiscal year, which meant

1. that all in all we appropriated eleven million seven hundred
2. thousand dollars for the purpose of dealing with emotionally
3. disturbed children in the last fiscal year. Assuming that we
4. could keep that level of funding and not go any higher during
5. this Session, we funded this...this purpose at eleven million
6. seven hundred thousand for the Fiscal Year '77. That amount
7. was reduced by approximately five million dollars by the
8. Governor's line item veto. According to the Illinois Office
9. of Education they presently will only be able to fund at a
10. sixty-five percent level until and unless another two and a
11. half million is added to the appropriation. Now, a couple of
12. things can happen, One is, of course, there can be a deficiency
13. appropriation. The other is, of course, we can restore the
14. money if there is excess it'll be returned, The problem that
15. I think we all fear is, that the estimate for the remainder
16. of the fiscal year may not cover the amounts set forth by
17. the Illinois Office of Education. It is for that reason that
18. I'm asking presently that this amount of money be restored.
19. Be restored for the purpose of...of educating the helpless
20. children and that this...that the agencies which do this work
21. be permitted to carry on business in a business like fashion.
22. Now, let me explain what I mean by that, Most of you probably
23. have in your desk somewhere a notation from the Illinois Associa-
24. tion for Retarded Citizens which tells the schools in your own
25. districts which will be adversely affected by the reduction of
26. these amounts. In my district. for example, I know of three
27. agencies that I've dealt with closely. This is what they go
28. through, Gentlemen. They put together a budget and after having
29. put together a budget based upon their costs, they then sit down
30. and negotiate, for example, with the Department of Children
31. and Family Services and other agencies, and they go through a
32. negotiating process in which in my district I have three agencies
33. that are delivering services for less, for less than the cost

1. of those services to them. That means then that money must
2. be made up from somewhere. More importantly it means that
3. if they lose the state funding sources they will close their
4. doors. Now, what are we talking about. We're talking about
5. eight thousand youngsters and around two hundred institutions.
6. Now, let's assume that we decide that they ought to close
7. their doors. What have we lost? The fact is that once those
8. institutions close their doors the kind of cost for start up
9. would be absolutely prohibited, but more than that, and this
10. I think you ought to note very well, that if these youngsters
11. are put back on the local school boards you can look forward
12. to raising your local property taxes and you can look forward
13. to absolving a great deal more costs in the long run than if
14. this funding takes place. Now, Gentlemen and Ladies, the fact
15. is that we're all here in a sort of a fiscal crisis and we do
16. want to preserve the fiscal integrity of this State. The
17. question is, whether or not a vote cast to restore these funds
18. would be a responsible vote, and we suggest to you this, that
19. in the absence of the funding that we presently have a couple
20. of things will happen. It is almost certain that your local
21. taxes will have to be raised and that's going to be a permanent
22. situation. But, even more important than that is, fifty school
23. school...schools close their doors that we would have a lot
24. of damaged children who will be ground up in the process and
25. that to me is the bottom line. I would solicit your support in
26. restoring these funds, six million dollars, to the appropriation
27. for the Illinois Office of Education for the purpose of funding
28. the care for emotionally disturbed children. Thank you.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Glass.

31. SENATOR GLASS:

32. Thank you, Mr. President. I'd like to ask Senator Newhouse
33. a question. Senator Newhouse, I have some information here that

1. I wonder if you could confirm. That is that in order to
2. pay all the reimbursement claims to the public schools only
3. 2.6 million is necessary. If...if that is true why couldn't
4. we attend to that by a supplemental appropriation? In other
5. words it...they don't need the full 6.2, they really only
6. need 2.6.

7. SENATOR NEWHOUSE:

8. Let me try to deal with that, Senator, and I...I...I
9. briefly covered it, but let me go into it in detail. The
10. problem that we face is, that we don't have any hard figures
11. that we can...can really rely upon. All right? What happens
12. here is as I suspect that there's...there's some tension be-
13. tween what are we...really want and what the Governor's
14. office says that it has. It's code department, they're
15. not going to argue with their own Governor, so when they cut
16. the money back they simply have to live with it. The IOE
17. does not resist an override of this legislation. What they
18. have done is, that they have given a figure that is a current figure
19. against which they're functioning. That figure may be absolutely
20. incorrect, because as the billings come in and these billings
21. are for monies already spent, then we won't incur that responsi-
22. bility, so my suggestion is, we don't know what that figure is
23. at present and we don't know what the deficiency appropriation
24. amount really ought to be. In the absence of the hardness of
25. those figures it seems to me the only logical thing to do is
26. to appropriate the sum that we originally intended and if there
27. is a excess, to have that opt back into the General Fund.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Senator Smith.

30. SENATOR SMITH:

31. Mr...now, don't you cut me down before I start.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. I wouldn't do that at all.

1. SENATOR SMITH:
2. Oh, I know you...
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. No way, Senator.
5. SENATOR SMITH:
6. I know you. Mr. President and Ladies and Gentlemen of
7. the Senate, I want to first compliment Senator Newhouse upon
8. his elatedness and upon the fact that he beat me to the draw.
9. He saw fit to file a motion to restore...is that right, Senator
10. Newhouse? Now, Mr. President, I know that the members are
11. tired, I know that I personally am and I know too that we
12. are supposed to make another meeting and have a meeting here
13. and then make a subsequent meeting in a tent, but may I say
14. to you out of the depths of my heart at this late hour in
15. the afternoon that, in my humble opinion, after all this par-
16. ticular bill is perhaps the most noteworthy and in certain
17. respects the most important measure that certainly has come
18. before this Body, not alone today, but during the Session that
19. we are now in. As the good Senator said, I heard him as I
20. came from my office back to here, all of those that are con-
21. cerned are covered are children that are suffering from one
22. or perhaps several mental deficiencies. Now, I know that you're
23. not in a mood to listen to a detailed discussion such as would
24. be becoming and befitting the seriousness of the situation
25. that has been brought about by reason of his Excellency's re-
26. duction veto. Many of these children, and I say this inspite
27. of the fact that I, for one, believe that the human mind is
28. closed to most of us. In two respects it's closed to many of
29. us who seek to look in, on and at it and understand it and
30. secondly, it come so much...so in...so much more true that
31. it's blind yet to many of us who look out from it, but these
32. children, and they are children, and if you have seen them and
33. if you haven't you're one of the very, very few in Illinois

1. who have not seen them. They are in a most deplorable con-
2. dition judged by human standards with regards to manhood and
3. womanhood, to boys and to girls, but bear this in mind, that
4. inspite of our lack of expertise and expert knowledge as in-
5. dividuals and as members of this Senate and yet we act often
6. times as if we are the sum total of all human knowledge and
7. that we alone possess knowledge that is all inclusive and
8. all embracing. But, we have just caused...now, I've set here
9. all day and listened to these other members, Mr. President,
10. and I could like to have the courtesly of being listened to
11. briefly and I say briefly because I knew when I got up, that
12. after I'd talked two or three minutes you'd call me to order.
13. Now, you're vacating and another is taking your place. Hooray,
14. hooray, hooray, but many of these children, I'm led to believe,
15. Mr. President, could perhaps be rehabilitated if given the
16. proper sort of mental therapy and other treatments, they could,
17. many of them and there would be...many of them would be restored
18. to useful existance and might perhaps make valuable contribu-
19. tions to...(Machine cutoff)...now...now, just leave me alone
20. please until the Chair stops me. My friend left, now you keep
21. quiet. You should be up here talking on this thing yourself.
22. But, many of them could be restored perhaps to lives of usefulness
23. and perhaps make some worthwhile contribution, I was about to
24. say, toward our much boasted of twentieth century civilization
25. ...you would listen if you would appreciate the fact that such
26. as this, this mental condition, a mental aberration. It
27. strikes indiscriminately, Mr. President. It enters the home
28. of the average citizen or the wealthy citizen without regards
29. to the standing of the mother, the father or the parents as
30. individuals. It strikes in...enters into the palatial homes
31. of the well-to-do without advance knowledge or seeking admittance
32. as well as it does into the hoveled or the poor...now, don't
33. you raise your hand...it ran into the homes and the hovels of

1. of the poor and of the destitute and penniless. Now, here
2. to me, Mr. President, is a striking thing. I've served here
3. perhaps longer than any other member here. All right, all
4. right. Now, you tell me don't talk too long and I won't,
5. so that's advance notice that I'm about to be set out. But,
6. here's the damnable thing to me. I look at the fact that
7. we always...we can find monies to teach some able-bodied
8. normal, game warden for an example, when, where and under what
9. circumstances a rabbit is a rabbit. We would think ordinarily
10. that he'd have common sense enough to know that or he wouldn't
11. be employed, but we raise and we appropriate monies to teach
12. him when to.... and under what circumstances that rabbit is
13. a rabbit and entitled to his perfection, so I'm going to do
14. all of you a favor by surprising you and not with a lengthy
15. speech, but by simply saying this, that whatever the financial
16. plight of this State might be, whether it has been brought
17. about by inefficiency, childishness or what, I cannot believe
18. that the fine members of this august Body could ever again
19. look themselves in the face if they fail to vote Yes on this
20. one particular bill for...and I say this because he being the
21. charter member of this prayer breakfast that I've fought so hard
22. to establish here amongst you men, for it is my belief that we
23. should remember the words of that man of Galilee who said...is
24. quoted as having said - for inasmuch as you have done it unto
25. one of these, the least of my children, you've done it unto me.
26. I hope that you'll pass Senator Newhouse's motion. If he hasn't
27. made it, you will make...

28. PRESIDENT:

29. Any further discussion? Senator Ozinga,

30. SENATOR OZINGA:

31. Mr. President and members of the Senate, you've heard both
32. Senator Newhouse, Senator Smith and others talk on this bill.
33. The question was raised as to the amount of money. Now, let me

1. just assure you the reason for the question mark on the
2. amount of money, There are three or four of these private
3. institutions in my district and it is a continuing fight
4. with the Department of Mental Health, the Department of
5. Children and Family Services to get an agreement as to the
6. amount of money that they need to continue this. Now, this
7. money goes through the public sector and because we have
8. mandated the public sector to take care of these youngsters,
9. they cannot do it, they have not done it and there's only
10. one way that they can do it and that's by putting them into
11. these private institutions, and these private institutions
12. are now being shortchanged or they are without the funds.
13. You get the Kennedy School right out there in a hundred and
14. twenty-seventh and...and Woolcook Road. They've been fighting
15. a continuing battle for two years to try to get to take care
16. of these kids and they're not getting their money. I implore
17. you, this is the one that has to be restored.

18. PRESIDENT:

19. Any further discussion? Senator Hynes.

20. SENATOR HYNES:

21. Mr. President, it's probably all been said, but I think
22. that Senator Ozinga's point is well taken. This is perhaps the
23. most justifiable of all of the motions that have been filed
24. here. This is a program that has been in operation for many
25. years and there is no substitute source of funding. The State
26. has an obligation that it has undertaken to finance the tuition
27. for these children. The public schools have...have had to
28. certify that they cannot provide an adequate education, and
29. without this funding there will be no education at all and I
30. think this is absolutely essential that we restore the money in-
31. volved here.

32. PRESIDENT:

33. Any further discussion? The question is, shall the item on

1. page 19, line 35 of Senate Bill 1935 be restored, the item
2. reduction of the Governor to the contrary notwithstanding?
3. Those in favor vote Aye. Those opposed vote Nay. The voting
4. is open. Have all voted who wish? Take the record. One
5. minute. On that question the Ayes are 54, the Nays are none,
6. with none Voting Present. The item on page 19, line 35 of
7. Senate Bill 1935 having received the required majority vote
8. of Senators elected is declared restored, the item reduction
9. of the Governor to the contrary notwithstanding. Senator
10. Newhouse.

11. SENATOR NEWHOUSE:

12. Thank you, Mr. President, and may I just thank the members
13. of this Body on behalf of a large number of parents and children
14. in this State. I appreciate it.

15. PRESIDENT:

16. Senator Kenneth Hall has a motion. What...on this bill?
17. Senator Hall.

18. SENATOR HALL:

19. Thank you, Mr. President, fellow members of the Senate.
20. I move that the item on page 19, line 15 of Senate Bill No.
21. 1935 be restored the item reduction of the Governor to the
22. contrary notwithstanding. Now, this is the Adult Education
23. Public Assistance. This program, the Adult Education Public
24. Assistance programs provides public Aid recipients with the
25. education and training necessary to increase their opportunities...

26. PRESIDENT:

27. Senator Newhouse. Go ahead.

28. SENATOR HALL:

29. All right...for employment and self-support. Program
30. participants are selected and referred by the Illinois Depart-
31. ment of Public Aid to programs an adult basic education at
32. the elementary, secondary and post secondary levels, GED or
33. high school equiv...equivalency instructions and occupational

1. and vocational training. The courses are funded on a pro-
2. gram approval basis. The Federal Government reimburses the
3. State for seventy-five percent of its expenditures. The
4. State Board of Education requested six million for the Public
5. Assistance Adult Education Program for FY '77. The General
6. Assembly appropriated 5.4 million. The Governor further re-
7. duced the appropriation by two million. Now, the affect of
8. the appropriation cut the two million dollars that was finally
9. approved for the program, is less than one half the FY '76
10. appropriation. The sixty-six percent cut in the original
11. FY '77 request will mean that fewer persons will be enrolled
12. in the program. The program's teaching and administering staff
13. has been reduced, therefore, decreasing its services to partici-
14. pants. Support services such as transportation and child care
15. for program participants will also be cutback. The advance
16. education and special training programs for participants be-
17. yond the high school level have been eliminated. It is doubtful
18. that service levels attained over the last two years can be
19. maintained. Now, the distribution of the restored funds are
20. as follows: If the reduced amount of 34...3.4 million is re-
21. stored the distribution will be Chicago one million eighty-seven
22. thousand five hundred and eighty-eight; downstate, two million
23. three hundred and twelve thousand four hundred and twelve dollars.
24. Now, I want...again tell you that only seven hundred thousand
25. of this is from General Revenue and the rest is Federal. I
26. should also like to point to you that this program in eleven
27. months in the fiscal year generated one thousand one hundred
28. and seventy-nine completed job placements. The amount of
29. assistant grants reduction saved an average of a hundred and
30. fifty dollars per month over the welfare savings of...to a
31. hundred and seventy-six thousand eight hundred and fifty dollars.
32. In three months savings amounts to five hundred and thirty thou-
33. sand five hundred and fifty dollars. These are people that they've

1. taken off of welfare and received jobs. In the S Program
2. they have generated a thousand and thirty-six completed pro-
3. grams to the date...placements to date, and their average is
4. a hundred and sixty-one per month, so they have a further
5. savings to the Department of Public Aid the amount of a hun-
6. dred and sixty-six thousand seven hundred and ninety-six
7. dollars and in three months, five hundred thousand three hun-
8. dred and eighty-eight dollars. So, you can see this is a
9. worthwhile savings and a worthwhile thing, and so, I implore
10. you to vote for the override, Gentlemen and Ladies.

11. PRESIDENT:

12. Senator Moore...Senator Don Moore.

13. SENATOR MOORE:

14. Thank you, Mr. President and members of the Senate. I
15. rise in support of Senator Hall's motion to override the
16. Governor on this particular item. You know we all say our
17. welfare rolls are too high and they are and we all say -
18. well, we got to get the people off of the rolls. This is one
19. program that has been successful as far as adult training
20. of our recipients and getting them placed in jobs and getting
21. them off of the rolls. I think the Governor's veto of some
22. three million dollars out of this line item was irresponsible
23. and I sincerely hope that the members on this side of the
24. aisle will see fit to restore this money, 'cause ultimately
25. it will be a savings to the taxpayers in the State of Illinois,
26. because these individuals will not be continually receiving
27. public aid from the Illinois Department.

28. PRESIDENT:

29. Any further discussion? Senator Hickey.

30. SENATOR HICKEY:

31. (Machine cutoff)...I'd like to ask the sponsor a question.

32. PRESIDENT:

33. He indicates he'll yield.

1. SENATOR HICKEY:
2. Is this amount, whether it's two million or 5 point...whatever
3. it...5.4 million, is that the twenty-five percent so that
4. we would get seventy...another seventy-five percent beyond
5. that from the Federal Government or is this the total and the..
6. does this include the Federal funds?
7. PRESIDENT:
8. Senator Kenneth Hall.
9. SENATOR KENNETH HALL:
10. This is the total, Senator.
11. SENATOR HICKEY:
12. So, that actually...
13. PRESIDENT:
14. Senator Hickey.
15. SENATOR HICKEY:
16. ...as far as cost goes to the State of Illinois, it's
17. only twenty-five percent of what we're talking about? It's
18. twenty...this is the total. It was...
19. PRESIDENT:
20. Senator Kenneth Hall.
21. SENATOR KENNETH HALL:
22. Senator, as I said, this will be a little over seven
23. hundred thousand of General Revenue. The rest is Federal
24. funds.
25. PRESIDENT:
26. Any further discussion? The question is, shall the item
27. on page 19, line 15 of Senate Bill 1935 be restored, the item
28. reduction of the Governor to the contrary notwithstanding.
29. Those in favor vote Aye. Opposed Nay. The voting is open.
30. Have all voted who wish? Take the record. On this question
31. the Ayes are 40, the Nays are 8, with none Voting Present.
32. The item on page 19, line 15 of Senate Bill 1935 having received the
33. required majority of Senators elected is hereby declared

1. restored, the item reduction of the Governor to the contrary
2. notwithstanding. Senator McCarthy, Senator Brady, did you
3. have a motion? Or was it McCarthy...all right. Is Senator
4. McCarthy here? Committee reports.

5. SECRETARY:

6. The Committee on Rules met, pursuant to notice, at 4:00
7. p.m. December the 1st, 1976 and after consideration Senate
8. Bill 2046 was ordered discharged from the Rules Committee,
9. ordered placed on the...order of 2nd reading and read a second
10. time. The following voted in the affirmative: Senators Partee,
11. Rock, Donnewald, Harris and Howard Mohr.

12. PRESIDENT:

13. Read the bill.

14. SECRETARY:

15. Senate Bill 2046.

16. (Secretary reads title of bill)

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

18. PRESIDENT:

19. Any amendments from the Floor? 3rd reading. Senator
20. Demuzio, for what purpose do you arise?

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

(End of Reel)

31.

32.

33.

1.	SENATOR DEMUZIO:	1.
2.	Mr. President, a parliamentary inquiry.	2.
3.	PRESIDENT:	3.
4.	Yes, Sir, state your...	4.
5.	SENATOR DEMUZIO:	5.
6.	Are we going to get to the specific recommendations	6.
7.	for change today?	7.
8.	PRESIDENT:	8.
9.	Why doesn't everyone listen...why doesn't everybody	9.
10.	listen to the answer, because there are a lot of people	10.
11.	asking questions about what is to be done. It is the	11.
12.	Chair's position that we are going to get to the specific	12.
13.	recommendations for change, that we're going to move some	13.
14.	Bills on 2nd reading which need to be moved today and that	14.
15.	there are some bills on 3rd reading which are Senate bills	15.
16.	which also should be moved today. Now, we have not in any	16.
17.	way tried to speedup the debate and the discussion over	17.
18.	matters that have been before us. The Chair would make the	18.
19.	observation that many of the things that have been said about	19.
20.	several of the bills have been said over and over by various	20.
21.	members. We are in a time bind in terms of trying to get	21.
22.	everyone accomodated. It would be in our best interest if	22.
23.	we could delimit what we have to say about the matters and	23.
24.	let's move with dispatch. We're going to get to it, Sir.	24.
25.	We have another problem with the Executive Appointments Com-	25.
26.	mittee. We have persons who are waiting for a recessed hearing	26.
27.	of that committee. We also have a social engagement I am in-	27.
28.	formed that's scheduled for six thirty this evening, so all	28.
29.	of these are problems which militate against extended remarks,	29.
30.	and I would certainly hope that everybody would take those	30.
31.	things into consideration. Specific recommendations for change.	31.
32.	Senate Bill 1590, Senator Demuzio.	32.
33.	SENATOR DEMUZIO:	33.

1. Well, thank you, Mr. President. In practicing what
2. you preach, Sir, I shall be very brief. Senate Bill 1590
3. is exactly what the Calendar says. It's a...a new Act
4. that creates the Madison County Metropolitan Exposition
5. and Auditorium Authority and provides for the initial
6. appointment and subsequent election of governing board.
7. This is Senator Vadalabene's bill who, as all of you know,
8. is at home in convalescence. He's had a serious heart
9. attack and Sam has religiously sought to have a civic
10. center, much like Aurora and Decatur and Danville and
11. Rockford, DeKalb, Springfield and Peoria, located in Madison
12. County. It's never been any secret where Senator Sam wanted
13. the Exposition Center. The Governor saw fit to amendatorily
14. veto recommendations to include another county to the south
15. of Madison, and it is our intention today with the motion
16. that is filed, to seek to override the Governor's veto and
17. to put this bill into the manner and form in which Senator
18. Vadalabene has wanted it for these past six years, and with
19. that I would move that this Body do seek to override the Governor's
20. veto on this bill.

21. PRESIDENT:

22. Senator Kenneth Hall...

23. SENATOR HALL:

24. Thank you, Mr. President and Ladies and Gentlemen of the
25. Senate. I know all of us and I as well realize that Senator
26. Sam is convalescing. I have supported Senator Sam Vadalabene's
27. bill in this Legislature for the six years up until last year.
28. Now, I just want...if you'll read the amendatory...I mean the
29. veto that the Governor issued and here's what's happened. Now,
30. down through those years it was called the Metro-East. The
31. Metro-East encompasses not only Madison County. It encompasses
32. St. Clair County and Monroe County. Now, Senator Sam Vadalabene
33. came back this last Session and took out those two counties and

1. only included Madison County. Now, I certainly did not
2. support that bill over the period of six years with the
3. understanding that it was going to go into Madison County.
4. The idea was, it was going to go somewhere. It may still
5. go into Madison County because there is a committee appointed
6. that will select the site, but I just want to quote to you
7. what the Governor has said. First, the bill eliminates
8. the Metro-East Exposition Performing Arts Authority serving
9. in both Madison and St. Clair Counties and instead establishes
10. an Authority limited to Madison County. A bi-partisan group
11. of area legislators has written to me protesting the exclusion
12. of St. Clair County. However, in introducing Senate Bill 1590
13. Senator Vadalabene saw fit to leave St. Clair County out and
14. call for creating a Madison County Civic Center Authority.
15. Senator Vadalabene may very well be right, as I told you, and
16. Madison County could be finally determined as the best place
17. to locate such a civic center, but since St. Clair County is
18. the largest county in the Metro East area and is being ex-
19. cluded from the bill by not being even considered, we the
20. undersigned believe that this would be a very unfair and unwise
21. law for the benefit of all those who reside in the Metro East
22. area. So, now, as I told you that there is a possibility that
23. it might eventually end up there, but the point is, that I
24. feel that we should have been included in the bill and so,
25. therefore, I am asking you to sustain the Governor's veto.

26. PRESIDENT:

27. Senator Chew.

28. SENATOR CHEW:

29. I...I think if we were listening properly to the explana-
30. tion of Senator Hall we would more or less have to agree that
31. the Governor was wise in restoring St. Clair County. I know
32. from time to time over the years that our Senator Hall and
33. Senator Vadalabene have worked hand and hand in order to get

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1. this legislation. I believe at one time we passed some-
2. thing identical and the courts ruled that it was unconstitu-
3. tional. It is slightly changed to meet that objection. I
4. do not believe that I would support the bill with the elimina-
5. tion of St. Clair County and I would certainly want to support
6. the Governor's recommendation with the inclusion of the
7. county to make it a Metro-East and not just a single county.
8. So, I would urge my fellow colleagues to cast their votes
9. in favor of the Governor's recommendation in which we could
10. have smooth sailing and then let the committee select the
11. county in which it is to be constructed, but just to confine
12. it, it does not give them the variance that the intended
13. legislation was meant, so I would urge to vote with Senator
14. Hall.

15. PRESIDENT:

16. Any further discussion? Senator Demuzio may close the
17. debate.

18. SENATOR DEMUZIO:

19. Well, I would just simply close by saying that if the
20. Metro-East wanted to have and wants to have and is desirous of
21. having a Civic Center, I'm sure that both myself and
22. Senator Vadalabene would support such legislation if it's in-
23. troduced in January. With that I would move that...that we
24. override the Governor's veto.

25. PRESIDENT:

26. The question is, shall Senate Bill 1590 pass the amenda-
27. tory veto of the Governor to the contrary notwithstanding.
28. Those in favor vote Aye. Those opposed vote Nay. The voting
29. is open. (Machine cutoff)...all voted who wish? Have all
30. voted who wish? Take the record. Senator Demuzio. Postpone
31. consideration is requested. Postpone consideration.

32. SENATOR DEMUZIO:

33. One, two, three, four...yes.

1. PRESIDENT:

2. Senate Bill 1679. Senator Brady.

3. SENATOR BRADY:

4. Yes, Mr. President, and thank you, fellow members.

5. Senate Bill 1679 was changed specifically by the Governor
6. in such a way that the legislation that we enacted last
7. Spring as an assembly changed the grant award and the
8. Scholarship Commission max to fifteen fifty, and the Governor
9. saw fit to change that to make it effective as of next July
10. and so, that is the information on the change of the bill
11. and with that in mind I would move to accept the specific
12. recommendation of the Governor as to Senate Bill 1679 in the
13. manner and form as follows: On page 3 by deleting line 24
14. and 25 and inserting in lieu thereof the following Section
15. 2. This amendatory Act takes effect July 1st, 1977.

16. PRESIDENT:

17. Any further discussion? The question is, shall the Senate
18. accept the specific recommendations of the Governor as to Senate
19. Bill 1679 in the manner and form as just stated by Senator
20. Brady? Those in favor will vote Aye. Opposed Nay. The voting
21. is open. Have all voted who wish? Take the record. On that
22. question the Ayes are 42, the Nays are none, with 2 Voting
23. Present. The specific recommendation of the Governor as to
24. Senate Bill 1679 having received the required majority vote
25. of Senators elected are declared accepted. Senate Bill 1789,
26. Senator Maragos.

27. SENATOR MARAGOS:

28. Mr. President and members of the Senate, I've...have
29. had a head count here and I'm not going to succeed in my motion
30. to override and, therefore, I would respectfully request to
31. withdraw my motion at this time and not take any further time
32. of the Senate.

33. PRESIDENT:

1. Leave is rapidly granted. Senate Bill 2010, Senator
2. Daley. Senator Daley.

3. SENATOR DALEY:

4. Mr. President and fellow Senators. I want to move that
5. Senate Bill 2010 Do Pass the specific recommendations of the
6. Governor to the contrary notwithstanding. 2010 represents
7. the...deals with the banks and 2011 deals with the savings
8. and loan. In the changes that the Governor made, he would
9. disallow transfer of information between banks and savings
10. and loan. I fully disagree with his point here and that's
11. why I'm going to not accept this recommendations. And the
12. second point, it deals with service of a subpoena or summons
13. to the customer and to the bank whereby they can waive service
14. to the customer for good cause. I think it should stand as
15. is whereby waiving a service to the customer if there is good
16. cause shown before ...the judge. Thirdly, the bank or the
17. savings and loan must comply with a lawful subpoena. It
18. places the burden upon the customer to attack a subpoena,
19. court order or summons. If there are any questions I'd be...
20. feel free...respond to them.

21. PRESIDENT:

22. Any further discussion? Senator Merritt.

23. SENATOR MERRITT:

24. I'm trying to keep...Mr. President and members of the
25. Senate, trying to keep in mind your brevity that you asked for.
26. Mr. President, I would just say that Senator Daley is exactly
27. right in his analyzation of the Governor's recommendation for
28. change and that the bill should stand as is and I'd be hopeful
29. that members from both sides of the aisle would support Senator
30. Daley in this motion.

31. PRESIDENT:

32. Further discussion? Senator Netsch.

33. SENATOR NETSCH:

1. Thank you, Mr. President. I would just like to call
2. attention to the words of the veto message, because I
3. think they raise some very valid and important points with
4. respect, particularly, to privacy. It seems to me that we
5. have made enough inroads on privacy with respect to a good
6. many areas and that this is one where it really is not necessary
7. and that we would be better off having this bill with the
8. Governor's recommendations included therein. The main point
9. has to do with the ability to transfer the bank records from
10. one financial institution to another. It seems to me that
11. that should not be done without the consent of the person in-
12. volved. That is the point that was made in the amendatory
13. veto. I think it is a valid point and I think it is a form
14. of protection of privacy that is legitimate and should be
15. protected by us at this point. I would also add with respect
16. to the cause for subpoena that the...again, the basic thrust
17. of the Act was not changed by the amendatory veto. It was
18. simply an attempt to define what constitutes cause, and it
19. seems to me that the particular proposals that the Governor
20. has made with respect to the definition of what constitutes the
21. cause, are again valid points to be made and should be accepted.
22. I think that we'd have a much better package of bills if we did
23. not override these recommendations, if we defeated this motion
24. and then accepted those particular changes, the thrust of the
25. bill would still be intact but it would be a much stronger and
26. a bill that would be much stronger also with respect to privacy
27. rights,

28. PRESIDENT:

29. Senator Bloom,

30. SENATOR BLOOM:

31. Yeah, thank you. Senator Netsch, are you familiar with
32. the Federal Fair Credit Reporting Act?

33. PRESIDENT:

1. She indicates affirmatively.

2. SENATOR BLOOM:

3. Then, I think that your...the customers are protected

4. there. Am I correct, Senator Daley?

5. PRESIDENT:

6. Senator Daley.

7. SENATOR DALEY:

8. Well, I...I think they're corrected in many instances

9. if they allow the bank in their credit checking. In their

10. credit checking they usually allow or give the bank the

11. authority.

12. PRESIDENT:

13. Senator Bloom.

14. SENATOR BLOOM:

15. Yeah, the point I'm making is in support of your motion,

16. but, you know, the concern that the Governor has is a little

17. bit misplaced.

18. PRESIDENT:

19. Any further discussion? The question is, shall Senate

20. Bill 2010 pass the amendatory veto of the Governor to the

21. contrary notwithstanding? Those in favor vote Aye. Those

22. opposed vote Nay. The voting is open. Have all voted who wish?

23. Take the record. On this question the Ayes are 44, the Nays

24. are 3, with 2 Voting Present. Senate Bill 2010 having received

25. the required three-fifths vote is declared passed, the veto...the

26. amendatory veto of the Governor to the contrary notwithstanding.

27. 2011, Senator Daley.

28. SENATOR DALEY:

29. I...I move that Senate Bill 2011 Do Pass the specific

30. recommendations of the Governor to the contrary notwithstanding.

31. This affects the savings and loans. It's the same reasoning

32. as the last bill. I would ask for a favorable roll call.

33. PRESIDENT:

1. Any further discussion? The question is, shall Senate
2. Bill 2011 pass the amendatory veto of the Governor to the
3. contrary notwithstanding? Those in favor vote Aye. Those
4. opposed vote Nay. The voting is open. Have all voted who
5. wish? Take the record. On that question the Ayes are 43,
6. the Nays are 3, with 2 Voting Present. Senate Bill 2011
7. having received the required three-fifths vote is declared
8. passed, the amendatory veto of the Governor to the contrary
9. notwithstanding. Senate Bill...House Bill 1080, Senator
10. Nudelman. (Machine cutoff)...Nudelman, please. Give him
11. the light.

12. SENATOR NUDELMAN:

13. Thank you, Mr. President. This is a motion to accept
14. the Governor's specific recommendation for change. This is
15. a good bill which passed out of here in June with 44 votes which
16. the Governor has improved by putting a floor on the amount
17. of money which should be paid for benefits under group policies
18. which are now mandated to offer this...this coverage. It's
19. coverage which we have in our State policy, but which many
20. other group policies do not have, and that coverage is so
21. that the insured is offered the option of...of having coverage
22. for psychiatric and psychological care and I would request a
23. favorable roll call. It takes twenty votes.

24. PRESIDENT:

25. Any...any discussion? The question is, shall the Senate
26. accept the specific recommendation of the Governor as to
27. House Bill 1080 in the manner and form as just stated by
28. Senator Nudelman? Those in favor will vote Aye. Opposed will
29. vote Nay. The voting is open. Have all voted who wish? Take
30. the record. Yes, Senator...Senator Latherow.

31. SENATOR LATHEROW:

32. I meant to vote Aye on that particular bill I...

33. PRESIDENT:

1. Let the record show that Senator Latherow meant to
2. Vote Aye and pushed the wrong button. On this question the
3. Ayes are 34, the Nays are 14, with 2 Voting Present. The
4. specific recommendations of the Governor as to House Bill
5. 1080 having received the required majority vote of Senators
6. elected are declared accepted. Senator Graham.

7. SENATOR GRAHAM:

8. I join the ranks of Senator Latherow. Inadvertence
9. I...

10. PRESIDENT:

11. I presume you pushed the wrong switch. Let the record
12. show that Senator Graham pushed the No button when he in-
13. tended to push the Aye. House Bills on 2nd reading. Page
14. 4 on your Calendar. Senator Rock, House Bills on 2nd reading.
15. 3072. Read the bill.

16. SECRETARY:

17. House Bill 3072.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. No committee amendments.

20. PRESIDENT:

21. Any amendments from the Floor? 3rd reading. Senator
22. Rock.

23. SENATOR ROCK:

24. I...I just wish to make it perfectly clear that I will
25. be more than happy to call the bill back. I understand there
26. may well be some proposed amendments, and I will be happy to
27. call it back.

28. PRESIDENT:

29. Was...for what purpose does Senator Shapiro arise?

30. SENATOR SHAPIRO:

31. Mr. President and Ladies and Gentlemen of the Senate,
32. I would like leave of the Senate to take House Bill 3197
33. from the order of 3rd reading back to 2nd for purposes of

1. an amendment.

2. PRESIDENT:

3. Is leave granted? Leave is granted. The bill is now
4. on 2nd reading. Do you have the bill before you, Mr...
5. Senator Shapiro.

6. SENATOR SHAPIRO:

7. Mr. President and Ladies and Gentlemen of the Senate,
8. as you know in the last Session of this General Assembly we
9. decided not to fund the regular summer school appropriation.
10. However, this General Assembly did mandate that we do fund
11. the special education summer school and we accomplished
12. this by just providing in the appropriations bill a sum of
13. two and a half million dollars for special ed summer school
14. grants. However, we did not make any changes in the substantive
15. language and now the Illinois Office of Education is in difficulty
16. because claims are coming in for regular summer school grant
17. monies. As a result we need to change the substantive law
18. concerning this matter so that the two and a half million
19. dollars will be used specifically to fund the special educa-
20. tion summer school claims. So, the amendment does this, it
21. provides in the substantive language concerning summer schools
22. that for this fiscal year only the money appropriated by the
23. General Assembly shall only be used for grants for approved
24. summer school programs for those handicapped children served
25. pursuant to Sections 14-702 and 14-702A of the School Code.
26. If there are any questions I'll be more than happy to answer
27. them. Otherwise, I would urge a favorable vote on adoption
28. of the amendment.

29. PRESIDENT:

30. Any discussion? Senator Shapiro moves the adoption of
31. Amendment No. 1 to House Bill 3197. All in favor will say
32. Aye. Opposed Nay. The Ayes have it. The amendment is
33. adopted. Any further amendments? 3rd reading. Senator

1. Harris, 2029 on the order of,,,Senate Bills on 3rd reading
2. on page 2, Oh...
3. SENATOR HARRIS:
4. Is this on 3rd reading or on 2nd reading?
5. PRESIDENT:
6. I...I see what this is now, Just hold it a minute.
7. I'll get back to this, Senate Bills on 3rd reading. Page
8. 2. Senate Bill 2022, Senator Demuzio, Read the bill.
9. Pardon me, Is there something else on...Senator Donnewald,
10. did you seek recognition?
11. SENATOR DONNEWALD:
12. Back...I will bring it back if there are any amendments,
13. but I'd like to move it with the provision that I would
14. bring it back if there'd be...
15. PRESIDENT:
16. Well, that's the Senate Bill on 2nd?
17. SENATOR DONNEWALD:
18. Yes, it is.
19. PRESIDENT:
20. Fine. Let's get back to those. Hold it one minute,
21. Senator Demuzio. Senate Bills on 2nd reading, page 2.
22. Senate Bill 2021, Senator Carroll. Senate Bill 2045, Senator
23. Donnewald. Read the bill.
24. SECRETARY:
25. Senate Bill 2045.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. No committee amendments.
28. PRESIDENT:
29. Any amendments from the Floor? 3rd reading. Senate
30. Bills on 3rd reading. Senate Bill 20...Senator Hynes, for
31. what purpose do you seek recognition?
32. SENATOR HYNES:
33. Mr. President, if it's appropriate I...there's a bill in

1. the Senate Appropriations Committee which I discussed with
2. you earlier and I've discussed it with Senator Weaver. It
3. is a appropriation to the Illinois Office of Education, and
4. I would...with leave of this Body ask to be substituted as
5. sponsor of that bill for Senator Vadalabene who has consented,
6. and move that it be discharged from the Appropriations Com-
7. mittee and brought to the order of 2nd reading. The purpose
8. of this motion is to allow us to amend the bill, to add
9. language appropriating Federal monies that have recently be-
10. come available to the State Office of Education and without
11. which authorization can't be spent.

12. PRESIDENT:

13. You've heard the motion. All in favor will say Aye.
14. Opposed Nay. The Ayes have it. The motion carries. Read
15. the bill. Do you have it here? We'll get the bill out in
16. a minute and we'll read it as soon as we get it out here.
17. Senate Bills on 3rd reading. Senate Bill 2022, Senator
18. Demuzio. Read the bill.

19. SECRETARY:

20. Senate Bill 2022.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Demuzio.

25. SENATOR DEMUZIO:

26. Well, thank you, Mr. President. Very quickly, it's a
27. supplemental appropriation of two hundred thousand dollars
28. payable from Federal funds to the Department of Conservation.
29. And if anyone wishes a further explanation I'd be happy to
30. give one. Other than that I would request a favorable roll
31. call.

32. PRESIDENT:

33. Any further discussion? The question is, shall Senate Bill

1. 2022 pass? Those in favor vote Aye. Opposed Nay. The
2. voting is open. Have all voted who wish? Take the record.
3. On this question the Ayes are 43, the Nays are 1, with none
4. Voting Present. Senate Bill 2022 having received the con-
5. stitutional majority is declared passed. Now, Senator
6. Hynes, we have the bill now. We will read the bill, Mr.
7. Secretary.

8. SECRETARY:

9. House Bill 3171.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No committee amendments. One
12. Floor Amendment offered by Senator Hynes.

13. PRESIDENT:

14. Senator Hynes.

15. SENATOR HYNES:

16. Mr. President, this amendment would delete the existing
17. appropriation language in the bill and add new language which
18. would appropriate some eight hundred thousand dollars in
19. Federal funds to the Office of Education. I'd move its
20. adoption.

21. PRESIDENT:

22. Any discussion? Senator Hynes moves the adoption of
23. Amendment No. 1 to House Bill 3171. All in favor will say
24. Aye. Opposed Nay. The Ayes have it. The amendment is adopted.
25. Any further amendments? 3rd reading. Back to the order of
26. 3rd reading. House...Senate Bill 2023, Senator Demuzio Read
27. the bill.

28. SECRETARY:

29. Senate Bill 2023.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Demuzio.

1. SENATOR DEMUZIO:

2. Thank you, Mr. President. Again, this is a supple-
3. mental appropriation of Federal funds to the Bureau of the
4. Budget for manpower services. It's apparently funds that
5. are received from the Federal Government of the Comprehensive
6. Employment and Training Act amounting to about 8.87 million
7. dollars, and according to the information furnished to me
8. by the Manpower office, these funds will make it possible
9. to continue the employment of some twenty-one hundred people
10. beyond the date of December 31st of this year, who are presently
11. employed in public service employment throughout Illinois.
12. If there are any questions I would be most happy to answer
13. them. If not, I would move for a most favorable roll call on
14. Senate Bill 2023.

15. PRESIDENT:

16. Any further discussion? The question is, shall Senate
17. Bill 2023 pass? Those in favor will vote Aye. Opposed vote
18. Nay. The voting is open. Have all voted who wish? Take the
19. record. On this question the Ayes are 46, the Nays are none,
20. with none Voting Present. Senate Bill 2023 having received
21. the constitutional majority is declared passed. Senate Bill
22. 2024, Senator Netsch. Read the bill.

23. SECRETARY:

24. Senate Bill 2024.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator Netsch.

29. SENATOR NETSCH:

30. Thank you, Mr. President. This bill is a supplemental
31. appropriation to the Department of Public Health, Office of
32. Health Services of 86,8 thousand dollars of Federal funds to
33. take care of additional administrative requirements which were

1. imposed in connection with the Women and Infant...and Infant
2. Care Program. The funds are already there. They...for the
3. grant programs. The administrative requirements must be met.
4. This is the additional money that will do it. It is all
5. Federal money.

6. PRESIDENT:

7. Any further discussion? The question is, shall Senate
8. Bill 2024 pass? Those in favor will vote Aye. Those opposed
9. will vote Nay. The voting is open. Have all voted who wish?
10. Take the record. On this question the Ayes are 47, the Nays
11. are none, with none Voting Present. Senate Bill 2024 having
12. received the constitutional majority is declared passed. Senate
13. Bill 2026, Senator Joyce. Read the bill.

14. SECRETARY:

15. Senate Bill 2026.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Joyce.

20. SENATOR JOYCE:

21. Thank you, Mr. President. This legislation adds 2.5
22. million each to appropriations for grant and aid line items
23. for community base programs for the developmentally disabled,
24. for community services and community base programs for the
25. mentally ill for community services. In...in the July 9th,
26. 1976 message to the Legislature, Governor Walker reduced the
27. General Revenue Fund appropriations for these two line items
28. by 2.5 million each while proposing substitution from mental
29. health fund dollars. This Act restores the five million dollars
30. in appropriations payable from the Mental Health Fund and pro-
31. vides the needed funds for community mental health grants.
32. Also, this legislation increases the expenditure authority
33. of Federal funds in the amount of three hundred thousand dollars

1. for the Alcoholics Program.

2. PRESIDENT:

3. Any further discussion? The question is, shall Senate
4. Bill 2026 pass? Those in favor will vote Aye. Opposed
5. Nay. The voting is open. Have all voted who wish? Take
6. the record. On this question the Ayes are 46, the Nays are
7. none, with none Voting Present. Senate Bill 2026 having
8. received the constitutional majority is declared passed.
9. Senate Bill 2027, Senator Hynes.

10. SECRETARY:

11. Senate Bill 2027.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Hynes.

16. SENATOR HYNES:

17. Mr. President and members of the Senate. This bill creates
18. a new special fund called the Federal Public Works Assistance
19. Fund and it is for Senator Soper's particular interest to...
20. to receive the thirteen million dollars in Federal monies that
21. Illinois will get under the Public Works Employment Act of 1976.
22. It provides for the pay out of those funds by the Comptroller
23. into the Common School Fund, and I...I would...I think it is a
24. bill that we must have and I would urge your favorable support.

25. PRESIDENT:

26. Any further discussion? The question is, shall Senate
27. Bill 2027 pass? Those in favor will vote Aye. Opposed Nay.
28. The voting is open. Have all voted who wish? Take the record.
29. Pardon me. Senator...on that question the Ayes...the Ayes
30. are 44, the Nays are none, with none Voting Present. Senate
31. Bill 2027 having received the constitutional majority is de-
32. clared passed. Senator Morris is recognized. Senator Morris
33. is recognized.

1. SENATOR MORRIS:

2. Mr. President, I...I would like it to show on the records
3. Senator Wooten has been ill today. He's been in and out of
4. the nurse's office and that's why he's missing several roll
5. calls. He's not feeling well, so that the record would show...

6. PRESIDENT:

7. He indicated that to me. Let the record so show. Yes.
8. Senator Hickey.

9. SENATOR HICKEY:

10. I'm sorry I was not recorded Yes on that as I would have
11. liked to have been.

12. PRESIDENT:

13. Let the record show it was her intention to have voted
14. in the affirmative. House Bill 2028, Senator Rock. Read the
15. bill. Senate Bill, I'm sorry. 2028, Senator Rock.

16. SECRETARY:

17. Senate Bill 2028.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Rock.

22. SENATOR ROCK:

23. Thank you, Mr. President and Ladies and Gentlemen of the
24. Senate. This bill contains a provision which you'll will
25. find in a couple of the additional bills in this series of
26. emergency administration measures. It exempts the contractual
27. services line from the fifty percent amendment limitation that
28. we put on during the appropriations process. The Comptroller
29. has ruled that with respect to leases that the whole amount
30. must be deducted and therefore all the contractual service
31. line items for these major agencies are...this restriction
32. just is unlivable and this legislation merely exempts that line
33. item from that limitation. I would solicit your favorable support.

1. PRESIDENT:

2. Any further discussion? The question is, shall Senate
3. Bill 2028 pass? Those in favor will vote Aye. Opposed will
4. vote Nay. The voting is open. Have all voted who wish? Take
5. the record. On this question the Ayes are 48, the Nays are
6. none, with none Voting Present. Senate Bill 2028 having
7. received the constitutional majority is declared passed.
8. Senate Bill 2029, Senator Harris and Rock. Senator Harris
9. is recognized. Senator... Senator Rock first. Okay? Senator
10. Rock.

11. SENATOR ROCK:

12. Thank you. I seek leave to return Senate Bill 2029
13. to the order of 2nd reading for the purpose of an amendment.

14. PRESIDENT:

15. Is leave granted? Leave is granted. Senate Bill 2029
16. is now on the order of 2nd reading. Senator Harris is recognized.

17. SENATOR HARRIS:

18. Yes, Mr. President, thank you. I want to offer what will
19. be, I believe, yes, Amendment No. 1 that adds Section 2 to
20. the bill that makes clear the fact that this bill, which will
21. be passed, hopefully, by the House, that monies hereby appro-
22. priated shall be available for obligations incurred since December
23. 1, 1976. We're adding that language to the bill to make certain
24. that there will be no problem about the ultimate utilization of
25. these funds for and expense that we anticipate will occur on
26. the 4th of December this year. I move the adoption. If there
27. are no questions on the amendment I, then, would move the
28. adoption of Amendment No. 1 to Senate Bill 2029.

29. PRESIDENT:

30. Any discussion? Senator Rock.

31. SENATOR ROCK:

32. Thank you, Mr. President. I merely wish to concur in
33. what Senator Harris has said. This...this amendment is at the

1. request of the Comptroller and the department and there
2. is no objection whatever, and I would second his motion
3. to adopt it.

4. PRESIDENT:

5. Senator Harris moves the adoption...Senator Buzbee.
6. Oh...Senator Harris moves the adoption of Amendment No. 1
7. to Senate Bill 2029. All in favor will say Aye. Opposed
8. Nay. The Ayes have it. The motion carries. Any further
9. amendments? 3rd reading. Senate Bill 2030, Senator
10. Bruce. Read the bill.

11. SECRETARY:

12. Senate Bill 2030.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Bruce.

17. SENATOR BRUCE:

18. Thank you, Mr. President and members of the Senate.
19. This legislation will add six hundred and forty thousand
20. dollars in Federal appropriations and reallocates both
21. Federal and State General Revenue Fund within and among State
22. agencies of the State of Illinois. This is the annual appro-
23. priation to the Illinois Law Enforcement Commission. The
24. bill would also delete language concerning the fifty percent
25. limitation referring to obligation and contract dates. Technical
26. changes were made for two correction grants, additionally a
27. grant to Sangamon State University. I know of no question
28. about...about the bill and I would ask for its favorable con-
29. sideration by this Body.

30. PRESIDENT:

31. Any further discussion? The question is, shall Senate
32. Bill 2030 pass? Those in favor will vote Aye. Opposed Nay.
33. The voting is open. Have all voted who wish? Take the

1. record. On that question the Ayes are 46, the Nays are
2. none, with none Voting Present. Senate Bill 2030 having
3. received the constitutional majority is declared passed.
4. Senate Bill 2029, Senator Rock. Read the bill.

5. SECRETARY:

6. Senate Bill 2029.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. Senate Bill 2029 is an emergency appropriation in
14. the amount of one hundred and forty-one thousand dollars for
15. the purpose of administering the examinations for agents and
16. brokers. There is, of course, an exam scheduled for December
17. the 4th involving some three thousand applicants or prospective
18. insurance people. Now, there has not been an exam since
19. August due to some litigation. This amount of money will allow
20. the Department to offer these tests in December and at least
21. for the ensuing four months at which time the policy considera-
22. tions as to how the exam should be administered and who should
23. administer the exam can be re-examined.

24. PRESIDENT:

25. Further discussion? Senator Harris.

26. SENATOR HARRIS:

27. Thank you, Mr. President. I just want to say that I
28. intend to support this bill as it is now amended, but I
29. want to just emphatically recommend to the General Assembly,
30. and I attempted to amend the bill in the Appropriations Com-
31. mittee to provide for publically and...and...and...State of Illinois
32. appropriated funds to finance the exam that will take place
33. on the 4th of December and the prospective exam in January.

1. I...I thought that gave sufficient time to cure a problem
2. that traditionally and historically had occurred until a
3. contract was entered into back in 1975 with a highly com-
4. petent professional testing organization to administer
5. the test developed by the department, and they've been going
6. through some very serious problems of adjustment. There is
7. considerable frustration about the effectiveness and the
8. just common sense...sense practicability of this program. I'm
9. one who strongly urges the department to consider the in-
10. house testing program that had been traditional but certainly
11. not in the unsatisfactory manner that at one point in our
12. history it had gravitated to. I do not question the professional
13. integrity of the specific organization that's involved here.
14. I don't want to prejudice the litigation that is proceeding
15. and still at issue concerning a petition to...to enjoin the
16. department from further activity on this program and that
17. litigation is proceeding. I think we very seriously and
18. certainly in a critical way have to finance these tests, but
19. I'm...I'm just absolutely of the opinion that we ought to go
20. back to an in house well-developed testing program carried
21. on by the Department of Insurance. In the meantime, we're
22. in a mess, if you will, and that just got to finance with
23. public funds the testing program is the result of a contract
24. with a professional firm to do it. This is a temporary remedy
25. and I recognized the overwhelming attitude of the Appropriations
26. Committee that my...what I thought was a compromise program was
27. not acceptable and let's get on with it the way it is now, but
28. I recommend very seriously that the Eightieth General Assembly
29. reinstitute an in-house testing program and equip the depart-
30. ment to develop the personnel on a very sound, secure, fair
31. program of testing in-house, which I think is...is the appro-
32. priate way to go. I support Senate Bill 2029.

33. PRESIDENT:

1. The question is, shall Senate Bill 2029 pass? Those
2. in favor will vote Aye. Opposed Nay. The voting is open.
3. Have all voted who wish? Take the record. On that question
4. the Ayes are 47, the Nays are 1, with none Voting Present.
5. Senate Bill 2029 having received the constitutional majority
6. is declared passed. Senate Bill 2031, Senator Rock. Read
7. the bill.

8. SECRETARY:

9. Senate Bill...

10. PRESIDENT:

11. Oh, skip it. All right. Hold it. Senate Bill 2032,
12. Senator Donnewald. Read the bill.

13. SECRETARY:

14. Senate Bill 2032.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Donnewald.

19. SENATOR DONNEWALD:

20. This, Mr. President and members, it transfers sixty
21. thousand dollars from contractual services to damage awards
22. and appropriations for the Central Office Administration of
23. Planning. I'd appreciate a favorable roll call.

24. PRESIDENT:

25. Any further discussion? The question is, shall Senate
26. Bill 2032 pass? Those in favor will vote Aye. Opposed Nay.
27. The voting is open. Have all voted who wish to vote? Take
28. the record. On that question the Ayes are 45, the Nays are
29. none, with none Voting Present. Senate Bill 2032 having re-
30. ceived a constitutional majority is declared passed. Senate
31. Bill 2033, Senator Rock. Read the bill.

32. SECRETARY:

33. Senate Bill 2033.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDENT:

4. Senator Rock.

5. SENATOR ROCK:

6. Thank you, Mr. President. With leave of this Body I
7. will handle the bill since you are presiding. This bill,
8. 2033, is an additional appropriation of three hundred thou-
9. sand dollars to the Federal...I mean the Fair Employment
10. Practices Commission. These are Federal funds which will
11. become available in 1977. There was some committee discussion
12. about delaying the effective date concerning the expenditure
13. of these funds. It has been determined by Senator Regner
14. and others that it's...it is totally unnecessary since the
15. funds will not, in fact, be received until January of 1977.
16. Additionally the bill limits the fifty percent limitation by
17. saying that the fifty percent limitation of expenditure applies
18. only to the General Revenue Fund monies and not to the Federal
19. monies. I know of no objection and I would solicit a favorable
20. roll call.

21. PRESIDENT:

22. Any further discussion? The question is, shall Senate
23. Bill 2033 pass? Those in favor will vote Aye. Opposed Nay..
24. The voting is open. Have all voted who wish? Take the record.
25. On that question the Ayes are 43, the Nays are 3, with none
26. Voting Present. Senate Bill 2033 having received the constitu-
27. tional majority is declared passed. Senate Bill 2034, Senator
28. Knuppel. Read the bill. Senator Knuppel, do you want to
29. read the bill? Read the bill. There is an amendment. Are
30. you aware of it that's there's an amendment here?

31. SENATOR KNUPPEL:

32. Yes. They want to take...I want to take it back to 2nd.
33. There's somebody...

1. PRESIDENT:
2. Fine.
3. SENATOR KNUPPPEL:
4. ...that wants to put an amendment on it.
5. PRESIDENT:
6. Senator Knuppel asks leave to take the bill, 2034,
7. Senate Bill, back to the order of 2nd reading for the purpose
8. of an amendment. Is leave granted? Leave is granted. The
9. bill is now on the order of 2nd reading.
10. SECRETARY:
11. Amendment No. 1 offered by Senator Regner.
12. PRESIDENT:
13. Senator Regner.
14. SENATOR REGNER:
15. Mr. President and members of the Senate. What this
16. amendment does is, it transfers this bill to a transfer
17. bill rather than a supplemental appropriation and it's
18. been discussed with the department and they don't object to
19. it, and I'd move for its adoption.
20. PRESIDENT:
21. Any further discussion on the amendment? Senator Regner
22. moves the adoption of Amendment No. 1 to Senate Bill 2034.
23. All in favor will say Aye. Opposed Nay. The Ayes have it,
24. The amendment is adopted. Any further amendments? 3rd
25. reading. Senate Bill 2035, Senator Palmer. Read the bill.
26. SECRETARY:
27. Senate Bill 2035.
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDENT:
31. Senator Palmer.
32. SENATOR PALMER:
33. Senate Bill 2035 is a supplemental appropriation of

1. additional allotted Federal funds that were not anticipated
2. by the fiscal year of '77 appropriation bill. These funds
3. are urgently needed for nutrition projects throughout the
4. State. These are newly Federal funds. No...no State funds.
5. It's a hundred percent Federal funds...Federal money. I
6. ask for a favorable roll call.

7. PRESIDENT:

8. Any further discussion? The question is, shall Senate
9. Bill 2035 pass? Those in favor will vote Aye. Opposed
10. will vote Nay. The voting is open. Have all voted who wish?
11. Take the record. On this question the Ayes are 50, the Nays
12. are none, with none Voting Present. Senate Bill 2035 having
13. received a constitutional majority is declared passed.
14. Senate Bill 2034, Senator Knuppel. Read the bill.

15. SECRETARY:

16. Senate Bill 2034.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Mr. President, the bill does exactly what it says it does.
23. There's one thousand six hundred and fifty dollars that's to
24. pay employees for grain inspections which has already been
25. incurred for overtime, and then the thirty-six thousand dollars
26. which is coming out of the International Expedition Fund to
27. pay anticipated overtime in grain inspections during the next
28. six months.

29. PRESIDENT:

30. Any further discussion? The question is, shall Senate
31. Bill 2034 pass? Those in favor will vote Aye. Opposed Nay.
32. The voting is open. Have all voted who wish? Take the record.
33. On this question the Ayes are 48, the Nays are none, with

1. none Voting Present. Senate Bill 2034 having received the
2. constitutional majority is declared passed. Senator Rock
3. is recognized on Senate Bill 2031.
4. SENATOR ROCK:
5. Thank you, Mr. President. I did say in the Committee
6. on Appropriations that if any member had an amendment he wished
7. to offer I would, of course, bring the bill back. I would
8. ask at this time leave to bring Senate Bill 2031 back to the
9. order of 2nd reading for the purpose of an amendment offered
10. by Senator Regner with which I do not agree.
11. PRESIDENT:
12. Senator Regner.
13. SENATOR REGNER:
14. He almost did yesterday, but not quite.
15. PRESIDENT:
16. Just a moment. Is there leave to bring the bill back
17. to the order of 2nd reading? Leave is granted. The bill
18. is now on 2nd reading. Senator Regner is recognized.
19. SENATOR REGNER:
20. Mr. President and members of the Senate, what the amend-
21. ment does, there's a two hundred and forty-seven thousand
22. five hundred and forty-five dollar appropriation from the
23. U.S. Child Welfare Service Fund. What this monies will be
24. used for is to hire twenty new employees within the agency.
25. The amendment takes...that leaves the amount as is, but it
26. changes the effective date to February 1st, 1977. The reason
27. for it is, it's talking about twenty new employees and I
28. think we should allow the incoming administration to go forth
29. with hiring these people and putting them on the payroll if,
30. in fact, they do really want them, so it leaves the money in
31. but it changes the effective date to...to February 1st. Now,
32. there would...there has been some discussion about the length
33. of time that it takes to put these people on a payroll. The

1. tests given are given four days a week, Tuesday through Friday,
2. and after that it takes about another eight to ten days if
3. they do, in fact, desire to hire them. So, there's no
4. great rush that we have to start the wheels in motion at this
5. time. It can easily be done after the first of the year and
6. I would move the adoption of Amendment No. 1 to Senate Bill
7. 2031.

8. PRESIDENT:

9. Senator Rock.

10. SENATOR ROCK:

11. Thank you, Mr. President. I rise in opposition and I
12. have suggested to Senator Regner the...the fact that I
13. would oppose and the reasons for my opposition. I rise in
14. opposition to Amendment No. 1, as we discussed in the committee,
15. this money, two hundred and forty-seven thousand dollars which
16. is now available from the Federal Government is intended to
17. be used to hire twenty additional staff in the County of Cook,
18. Social Workers, I -in...or II and III, which are subject
19. to, of course, testing by the Department of Personnel and then
20. the...the probationary six month period, as they're all coded
21. employees. There were a number of us from the General Assembly
22. who took advantage of a meeting offered by the director about
23. a month ago, Senator Newhouse, I know, was present, at their
24. new location at 1026 South Damen. They have, in fact, moved
25. their entire Child Abuse Coding System and personnel into that
26. building in an attempt, at least, to deal with the hundred and
27. forty percent increase in child abuse reports. We are now in
28. a position where the department has received over six thousand
29. reports a year and they are required to deal with...with these
30. in accordance with their statutory mandates. Additionally,
31. the American Humane Society and the Federal HEW has suggested
32. and the department is attempting to follow their suggestion,
33. that they get more line staff people out into the field to deal

1. with these. I...I think, frankly, the amendment as offered
2. is a little bit picayune. We are talking about professional
3. people and for that reason I think the sooner we can get
4. them on board to do the work they're required to do, the
5. better off this State and this department will be, and so
6. I urge opposition to Amendment No. 1.

7. PRESIDENT:

8. Senator Regner may close the debate.

9. SENATOR REGNER:

10. Well, these are Federal monies now, but it was indicated
11. in Appropriations Committee that there probably will be a
12. good chance that these monies, as Federal monies, would not
13. be available in a year from now. If we put these twenty
14. people on right now with the Federal monies they would be coming
15. out of General Revenue monies by all...all odds in the next
16. fiscal year, and I think we should let the new administration,
17. as I said in the original statement, we should allow them to
18. make the determination whether, in fact, they do want to put
19. these people on the payroll.

20. PRESIDENT:

21. Senator Regner moves the adoption of Amendment No. 1
22. to Senate Bill 2031. All in favor will say Aye. Opposed Nay.
23. The Nays have it. The amendment fails. Any further amendments?
24. 3rd reading...the bill is back on 3rd reading. Read the bill.

25. SECRETARY:

26. Senate Bill 2031.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Rock.

31. SENATOR ROCK:

32. Thank you, Mr. President and Ladies and Gentlemen of the
33. Senate. Senate Bill 2031 is a supplemental appropriation to

1. the Department of Children and Family Services in the
2. amount of four hundred and ninety-nine thousand seven hun-
3. dred and ninety-three Federal dollars. I would solicit your
4. favorable support.

5. PRESIDENT:

6. Senator Berning.

7. SENATOR BERNING:

8. Just a quick question of the sponsor.

9. PRESIDENT:

10. He indicates he'll yield.

11. SENATOR BERNING:

12. You indicated that this was to cover the hiring of a
13. certain number of professional people. Is there any indication
14. as to what they should be doing or are we just going to hire
15. people the sake of hiring? What is the area that will be...

16. PRESIDENT:

17. Senator Rock.

18. SENATOR BERNING:

19. ...their activity?

20. SENATOR ROCK:

21. Yes, thank you, Mr. President, The question is a good
22. one, Senator Berning, The twenty additional people account
23. for about two hundred and forty thousand dollars of this four
24. hundred and ninety-nine thousand dollar appropriation. The
25. purpose is the expansion and improvement of Child Protection
26. Services in the County of Cook specifically, As I indicated in
27. my dialogue with Senator Regner about his amendment, the
28. Child Protective Service Department or Division of this Depart-
29. ment has been moved under one roof at 1026 South Damen. Additional
30. line staff people are necessary and these funds will provide
31. those professional people.

32. PRESIDENT:

33. Any...Senator Berning.

1. SENATOR BERNING:

2. The next question then, Senator Rock. As I understood
3. your explanation, roughly half of this is for staff. What
4. is the rest going to be used for?

5. PRESIDENT:

6. Senator Rock.

7. SENATOR ROCK:

8. There is fifty-eight thousand nine hundred and seventy-
9. nine dollars for a Federal Child Welfare Demonstration Project.
10. A hundred and ninety-three thousand two hundred and sixty-nine
11. dollars would allow the department to spend additional Federal
12. grant money allocated under the Federal Child Abuse Act. And two
13. hundred and forty-seven thousand then is the appropriation
14. from the United States Child Welfare Services Fund which will
15. accomodate, hopefully, the twenty additional positions for
16. the Social Workers II and III.

17. PRESIDENT:

18. Any further discussion? Senator Berning.

19. SENATOR BERNING:

20. ...I'm not that much of a mental gymnast to compute
21. what twenty people will be receiving out of some two hundred
22. and fifty thousand dollars. What is the average...average
23. salary range for these and is all of this going to be spent
24. for the twenty people?

25. PRESIDENT:

26. Senator Rock.

27. SENATOR ROCK:

28. It was indicated in testimony, I don't purport to be an
29. expert either, Senator. It was indicated in testimony in the
30. Appropriations Committee that the average salary range for
31. Social Workers II and III at least beginning range, is somewhere
32. in the neighborhood of ten to eleven thousand dollars. That
33. would account for most, if not all of, the two hundred and

1. forty thousand dollars.
2. PRESIDENT:
3. Any further discussion? The question is, shall Senate
4. Bill 2031 pass? Those in favor will vote Aye. Opposed will
5. vote Nay. The voting is open. Yes, thirty-six votes are re-
6. quired. Have all voted who wish? Have all voted who wish?
7. Take the record. On this question the Ayes are 37, the Nays
8. are 9, with 2 Voting Present. Senate Bill 2031 having received
9. the constitutional majority is declared passed. Senate Bill
10. 2036, Senator Brady. Read the bill.
11. SECRETARY:
12. Senate Bill 2036.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDENT:
16. Senator Brady.
17. SENATOR BRADY:
18. Yes, Mr. President and fellow members. This is...amends the
19. School Code to allow that they clarify the language so that
20. the Federal funds that are received back can be spent for
21. administration procedures to loan collections, and it is the
22. part that authorized by the Federal law and regulation and
23. brings it in compliance with that legislation. I urge a
24. favorable roll call.
25. PRESIDENT:
26. Any further discussion? The question is, shall Senate
27. Bill 2037 pass? Those in favor vote...sorry, 20...Senate
28. Bill 2036, shall this bill pass is the question? All in
29. favor will vote Aye. Opposed will vote Nay. The voting is
30. open. Have all voted who wish? Take the record. On this
31. question the Ayes are 48, the Nays are none, with none Voting
32. Present. Senate Bill 2036 having received the constitutional
33. majority is declared passed. Senate Bill 2037, Senator Brady.

1. Senator Brady is recognized.

2. SENATOR BRADY:

3. Yes, Mr. President, I believe Senator Regner has ex-
4. pressed an interest in bringing up an amendment that he brought
5. up before.

6. PRESIDENT:

7. Is leave granted to take Senate Bill 2037 from the order
8. of 3rd reading to the order of 2nd reading for the purpose of
9. an amendment? Leave is granted. The bill is now on 2nd reading.
10. Senator Regner is recognized.

11. SENATOR REGNER:

12. Yes, Mr. President and members of the Senate, what this
13. amendment does is a reduction of eighty thousand dollars from
14. this request and that eighty thousand dollars was to be used
15. to pay a 1975 bill. I brought it up in Appropriations Com-
16. mittee yesterday that this, in fact, should be not appropriated
17. by the General Assembly, but it should go through the Court
18. of Claims for payment and they then would make payment and
19. the appropriation would be to there. I...I contacted the Court
20. of Claims and I received a letter from them, a copy of which
21. I've given to Senator Brady, where they state in Section 23
22. of the Court of Claims Act, provides it is the policy of the
23. General Assembly to make no appropriation to pay any claim
24. against the State cognizable by the Court unless an award there-
25. of has been made by the Court. I therefore offer this amend-
26. ment to reduce that appropriation by eighty thousand so that
27. it can go to the Court of Claims as it properly should.

28. PRESIDENT:

29. Senator Brady.

30. SENATOR BRADY:

31. Yes, Mr. President, I would like to speak in opposition
32. to this amendment on several points. Point one, this is the
33. exact amendment that was brought up before the Appropriation

1. Committee and rejected by them. And the reason it was re-
2. jected was not so much that it could not be a Court of
3. Claims matter, but that there is no factual dispute here.
4. The question is not whether in fact we owe the eighty thou-
5. sand, everybody agrees that we do owe the eighty thousand,
6. but the vendor has served in good stead. As a matter-of-fact
7. the vendor has participated in ten years with the Scholar-
8. ship Commission and because of the ruling of the Comptroller's
9. office that said they could not pay from a previous year,
10. they were in a contractual difficulty there with paying this
11. claim. The vendor has waited a year already for their money
12. and nobody says that they don't have a rightful claim to it,
13. so the question then becomes - how can we best dispense with
14. this matter since there is no factual reason that the Court
15. of Claims has to answer this dispute. What we...we would be
16. doing by putting it over to the Court of Claims is getting
17. it on their Calendar, getting them to approve it, getting it
18. in their budget, getting their budget approved and getting
19. the Governor to sign it and we're into another year again. I
20. think it can be easily...handled in this bill here. The reason
21. it came about in this bill was because on the advice of the
22. Comptroller's office after they said they couldn't pay it,
23. they said they ought to redress it this way. I've contacted
24. the Comptroller's office and they suggested that one such matter
25. in the past, I believe Senator Pate Philip a year ago brought
26. up a bill that paid out two hundred and forty-seven thousand
27. dollars because somebody who had no factual dispute, but just
28. had held a check too long was no longer valid. This is the
29. same type of procedure. I suggest we already have precedent
30. for it and I urge we defeat the amendment.

31. PRESIDENT:

32. Senator Don Moore.

33. SENATOR MOORE:

1. Thank you, Mr. President and members of the Senate.
2. I rise in support of Senator Regner's amendment. Not with
3. the factual situation whatever it might be, Senator Brady,
4. but I can foresee if we establish or start establishing a
5. policy of paying bills which we owe from a year ago or the
6. past Session, this General Assembly is going to be in real
7. trouble, and specifically I'm speaking of the field of
8. Public Aid. Now, I think we've all heard from our medical
9. vendors, they're behind, they've got money coming and so
10. forth. If they can produce their bills, everybody can walk
11. in here and put in a bill for the local pharmacy or the local
12. hospital instead of having it go through the Court of Claims.
13. I think we're going to open up a can of worms if we proceed
14. with the theory of...of Senator Brady's argument. I think Senator
15. Regner...Regner's amendment is a good amendment not only be-
16. cause of the...the particular factual situation as it exists,
17. but because of the precedent that we in the General Assembly
18. can start on paying back bills that were not submitted or paid
19. during the fiscal year in which they were incurred. I would
20. urge support of Senator Regner's amendment.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Senator Regner moves the
23. adoption of Amendment No. 1 to Senate Bill 2307. Those in
24. favor vote Aye. Those opposed Nay. The voting is open.
25. (Machine cutoff)...vote on the amendment. This...have all
26. those voted who wish? Take the record. On that question
27. the Ayes are 24, the Nays are 26. Amendment No. 1 to Senate
28. Bill 2307 fails. 3rd...Senator...a verification is requested.
29. Verification will be had. All the members will please be in
30. their seats. Is this a verification of the negative or the
31. affirmative? Negative, oh, both. It will be affirmative.
32. Of...of the negative. I'm sorry.

33. SECRETARY:

1. The following voted in the negative: Brady, Buzbee,
2. Chew, Clewis, Daley, Demuzio, Donnewald, Maragos, Egan,
3. Kenneth Hall, Hickey, Hynes, Johns, Joyce, Kosinski, Lane,
4. Lemke, Morris, Netsch, Newhouse, Nudelman, Palmer, Rock,
5. Savickas, Welsh and Mr. President.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. The roll has been verified. Senator Regner.

8. SENATOR REGNER:

9. Senators Daley and Senator Chew.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is Senator Daley on the Floor? Remove his name. Is
12. Senator Chew on the Floor? Remove him. That would make the
13. roll 24 - 24. The amendment does fail. 3rd reading. Read
14. the bill.

15. SECRETARY:

16. Senate Bill 2037.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Brady.

21. SENATOR BRADY:

22. Yes, Mr. President and fellow members. As we already
23. discussed in the amendment, the eighty thousand dollar
24. appropriation goes to pay American College Testing Program.
25. There is also a sixty-eight thousand dollar appropriation,
26. sixty-eight thousand four hundred and twenty-six dollars and
27. seventy-seven cents, to pay back a remainder of the 1976
28. grant awards that the schools have advanced to students in
29. the State. Beyond that it is a transfer of funds and a
30. saving of State money in some significant amount. What we
31. talked about earlier in a scholarship restoration bill that
32. is not now on Postponed Consideration was that because of the
33. collection that the Scholarship Commission isn't been able

1. to do and because of the availability of the Federal money
2. coming to it, if we can transfer funds by appropriating
3. up a million dollars of Federal money in the appropriation
4. which comes to the State and can be authorized for this use,
5. we can then deduct from their appropriation two million
6. dollars from the General Revenue Fund. I know that we're
7. not used to hearing from deductions today, but that's two
8. million dollars from the General Revenue Fund and I urge
9. your support of this bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. The question is, shall Senate Bill 2037 pass? Those
12. in favor vote Aye. Those opposed Nay. The voting is open.
13. Have all those voted who wish? Have all those voted who wish?
14. Have all those voted who wish? Take the record. There is
15. a motion to Postpone Consideration. Consideration will be
16. postponed. Senate Bill 2041, Senator D'Arco. Read the bill.

17. SECRETARY:

18. Senate Bill 2041.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator D'Arco.

23. SENATOR D'ARCO:

24. Thank you, Mr. President. This is a supplemental
25. appropriation of Federal funds for the Dangerous Drug Com-
26. mission. It's an appropriation of some fifty-four thousand
27. four hundred dollars to the Dangerous Drug Commission. It's
28. all Federal money. All we have to do is appropriate it so
29. the money can be used. It's just laying around doing nothing
30. right now.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further debate? The question is, shall Senate
33. Bill 2041 pass? Those in favor vote Aye. Those opposed Nay.

1. The voting is open. Have all those voted who wish? Take
2. the record. On that question the Ayes are 47, the Nays
3. are none. Senate Bill 2041 having received the constitutional
4. majority is declared passed. Senator Morris. Senator Morris,
5. for what purpose do you arise?

6. SENATOR MORRIS:

7. Mr. President, on a point of personal privilege. I'd...

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. State your point.

10. SENATOR MORRIS:

11. ...I would like you to realize that my green light does
12. work when we can get money that's just laying around working.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. That's...thank you very much. 2043, Senator Rock. Read
15. the bill. Just a moment. You wish to...Senator Rock moves
16. to recall Senate Bill 2043 to the order of 2nd reading. Is
17. there leave? Leave is granted. The bill is now on 2nd read-
18. ing. Senator...Weaver.

19. SECRETARY:

20. Amendment No. 1 offered by Senator Weaver.

21. SENATOR WEAVER:

22. Thank you, Mr. President. This amendment would change
23. the effective date to January the 15th, 1977. Now, basically
24. this bill is an appropriation of about a million dollars for
25. planning money, planning of new correctional facilities through-
26. out the State. My contention is, that this effective date
27. should be changed until the new administration has a chance
28. to review actually what they want to do in Corrections, rather
29. than to start planning money for buildings that possibly might
30. not be built. There's no use starting this, it's only a delay
31. of about six weeks, and so I would adoption of Amendment No. 1
32. to Senate Bill 2043.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rock,
2. SENATOR ROCK:
3. Thank you, Mr. President. I rise kind of neutral on
4. the amendment. I don't...I don't think it's unreasonable.
5. I met this morning during the course of the Space Needs
6. meeting and discussed it in a cursory fashion with Mr.
7. Glickman from the Board and he indicated that because House
8. and gubernatorial action is required and there was a good
9. possibility that it could not get before the Board absent
10. some special meeting until their meeting on the 14th of
11. January, in any event, so I don't think the amendment is un-
12. reasonable. And I would solicit, at least, neutrality.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Harris.
15. SENATOR HARRIS:
16. Parliamentary inquiry. How many votes does this bill
17. take?
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. When it...when...in the amendment stage?
20. SENATOR HARRIS:
21. No, the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. 36.
24. SENATOR HARRIS:
25. 36? And another question. How many votes are there
26. if everybody is here over on that side?
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. 38.
29. SENATOR HARRIS:
30. Okay. Do you suppose...could somebody connect me with
31. Mr. Glickman and find out whether...I think we ought to put
32. this amendment on.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. The question is...

2. SENATOR HARRIS:

3. And, I...

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. ...Senator Soper.

6. SENATOR HARRIS:

7. ...it wouldn't surprise me but what Don would...would,

8. you know, just think you know, I think that is a pretty

9. good idea, even affirmatively neutral.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Soper.

12. SENATOR SOPER:

13. I was just going to inquire...inquire as to how many

14. votes it takes for a neutrality, that's all.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. The question is, shall Amendment No. 1 to Senate Bill

17. 2043 be adopted? Those in favor indicate by saying Aye.

18. Those opposed. The Ayes have it. The amendment is adopted.

19. Are there further amendments? 3rd reading. Senate Bill 2044,

20. Senator Rock. Read the bill.

21. SECRETARY:

22. Senate Bill 2044.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Rock.

27. SENATOR ROCK:

28. Thank you, Mr. President. Senate Bill 2044 is sponsored

29. by Senator Graham and myself. It is an amendment to the Capital

30. Development Bond Act, and what this bill does, it's a com-

31. panion to the one we just discussed. It increases the authoriza-

32. tion in the Corrections line by the sum of nine hundred and

33. ninety-seven thousand dollars, the sum to...to be appropriated

1. in Senate Bill 2043. I know of no objection and I would
2. solicit a favorable roll call.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Berning.

5. SENATOR BERNING:

6. Just one question. Do I interpret this to mean that
7. we are embarking on a program of expansion of penal institu-
8. tions incarceration facilities?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Rock.

11. SENATOR ROCK:

12. Senator, the two bills provide for planning money for
13. proposed Capital projects which, when implemented, will ex-
14. pand the adult penal system capacity by some five hundred
15. beds. I am told or the director testified, and I think
16. Senator Graham probably knows the situation better than any-
17. one, that the Department is about two thousand beds short
18. right now, and there is no indication that the population
19. entering it will anyway decrease. It will...it will, in fact,
20. increase. This is an attempt, really, to play catch up and
21. it...it proposes to expand or the planning calls for a...a
22. proposed expansion of some five hundred beds across four adult
23. institutions.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Graham.

26. SENATOR GRAHAM:

27. Just to support what Senator Rock is saying, with reference
28. to this very complicated piece of legislation. Yes, we're
29. in trouble. Yes, the courts are finally started sentencing
30. people to the penitentiaries. Yes, we have thought that there
31. was a better way and we tried that some years ago, as we made
32. a pretty comprehensive study on the feasibility of community
33. based institutions, and yes, we found out that was a good idea,

1. but yes, it was too expensive. Now, as we are attempting
2. to do this I think the most important thing to be considered
3. by this new study group, and I hope that I have some input
4. in that, is that we have some existing institutions, and proba-
5. bly one at Manteno, that we can consider to lighten this load
6. in our institutions to keep the walls from bursting, and
7. Senator Donnewald has some idea what happens at Joliet when
8. they get crowded and other places, and you weren't inside,
9. you were outside looking in, Senator. We are up to our ears
10. in prison population at this time, and it seems to me that
11. we're going to be in a position where we're going to say to
12. the public - look, we're going to try to do something about
13. this - or the only other alternative is to say we're going
14. to have to send some of these boys home and they're not going
15. to like that alternative.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Senator Berning.

18. SENATOR BERNING:

19. First it appears that nine hundred and ninety-seven
20. thousand dollars is vastly more than a...a planning grant
21. or allocation. Second, it would appear that with the passage
22. of this we are, perhaps, being committed. We are committing
23. ourselves to a construction program. Now, Mr. President, I
24. know that it would be highly irregular for us to consider
25. the taxpayers, but I'd like to remind you that we've had some
26. traumatic times here attempting to determine whether we should
27. override amendatory vetoes to provide dollars for schools for
28. mental health and it is...it appears to me that we as a society
29. do not owe the best in the way of facilities to our violators.
30. I don't care if we have five hundred beds or five hundred pup
31. tents. The least expensive way that we can go to make the
32. violators understand that - "by George" there is law and that
33. they ought to obey it, and if they don't they're going to suffer

1. the consequences and the consequences are not going to be a...
2. in the lap of luxury. Mr. President, I think a basic deter-
3. mination is going to have to be made one of these days to
4. accomodate what appears to be a vastly escalating popula-
5. tion, potential population, for prisons. And I submit that
6. in the planning which is now proposed, one of the most
7. effective tools as a deterrent for crime would be not to add
8. to the buildings but to add a large compound encircled by
9. a high electrified fence, and put these violators in there
10. with a pup tent and a can of K rations and we might soon get
11. a different attitude. Mr. President, I think our citizen
12. taxpayers deserve better treatment than to continually coddle
13. the violators.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Rock may close the debate.

16. SENATOR ROCK:

17. Yes, I...I would just briefly respond to Senator Berning.
18. The nine hundred and ninety-seven thousand dollars is, in
19. fact, only planning money. The total estimated cost of the
20. project, upon completion, is roughly nine to ten million dollars.
21. Now, this is merely planning money and I would solicit your
22. favorable vote.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. The question is, shall Senate Bill 2044 pass? Those in
25. favor vote Aye. Those opposed Nay. The voting is open.
26. (Machine cutoff)...voted who wish? Take the record. On
27. that question the Ayes are 43, the Nays are 1, 3 Voting Present.
28. Senate Bill 2044 having received the constitutional majority
29. is declared passed. 2043, Senator Rock. Read the bill.

30. SECRETARY:

31. Senate Bill 2043.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Rock.

3. SENATOR ROCK:

4. Thank you, Mr. President and Ladies and Gentlemen of
5. the Senate. Senate Bill 2043 is the appropriation from the
6. Capital Development Bond Fund of nine hundred and ninety-
7. seven thousand dollars for the purpose of planning these
8. proposed expansions. It has been amended. I would solicit
9. your favorable support.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Any further discussion? The question is, shall Senate
12. Bill 2043 pass? Those in favor vote Aye. Those opposed
13. Nay. The voting is open. Have all those voted who wish?
14. Take the record. On that question the Ayes are 39, the Nays
15. are 3, 4 Voting Present. Senate Bill 2043 having received
16. the constitutional majority is declared passed. Introduction
17. of Bills.

18. SECRETARY:

19. Senate Bill 2047 introduced by Senators Rock, Partee,
20. Donnewald and Bruce.

21. (Secretary reads title of bill)

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator...Senator Rock. Don't get excited.

24. SECRETARY:

25. 1st reading of the bill.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. This bill was just, as a matter-of-fact just a few
29. moments ago, delivered to me. There is a problem we have,
30. that the Comptroller has brought to our attention, that cer-
31. tain appointed members of the 79th General Assembly, those
32. who have been recently appointed, such as Senator Clewis,
33. and there are about four or five House members, that the

1. Comptroller does not have funds with which to pay their
2. partial salaries. I am asking, at this time, that the
3. rules be suspended, that the bill be read a first time and
4. placed on the Calendar on the order of 2nd reading.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there leave? Leave is granted. Is there further
7. business...I'm asked to remind you, Ladies and Gentlemen of
8. the Senate, that we do have an Executive Appointments meeting
9. immediately...immediately after the Session, which will be
10. in Room 212 and there are some folks there from Chicago and
11. Northern Illinois that have been waiting all day to testify.
12. So, if we could proceed after the adjournment to the 212, why,
13. we can get that over with. Is there further business to come
14. before the Senate? Senator Partee moves that we adjourn until
15. tomorrow morning at 10:00 o'clock,..just a moment. Senator
16. Rock, for what purpose do you arise?

17. SENATOR ROCK:

18. Yes. 10:00 o'clock, I understand, is the time at which
19. we will convene. It is the last day, of course, the fifteenth
20. day to handle all these...react to the Governor's actions.
21. Additionally, I am told, that there is a Senate Operations
22. meeting in the Office of the President at 9:00 o'clock.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Partee.

25. SENATOR PARTEE:

26. I just say that's absolutely right, but I would also say,
27. that those who are on the Executive Appointments Committee if
28. they can come immediately and that means, you know, like five
29. minutes ago to 212, we can get out of there.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Partee moves that we adjourn until 10:00 o'clock
32. tomorrow morning. The Senate stands adjourned.

33.