

80TH GENERAL ASSEMBLY

GENERAL SESSION

MAY 16, 1978

1. PRESIDENT:

2. The hour of 12:00 o'clock having arrived, the Senate
3. will please come to order. Prayer will be by Rabbi Barry
4. A. Marks of Temple Israel in Springfield. Will our guests
5. in the...Galleries please rise.

6. RABBI MARKS:

7. (Prayer by Rabbi Marks)

8. PRESIDENT:

9. Reading of the Journal.

10. SECRETARY:

11. Thursday, May the 11th, 1978, Friday, May the 12th, 1978.

12. PRESIDENT:

13. Senator Lane.

14. SENATOR LANE:

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

18. PRESIDENT:

19. You heard the motion. Is there any discussion? If not,
20. all those in favor signify by saying Aye. Opposed? The
21. Ayes have it. The motion is adopted. Committee Reports.

22. SECRETARY:

23. Senator Carroll, Chairman of Appropriations I Committee,
24. reports out the following bills: Senate Bills 1483 and 1618
25. with the recommendation Do Pass. Senate Bills 1428, 1442, 1465,
26. 1470, 1479, 1509, 1517, 1531, 1532, 1556, 1558, 1561, 1570, 1573,
27. 1575, 1576, 1577, 1579, 1580, 1581, 1582, 1584, 1586, 1587, 1588,
28. 1589, 1590, 1596, 1598, 1599, 1600, 1601, 1611, 1641, 1710, 1841,
29. 1845, 16...or 1863 and 1864 with the recommendation Do Pass as
30. Amended. House Bill 2696 with the recommendation Do Pass.

31. PRESIDENT:

32. Message from the House.

33. SECRETARY:

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

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

3. that the House of Representatives passed the bills with the

4. following titles, in the passage of which I am instructed to

5. ask the concurrence of the Senate, to-wit:

6. House Bills 1380, 2486, 2535, 2549, 2570, 2607,

7. 2902 and 3371.

8. PRESIDENT:

9. Resolutions.

10. SECRETARY:

11. Senate Resolution 376 offered by Senator Soper and all

12. Senators, it's congratulatory. Senate Resolution 377 offered

13. by Senator Sangmeister and Mitchler and it's congratulatory.

14. PRESIDENT:

15. Consent Calendar. House Bills, 1st reading.

16. SECRETARY:

17. House Bill 1967, Senator Vadalabene is the sponsor.

18. House Bill 2436, Senator Guidice is the sponsor.

19. House Bill 2582, Senator Guidice is the sponsor.

20. House Bill 2600, Senator Knuppel is the sponsor.

21. House Bill 2749, Senator Weaver is the sponsor.

22. House Bill 2855, Senator Joyce is the sponsor.

23. House Bill 2981, Senator McMillan is the sponsor.

24. House Bill 3018, Senator Lemke is the sponsor.

25. House Bill 3024, Senator Lemke is the sponsor.

26. House Bill 3131, Senator Vadalabene is the sponsor.

27. House Bill 3133, Senator Vadalabene is the sponsor.

28. House Bill 3224, Senator McMillan is the sponsor.

29. House Bill 3236, Senator Shapiro is the sponsor.

30. House Bill 2718, Senator Graham is the sponsor.

31. House Bill 2723, Senator Philip is the sponsor.

32. House Bill 3077, Senator Bloom is the sponsor.

33. PRESIDENT:

1. Rules Committee. Senate Bills, 2nd reading. Senate
2. Bill 250, Senator Netsch. I believe the entire series, 250
3. through 262 are to be held for amendments tomorrow, so we
4. will start with Senate Bill 309. Senator Sangmeister. Senate
5. Bill 386, Senator Berman. Senate Bill 430, Senator Guidice.
6. Senate Bill 460, Senator Clewis. Senate Bill 454, Senator
7. D'Arco. Senate Bill 571, Senator D'Arco. Senate Bill 1055,
8. Senator Berman. Senator D'Arco, you wish to have Senate Bill
9. 571 read a second time? Read the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 571.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. The Committee on Pensions, Personnel
14. and Veterans Affairs offers one amendment.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator D'Arco.

17. SENATOR D'ARCO:

18. All this does is provide that anyone who rendered service
19. in the Land Clearance Commission, which subsequently became
20. the Department of Urban Renewal, would it be entitled to
21. credit for the time served when the department was a Land
22. Clearance Commission, was not under the Pension System of
23. the City of Chicago at that time. And I would ask for the
24. approval of this amendment.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there discussion? The question is shall Amendment
27. No. 1 to Senate Bill 571 be adopted. Those in favor indicate
28. by saying Aye. Those opposed? The Ayes have it. Amendment
29. No. 1 is adopted. Are there further amendments?

30. SECRETARY:

31. No further committee amendments.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Are there amendments from the Floor? Senator Berning.

1. SECRETARY:
2. Amendment No. 2 offered...
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Just...just...
5. SECRETARY:
6. ...by Senator Berning, but it appears to be a duplicate.
7. of the amendment we just adopted.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Berning.
10. SENATOR BERNING:
11. Thank you, Mr. President and members of the Senate.
12. This was the amendment we discussed in committee with the
13. understanding that we would have the proper amendment drawn.
14. It assures that the contribution which is required will be
15. made by the employee to cover both the employer and the
16. employees share, which is the standard procedure.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. I'm advised, Senator Berning, that the amendment that
19. you proposed is identical to Amendment No. 1. Just adopted.
20. Senator Rock.
21. SENATOR ROCK:
22. Well that was my question to, Mr. President and Ladies
23. and Gentlemen of the Senate, that was my question of the
24. sponsor, Senator D'Arco. My understanding was Amendment No. 1
25. did provide for the proper employee contribution and I perhaps
26. we can...can we take it out of the record and let Senator
27. Berning and Senator D'Arco get together and we can come back
28. to it?
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Well, why don't...just a moment. We've already adopted
31. Amendment No. 1. Let's move it to 3rd and then bring it
32. back if there is a problem. Are there further amendments?
33. SECRETARY:

1. No further amendments.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. 3rd reading. Senator D'Arco.

4. SENATOR D'ARCO:

5. Mr. President, did you call Senate Bill 554? Prior

6. to calling Senate Bill 571?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. We did.

9. SENATOR D'ARCO:

10. Well, that was the one I wanted to call prior to this

11. one, but...

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Do we have leave to return to...consider on 2nd

14. reading, Senate Bill 554? Leave is granted. Read the bill,

15. Mr. Secretary.

16. SECRETARY:

17. Senate Bill 554.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. Committee on Pensions, Personnel

20. and Veterans Affairs offers Amendment No. 3. We have read

21. this bill a 2nd time. Two amendments were adopted. We

22. now have Committee Amendment No. 3 before us.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator D'Arco. Senator D'Arco.

25. SENATOR D'ARCO:

26. ...Let...let me get this straight. Two amendments were

27. adopted on the Floor or in committee?

28. SECRETARY:

29. On the Floor. This bill had been out on the Floor before

30. two amendments were adopted, it was re-referred to a committee

31. and...and then the Committee on Pensions, Veterans Affairs has

32. another amendment, which is Amendment No. 3 which you...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator D'Arco.

2. SENATOR D'ARCO:

3. Amendment No. 3 simply provides that a person who's

4. had service rendered before 1941 as a Special Corporation

5. Counsel of the Chicago Welfare Administration, would be

6. able to credit that service into the Chicago Pension Fund.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there discussion? The question is shall Amendment

9. No. 3 to Senate Bill 554 be adopted. Senator Grotberg.

10. SENATOR GROTBORG:

11. Question of the sponsor.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Indicates he'll respond.

14. SENATOR GROTBORG:

15. Senator D'Arco, is this an amendment for one particular

16. person? Is that what I inferred in your last statement, a

17. corporation counsel for some unit of government?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator D'Arco.

20. SENATOR D'ARCO:

21. Corporation Counsel for the City of Chicago.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Grotberg.

24. SENATOR GROTBORG:

25. This amendment then is for him, in particular, to

26. grandfather him in or grandfather him out or...can you

27. explain a little about it, Senator?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator D'Arco.

30. SENATOR D'ARCO:

31. It applies to all employees who are special assistants

32. to the Corporation Counsel, when in fact, they...they were

33. on a contractual basis with the Corporation Counsel and

34. subsequently after 1941 were hired as a salary employee.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Grotberg.
3. SENATOR GROTBORG:
4. Well then...you're giving...you're granting time for
5. contractual employees, previously served, before going
6. on the payroll, they were contractual.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator D'Arco.
9. SENATOR D'ARCO:
10. This was before the Corporation Counsel came into
11. existence with the City of Chicago and the city hired
12. them on a contractual basis and when the Corporation
13. Counsel Office was formed, then they became salaried
14. employees and they're simply asking for the service
15. rendered prior to that time, which they are entitled
16. to.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Grotberg.
19. SENATOR GROTBORG:
20. I think that we're entering into a...a grey area
21. on the pension system treating something like this by
22. amendment, with due credit to the sponsor, I just wonder
23. if...if somehow we could hear the...the fiscal impact
24. of it. The...the...time, if we took all of our old
25. contractual employees, one at a time, and granted them,
26. do they have to buy their way in and things like that?
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator D'Arco.
29. SENATOR D'ARCO:
30. Of course, they...they would have to contribute their
31. portion as well as the city's portion of the contribution,
32. plus the fact that the fiscal impact is minimal if...if
33. nonexistent, because there aren't that many involved. The

1. Pension Laws Commission did, in fact, endorse this bill and
2. are behind it.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. ...Senator Grotberg.
5. SENATOR GROTEBERG:
6. Only I would like to see a roll call on this amendment.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Soper.
9. SENATOR SOPER:
10. Thank you, Mr. President. Senator D'Arco...
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator D'Arco, you wish to respond?
13. SENATOR SOPER:
14. Did I hear you say that the...there was no Corporation
15. Counsel's Office before 1941...
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator D'Arco.
18. SENATOR SOPER:
19. ...in the City of Chicago?
20. SENATOR D'ARCO:
21. No, the employees of...of the office were, in effect,
22. contractual employees by that time, that's what I said.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Soper.
25. SENATOR SOPER:
26. Well, you know, that's what you said, but that's not
27. how it sounded. I...I think this is...this is a bad amend-
28. ment. This...this covers a lot of bases. Now, who do you
29. want this for? This is something special for somebody,
30. you going to open pandora's box. Yeah, what's his name.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator D'Arco.
33. SENATOR D'ARCO:

1. I'm sorry you said that, I really am.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Soper.

4. SENATOR SOPER:

5. I...I didn't get the answer. I...if his name is sorry

6. you said that, is that his name? Well this is...we need a roll

7. call on this. If you do this you're going...well what the

8. hell she's talking about it, it's bad.

9. PRESIDING OFFICER; (SENATOR DONNEWALD)

10. Is there further discussion? Senator Egan.

11. SENATOR EGAN:

12. Yes, to...Mr. President, thank you. To edify the...the

13. gracious gentleman from Cicero, let me just point out that

14. there is no cost impact to the bill. It does not affect

15. the...the Municipal Employment Retirement Fund, which is a

16. ...a...a trust for those city employees, only within the

17. confines of the City of Chicago. It has nothing to do

18. whatsoever with Cicero. And it affects one individual

19. who worked for that municipality in a category that was not

20. covered. We're asking that he be put into that category to

21. the exclusion of everyone else, side...besides himself.

22. It is not, as it were, Senator, pandora's box.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Soper.

25. SENATOR SOPER:

26. But now, that same individual can take that municipal...

27. that municipal time and come into the Legislature and take that

28. all together, understand. They give him eight more years in

29. here. Now where is he now, he's in the House or is he in the

30. Senate?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Egan.

33. SENATOR EGAN:

1. He is in neither. He is in neither or neither or either.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Soper.

4. SENATOR SOPER:

5. Well, when he comes around, he can come in here and

6. get that eight years, I know that.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? The question is shall

9. Amendment No. 3...Senator Berning.

10. SENATOR BERNING:

11. Mr. President, there is another amendment there. This

12. is an agreed amendment...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. We're considering...we're considering Amendment No. 3,

15. Senator. There'll be a chance for...

16. SENATOR BERNING?

17. I beg your pardon.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. The question is shall Amendment No. 3 be adopted to

20. Senate Bill 554? There is a request for a roll call. Those

21. in favor indicate by voting Aye. Those opposed Nay. The

22. voting is open. ...those voted who wish? Take the record.

23. On that question the Ayes are 28, the Nays are 19. Amendment

24. No. 3 to Senate Bill 554 is adopted. Are there further amend-

25. ments?

26. SECRETARY:

27. No further committee amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Are there amendments from the Floor?

30. SECRETARY:

31. Amendment No. 4 offered by Senator Berning.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Berning.

1. SENATOR BERNING:
2. Thank you, Mr. President and members of the Senate.
3. Amendment No. 4 was agreed upon in committee. What it does
4. is reduce to fifty percent of the time served the amount
5. which may be claimed for the pension credit and also provides
6. for the employee as well as employer share of the contribution.
7. I move for the adoption of Amendment No. 4.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Is there further discussion? The question is shall
10. Amendment No. 4 to Senate Bill 554 be adopted. Those in favor
11. indicate by saying Aye. Those opposed? The Ayes have it. Amend-
12. ment No. 4 is adopted. Are there further amendments?
13. SECRETARY:
14. No further amendments.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. 3rd reading. Senate Bill 1434, Senator Demuzio.
17. Senate Bill 1540, Senator Hickey. Senate Bill 1541.
18. Senate Bill 1555, Senator Lane. Senate Bill 1605, Senator
19. Rock. 1605 on 2nd reading. Senate Bill 1617, Senator
20. Davidson. Read the bill, Mr. Secretary.
21. SECRETARY:
22. Senate Bill 1617.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Are there amendments from the Floor? Senator Knuppel.
27. SENATOR KNUPPEL:
28. Well, I don't have any amendments, but I hope Johnny
29. Davidson will notice that this is an increase of some twenty
30. percent in the exemption, so that when we come to the pay
31. raise bill that if it's twenty percent, he'll understand.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Are there further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. 3rd reading. Senate Bill 1690, Senator Collins. Senator
5. Collins. Senate Bill 1691, Senator Leonard. Senate Bill 1711,
6. Senator Shapiro. Senate Bill 1725, Senator Philip. Senator
7. Philip. Senate Bill 1727, Senator Walsh. Senate Bill 1775,
8. Senator Berman. Senate Bill 1793, Senator Egan. Senate Bill
9. 1794, Senator Berman. Senator Buzbee. I understand that the...
10. there is a request for a fiscal note which has not been
11. fulfilled. Believe you better consult the Secretary, just a
12. moment. Senator Mitchler made...Senator...Senator Buzbee,
13. Senator Mitchler made that request. Senate Bill 1817, Senator
14. Leonard. Senate Bill 1819, Senator Lane. Senate Bill 1820,
15. Senator Egan. Senator Egan. There is a request for a fiscal
16. note so we'll proceed with Senate Bill 1827, Senator Graham.
17. Senate Bill 1850, Senator D'Arco. There is a request for
18. a fiscal note on 1850 which we'll have to pass. Senate
19. Bill 1873, Senator Lane. Senate Bill 1876, Senator Lane.
20. Senate Bills on 3rd reading. Senate Bill 237, Senator Nimrod.
21. Senate Bill 238...oh, Senate Bill 237, read the bill, Mr.
22. Secretary. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Just a matter of information.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. For what purpose do you arise?

27. SENATOR VADALABENE:

28. Just for a matter of information. Are you going to start
29. all over everyday on 3rd reading or are you going to start where
30. you left off the day...the time before?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Well, at this time, there are rather few Senate Bills on
33. 3rd Senator, we...we could employ that practice. Do we have

1. leave of the Body. Just a moment. Do we have leave of the
2. Body to continue where we had broken off? All right, leave
3. is not granted. Read the bill...read Senate...Senator
4. Nimrod.
5. SENATOR NIMROD:
6. Yes, Mr. President, could we discuss 237 and 238 together
7. since they go... and then we can vote on them individually,
8. but...
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Do we have leave? Leave is granted. Senate Bill 237.
11. Read the bill, Mr. Secretary.
12. SECRETARY:
13. Senate Bill 237.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Nimrod.
18. SENATOR NIMROD:
19. Yes, Mr. President and Ladies and Gentlemen of the
20. Senate. These bills deal with the subject which has certainly
21. captured a great of time and effort throughout the States in
22. the field of education. And that is on the subject of minimal
23. competency testing. Rather than pursue the course of...of
24. running into the pitfalls that many of the other states have
25. been involved in and to get involved in some very expensive
26. programs through the resolution which we passed in this Senate,
27. Senate Resolution 180, last year at the direction of the committees
28. on education, both higher and second elementary, we did get some
29. reports from both the State Board of Education and the Board of
30. Higher Education records and information that led to two further
31. hearings...
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Just a minute, Senator. This is Tuesday, the first day of

1. the Session and there is a overabundance of noise. There's
2. noise pollution in the Senate. Would the members please be
3. in their seats. Would all unauthorized personnel remove
4. themselves. Mr. Sergeant-at-Arms. Proceed.

5. SENATOR NIMROD:

6. Thank you, Mr. Chairman, Mr. President. Would...with
7. the two hearings that were scheduled, both in Chicago and
8. Springfield, after extensive discussion over the past
9. year, we have come up with a compromised bill that I believe
10. will certainly meet the requirements and satisfaction of
11. all concerned, both those of us who are taxpayers and the
12. concerns we've had about minimal competency testing. Remedial
13. courses being given at the university level and the fact that
14. some of the apprehension that was certainly aroused by the
15. local school boards and by the teachers and by the teacher
16. unions. I think that this program that has come up on 237
17. and 238 has come as a result of both Senator Berman and
18. Senator Hickey's committees cooperating and giving us a
19. chance to reach an agreement with both the State Board of
20. Education and the Higher Board of Education and what we
21. have done is that the State Board of Education will prepare
22. procedures and materials and encourage and assist the
23. local school districts to develop minimal competency testing
24. program. These...these particular programs are developed
25. by December the 15th of this year and they are to report to
26. the General Assembly their recommendations and any suggested
27. legislation by June 30th, 1980. And what we're doing, is, in
28. fact, offering assistance to the local school districts in
29. helping them to get in line to a program by 1980 so that
30. we can address this subject if needed at that time to
31. school boards, the local boards do not meet them. As far as
32. the Higher Board of Higher Education is concerned, what they
33. will do is again prepare a report to us so that those reports

1. will come to us simultaneously to the Legislature by
2. June 30th, 1980, so that we can address ourselves. I believe
3. this is a good compromise and a good solution to the program.
4. Be happy to answer any questions. If not, I would ask for
5. a favorable roll call.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Just a moment. Do we have leave to film the proceedings?
8. Leave...leave is granted. Senator Kenneth Hall.

9. SENATOR KENNETH HALL:

10. Would the sponsor yield to...for a question?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. He indicates he will.

13. SENATOR KENNETH HALL:

14. Senator, did he get leave...I should ask the President
15. first. Did he get leave to discuss both bills at the same
16. time?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. He did indeed, Senator.

19. SENATOR KENNETH HALL:

20. Senator, you're saying that you have worked this out
21. with the State Board and the Board of Higher Ed. Now, I
22. have a note here from the superintendents in my area and
23. they are asking me to hold this because it says you should
24. leave testing to the local school districts. Now, why are
25. you taking that away from them?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Nimrod.

28. SENATOR NIMROD:

29. Yes, Senator Hall, that will in its original form
30. did exactly what you said. However, the Local School
31. Board Association...others have supported this now that
32. we've amended it. We do not take this away from the local
33. school districts. We leave this with the local school

1. districts. It is not in the hands of the State. It...the
2. local school boards will, in fact, set up their own program.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Hall...Kenneth, that is.

5. SENATOR KENNETH HALL:
6. I...I'm satisfied as long as he's taken...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Hickey.

9. SENATOR HICKEY:
10. Are we on? Yeah. I...I don't know...I didn't hear
11. the very first part of the discussion and so I'm not sure
12. whether Senator Nimrod told you, but we held two whole
13. days of hearings on these two bills. One day in Springfield
14. and one day in Chicago so this is not...he is quite correct
15. when he says we worked this out with both education boards,
16. but we also worked it out with the input of school districts
17. and individuals from all over the State of Illinois. And
18. we found lots of evidence of...of mandated State-wide testing
19. in other states absolutely falling flat on its face. It
20. hasn't worked the way people thought it would work and we
21. found real enthusiasm for the way that these two bills of
22. Senator Nimrod's have been worked out, that is encouraging
23. and assiting local areas to use testing and after all, the
24. testing is not an end in itself, it's the general improvement
25. of all of elementary and secondary education. And this...this
26. simply assists the local areas in doing the testing with that
27. aim and goal in mind and then reporting back to IOE and they
28. reporting back to the Legislature to see if the real goal is
29. being achieved, that is the improvement of education in general.
30. And then, as Senator Nimrod said, for the...for the Board of
31. Higher Education, eventually we would hope not to need any
32. remedial education, certainly in the universities. But
33. moving it now into the community colleges and later hopefully

1. being able to abandon it. But here again, the thing is to
2. report back to the General Assembly the progress in these
3. directions and I asked for wholehearted support from
4. this side of the aisle for these two bills.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Grotberg.

7. SENATOR GROTEBERG:

8. Question of the sponsor or Mr. Nimrod, sir.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Indicates he'll yield.

11. SENATOR GROTEBERG:

12. I'm very much a part of...of Senate Bill 3...237, but
13. on 238, Senator, we at first were going to mandate a little
14. program for Office of Education on designing the competency
15. testing. Is that correct?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Nimrod.

18. SENATOR NIMROD:

19. We are giving them, the...the State Board of Education,
20. the responsibility of setting up a program and that program
21. then can, for the State, and then they will assist. It
22. says the materials to encourage and assist local school
23. districts has no mandating provision, whatsoever. It
24. asks them, however, to...they have to be given the responsi-
25. bility in order to be able to assist someone else. And that's
26. the only reason that part is there.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Grotberg.

29. SENATOR GROTEBERG:

30. Well, to Senate Bill 238 then, Mr. President, it seems
31. to me that that's the only damn reason that the board exists
32. if to help public schools with reading and writing and
33. arithmetic. And this is an exercise in futility of
34. tickling their fancies about helping the local schools with

1. reading and writing and arithmetic tests and some bureaucratic
2. device will be discovered now to...to regurgitate all the
3. research that's been done for the last hundred years. It's
4. all done. All they have to do is issue a...a memo on the
5. subject, but we will not find an excuse to...to increase
6. that department some more and...the 238 bothers me because
7. it doesn't do anything, Senators Hickey and Nimrod. Although
8. I sat in on the committee meeting here in Springfield in
9. the House, or in the Senate, I did not attend the testimonies,
10. but I have been warned by local boards not to mandate any-
11. thing. This does not mandate it, but, in fact, does nothing.
12. So I'm a hundred percent in support of 237. 238 just bothers
13. me to that degree. Thank you.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Knuppel. Senator Collins.

16. SENATOR COLLINS:

17. Mr. President, a question to the sponsor.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. He indicates he'll yield.

20. SENATOR COLLINS:

21. Senator...Nimrod, does 237, has 237 been changed also
22. to set up guidelines...only?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Yes, Senator Collins.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? Senator Mitchler.

29. SENATOR MITCHLER:

30. Very briefly, Mr. President and members of the Senate.
31. What is the genesis of this bill, Senator Nimrod? Who...who
32. asked for this bill?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Nimrod.

2. SENATOR NIMROD:

3. Senator Mitchler, the minimal competency testing is
4. presently being considered and been voted on in twenty-
5. eight of the fifty states already and fourteen of them
6. are being...considering it now. It's probably the most
7. controversial issue in education since Sputnik. And I
8. think that it is...is one area that has cost many states
9. millions of dollars, not only in programs that they set
10. up without taking advantage of the information that's there.
11. And secondly, that we find ourselves today in Illinois
12. having remedial courses at the university level and we
13. find that universities are saying that anywhere from ten
14. to twenty percent of their students who are entering the
15. universities cannot read, write or compute. On these
16. basis certainly, it is certainly our duty and our necessity
17. for us to address this subject. And the reason this...who
18. wants this, is that certainly the taxpayers of this State
19. are concerned about the two...over two billion dollars that we're
20. spending on education and still finding that we have to
21. have reading, writing and arithmetic classes and courses
22. at the university level nad that, in fact, we find that even
23. within the Chicago system and others, they've taken the
24. initiative themselves to set up these tests and say not
25. only should...it not be the high school level but they've
26. gone down to the eighth grade level and said that this
27. is where it should begin. I think this is a good first
28. step and it's certainly needed by everyone in the State
29. of Illinois.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Mitchler.

32. SENATOR MITCHLER:

33. Senator Nimrod..if this legislation is passed and

1. put into effect, what time limit do you estimate before you
2. will reverse this very serious and costly problem that
3. you point out. How many years, as a result of this legisla-
4. tion will you correct this so that our students qualify
5. when they graduate from high school for entrance into
6. colleges? What's the time limit?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Nimrod.

9. SENATOR NIMROD:

10. I would be hopeful, Senator Mitchell, that as a
11. result of these bills that by June 30th, 1980 most of the
12. elementary and secondary schools of the high school
13. level will have instituted their own voluntary programs
14. that will meet these particular problems. I would say
15. that in discussion with Dr. Ferman, he estimates and
16. has reported that as a result of this legislation that
17. they are immediately going to begin to take and make
18. sure that the universities, the public universities
19. and colleges, begin to concentrate this particular effort
20. into the community college system. And that within two
21. years they will be reporting to us, but they would hope
22. that all classes of the remedial courses would be dis-
23. continued, I think if I'm quoting him correctly, in less
24. than five years and that there would be no longer any
25. courses at the university level.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Mitchler.

28. SENATOR MITCHLER:

29. Then my...my final question to you, and I want to
30. thank you for your complete explanation of those, Senator
31. Nimrod. What is the estimated cost to put this program
32. through?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Nimrod.

2. SENATOR NIMROD:

3. Yes, the procedure, Senator Mitchler, that we are
4. taking here because of the voluntary system and since
5. many of these districts are presently giving various forms
6. of tests...anything, there, at present time, will be no
7. cost to the local school districts and there will be a
8. minimal cost of setting up the program on...on the State
9. Board of Higher Education. And we have been told that...that at
10. the present time there will not be any additional requests
11. for monies by the State Board for...for instituting this
12. program by December, this coming year.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Mitchler. Very briefly.

15. SENATOR MITCHLER:

16. Thank you, Senator Nimrod. I will support your
17. legislation.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? The question is shall
20. Senate Bill 237 pass. Those in favor vote Aye. Those
21. opposed Nay. The voting is open. ...those voted who
22. wish? Take the record. On that question the Ayes are
23. 56, the Nays are none. Senate Bill 237, having received
24. a constitutional majority is declared passed. Senate
25. Bill 238. Read the bill, Mr. Secretary.

26. SECRETARY:

27. Senate Bill 238.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is shall Senate
32. Bill 238 pass. Those in favor indicate by voting Aye.
33. Those opposed Nay. The voting is open. Have all those

1. voted who wish? Take the record. On that question the
2. Ayes are 53, the Nays are 4. Senate Bill 238, having
3. received the constitutional majority is declared passed.
4. Senator Demuzio, for what purpose do you arise?
5. SENATOR DEMUZIO:
6. Mr. President, I'd just like to ask, where might
7. I be able to find the bills that...that are on 3rd
8. reading? They are not on my desk and I don't see them
9. on any of the other Legislators desk. Where's the bill
10. book?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator, they are...I see you have found one. Senator
13. Hynes.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Hynes.
16. SENATOR HYNES:
17. Yeah, Mr. President and members of the Senate. A
18. number of members have been inquiring about our schedule
19. and I thought I would outline what our plan is for this
20. week. And I would like to indicate at the beginning that
21. you ought to keep open the possibility of being here
22. on Friday. And I say that because if we do not move bills
23. on this Calendar on 3rd reading today, tomorrow and Thursday,
24. then we're going to have to be here on Friday because next
25. week is going to be very crowded. So I would suggest that
26. we try to get ourselves in order and proceed to move down
27. the Calendar and try to get some of these bills off the
28. Calendar so that we will not have to come in on Friday.
29. It is our intention today to continue on with 3rd reading
30. for the next couple of hours and then to give members a
31. chance to bring bills back from 3rd reading to 2nd reading
32. for purpose of amendment. We'll then adjourn for the
33. Appropriations Committee to meet. We will come into Session

1. tomorrow morning at 10:00 a. m. and start on 3rd reading
2. of Senate Bills and spend most of the day on the Order of
3. 3rd reading. We will also consider 2nd reading at a later
4. point in the day tomorrow, including the special education
5. and mental health and products liability bills, which are
6. important matters that are on 2nd reading. If we spend
7. a good day tomorrow and work into the evening, I think
8. we can clear the Calendar to the extent that it will enable
9. us not to be here on Friday, but that will depend on what
10. we're able to do and that judgment will not be made until
11. we have completed work tomorrow. On Thursday then we
12. will have 2nd reading, a limited amount of time on 3rd
13. reading, and we will consider the motions that have been
14. filed. So that is the schedule that we have laid out for
15. the...for the week and if all of us will put our noses
16. to the grindstone and try to be prepared when...the bill...
17. when your bill is called so that we can move the bills
18. off the Calendar. I think we can be in good shape by
19. Thursday, be able to adjourn and then come back Monday
20. and try to clean up next week.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right, on the Order of Senate Bills 3rd reading,
23. Senate Bill 311. Senate Bill 736, Senator Egan. Senate
24. Bill 825, Senator Hickey. 1083, Senator Berning. 1415,
25. Senator Carroll. On the Order of Senate Bills 3rd reading,
26. Senate Bill 1415. Read the bill, Mr. Secretary. Senator
27. Carroll, I understand there is a...an amendment has been
28. filed. Do you wish to return it or you...are we going to
29. run it as is?. Pardon me. If this were adopted, I would
30. suggest you Table the bill.

31. SENATOR CARROLL:

32. Right.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. I mean the question is, are we going to call it back
2. or are we not going to call it back. Senator Glass, for
3. what purpose do you arise?
4. SENATOR GLASS:
5. I...I, Mr. President, understand there was an agree-
6. ment to return this bill and I would like to offer the
7. amendment.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Well, that...that's up to Senator Carroll.
10. SENATOR GLASS:
11. Right.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. All right. Senator Carroll asks leave to bring House
14. ...Senate Bill 1415 back to the Order of 2nd reading for
15. the purpose of an amendment. Is leave granted? On the
16. Order of Senate Bills, 2nd reading, Senate Bill 1415.
17. SECRETARY:
18. Amendment No. 1 offered by Senator Glass.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Senator Glass.
21. SENATOR GLASS:
22. Well, thank you, Mr. President, Ladies and Gentlemen.
23. This bill in its present form gives the Cook County Forest
24. Preserve District certain new powers. And I want to...it
25. grants each district the authority to make transfers from
26. one appropriation to another within the same fund after
27. the adoption of their annual appropriation ordinance. Downstate
28. forest preserve districts already have this power, but they
29. can only do it by a two-thirds vote. Cook County Forest
30. Preserve should have the same voting requirement. So this
31. amendment would change the word majority to two-thirds and
32. would require a two-thirds vote for transfers of appropriations
33. after adoption of the Annual Appropriation Ordinance and I

1. would urge adoption of this amendment.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President. I rise in opposition
6. to Senator Glass' amendment. The impact of which is this.
7. The Forest Preserve District had currently been making
8. these types of transfers by majority vote within the
9. district as I am led to understand. And in so doing, again,
10. this is no dollar increase, these are transfers within the
11. same fund. And they have been just going ahead and doing
12. it. It has been suggested to them that they may not have
13. the statutory authority to do so. It's also been suggested
14. to them, they may not need the statutory authority to
15. do so. It was felt that the safer course of conduct was
16. to give them the statutory authority 'cause there was a
17. question in at least one pending litigation as to whether
18. they had the self power or not. So they have asked for this
19. legislation to just statutorily do that which they have
20. been doing. And it would be my suggestion that any change
21. in that would be a total change in the functions and the
22. manners in which the forest preserve and the county board
23. have been operating and I don't think we would want to
24. likely make such as...lightly make such a change in their
25. normal procedures. So I would resist this amendment.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. All right. Senator Glass has moved the adoption of
28. Amendment No. 1 to Senate Bill 1415. Senator Glass, you
29. wish to close the debate?

30. SENATOR GLASS:

31. Yes, thank you, Mr. President. I do want to close
32. the debate because stripped of the...eloquence of Senator
33. Carroll's argument is the bare fact that this is a political

1. move. The Democrats in Cook County have ten members of
2. the county board and the Republicans six. To permit the
3. transfers to be made with a mere majority vote will, in
4. effect, eliminate any...any Republican voice from these
5. transfers. This is wrong. There's a substantial number,
6. and I say Republican, this is the suburban group that
7. is in the minority, having six members out of the sixteen.
8. So it will eliminate any voice they might have in these
9. transfers. So I...I think that's what's at issue and
10. I would urge adoption of the amendment.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. Senator Glass has moved the adoption of
13. Amendment No. 1 to Senate Bill 1415. All those in favor
14. signify by saying Aye. All those opposed? The Noes have
15. it. The amendment...roll call has been requested. Those
16. in favor of the adoption of Amendment No. 1 to Senate
17. Bill 1415 will vote Aye. Those opposed will vote Nay.
18. The voting is open. Senator Donnewald, vote me No, please.
19. Have all voted who wish? Have all voted who wish? Take
20. the record. On that question the Ayes are 26, the Nays are
21. 30. The amendment fails. Further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Carroll, you wish to call the bill for passage?
26. On the Order of Senate Bills 3rd reading. All right, 3rd reading.
27. On the Order of Senate Bills 3rd reading, Senate Bill 1415.
28. Read the bill, Mr. Secretary.

29. SECRETARY:

30. Senate Bill 1415.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Carroll.

2. SENATOR CARROLL:

3. Thank you, Mr. President, Ladies and Gentlemen of the
4. Senate. As partially explained by Senator Glass and partially
5. correctly so, and only partially correctly so, this bill would
6. permit the County Board Commissioners as the Forest Preserve
7. Commissioners, to make transfers within the same fund with no
8. dollar change by a majority vote. As I said before, this has...
9. my understanding of this has been the practice by the county.
10. They had always assumed this as their normal appropriation
11. authority and it has been suggested to them that it might
12. be safer to have it enacted by statute so that that which
13. they have consistently been doing would be statutorily
14. provided for. They're not even sure that they need the
15. statutory power to do so, but as always it would be safer
16. so to have. I would suggest to you, therefore, that we
17. do adopt this by passage of Senate Bill 1415 so that we
18. can give the County Board as the Forest Preserve Commissioners,
19. the power to meet emergency situations and to make the transfer
20. of appropriations within the same fund. I would ask for a
21. favorable roll call.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Is there any discussion? Senator Glass.

24. SENATOR GLASS:

25. Thank you, Mr. President, Ladies and Gentlemen. Certainly
26. if there were an emergency there would be no problem in obtaining
27. a two-thirds vote. I would remind the Body that the assessed
28. valuation in suburban Cook County now exceeds that in the
29. City of Chicago and to pass this legislation without a two-
30. thirds vote requirement is simply denying a voice on important
31. fiscal matters to the suburban residents of the county. I
32. would urge either a No vote or a Present vote.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any further discussion? Senator Carroll, you wish to
2. close the debate?

3. SENATOR CARROLL:

4. Merely by saying that I think Senator Glass in over-
5. reacting. This is good legislation that is needed to meet
6. the emergencies that...and transfers that come up from
7. time to time and it's consistent with the practice. I
8. would ask for a favorable roll call.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. The question is shall Senate Bill 1415 pass? Those
11. in favor will vote Aye. Those opposed will vote Nay.
12. The voting is open. Have all voted who wish? Have all
13. voted who wish? Take the record. The sponsor has requested
14. that consideration be postponed. So ordered. On the Order
15. of Senate Bills 3rd reading, Senate Bill 1436.

16.

17.

18.

19.

20.

21.

22.

23.

End of Reel #1.

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.

- 1.
2. Read the bill, Mr. Secretary.
3. SECRETARY:
4. Senate Bill 1436.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Maragos.
9. SENATOR MARAGOS:
10. Mr. President and members of the Senate. Senate Bill
11. 1436 merely corrects an error in the bill that was passed
12. last fall and signed by the Governor in that it...omitted
13. to refer to Section 5 as to payments under Section 32
14. to contractors. The law now reads that before any payment
15. can be made to a contractor, there has to be compliance with
16. Sections 21 and 22 and by mistake, Section 5 reference was
17. omitted. And Section 5 is the main section which says,
18. "claims of subcontractors shall be...will not be valid unless
19. they have first given a proper notice to the owner of their...
20. that they are, in effect, subcontractors...they work."
21. It is a technical oversight and it has to be corrected because
22. there are...right now, there are many payments being held
23. up by many owners and contractors because of this omission and
24. it's a technical correction and I ask for your favorable
25. approval.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Is there any discussion? Question is shall Senate Bill
28. 1436 pass. Those in favor will vote Aye. Those opposed will
29. vote Nay. The voting is open. Have all voted who wish?
30. Have all voted who wish? Take the record. On that question,
31. the Ayes are 56, the Nays are none, none Voting Present.
32. Senate Bill 1436 having received a constitutional majority
33. is declared passed. On the Order of Senate Bills, 3rd reading,

1. Senate Bill 1468. Read the bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1468.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Guidice.

8. SENATOR GUIDICE:

9. Thank you, Mr. President, members of the Senate.

10. 1468 deals with a red-lining insurance. Last year, we

11. passed three very important bills regarding red-lining.

12. One dealt with the geographical area, one with proper

13. notification to the public and three of the reasons

14. for the cancellation. Well, that went into effect. Immediately there-

15. after the insurance companies found another way of doing

16. it. And I, myself, have been a victim of this. The agent

17. or the broker no longer writes in that particular area.

18. Well, this is becoming a very serious problem because the more

19. ways we try to stop these companies from doing this, the more

20. things they come up with to avoid writing in these areas.

21. The protection is needed. The people in my district, the people

22. in the city, the people throughout the State want to buy and

23. be able to purchase insurance and yet now we have the companies

24. pulling out and saying well, we don't have an agent in this

25. area anymore. Well, this bill will prevent that. They will

26. have an agent or a broker, if there is a company doing business

27. in Illinois, to make available that insurance in these areas.

28. And I ask your support in this bill.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any discussion? Senator Soper.

31. SENATOR SOPER:

32. Yeah, Senator Guidice.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Sponsor indicates he will yield. Senator Soper.
2. SENATOR SOPER:
3. Is this the only thing this bill does, or does it concern
4. itself with the differential in...in...in premiums?
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Senator Guidice.
7. SENATOR GUIDICE:
8. This is the only thing the bill does, Senator.
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Senator Soper.
11. SENATOR SOPER:
12. In other words, you don't say if there's a history of
13. great loss by...by theft or...or a collision in a certain
14. district that...that the premium has to be the same as that
15. in the district where there's less criminal activity and so forth?
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Guidice.
18. SENATOR GUIDICE:
19. That's correct. They...the insurance company can
20. write and charge accordingly. But at least let them
21. write.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Soper.
24. SENATOR SOPER:
25. Now, does this take in...concern all...all insurance
26. companies that write in the State of Illinois or just those
27. that did write in that district and now they haven't got a
28. representative, that they must write in that district?
29. Is that what this says?
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Senator Guidice.
32. SENATOR GUIDICE:
33. The case in point, Senator, regarding myself. I was insured

1. by West Bend Insurance Company of Wisconsin and they were
2. writing throughout the State of Illinois. Now they indicated,
3. well, we no longer write in Cook County and the agent is
4. gone, there's no broker to do business in this particular area.
5. And this is the way they avoid writing in the area.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator...

8. SENATOR GUIDICE:

9. Now, I was willing to pay my premium and I did
10. pay my premium. I haven't had a chargeable accident
11. since I've been driving and they canceled me on this kind
12. of a...on this basis.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Soper.

15. SENATOR SOPER:

16. Well, I appreciate your situation, but in other words,
17. if this company no longer writes in Illinois, then you're
18. going to make them write in Illinois because they wrote
19. your policy?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Guidice.

22. SENATOR GUIDICE:

23. Senator Soper, the bill is clear that if they are
24. writing in the State of Illinois, if they are writing in the
25. State of Illinois.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Soper.

28. SENATOR SOPER:

29. Well, I...I feel for you because I had insured a farm up
30. in Wisconsin on the borderline there with USF and G
31. and they said, we no longer write in Wisconsin and one month
32. after they canceled the insurance, the barn burned and you know,
33. it's one of those things. So...and I was insured with them

1. for twenty years, so I just wondered how this worked out.
2. I suppose I couldn't go back after these guys from
3. Wisconsin, but I...I'll go along with you.
4. PRESIDING OFFICER: (SENATOR ROCK):
5. Any further discussion? The question is shall Senate
6. Bill 1468 pass. Those in favor will vote Aye. Those opposed
7. will vote Nay. The voting is open. Have all voted who wish?
8. Have all voted who wish? Take the record. On that question
9. the Ayes are 51, the Nays are none, 5 Voting Present.
10. Senate Bill 1468 having received a constitutional majority
11. is declared passed. Senator Maragos, for what purpose
12. do you arise?
13. SENATOR MARAGOS:
14. Inadvertently, I was off the Floor at the time.
15. Senate Bill 1468 was being considered and if I were present,
16. I would have voted in favor of it.
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Your record will so...so show. Senator Demuzio, 69.
19. On the Order of Senate Bills, 3rd reading, Senate Bill
20. 1469. Read the bill, Mr. Secretary.
21. SECRETARY:
22. Senate Bill 1469.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Demuzio.
27. SENATOR DEMUZIO:
28. Well, thank you, Mr. President and members of the Senate.
29. This bill indeed would appropriate twenty-five thousand dollars
30. to the Illinois State Museum to conduct a feasibility
31. study of establishing the Coster Archaeological site as a
32. site to...to be preserved. And the amendment that was put on the
33. bill, originally the appropriation was being made to the

1. ...directly to the museum, the Illinois State Museum.
2. The Department of Registration and Education, being under the
3. jurisdiction of the Illinois State Museum, it is the reason
4. why it was changed. The Illinois Foundation for Archaeology...
5. Archaeological will determine the feasibility...to determine
6. the feasibility of preserving this site in Greene County.
7. Last week, I passed out to the members of the Senate, a
8. packet of material pertinent to this particular site
9. and I want the members of the Senate to...to realize that
10. this site is regarded by...by national archaeologists
11. as one of the most important examples of culture and
12. early civilization in North America. And that in 1977,
13. over forty thousand people had visited the site and it's
14. anticipated over sixty thousand will visit the site this year.
15. Senate...the facts about the Coster site, and I will read
16. some excerpts from Professor Stuart Struever's statement
17. that I passed out last week, that the site has been inhabited
18. by man for over eighty-five hundred years and that it is
19. named for Ted Coster, who owns the dig, was founded and managed
20. by Northwestern University School of Archaeology. It's located
21. in Greene County and has permanent teaching and research
22. facilities in the Village of Kampsville in Calhoun County.
23. Dr. Struever indicates that Coster is one of the most
24. important archaeological sites ever uncovered in North
25. American and the importance of this site stems from several
26. characteristics that are seldom found together in one
27. archaeological site in the United States. The three points
28. that he makes that first the site contains the remains
29. of at least fourteen distinct prehistoric indian cultures.
30. And for any archaeological site in the western hemisphere, this
31. is an exceedingly long span of human occupation. The second...
32. the second point is that the site is rare among the archaeological
33. sites in North America because of the quality of artifact

1. preservation and the third reason is the site is so unusual
2. as that because after each of the village was abandoned...
3. each of the villages...enough mudslides occurred that
4. the ruin was covered by a thick blanket of soil and
5. protected it from the disturbance by later groups.
6. So, the Coster site is indeed important because of the fact
7. that...I'll be happy to answer any questions.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Is there any discussion? Senator Sommer.

10. SENATOR SOMMER:

11. Mr. President and members. This is an unbudgeted item,
12. but I happen to personally think it's worthy of consideration
13. and passage by this Body. It's better than buying it.
14. I think we should study and determine whether the State of
15. Illinois would like to acquire this extremely valuable site.
16. The people involved are the most reputable people we have
17. in this State and it's Senator Demuzio's only good
18. appropriation bill this year.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Regner.

21. SENATOR REGNER:

22. Just a question of the sponsor.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Sponsor indicates he will yield. Senator Regner.

25. SENATOR REGNER:

26. Senator Demuzio, what I was wondering if the thing is
27. all that great, what you just read there and Senator Netsch
28. helped you so well on the various wordage. If it's all that
29. good, why don't we just give them twenty-five thousand dollars
30. to start digging instead of studying it some more?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Demuzio.

33. SENATOR DEMUZIO:

1. Senator Regner, the...the facts are that the dig is
2. currently being financed by private contributions throughout
3. the United States. In 1978..late 1978, early 1979, those
4. private donations and the...will run out and the dig
5. will, therefore, have to cease operation. If the reason
6. and the rationale behind the study is to ascertain and
7. determine the importance of this site to other sites
8. in North America to really determine whether or not we ought
9. to proceed with the actuality of purchasing that ground for
10. historical and educational purposes in the State.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Regner.

13. SENATOR REGNER:

14. I...I know several other members would like to know this
15. also. You said it's being financed by private funds. How
16. much of the private funds been available so far and how
17. much have they spent using private funds at this time?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Demuzio.

20. SENATOR DEMUZIO:

21. I don't know the exact answer to that, but I am told
22. by Professor Struever, substantial. As a matter of fact, he
23. was just out west...in the western states and also in the
24. eastern states seeking contributions from various organizations
25. and companies to complete the dig this year.
26. I'm not suggesting that the end of the...the dig in
27. 1978 - 1979 that the State of Illinois finance the dig any
28. further. That is not the purpose nor the suggestion of this bill.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Regner.

31. SENATOR REGNER:

32. You know, the word substantial is kicked around here pretty
33. good. To me ^{it} and my checking account five hundred dollars is

1. substantial. But some of these agencies come in and...
2. ten or fifteen million dollars isn't substantial. That's
3. why I was wondering what the exact dollar was.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Demuzio.
6. SENATOR DEMUZIO:
7. Well, under your definition, I would suggest that
8. five hundred dollars is substantial and agree with you.
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Further discussion? Senator Soper.
11. SENATOR SOPER:
12. Thank you, Mr. President. Senator Demuzio, answer
13. a few questions, please? You know, this is a well
14. advertised dig, as you call it, and I think everybody...
15. I think the Governor knows about it and I think the...the
16. society knows about it. What are you going to spend
17. twenty-five thousand dollars on a feasibility study, what...
18. how are you going to spend twenty-five thousand? Just a
19. letter will do it with some of the clippings...these people
20. that have donate...donated money to this thing? What do we
21. have to spend twenty-five thousand dollars for?
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Demuzio.
24. SENATOR DEMUZIO:
25. Well, the...the...the purpose of the study, and I will
26. explain first of all, the twenty-five thousand dollar figure
27. was not just an arbitrary figure that someone drummed up.
28. That figure was determined by the Illinois Department of
29. Conservation. And the Department of Conservation not having
30. the area of expertise to study this particular matter, it was
31. determined that it be conducted by the Illinois State Museum
32. under the Department of Registration and Education. The
33. reason that we're having the study is to determine just

1. exactly, you know, how important that it really is in order
2. for us to proceed with the possibility of purchasing that
3. site for the...the people of the State of Illinois. And
4. as a...as a practical matter, I wouldn't...wouldn't want to
5. come into this General Assembly and simply put a bill in to
6. buy that land...to buy that particular dig and I'm not talking
7. about any tillable acres, I might add, just out of the clear
8. blue sky. I think it has to be determined if...if it indeed
9. is worth preserving.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Soper.

12. SENATOR SOPER:

13. I see here that this request is not part of the Governor's
14. budget. And still you say the...the Department of
15. Conservation is the one that suggested twenty-five thousand
16. dollars to you.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. That is a question, I take it.

19. SENATOR SOPER:

20. Yeah.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Demuzio.

23. SENATOR DEMUZIO:

24. The...about six months ago, we ran this whole project by
25. the Department of Conservation for them to come up with a
26. cost that would determine but not be restricted to land
27. acquisition, public assessibility, interpretive programming,
28. capital development improvements, public support and continuative
29. research work with emphasis on laboratory assessment of the
30. historical productivity. That is all spelled out in the bill.
31. And therefore, it was...we only asked them what their estimate
32. would be if those...if those criteria were met. That is where
33. the twenty-five thousand dollar figure came from.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Soper.

3. SENATOR SOPER:

4. I don't want to belabor this, but who have you got in
5. mind that's going to make this feasibility study beside the
6. people that have already been digging in this place and
7. will have reports on how...how wonderful it is or how necessary
8. it is for the people of the State of Illinois and the people of the world
9. ...to keep this and for us to buy it? Who beside them?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Demuzio.

12. SENATOR DEMUZIO:

13. It will...the study will be conducted by the Foundation of
14. Illinois Archaeology. And that association was formed in 1956
15. as an Illinois not-for-profit corporation for the purpose
16. of conducting archaeological education research programs in
17. the State of Illinois. The original name was the
18. Archaeological Research, Incorporated and it was changed in
19. 1970 to a Foundation for...to the Foundation for Illinois
20. Archaeological. The Foundation is governed by a nine
21. member board of professional, academics and public members
22. elected by the Foundation membership throughout the State
23. of Illinois. They include James Brown, Professor of
24. Archaeological at Northwestern University, Bruce McMillan,
25. Director of the Illinois State Museum, Stuart Struever
26. from Northwestern University, Howard Winters from New
27. York University, Mrs. Robert Jacob from Winnetka, a Magus
28. from Alton, a Mr. Anthony Ryerson from Chicago, Robert
29. Lemmon from Winnetka and Paul...Mrs. Paul Harper from
30. Lake Forest. The Foundation operates a permanent archaeological
31. research and training center with thirty-six buildings,
32. including laboratories, dormitories for student interns and a
33. museum and library and most of those are in the Mississippi

1. Valley in my district.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Further discussion? Senator Maragos.

4. SENATOR MARAGOS:

5. I'd like to ask the sponsor some questions.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Indicates he will yield. Senator Maragos.

8. SENATOR MARAGOS:

9. Are you in any way, degrading the project when you take

10. it from archaeological to historical?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Demuzio.

13. SENATOR MARAGOS:

14. Because isn't archaeological an older site than historical?

15. SENATOR DEMUZIO:

16. On the amendment, the historical aspects have been...

17. have been taken out.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Maragos.

20. SENATOR MARAGOS:

21. In all seriousness, though, has it...don't you think

22. as a Legislature, we should also consider this important fact

23. that we have many museums in our State, the Field Museum

24. and many others, who should become involved in this site rather

25. than spending money in some other countries. I think they should

26. start...because a lot of...much of their funds come from

27. the State and I would suggest that we put in the form of

28. a resolution as a follow-up on this particular study, that

29. we put as a resolution that...that the museums and the experts in the

30. area who are from the various universities and museums in the

31. State of Illinois proceed and make these studies and also

32. give it some funding because I know as sure as shooting...

33. after we get the study, they're going to recommend

1. that the State take it over, partially, if not fully.
2. But I think we could lighten the load of the State
3. if we recommend that these museums and these other universities
4. who...they go throughout the world, Egypt, Greece, Turkey,
5. Italy and every place else, why can't they start at home
6. because I think this project is worthy of it. And I recommend
7. that to you at that time.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Further discussion? Senator Mitchler. All right.
10. Any further dicussion? Senator Soper for the second and
11. hopefully last time.
12. SENATOR SOPER:
13. Well, you cut me off. I wanted to ask one question,
14. that's all. After he got through...
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Sponsor indicates he will yield. Senator Soper.
17. SENATOR SOPER:
18. You told me all about the people that know all about
19. this, what...what do they have to research? Why do
20. they need twenty-five thousand? All they've got to do is
21. write a letter and say that they know what it's all about,
22. that's all. That's what I want to say.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Demuzio.
25. SENATOR SOPER:
26. That's all. Don't answer it again, you take four minutes
27. of my three minute time.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Further discussion? Senator Demuzio may close the debate.
30. SENATOR DEMUZIO:
31. No, I just ask for a favorable roll call. I think it is
32. an important project and I would ask for your favorable support.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. The question is shall Senate Bill 1469 pass. Those
2. in favor will vote Aye. Those opposed will vote Nay. The
3. voting is open. Have all voted who wish? Have all voted
4. who wish? Take the record. On that question the Ayes
5. are 47, the Nays are 7, none Voting Present. Senate Bill
6. 1469 having received a constitutional majority is declared
7. passed. Senator Vadalabene. On the Order of Senate Bills,
8. 3rd reading, Senate Bill 1472. Read the bill, Mr. Secretary.
9. Senator Bruce, for what purpose do you arise?

10. SENATOR BRUCE:

11. On Senate Bill 1469, I was called out of the Chambers and
12. had I been here, I would have voted in the affirmative.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. The record will so reflect. On the Order of Senate
15. Bills, 3rd reading, Senate Bill 1472. Read the bill,
16. Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1472.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President and members of the Senate.
25. Senate Bill 1472 amended, creates an Advisory Council on
26. Economic Development. This new council is necessary to SWIMP
27. Act of which I am Legislative Chairman, in order for
28. them to establish an economic development district under
29. U.S. Economic Development Administration. Once having
30. established an economic development district, then SWIMP Act
31. would be eligible for ten percent bonus grant money
32. from the Federal Government which...which would be an amount
33. of approximately five hundred thousand dollars and I would

1. appreciate a favorable vote.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? The question is shall Senate
4. Bill 1472 pass. Those in favor will vote Aye. Those
5. opposed will vote Nay. The voting is open. Have all
6. voted who wish? Have all voted who wish? Have all voted who
7. wish? Take the record. On that question the Ayes are
8. 44, the Nays are 4, 4 Voting Present. Senate Bill 1472
9. having received a constitutional majority is declared passed.
10. Senator Weaver. Senator Egan, 1514. On the Order of Senate
11. Bills, 3rd reading, Senate Bill 1514. Read the bill,
12. Mr. Secretary.

13. SECRETARY:

14. Senate Bill 1514.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Egan.

19. SENATOR EGAN:

20. Thank you, Mr. President and members of the Senate.
21. This is the annual appropriation for the much loved and
22. endeared Illinois Public and Pension...Public Employee
23. Pension Laws Commission. It is the same request as last
24. year. There was no opposition to the bill in the
25. committee and I would ask for your favorable consideration.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Is there any discussion? The question is shall Senate
28. Bill 1514 pass. Those in favor will vote Aye. Those
29. opposed will vote Nay. The voting is open. Have all voted
30. who wish? Have all voted who wish? Take the record. On
31. that question the Ayes are 54, the Nays are 2, 2...none
32. Voting Present. Senate Bill 1514 having received a constitutional
33. majority is declared passed. Senator Guidice, 1515. Senator

1. Bowers, 1528. On the Order of Senate Bills, 3rd reading,
2. Senate Bill 1528. Read the bill, Mr. Secretary.
3. SECRETARY:
4. Senate Bill 1528.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Bowers.
9. SENATOR BOWERS:
10. Thank you, Mr. President. In my district, we have
11. a park district that has a Federal grant of approximately
12. a half a million dollars for the acquisition of territory
13. that lies immediately outside of the park district.
14. This bill is...was introduced to give the park district
15. the power of eminent domain outside of their boundaries.
16. As originally introduced, it was two miles. There was some
17. opposition within the committee. We reduced it to one
18. mile and we also limited it to counties of over four
19. hundred thousand. Therefore, as it presently exists, it's
20. limited to DuPage and Cook County only. In addition to that,
21. Senator Guidice has...I guess Senator Daley offered the
22. amendment. There was an amendment put on which would increase
23. to eighty acres the territory which could be annexed
24. unilaterally by the district. The present limitation is
25. sixty acres of property that is surrounded by one or more
26. districts in a river or lake or whatever that language all
27. adds up to. Senator Knuppel then...became a Christmas tree
28. bill, incidently, Senator Knuppel then introduced an amendment
29. which would permit downstate park districts to introduce
30. revenue bonds for the operation of airports. Those districts
31. which operated airports could issue revenue bonds for that
32. purpose. I know of...well, I...I shouldn't say that. I think
33. there is probably some opposition. I would appreciate a favorable

1. roll call.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? Senator Sangmeister.

4. SENATOR SANGMEISTER:

5. Will the sponsor yield for one question?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Indicates he will yield. Senator Sangmeister.

8. SENATOR SANGMEISTER:

9. Senator Bowers, when you opened your remarks,

10. you said that this park district had property that they

11. could acquire with Federal money immediately outside the

12. park district. Do you mean immediately outside and

13. adjacent to it?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Bowers.

16. SENATOR BOWERS:

17. No, Senator Sangmeister, I'm not sure of the total

18. distance. I...incidentally, this was given to me by

19. Senator Fawell...former Senator Fawell and the two

20. miles was originally put in because that's the power

21. that municipalities have today. That is all municipal

22. cities and villages. have the power to...of eminent-

23. domain within two miles outside their own districts.

24. So, that was the original genesis of the two miles.

25. When the opposition developed, I asked them to run a

26. check and he said that the one mile would encompass

27. all of the property so, we reduced it to one mile.

28. I'm not sure we could reduce it anything less than that

29. and still get all of the property that's under consideration

30. at the present time.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Sangmeister.

33. SENATOR SANGMEISTER:

Well, the reason for the question was that I can see a

1. park district wanting to annex property that is immediately
2. adjacent and just outside the boundaries of the district. but
3. when you start going a mile outside of your park district,
4. I'm not so sure the taxpayers are getting that great of
5. return or that they'll be able to use that property. Maybe
6. they will, maybe they won't, but your explanation does...
7. I understand your explanation.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Further discussion? Senator Soper.

10. SENATOR SOPER:

11. Thank you, Mr. President. Senator Bowers, I remember
12. this gem, and I think Senator Sangmeister brought the point up.
13. In other words, this will not be contiguous to any park
14. district that...property that you own at this time?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Bowers.

17. SENATOR BOWERS:

18. That is correct.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Soper.

21. SENATOR SOPER:

22. And this is...this is, I think...first...first instance,
23. if I remember properly, they want to...they want to create
24. a golf course out there, but at the same time, they want
25. to have a beer license or something for...or liquor license
26. out for that golf course. Now you're within one mile
27. and outside of your own...outside your own territory and you
28. want to, by eminent domain, put a golf course or something
29. out in somebody else's property where all the guys can go
30. and throw around their bottles, that's what it looks like to me.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further discussion? Senator Rhoads.

33. SENATOR RHOADS:

1. Question of the sponsor.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Indicates he will yield. Senator Rhoads,

4. SENATOR RHOADS:

5. Senator Bowers, first of all, how much money is involved

6. in the Federal grant?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Bowers.

9. SENATOR BOWERS:

10. Half a million dollars. A little over five hundred thousand.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Rhoads. Senator Rhoads.

13. SENATOR RHOADS:

14. Does the present law permit annexation of noncontiguous

15. territory and if so, what is the distance?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Bowers.

18. SENATOR BOWERS:

19. Well, number one, we're not talking about annexation.

20. We're talking about acquisition of the fee title.

21. Number two, as far as annexation is concerned, it has to be

22. contiguous. There is no proposal at all for that.

23. Number three, they can already own the property within

24. any limitation outside of their own boundaries. This just

25. adds the power of eminent domain.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Rhoads. Further discussion? Senator Kenneth Hall.

28. SENATOR KENNETH HALL:

29. Will the sponsor yield to a question?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Sponsor indicates he will yield. Senator Hall.

32. SENATOR KENNETH HALL:

33. Senator, one part of the question I was going to ask you has

1. been answered since this is...we're not talking about
2. contiguous property. Now, did you say that it's going to
3. just affect DuPage and some other...did you...did you make
4. that statement?

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Bowers.

7. SENATOR BOWERS:

8. Some smaller county to the east of DuPage, yes Sir.
9. DuPage and Cook County only, Senator.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion? Senator Berning.

12. SENATOR BERNING:

13. The original bill states population of four hundred
14. thousand and over. Is that still in there?
15. Well, Senator, after this next census, that includes my
16. county and my county has consistently been in opposition to
17. annexations of sizable parcels of property, whether it's to the
18. municipality, park district or any other. And I see that
19. this is being increased from sixty acres to eighty acres.
20. I originally opposed the sixty acres. I opposed even ten
21. acres. I...I believe that we are extending the prerogatives
22. of, in this case, a park district far and away beyond
23. what they were originally intended to be. I remember Senator
24. Fawell repeatedly introducing this legislation or something
25. very similar to it, and in my opinion, there isn't anything
26. to...to justify authorizing annexation outside of the
27. immediate boundary of a district. Adjacent to it is one thing,
28. but when it's...acquisition becomes annexation. It's the
29. same thing.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Further discussion? Senator Johns.

32. SENATOR JOHNS:

33. Senator Bowers, would you explain the fourth amendment? Is there

1. really a backdoor referendum in this and explain if you will,
2. please.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Bowers.

5. SENATOR BOWERS:

6. Yes. There is...the amendment was offered by Senator
7. Knuppel. It permits those districts that operate an
8. airport downstate to issue revenue bonds only, not general
9. obligation bonds, but revenue bonds for the purpose of
10. continuing the operation of that airport. It does have a
11. backdoor referendum provision in it.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Johns. No, all right. Any further discussion?
14. Senator Rhoads. Senator Rhoads.

15. SENATOR RHOADS:

16. Thank you, Mr. President. One further question.
17. I realize it's a second time. Senator Bowers, what is it
18. about the Federal grant that requires the eminent domain
19. provision here?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Bowers.

22. SENATOR BOWERS:

23. There is nothing about the Federal grant that requires
24. eminent domain other than the fact that the Federal
25. grant is for a specific limited piece of property. That
26. particular piece of property happens to be located outside
27. the district and without the power of eminent domain, they're
28. kind of at the mercy as far as price is concerned.
29. That's the only problem.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Is there any further discussion? Senator Bowers, do you
32. wish to close the debate?

33. SENATOR BOWERS:

1. Only to...only to clarify something that Senator
2. Berning brought up. Number one, park districts can already
3. acquire property outside of their district with no limitation,
4. so, as far as the first section is concerned, we're not talking
5. about anything new as far as acquisition. We are talking
6. about eminent domain, however. As far as the eighty
7. acres is concerned, if I said that that applies to four
8. hundred thousand counties only, then I think I'm mistaken.
9. I think the eighty acre provision that Senator Guidice
10. put on this bill, would apply throughout the State of Illinois
11. and I'd like to correct that for the record because I think
12. Senator Berning was under the impression that the
13. eighty acre provision which was not part of the original bill,
14. but that it applied only to counties over four hundred thousand,
15. that's simply not true. With that, I would ask for a favorable
16. roll call.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. The question is shall Senate Bill 1528 pass. Those
19. in favor will vote Aye. Those opposed will vote Nay. The
20. voting is open. Have all voted who wish? Have all voted
21. who wish? Take the record. On that question the Ayes are 35,
22. the Nays are 17, 1 Voting Present. Senate Bill 1528
23. having received a constitutional majority is declared passed.
24. Senator D'Arco, for what purpose do you arise?

25. SENATOR D'ARCO:

26. Point of personal privilege, Mr. President.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. State your point, Sir.

29. SENATOR D'ARCO:

30. In the gallery behind me are the students from Reese
31. Elementary School which is in my district and I would please
32. ask that they stand and be recognized by the Senate.

33. PRESIDING OFFICER: (SENATOR ROCK)

SB 1546
5/16

1. Senate Bill...on the Order of Senate Bills, 3rd reading,
2. Senate Bill 1534, Senator Hall. Do you wish to call that?
3. All right. We'll call it back later. 1546, Senator Bloom.
4. On the Order of Senate Bills, 3rd reading, Senate Bill 1546.
5. Read the bill, Mr. Secretary.

6. SECRETARY:

7. Senate Bill 1546.
8. (Secretary reads title of bill)

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Philip. Senator Bloom.

11. SENATOR BLOOM:

12. Thank you, Mr. President. This bill amends the
13. Public Utilities Act in the area of gas curtailment
14. legislation. Presently, your large institutions, like
15. your public housing authorities, hospitals, nursing homes
16. are treated the same as commercial users. This bill
17. has been amended now, so that it does not read
18. quite the way the Synopsis has it on your Calendars.
19. It adds this language, where gas curtailment plans
20. are filed, that the Commerce Commission, with this
21. proviso, provided that preference for service shall be given to
22. those customers serving essential human needs, i.e., the
23. public housing authorities, hospitals, schools, nursing
24. homes and government agencies performing law enforcement
25. functions. This latter language was added at the request
26. of the Secretary of State. Try and answer your questions
27. and I'd ask for a favorable roll call.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Is there any discussion? The question is shall Senate
30. Bill 1546 pass. Those in favor will vote Aye. Those
31. opposed will vote Nay. The voting is open. Have all voted
32. who wish? Have all voted who wish? Take the record. On
33. that question the Ayes are 57, the Nays are none, none Voting

1. Present. Senate Bill 1546 having received a constitutional
2. majority is declared passed. On the Order of Senate Bills,
3. 3rd reading, Senate Bill 1562. Read the bill, Mr. Secretary.

4. SECRETARY:

5. Senate Bill 1562.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Hickey.

10. SENATOR HICKEY:

11. Mr. President, at the present time, the State Department
12. of Public Health is the only one who may seek an injunction
13. when there's infringement of health rules found
14. on inspection. This bill would simply allow local
15. health departments, also, to seek an injunction. It was
16. amended by Senator Schaffer to provide for a notice to be
17. sent to the State Department of Health within ten days
18. after such an injunction is sought. I'll be glad to answer
19. any questions. Seek a favorable roll call. Thank you.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Is there any discussion? The question is shall Senate
22. Bill 1562 pass. Those in favor will vote Aye. Those opposed
23. will vote Nay. The voting is open. Have all voted who wish?
24. Have all voted who wish? Take the record. On that question
25. the Ayes are 47, the Nays are 3, none Voting Present. Senate
26. Bill 1562 having received a constitutional majority is
27. declared passed. Senator Hall, you ready? On the Order of
28. Senate Bills, 3rd reading, Senate Bill 1569. Read the bill,
29. Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1569.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Harber Hall.

3. SENATOR HARBER HALL:

4. Mr. President, this is an appropriation for
5. six hundred and eighty-four thousand dollars to
6. Northern Illinois University for the purpose of building
7. a parking lot. This six hundred and eighty-four thousand
8. dollars will be deposited with the...in the State general
9. fund because the institution has collected these funds and
10. they're excess to their needs, so with the passage of this
11. bill, they will put this money in and we will appropriate
12. it out. I know of no opposition to this bill since they have
13. saved the money and the parking lot is ready to be built.
14. The studies have been performed on it and...and they need
15. the parking lots, so, I would...request your support of it.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Is there any discussion? The question is shall Senate
18. Bill 1569 pass. Those in favor will vote Aye.
19. Those opposed will vote Nay. The voting is open. Have all
20. voted who wish? Have all voted who wish? Take the record.
21. On that question the Ayes are 54, the Nays are 2, none
22. Voting Present. Senate Bill 1569 having received
23. a constitutional majority is declared passed. All right.
24. If I can have the attention of the membership. Will those
25. not entitled to the Floor, please vacate. We...the Senate is
26. honored to have some special guests. The Chair will yield to
27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Thank you, Senator Rock. We are privileged today to have
30. the State High School Class A basketball champs here, the
31. Nashville Hornets. Senator Knuppel brought a team in last
32. week and I know he was very proud of them. However, this team
33. happened to have defeated that team and went through the season
and...and we have a Mr. McClintock, the superintendent, is here

1. today along with Coach Bogle and his whole team. I'm going
2. to throw in a little plug right now. S.I.U. is going to do
3. a little recruiting here, we hope, 'cause we could use some
4. of these players down there and we do have a resolution which I
5. would like to read from at the present time.

6. WHEREAS, The Nashville High School Varsity Basketball
7. team in Nashville, Illinois captured the coveted Illinois
8. State High School Class A basketball tournament last
9. month in Champaign - Urbana; and

10. WHEREAS, The Hornets, ably coached by Mr. Bob Bogle,
11. won the crown by decisively defeating Havana fifty-four
12. to thirty-eight in the championship contest following
13. preliminary tournament victories over Mason City and
14. Providence; and

15. WHEREAS, Coach Bogle's versatile team was noted for its
16. excellent fast break, tenacious zone and man to man
17. presses and good offensive as well as defensive balance; and

18. WHEREAS, The team's participation in the State
19. tournament ended a long drought since 1949 was the last year
20. that Nashville made it to the tourney; therefore, be it

21. RESOLVED BY THE SENATE OF THE EIGHTIETH GENERAL
22. ASSEMBLY OF THE STATE OF ILLINOIS, the House of Representatives
23. concurring herein, that we heartily congratulate the Nashville
24. Hornets and their outstanding coach, Bob Bogle, upon
25. winning the 1978 Class A Illinois State High School
26. Basketball Tournament, that we wish the team, the coach
27. and the school continued success on the hard court in years
28. to come; and be it further

29. RESOLVED, That a suitable copy of this preamble and
30. resolution be presented to the school as a formal and lasting
31. expression of the respect and esteem in which this fine
32. basketball team, where fundamentals and discipline and team
33. work carried them to glory, is held by the members of this
Chamber.

1. Adopted by the Senate, April 28th, 1978. Signed,
2. Thomas C. Hynes, President, and William A. Redmond, Speaker.
3. At this time, I would like to introduce Mr. McClintock, the
4. superintendent of this fine school in my district.

5. MR. McCLINTOCK:

6. Mr. President. Thank you. Mr. President,
7. Senator Buzbee, members of the Senate. It's certainly
8. a pleasure for us to be up here today. We feel quite
9. honored that you take time from your busy schedule to honor
10. our ball club. At this time, I know you would like to meet
11. all of the members of the basketball team, so it's my
12. pleasure to introduce our varsity basketball coach, Coach
13. Bob Bogle.

14. MR. BOGLE:

15. Thank you. Mr. President and members of the Senate.
16. I'd like to take this opportunity to introduce the
17. members of our varsity squad. First, the varsity assistant
18. basketball coach, Don Hawkins. Start over here on your
19. right, my left, with the introduction of the managers
20. and the players. The big one in the back is John Jankowski,
21. Roger Bochek, Manager Matt Swinford, Jim Dalmon,
22. Brad Rowman, Randy Ruggles, Barry, you're so small, I
23. forgot you, Barry Morris, forgot him back there, he's a
24. play maker, I don't want to forget him. He's the one that
25. fed the ball to the big men. Rich Darring, Roger Stig,
26. Keith Mashoff, Mike Broviak, Mike Preese. One squad member
27. unable to attend, Paul Patton, has an all star game
28. that he will participate in this Thursday and he has practice
29. this afternoon. For the members of the squad, varsity team,
30. I'd like to thank you for the opportunity and the invitation
31. to have us appear here. Thank you, very much.

32. SENATOR BUZBEE:

33. Coach Bogle, I would like to present this Senate Resolution

1. to you in behalf of all the members of the Senate and I think
2. that as you all can notice, Coach Bogle is probably the
3. youngest coach to ever coach a State championship team.
4. And congratulations to you once again.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Knuppel, for what purpose do you arise?

7. SENATOR KNUPPEL:

8. I just have one question, one comment. I want to know
9. if Senator Buzbee bought their lunch. I did the
10. Havana group and that cost me about fifty-seven bucks and
11. secondly, I don't want them to be offended because my name
12. isn't on the resolution because I didn't introduce
13. a resolution for the Havana team because I don't believe in
14. resolutions and the third thing is, I want this Body to know
15. that Havana has a date with those people on Saturday night,
16. next March same place, same time, because both of these
17. teams are junior and sophomore ball clubs and I expect to see
18. both of them in the championship game next year.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. The Chair will only comment that Senator Buzbee has
21. yet to buy lunch for anybody. On the Order of Senate
22. Bills, 3rd reading, Senate Bill 1608, Senator Grotberg.
23. That...that is to be recalled, Senator Grotberg, for an
24. amendment? We'll get back to that, okay? We're going to try
25. to roll here. Senate Bill 1627, Senator Demuzio. On the
26. Order of Senate Bills, 3rd reading, Senate Bill 1627. Read
27. the bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 1627.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Demuzio.

SENATOR DEMUZIO:

1. Thank you...thank you, Mr. President. Senate Bill 1627
2. appropriates fifty-five thousand five sixty to the Department
3. of Agriculture from the Agricultural Premium Fund for the
4. reconstruction of a beef and dairy barn at the Pike County
5. Fairgrounds in Griggsville. This building was...was
6. destroyed by the...an ice storm on March the 7th of 1978
7. and I'd ask for your favorable support.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Is there any discussion? Senator Sommer.

10. SENATOR SOMMER:

11. Mr. President and members. This project is not
12. budgetd, but we usually and traditionally fund these kinds
13. of things and it's up to the members here to make the
14. decision.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Question is shall Senate
17. Bill 1627 pass. Those in favor will vote Aye. Those
18. opposed will vote Nay. The voting is open. Have all voted
19. who wish? Have all voted who wish? Take the record.
20. On that question the Ayes are 54, the Nays are none, 1
21. Voting Present. Senate Bill 1627 having received a
22. constitutional majority is declared passed. Senator
23. Knuppel, 1634. On the Order of Senate Bills, 3rd reading,
24. Senate Bill 1634. Read the bill, Mr. Secretary.

25. SECRETARY:

26. Senate Bill 1634.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Senate Bill 1634 is...is designed to prevent the extension of
33. capital stock taxes primarily against rural electric cooperative

1. which have been excluded by administrative fiat for the
2. last forty years. The present administration, in an attempt
3. to...to assess these...Attorney General's opinion that they
4. could be assessed. It would be a very difficult burden
5. at the present time, particularly in central Illinois,
6. where many of these coops were severely injured by the
7. ice storm and had to borrow as much as three and six million
8. dollars. And additional tax now extended against them,
9. would be passed onto the consumer and would be an additional
10. burden. Actually, there have...they...as I say, all the
11. directors and people who have been there for the last forty
12. years, are not-for-profit corporations. They're rural
13. type of...well, not a utility, but a rural type of a utility
14. in a sense, which have never paid. This will cost the State
15. no revenue, nor local government, either. All it does is say
16. that if they have not heretofore been assessed, they will
17. not now be assessed.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Is there any discussion? The question is shall Senate
20. Bill 1634 pass. Those in favor will vote Aye. Those opposed
21. will vote Nay. The voting is open. Have all voted who wish?
22. Have all voted who wish? Take the record. On that question
23. the Ayes are 53, the Nays are none, none Voting Present.
24. Senate Bill 1634 having received a constitutional majority is
25. declared passed. Secretary informs the Chair that the next
26. two bills have amendments pending so that we will just keep
27. going. 1680 is mine. We'll skip that. 1689, Senator Egan.
28. On the Order of Senate Bills, 3rd reading, Senate Bill 1689.
29. Read the bill, Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1689.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Egan.
3. SENATOR EGAN:
4. Thank you, Mr. President and members of the Senate.
5. Senate Bill 1689 as amended, allows for electronically
6. computerized ticket outlet sales...places to charge a
7. reasonable fee for that service so that the purchaser of the
8. ticket does not have to go to the home base. It requires,
9. pursuant to an amendment that Senator Glass has affixed to the
10. bill, that the owner of the institution selling tickets give
11. permission for that...that service charge and it does simply
12. that and nothing more and I commend it to your favorable
13. consideration.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Is there any discussion? Senator Netsch.
16. SENATOR NETSCH:
17. Thank you. I don't understand, if the sponsor would yield
18. for a question, please.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Sponsor indicates he will yield. Senator Netsch.
21. SENATOR NETSCH:
22. Thank you. I don't understand why they would be prohibited
23. from charging just as a private business. I'm not quite
24. clear. I'm not adverse to their charging. I don't really care
25. much what they do, but I'm not quite clear why legislation
26. is needed to make this possible.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Senator Egan.
29. SENATOR EGAN:
30. Yes, that's precisely why this bill was introduced because
31. the Anti-Scalping Act is somewhat vague and this clarifies it so that
32. there is no mistake. The fact is that it...it...it may be
33. accused of being a scalping operation which it, in fact, is not

1. and it merely clarifies the existing Anti-Scalping law.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Any further discussion? The question is shall Senate Bill

4. 1689 pass. Those in favor will vote Aye. Those opposed

5. will vote Nay. The voting is open. Have all voted who wish?

6. Have all voted who wish? Take the record. On that question

7. the Ayes are 54, the Nays are none, none Voting Present.

8. Senate Bill 1689 having received a constitutional majority

9. is declared passed. On the Order of Senate Bills, 3rd reading,

10. Senate Bill 1696. Read the bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 1696.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Coffey.

17. SENATOR COFFEY:

18. Mr. President and members of the Senate. This is a

19. bill similar to the ones that passed earlier that had to return

20. back to 2nd reading for an amendment. It is just...it creates

21. an Act to release the access land in Clark County back to the

22. original owner and at a fair market value. I'll be glad

23. to answer any questions.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Is there any discussion? Senator Maragos.

26. SENATOR MARAGOS:

27. I thought we gave you a birthday present a couple

28. of weeks ago, Max.

29. SENATOR COFFEY:

30. This...this is just the after effects.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further discussion? All right. The question is shall Senate

33. Bill 1696 pass. Those in favor will vote Aye. Those opposed

1. will vote Nay. The voting is open. Have all voted who wish?
2. Have all voted who wish? Take the record. On that question
3. the Ayes are 56, the Nays are none, none Voting Present.
4. Senate Bill 15...1696 having received a constitutional majority
5. is declared passed. On the Order of Senate Bills,...

6.

7.

8.

9.

10.

11.

12.

13.

End of reel

14.

15.

16.

17.

18.

19.

20.

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.

- 1.
2. 3rd reading. Senate Bill 1704. Read the bill, Mr.
3. Secretary.
4. SECRETARY:
5. Senate Bill 1704.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Wooten.
10. SENATOR WOOTEN:
11. Thank you, Mr. President. This bill is designed to respond
12. to a concern of Governor Thompson in the funding for CONVOCOM
13. the Public Television Network in west central Illinois. In his
14. Veto Message he said that there was not statutory provision for
15. such inter-institutional cooperation with not-for-profit
16. cooperations. This bill permits that cooperation and Senator
17. Regner placed on an amendment which narrowly defines for the
18. purpose of public television. I'd be glad to answer any questions
19. and ask for a favorable roll call.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Is there any discussion? Question is, shall Senate Bill
22. 1704 pass. Those in favor will vote Aye. Those opposed will
23. vote Nay. The voting is open. Have all voted who wish? Have
24. all voted who wish? Take the record. On that question, the
25. Ayes are 51, the Nays are 1, 2 Voting Present. Senate Bill
26. 1704 having received the constitutional majority is declared
27. passed. 1705, Senator Egan, No. 1723, Senator McMillan. On
28. the Order of Senate Bills, 3rd reading, Senate Bill 1723. Read
29. the bill, Mr. Secretary.
30. SECRETARY:
31. Senate Bill 1723.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator McMillan.
3. SENATOR McMILLAN:
4. Thank you, Mr. President. First a word about what this bill
5. is not. This is not the bill that will take care of some of the
6. pressing present problems which have resulted from a couple of
7. grain elevators that have gone bankrupt and left a lot of farmers
8. with a big financial problem. That particular problem is being
9. dealt with with a bill that is over in the House that deals with grain
10. dealers. This particular bill deals with grain warehouses and it
11. updates and revises the regulations. It makes them current with
12. the present practices in grain marketing. It makes some changes
13. that have been made necessary by recent reimplementaion of
14. Federal farm programs and from all the work that has been done
15. on it over a couple of years it's clear that this does bring
16. the present Act up to present operating standards provides
17. additional protection for people who have placed grain in the
18. warehouses but also makes the rules such that grain warehouse
19. operators can operate those warehouses in a reasonable fashion.
20. I seek a favorable roll call.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Is there any discussion? The question is, shall Senate Bill
23. 1723 pass. Those in favor will vote Aye. Those opposed will vote
24. Nay. The voting is open. Have all voted who wish? Have all
25. voted who wish? Take the record. On that the question, the Ayes
26. are 57, the Nays are None. None Voting Present. Senate Bill 1723
27. having received the constitutional majority is declared passed.
28. 1737. Hold. 1746. Senator Nimrod. On the Order of Senate Bills,
29. 3rd reading. Senate Bill 1746. Read the bill, Mr. Secretary.
30. SECRETARY:
31. Senate Bill 1746.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

S.B. 1755
May 16, 1978
Reel 3

- 1. PRESIDING OFFICER: (SENATOR ROCK)
- 2. Senator Nimrod.
- 3. SENATOR NIMROD:
- 4. Yes, Mr. President, my attention has just been called to a fact
- 5. that a...an amendment might have been put on erroneously and I
- 6. would like to this out of the record.
- 7. PRESIDING OFFICER: (SENATOR ROCK)
- 8. All right. Take it out of the record. 1747, Senator Merlo.
- 9. Hold. 1749, with leave of the Body we'll come back to that
- 10. when I get off the podium. 1753, Senator Bloom. 1755, Senator
- 11. Walsh. On the Order of Senate Bills, 3rd reading. Senate Bill
- 12. 1755. Read the bill, Mr. Secretary.
- 13. SECRETARY:
- 14. Senate Bill 1755.
- 15. (Secretary reads title of bill)
- 16. 3rd reading of the bill.
- 17. PRESIDING OFFICER: (SENATOR ROCK)
- 18. Senator Walsh.
- 19. SENATOR WALSH:
- 20. Mr. President and members of the Senate. The Sun Times
- 21. Better Government Association investigation of the operation
- 22. of the Mirage Tavern revealed that numerous coin operated
- 23. amusement devices do not actually become licensed by the State
- 24. of Illinois notwithstanding the fact that the current Statute
- 25. requires that they be licensed. The current law provides
- 26. that the license fee of ten dollars per coin slot be imposed
- 27. on every amusement device. This bill would increase the...the
- 28. tax to fifty dollars per machine. So for a machine which had
- 29. two slots it would go from twenty dollars to fifty dollars.
- 30. For a machine which would have one slot it would go from ten
- 31. to fifty. It would also provide that an offense under the Act
- 32. be increased from a petty offense to a Class A misdemeanor.
- 33. Unfortunately under the present law if one does not actually buy

1. a decal and pay the tax and the machine is confiscated by the
2. State, it is only necessary for a person to pay twenty-two
3. dollars, that is double the...double the tax plus ten percent
4. in order to get the machine back. The effect is that many of
5. the machines are not licensed and much revenue is lost to the
6. State. I believe this is a good bill and I would urge your
7. support.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Is there any discussion? Senator Mitchler.

10. SENATOR MITCHLER:

11. I have some questions to ask the sponsor.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. The sponsor indicates he will yield. Senator Mitchler.

14. SENATOR MITCHLER:

15. I have no quarrel with the tightening up of the Statute
16. as brought out for a need for it to be done by the Mirage case.
17. Now this providing for the purchase of a license tag to be
18. attached to each machine, excellent. Increase the...certain
19. violations from petty offense to Class A misdemeanor, excellent.
20. And change the penalty from retrieving a confiscated amusement
21. device to five hundred dollars plus the cost of seizure, excellent,
22. but why are you increasing the Privilege Tax, the annual Privilege
23. Tax from ten dollars to fifty dollars per slot? Now that's a
24. sizable increase. Now there are many people in this business
25. that are not violating, that are purchasing their...their...what
26. do they call them Privilege Tax and their...their tags, but as
27. the result of somebody doing something wrong in one community they're
28. going to get socked with a great big increase from ten dollars
29. to fifty dollars. Now how can you justify that to the people
30. that are doing right and are not wrongdoing, as the Mirage case
31. revealed, in certain areas of Chicago and Cook County?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Walsh.

1. SENATOR WALSH:

2. Well, the only...only way I can respond to that I...I
3. don't know of any...of any fee or tax imposed by the State that
4. is as low as ten dollars unless it be maybe a hunting or a fishing
5. license. I'm not familiar with that. In order for the department
6. to administer the law they must have a Privilege Tax which would
7. be commensurate with the cost of administering it. And fifty
8. dollars does not appear to me to be an unreasonable amount to
9. operate the device for one year. I might point out that the
10. City of Chicago license for the same type of machine is seventy-
11. five dollars.

12. PRESIDING OFFICER:(SENATOR ROCK)

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. Well, Senator Walsh, the thing that I point out and I point
16. it out to all members of the Body. I have no quarrel for
17. increasing the penalties and getting at the people that are
18. violating the Act by not paying their fee. But also in here is
19. a very sizable tax increase. Now if you want to vote for a tax
20. increase then you vote for the bill in its present form. Now
21. I'm going to ask you, how much additional revenue will this
22. bring in by increasing it from ten dollars to fifty dollars.
23. Now that...that's statewide. That's not...somebody down in
24. Carbondale or the Southern part of the State is going to get
25. hit with something that happened up in Chicago and Cook County
26. and after they get that tax then they can come to you and you
27. can tell them, yes, I'm the Senator that increased it from ten
28. dollars to fifty dollars. Now you justify to me where the
29. Department of Registration and Education needs that large of
30. a tax increase. How much do they collect now? How much would
31. they collect under the fifty dollar new charge and what do they
32. spend it for?

33. PRESIDING OFFICER:(SENATOR ROCK)

1. Senator Walsh.

2. SENATOR WALSH:

3. First, let me point out again, that this is the Department
4. of Revenue which would administer this Act and not the Department
5. of Registration and Education. Presently, the department raises
6. approximately one half million dollars and it is expected that
7. if it's four times that there will be an additional two million.
8. It might be more because we have seen that many...many people
9. are just ignoring it at the present level and for ten dollars
10. they might just well take a chance and not pay anything and not
11. be discovered. So in order for the department to have the where-
12. withal to investigate and administer the Act...a fifty dollar
13. fee did not seem unreasonable.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Mitchler.

16. SENATOR MITCHLER:

17. Well, my closing remarks I'm going to point it out that
18. you have a tax increase and the annual Privilege Tax from ten
19. dollars to fifty dollars for operating amusement devices, coin
20. operated and the people that have not violated this throughout
21. the State and you've had...pointed out at one area in the Mirage
22. case I believe in increasing the fines, going into that area
23. and making certain that they pay their tax and they're not getting
24. out of paying the tax and if you'd get the nonpayers to pay it
25. up you'd have more revenue. But don't cause somebody to go from
26. ten dollars to fifty dollars 'cause when you get back to your
27. district and they have to pay that tax you're going to be the
28. one that increased the tax and I don't think you'll have the
29. second floor standing up for you and say, oh no, no, no, that's
30. all right that it's okay we need the money and so forth. I'm
31. going to vote No on this bill, not because of the increased
32. penalties but because of the increased tax from ten dollars
33. to fifty dollars on those people that are not violating the

SB 1777
3rd Reading
5-16-78

1. Act as it now exists.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. Further discussion? Senator Walsh, you may close the debate.

4. SENATOR WALSH:
5. Well, just...just briefly, Mr. President and members of the
6. Senate. I'm sorry that the people to whom the Senator refers
7. were not in committee when the bill was heard. There was no
8. testimony in opposition to this bill and as the membership will
9. note it passed out of committee with unanimous affirmative vote.
10. It seems to me, once again, that this is a good bill and I would
11. urge your support.

12. PRESIDING OFFICER: (SENATOR ROCK)
13. Question is, shall Senate Bill 1755 pass. Those in favor
14. will vote Aye. Those opposed will vote Nay. The voting is open.
15. Have all voted who wish? Have all voted who wish? Take the
16. record. The sponsor has requested that consideration be post-
17. poned. So ordered. 1760, Senator Newhouse. 61 and 62, hold
18. also. 1777, Senator Leonard. On the Order of Senate Bills, 3rd
19. reading. Senate Bill 1777. Read the bill, Mr. Secretary.

20. SECRETARY:
21. Senate Bill 1777.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR ROCK)
25. Senator Leonard.

26. SENATOR LEONARD:
27. This is an Act that simply says if you advertise as a notary
28. public in a language other than English you must make it clear
29. that you're not a lawyer. That you can continue to practice,
30. but you practice as a notary public. Now this is because in
31. some foreign languages particularly Spanish, there is a
32. confusion with people coming from Mexico think that when they
33. get the notary publico they are obtaining the services of a

1. lawyer and there have been some disasterous results of this.
2. I...I'll answer any questions. I'd like a favorable roll call.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Is there any discussion? Question is, shall Senate Bill
5. 1777 pass. Those in favor will vote Aye. Those opposed will
6. vote Nay. The voting is open. Have all voted who wish? Have
7. dll voted who wish? Take the record. On that question, the Ayes
8. are 55, the Nays are None. None Voting Present. Senate Bill 1777
9. having received the constitutional majority is declared passed.
10. The Chair has been requested...to ask leave of the Body to go
11. back to two bills where amendments were supposedly going to be
12. proffered and they were found to be necessary. On the Order of
13. Senate Bills, 3rd reading, Senate Bill 1746. Read the bill, Mr.
14. Secretary.

15. SECRETARY:

16. Senate Bill 1746.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Nimrod.

21. SENATOR NIMROD:

22. Yes, Mr. President, thank you and Ladies and Gentlemen of
23. the Senate. This bill was necessary because the brochure of
24. the Department of Revenue indicated to the Senior Citizens that
25. they had until December 31st of 1978 in order to file for the
26. 1978 Circuit Breaker and what happened is that in the committee
27. there was suggested that we...because a number of the returns
28. came in last year for '73, '74 and '75 that we will allow a few
29. months for those people who did not...were unable to get those
30. bills and when they filed them with various Legislative offices.
31. The bill was amended to include this at the request of Senator
32. Egan and I would be glad to answer any questions or ask for a
33. favorable roll call.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Any discussion? The question is, shall Senate Bill 1746
3. pass. Those in favor will vote Aye. Those opposed will vote
4. Nay. The voting is open. Have all voted who wish? Have all
5. voted who wish? Take the record. On that question, the Ayes
6. are 57, the Nays are None. None Voting Present. Senate Bill
7. 1746 having received the constitutional majority is declared
8. passed. On the Order of Senate Bills, 3rd reading, Senate Bill
9. ...Senator Johns, for what purpose do you arise?
10. SENATOR JOHNS:
11. With the permission of the Body and the chief sponsor,
12. Senator Nimrod, I'd like to ask if I might have leave to co-
13. sponsor that bill with you.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. You've heard the request. Is leave granted? So ordered.
16. Senator Lemke.
17. SENATOR LEMKE:
18. On a point of personal privilege. I'd like to introduce
19. the students from Harrison High...Harrison Technical High
20. School, which is my alma mater and the alma mater of many
21. great people like Benny Goodman and Kupcinent.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Will our guests in the gallery please stand and be recognized
24. by the Senate. On the Order of Senate Bills, 3rd reading, Senate
25. Bill 1674. Read the bill, Mr. Secretary.
26. SECRETARY:
27. Senate Bill 1674.
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Senator Vadalabene.
32. SENATOR VADALABENE:
33. Yes, thank you, Mr. President and members of the Senate.

SB 1790
5/16/78
3rd Reading

1. Senate Bill 1674 is the annual authorization to the Bi-State
2. Metropolitan Development District. This bill will extend to
3. Fiscal Year '79 the existing special conditions regarding the
4. funding of the Bi-State District operating deficit. The
5. Department of Transportation supports this bill and I would
6. appreciate a favorable vote.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Is there any discussion? The question is, shall Senate
9. Bill 1674 pass. Those in favor will vote Aye. Those opposed
10. will vote Nay. The voting is open. Have all voted who wish?
11. Have all voted who wish? Take the record. On that question,
12. the Ayes are 54, the Nays are None. None Voting Present. Senate
13. Bill 1674 having received the constitutional majority is declared
14. passed. The Chair has been informed that it is the intention
15. to go about another twenty minutes on the Calendar and then we
16. will call back those bills on 3rd reading that have been found
17. necessary to be amended. So we'll try to get all of those done
18. so that they're in a position to pass tomorrow. On the Order of
19. Senate Bills, 3rd reading is Senate Bill 1790. Senator Berman.
20. On the Order of Senate Bills, 3rd reading, Senate Bill 1790.
21. Read the bill, Mr. Secretary.

22. SECRETARY:

23. Senate Bill 1790.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Berman.

28. SENATOR BERMAN:

29. Thank you, Mr. President. Senate Bill 1790 seeks to
30. clarify some language in the Revenue Act dealing with the
31. penalty that is added when a personal property taxpayer fails
32. to file a Personal Property Tax schedule. The purpose of the
33. bill is merely to indicate that the penalty shall not be

1. cumulative from year to year. It has been...the question has
2. been raised that under the existing language without this
3. clarification you could be adding penalty upon penalty creating
4. a false assessed valuation regarding Personal Property Taxes.
5. I'd be glad to respond to any questions and solicit a favorable
6. vote.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any discussion? Senator Berning.

9. SENATOR BERNING:

10. Senator, it was always my understanding that a defaulted
11. Personal Property Tax bill automatically implied that the
12. penalty would be carried forward to the next year. What is
13. the reasoning for making this change now then?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Berman.

16. SENATOR BERMAN:

17. Well, your...your impression is the reason for the...for
18. the bill. My conversations with people in the Personal Property
19. Tax field including the Assessors Office indicates that...that
20. the penalty is a penalty that is added fifty percent to the
21. assessment and that the following year or whatever the assessment
22. is a new fifty percent penalty of that assessment is added for
23. the failure to file the schedule in that particular year. It is
24. not the intent and that this bill...spells that out that a penalty
25. be added upon a penalty...Now in actuality, you never collect
26. this penalty upon penalty. If it goes to suit what happens is
27. when they come into court with income tax returns...the actual
28. income tax returns are used for the determination and all that
29. we're doing is building a false Personal Property Tax assess-
30. ment which is never collected.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Berning.

33. SENATOR BERNING:

1. Well, I...I think, at least to a degree, you are directing
2. your comments to Cook County. I...I recognize that the Personal
3. Property Tax is not collected or if it is, it is collected on
4. an adjusted or an agreed reduced basis, but I...I suspect
5. that this 1790 and unfortunately I don't have the bill in front
6. of me, I suspect that this applies State-wide and I must disagree
7. with what you imply is the intent. My recollection from years
8. back is that our penalties were carried forward and ultimately
9. were collected in Lake County.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion? Senator Rhoads.

12. SENATOR RHOADS:

13. A question to the sponsor.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Indicates he will yield. Senator Rhoads.

16. SENATOR RHOADS:

17. Senator Berman, now we're...we're talking here about
18. corporations only. Is that correct? Corporate persons, is
19. that what the term of art you're using?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Berman.

22. SENATOR BERMAN:

23. Well, the...the bill amends the Revenue Act as relates to
24. those who are required to file a Personal Property schedule. It
25. doesn't redefine those persons, but...you know, generally, you
26. are right, but it...it...I think it's broader than just
27. corporations. It's partnerships and trusts and et cetera. They
28. are all included also. This bill doesn't touch that subject.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Further discussion? Senator Maragos.

31. SENATOR MARAGOS:

32. Will the sponsor yield to a question?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Indicates he will yield. Senator Maragos.

2. SENATOR MARAGOS:

3. Senator Berman, isn't it true that this is necessary to

4. avoid the confusion especially in the areas of the school formulas...

5. school aid formulas 'cause sometimes by the extensions they give

6. a false impression that this money is being given to the school

7. districts and other taxing bodies when, in effect, it is not.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Berman.

10. SENATOR BERMAN:

11. That's correct.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Berman, you wish to close

14. the debate? Question is, shall Senate Bill 1790 pass? Those in

15. favor will vote Aye. Those opposed will vote Nay. The voting is

16. open. Have all voted who wish? Have all voted who wish? Take

17. the record. On that question, the Ayes are 56, the Nays are

18. None. None Voting Present. Senate Bill 1790 having received the

19. constitutional majority is declared passed. 1792, Senator

20. Guidice. 1798, Senator Carroll. 1800, Senator Lane. 1802,

21. Senator Walsh. On the Order of Senate Bills, 3rd reading, Senate

22. Bill 1802. Read the bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 1802.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Walsh.

29. SENATOR WALSH:

30. Mr. President and members of the Senate. Senate Bill 1802

31. provides just as the synopsis indicates. That high school

32. districts would be permitted to provide a transportation to

33. both public and non-public elementary school pupils. This bill

1. is necessitated because of a problem that has arisen in my
2. district in Lyden Township where elementary students attending
3. non-public schools had in the past been receiving transportation
4. from the public high school district. And the Office of Education
5. has recently disallowed a claim saying that they were not permitted
6. to do so under the Transportation Act. The Office of Education
7. has prepared this bill and has indicated its support and I
8. would urge the support of the membership.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Is there any discussion? The question is, shall Senate
11. bill 1802 pass? Those...Senator Berman, for what...Senator
12. Berman.

13. SENATOR BERMAN:

14. Will the sponsor yield?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Indicates he will yield. Senator Berman.

17. SENATOR BERMAN:

18. There was some questions raised on the...in the committee
19. regarding the letting a...an elementary district off the hook
20. for its tax levy for transportation. Has this bill been amended
21. since it came out of committee?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Walsh.

24. SENATOR WALSH:

25. No, it hasn't, Senator.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Berman.

28. SENATOR BERMAN:

29. Well, the point that was raised in committee and I merely
30. want to call to the Body's attention that under the wording of
31. this bill and I regret that the department...that the Illinois
32. Office of Education hasn't followed through on...on the questions
33. that were raised in committee. The high school district could

1. make the...the expenditure for the transportation and claim the
2. reimbursement and the local elementary district need not file
3. a claim and need not pursue its tax levy. It's...becomes a
4. highly technical procedure but I can merely suggest and one of
5. the reasons I'm not going to support the bill at this time is
6. because a local...an elementary district could walk away from
7. its obligations to pick up its fair share of the cost of
8. transportation under the existing wording of the bill. I don't
9. think that the sponsor's intent but I do think that an amendment
10. is necessary to clarify this possibility and until that amend-
11. ment is put on I'm going to have to vote Present.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Walsh, you wish to close
14. the debate?

15. SENATOR WALSH:

16. Well, Mr...Mr. President and members of the Senate. That
17. question was raised by Senator Berman at the committee hearing
18. and I thought it had been resolved. He was the...as I recall
19. the only negative vote in the committee. The purpose of the
20. bill as I said, is quite clear and I think the bill would
21. provide for the...for the problem which exists in...in my
22. district and I...I think in suburban Cook districts and
23. possibly in the outlying...neighboring counties. I don't see
24. the problem which he...which he raises and I would just urge
25. the support of the...of the Senate. This is the situation
26. where...where private school students are...have been getting
27. transportation from high school districts. In the...in
28. suburban Cook very few of the elementary school districts
29. actually provide transportation because very few of those
30. districts have students that live more than a mile and a half
31. away from their home. So I just don't see the problem that the
32. Senator raises and I would urge your support.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Berman, for what purpose do you arise?
2. SENATOR BERMAN:
3. Could I point out a...an item that has just been called
4. to my attention and...
5. PRESIDING OFFICER: (SENATOR ROCK)
6. With leave of the Body...Senator Berman.
7. SENATOR BERMAN:
8. I've just been handed a memo dated today from Illinois
9. Office of Education which points out that the possibility
10. that I raised could, in fact, take place and I don't know
11. if the sponsor is aware of this memo that the...that the...the
12. State would lose the local elementary district qualifying amount
13. and this could have a substantial impact on State revenues if
14. this bill is passed this way. Now if the memo was dated today
15. the sponsor may not be aware of it and I would merely ask that
16. if you would take the bill out so that you could...out of the
17. record so that we could...
18. PRESIDING OFFICER: (SENATOR ROCK)
19. The sponsor indicates...
20. SENATOR BERMAN:
21. ...take a look at it.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Take it out of the record, Mr. Secretary. 1816, Senator
24. Joyce. 1822, Senator Leonard. 1830, Senator Weaver. 1835,
25. Senator Bruce...On the Order of Senate Bills, 3rd reading,
26. Senate Bill 1835. Read the bill, Mr. Secretary.
27. SECRETARY:
28. Senate Bill 1835.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Bruce.
33. SENATOR BRUCE:

1. Thank you, Mr. President and members of the Senate. This
2. will correct an error or at least a problem that has developed
3. with the State Employees Group Insurance Program. The Act
4. began in January of 1972 and we included only State employees
5. and they could then have their dependents covered at their
6. option. Representative Clabaugh, a year later asked that
7. annuitants in the pension program be added to...to the program
8. and that was done over some objection. What has happened since
9. 1973 is several people have retired from State service with
10. the understanding that they would continue on the State
11. Employees Group Insurance programs so long as they were alive.
12. A problem developed last January when we found out that one or
13. more systems were notifying annuitants that they were eligible
14. for the State Employee Group Insurance Program even though they
15. had not put in the requisite eight years. An opinion was...
16. requested by...from the Attorney General and he replied that
17. unless the eight years of service had been had those people could
18. not be in the group insurance program. What we have done though,
19. is two hundred and seventy-one people who were notified by the
20. State of Illinois that they were, in fact, eligible for benefits
21. and if they took early retirement have now been denied those
22. benefits. This problem came before the Group Insurance Advisory
23. Commission last week. It was a unanimous decision of the
24. commission that we change the Act so that those two hundred and
25. seventy-one people who detrimentally relied upon the State's
26. explanation of the program retired early and now are denied
27. those benefits that they be included and henceforth after January
28. of this year no retiree who has less than eight...eight years
29. of service would be covered. That's the genesis of the problem.
30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any discussion? Senator Rupp.

32. SENATOR RUPP:

33. Thank you, Mr. Speaker...Mr. President. I just rise in

1. favor of this bill because it is a...an opportunity to adjust
2. something that was incorrect and we do ask for a favorable roll
3. call.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Don Moore.

6. SENATOR DON MOORE:

7. Will the sponsor yield to a question?

8. PRESIDING OFFICER:(SENATOR ROCK)

9. The sponsor indicates he will yield. Senator Moore.

10. SENATOR DON MOORE:

11. Senator, do you have an estimate as to the fiscal impact?
12. How much is...will this bill cost in the event it is enacted?

13. PRESIDING OFFICER:(SENATOR ROCK)

14. Senator Bruce.

15. SENATOR BRUCE:

16. The bill will cost approximately seventy-five thousand
17. dollars a year in Fiscal '79. Each year it will cost less
18. as these people expire. Die.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? The question is, shall Senate Bill
21. 1835 pass? Those in favor will vote Aye. Those opposed will
22. vote Nay. The voting is open. Have all voted who wish? Have
23. all voted who wish? Take the record. On that question, the Ayes
24. are 46, the Nays are 7. None Voting Present. Senate Bill 1835
25. having received the constitutional majority is declared passed.
26. 1848, Senator Coffey. On the Order of Senate Bills, 3rd reading,
27. Senate Bill 1848. Read the bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 1848.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Coffey.

1. SENATOR COFFEY:

2. Mr. President and members of the Senate. This bill authorizes
3. the Department of Transportation to convey certain real property
4. approximately twelve thousand seven hundred and fifty square feet
5. to the Coles County Lincoln Trail Fire Protection District. I
6. would ask for a favorable vote.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Is there any discussion? The question is, shall Senate
9. Bill 1848 pass? Those in favor will vote Aye. Those opposed
10. will vote Nay. The voting is open. Have all voted who wish?
11. Have all voted who wish? Take the record. On that question,
12. the Ayes are 55, the Nays are None. None Voting Present. Senate
13. Bill 1848 having received the constitutional majority is declared
14. passed. 1852, Senator McMillan. 53...1856, Senator Regner.
15. 59, Senator Coffey. On the Order of Senate Bills, 3rd reading,
16. Senate Bill 1859. Read the bill, Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1859.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Coffey.

23. SENATOR COFFEY:

24. Mr. President and members of the Senate. This is the last
25. bill you have to listen to me from. 1859 will be the last and
26. it vacates highway easements in Cumberland County the same as
27. the...the previous bills. I would just like to mention that in
28. this group of bills I know many of you feel that they're not
29. an emergency. We're putting revenue of about fifty-one thousand
30. dollars for us to have to use on State expenditures. We're
31. keeping on that forty-eight acres that we are transferring back
32. to the landowners. We will no longer have to maintain. It will
33. save us some money at the Department of Transportation and it

1. will also put it back on the tax rolls so we can gain revenue
2. on this property again. And I ask for a favorable roll call.
3. PRESIDING OFFICER: (SENATOR ROCK)
4. Any discussion? Senator Schaffer.
5. SENATOR SCHAFFER:
6. If...if the sponsor would yield for a question?
7. PRESIDING OFFICER:(SENATOR ROCK)
8. Indicates he will yield. Senator Schaffer.
9. SENATOR SCHAFFER:
10. Senator, I don't understand. Senator Vadalabene has been
11. trying to get us to pave his entire district over and you seem
12. to be trying to get us to give all the roads back to the
13. original owners. Is this a philosophical difference or is that
14. just the one side of the State versus the other?
15. PRESIDING OFFICER:(SENATOR ROCK)
16. Senator Coffey.
17. SENATOR COFFEY:
18. Well, Senator Vadalabene has been getting all the highways
19. and taking land out of production and we're trying to put enough
20. back into my district so we can feed the people of the United
21. States and of other countries.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Further discussion? The question is, shall Senate Bill...
24. Senator Demuzio.
25. SENATOR DEMUZIO:
26. I have a question of the sponsor.
27. PRESIDING OFFICER:(SENATOR ROCK)
28. He indicates he will yield. Senator Demuzio.
29. SENATOR DEMUZIO:
30. You indicate we're transferring forty-eight acres back to
31. the property owners. How did we acquire it in the first place?
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Coffey.

1. SENATOR COFFEY:
2. I'm sorry I was being detained. Would you ask that question
3. again, please?
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Demuzio.
6. SENATOR DEMUZIO:
7. Who...you mentioned that there were forty-eight acres
8. that were being transferred back to the landowners. How did the
9. State of Illinois acquire it in the first place? Did we buy it?
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Coffey.
12. SENATOR COFFEY:
13. Yes. First of all, most of this land took place along two
14. routes. Route 30 which is in Clark County and the other one was
15. Route 45. At the time of these two highways were put in land
16. was purchased...enough land was purchased to put a four lane
17. highway in at that time. In the meantime, two...two new routes
18. has been put in adjacent to those forty. There's Interstate 70
19. which is a matter of a few hundred feet from there. We've
20. bought all new land again and left this other lay idle, grow up in
21. brush and then maintained.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Demuzio.
24. SENATOR DEMUZIO:
25. You say we're transferring it back. We purchased it from
26. them...and originally are the landowners now purchasing it back
27. from the State of Illinois?
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Coffey.
30. SENATOR COFFEY:
31. Yes, they are.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Demuzio.

1. SENATOR DEMUZIO:
2. What's the price differential from...from what we paid for
3. it and what is being...what they're paying now?
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Coffey.
6. SENATOR COFFEY:
7. Well, we save fair market price and...and there's about...
8. the Department of Transportation when any land acquisition is
9. transferred back to the landowner there's several forms that
10. has to be filled out. On different pieces of land that I've
11. put in some has run...and I did pass out to the committee a
12. list to show the amount of money paid for the lands, the amount
13. of acres and what we received back. In most cases we received
14. more money back than we...than we paid. Under the provision
15. of the Statute when land has been acquired by the State for
16. highway easement use at the time if no longer needed that land
17. does have to be returned to or opportunity to be returned
18. back to those particular landowners. Now they go back on a
19. five...I believe it's five percent or four percent per year
20. they have to...over the...the previous five years they go back.
21. In other words it will be on five years at five percent. They
22. go back twenty-five percent of that land value and it...
23. PRESIDING OFFICER:(SENATOR ROCK)
24. Senator Demuzio.
25. SENATOR DEMUZIO:
26. What...what year did we acquire it originally?
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Senator Coffey.
29. SENATOR COFFEY:
30. On this particular piece of property is dedicated in 1947.
31. PRESIDING OFFICER:(SENATOR ROCK)
32. Further discussion? Senator Vadalabene.
33. SENATOR VADALABENE:

1. Yes, just briefly. This bill had a good hearing in the
2. second Executive Committee. All the facts were brought out
3. in this bill and I would urge my colleagues to give this bill
4. a favorable vote.

5. PRESIDING OFFICE: (SENATOR ROCK)

6. Any further discussion? Senator Coffey may close the
7. debate.

8. SENATOR COFFEY:

9. Mr. Chairman, I feel it is necessary to...to mention on
10. Amendment No. 4 is a land transfer from Senator Buzbee's
11. particular district. Also he did not have a vehicle to...on
12. that land transfer. His was also approved by the Department of
13. Transportation and so I just wanted to make you aware that it
14. was also...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The question is, shall Senate Bill 1859 pass? Those in
17. favor will vote Aye. Those opposed will vote Nay. The voting
18. is open. Have all voted who wish? Have all voted who wish?
19. Take the record. On that question, the Ayes are 51, the Nays
20. are None, 3 Voting Present. Senate Bill 1859 having received
21. the constitutional majority is declared passed. 1861, Senator
22. Nimrod. I think we ought to wait for the approval or non-
23. approval of the proclamation from the Governor before that...
24. You want to talk to Senator D'Arco as the Chairman? We ought
25. to put that question first before the bill comes. I don't
26. think there's any opposition but it's just a question of
27. procedure. 1862, Senator Rupp. On the Order of Senate Bills,
28. 3rd reading, Senate Bill 1862. Read the bill, Mr. Secretary.

29. SECRETARY:

30. Senate Bill 1862.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Rupp.

2. SENATOR RUPP:

3. Thank you, Mr. President. All this does is amend the Act

4. relating to that emergency telephone 911 system and delays the

5. enactment dates all along through the whole Act for two years.

6. I feel the concept is good but there's still problems in setting

7. up that 911 number in all areas and for all situations. The exact

8. costs, the exact methods are not set and this two year time gives

9. the extra necessary to examine those questions. I ask for a

10. favorable roll call.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Is there any discussion? Senator Knuppel.

13. SENATOR KNUPPPEL:

14. I was the original sponsor of the 911 emergency number. This

15. is badly needed legislation and it should receive a unanimous

16. roll call.

17. PRESIDING OFFICER: (SENATOR ROCK)

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

19. 1862 pass? Those in favor will vote Aye. Those opposed will

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

21. all voted who wish? Take the record. On that question, the

22. Ayes are 53, the Nays are 1. None Voting Present. Senate Bill

23. 1862 having received the constitutional majority is declared

24. passed. With leave of the Body we'll go back to Senate...top

25. of page 10, Senate Bills, 3rd reading. Senate Bill 1749. Read

26. the bill, Mr. Secretary.

27. SECRETARY:

28. Senate Bill 1749.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Hynes.

33. SENATOR HYNES:

SB 825
Recall
5/16/78

1. Mr. President and members of the Senate. Senate Bill 1749
2. would seed concurrent jurisdiction over the United States Court
3. House annex and parking facility in Chicago to the United States
4. Government. It would provide that jurisdiction would be con-
5. current with the United States and the State of Illinois having
6. jurisdiction over that facility and it is desired by the Federal
7. authorities and I would appreciate your support. I know of
8. no opposition to the...well, I do know of some opposition to
9. the bill. There were two No votes in the...in the committee I
10. find out. But the overwhelming majority of the committee eleven
11. members, in fact, voted Aye.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Is there any discussion? The question is, shall Senate Bill
14. 1749 pass? Those in favor will vote Aye. Those opposed will vote
15. Nay. The voting is open. Have all voted who wish? Have all
16. voted who wish? Take the record. On that question, the Ayes are
17. 55, the Nays are None. None Voting Present. Senate Bill 1749
18. having received the constitutional majority is declared passed.
19. All right, with leave of the Body now we will handle those bills
20. ...Senate Bills on 3rd reading that the sponsors have indicated
21. they wish to amend. So we will be in the process for the next
22. few minutes of bringing back bills from 2nd...from 3rd to 2nd
23. for the purpose of amendment. Senator Joyce on 311. He doesn't
24. wish to call it back. What's the next one? Senator Hickey, do
25. you wish...Senator Hickey seeks leave of the Body to recall
26. Senate Bill 825 from the Order of 3rd reading back to the Order
27. of 2nd for purpose of an amendment. Is leave granted? On the
28. Order of Senate Bills, 2nd reading, Senate Bill 825. Wait a
29. minute.

30. SECRETARY:

31. Amendment No. 2 offered by Senator Hickey.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Hickey.

1. SENATOR HICKEY:

2. Thank you, Mr. President. This amendment is on because

3. the Chicago YMCA College recognized the fact that they were

4. not in operation before the deadline date, but were authorized

5. to operate and...this simply changes the language to take care

6. of that and they're...they're pleased with the amendment and

7. it's all okay.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Is there any discussion? Senator Hickey has moved...

10. SENATOR HICKEY:

11. ...19...1961.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Hickey has moved the adoption of Amendment No. 2

14. to Senate Bill 825. Is there any discussion? All those in

15. favor signify by saying Aye. All those opposed. The Ayes

16. have it. The amendment is adopted. Any further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. 3rd reading. Just so the membership will be aware we intend...

21. the Chair intends to go Senate Bills, 3rd back to 2nd for the

22. purpose of an amendment. There are two, four, six, seven bills

23. and then Senator Vadalabene, the Chairman of Executive...has

24. asked that we resolve ourselves into Executive Session for the

25. purpose of confirmation of certain appointees. And then we will

26. quit for the day while Appropriations meets. 1522, Senator Hynes.

27. Let's take 1524, Senator Weaver. Senator Grotberg...On the Order

28. of Senate Bills, 3rd reading, Senate Bill 1608. Senator Grotberg

29. seeks leave of the Body to bring that bill back from the Order of

30. 3rd to 2nd reading for the purpose of an amendment. Is leave

31. granted? On the Order of Senate Bills, 2nd reading, Senate Bill

32. 1608. Mr. Secretary.

33. SECRETARY:

1. Amendment No. 3 offered by Senator Grotberg.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. Senator Grotberg.
4. SENATOR GROTBORG:
5. Thank you, Mr. President. If I may change the proceedings
6. a little bit, Amendment No. 2 Mr. Secretary, was adopted by
7. this Body after Amendment No. 1, but Amendment No. 1 eliminated
8. the need for No. 2. I would like to Table Amendment No. 2.
9. Which was just a corrected spelling of a word.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. All right. Senator Grotberg has asked that we reconsider
12. the vote by which Amendment No. 2 was adopted for the purpose
13. of Tabling. All those in favor of the motion to reconsider
14. indicate by saying Aye. All those opposed. The Aye have it.
15. The vote is now reconsidered. Senator Grotberg now moves to
16. Table Amendment No. 2. All those in favor signify
17. by saying Aye. All those opposed. The Ayes have it. Further
18. amendments, Mr. Secretary.
19. SECRETARY:
20. Amendment No. 3 offered by Senator Grotberg.
21. SENATOR GROTBORG:
22. Amendment No. 3, Mr. President, merely grants to the
23. Will County Highway Department for one dollar the easement for
24. point four ninety-four, about half an acre in front of the
25. Stateville Reformatory for widening of the highway. Is that
26. correct, Senator Sangmeister? And we'd like to add that to
27. this bill.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Grotberg has moved the adoption of Amendment No. 3
30. to Senate Bill 1608. Is there any discussion? All those in
31. favor signify by saying Aye. All those opposed. The Ayes have
32. it. The amendment is adopted. Any further amendments?
33. SECRETARY:

SB 1649
Revised
5/16/78

1. No further amendments.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. 3rd reading. On the Order of Senate Bills, 3rd reading,
4. Senate Bill 1649. Senator Knuppel seeks leave of the Body
5. to bring Senate Bill 1649 back to the Order of 2nd reading for
6. purposes of an amendment. Is leave granted? On the Order of
7. Senate Bills, 2nd reading, Senate Bill 1649. Mr. Secretary.
8. SECRETARY:
9. Amendment No. 1 offered by Senator Knuppel.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Knuppel.
12. SENATOR KNUPPLE:
13. ...Amendment No. 1 strikes lines 25 through 31 the purpose
14. of which is to simplify the language and make it more clear and
15. concise. Clear up some of the misunderstandings about the bill.
16. I move the adoption of Amendment No. 1.
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Senator Knuppel has moved the adoption of Amendment No. 1
19. to Senate Bill 1649. Is there any discussion? Senator Glass.
20. SENATOR GLASS:
21. Question of Senator Knuppel.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. He indicates he will yield. Senator Glass.
24. SENATOR GLASS:
25. Thank you, Mr. President. Senator Knuppel, do I understand
26. by your explanation that...the amendment is merely clarifying.
27. It does not change the substance of the bill?
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Knuppel.
30. SENATOR KNUPPLE:
31. I say it...would change the substance of the bill it...
32. any, very little. I don't think that it does myself. Yes.
33. PRESIDING OFFICER: (SENATOR ROCK)

SB 1783
5/14/78
Recalled

1. Further discussion? Senator Knuppel has moved the adoption
2. of Amendment No. 1 to Senate Bill 1649. Is there any discussion?
3. All those in favor signify by saying Aye. All those opposed.
4. The Ayes have it. The amendment is adopted. Further amendments?
5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. 3rd reading. Senator Hynes on 1783. Senator Hynes seeks
9. of this Body to bring Senate Bill 1783 back from the Order of
10. 3rd reading to 2nd reading for the purpose of an amendment. Is
11. leave granted? Leave is granted. On the Order of Senate Bills,
12. 2nd reading, Senate Bill 1783. Mr. Secretary.

13. SECRETARY:

14. Amendment No. 1 offered by Senator Hynes.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Hynes.

17. SENATOR HYNES:

18. Mr. President and members of the Senate. This amendment
19. would clarify a question that...that was raised with respect to
20. how the...this exemption would be administered. It...it states
21. that the homestead property is all property owned and used
22. exclusively for a residential purpose which puts an end to
23. any questions about administration. And secondly, it makes
24. clear that the...this exemption will not have a negative impact
25. insofar as the state multiplier is concerned. And that the
26. Department of Local Government Affairs which could do this
27. administratively will not take this into account in setting the
28. county multiplier and finally, puts the effective date provision
29. into the Act itself. And I would move the adoption of the
30. amendment.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Hynes has moved the adoption of Amendment No. 1 to
33. Senate Bill 1783. Is there any discussion? Senator Glass.

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

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Indicates he will yield. Senator Glass.

5. SENATOR GLASS:

6. Senator Hynes, I...I apologize. I was distracted during
7. your explanation. Could you, again, repeat just the portion
8. about the change that the amendment makes with respect to the
9. multiplier?

10. SENATOR HYNES:

11. It provides that when calculating the multiplier the
12. Department of Local Government Affairs will not take into
13. account any reduction in assessed valuation as a result of
14. this exemption.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Glass. Senator Philip.

17. SENATOR PHILIP:

18. I have a question of the sponsor.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Indicates he will yield. Senator Philip.

21. SENATOR PHILIP:

22. I've...I've just received your amendment and I want to pose
23. this question, Senator Hynes. If I was sixty-five years of age
24. and owned more than one house and applied for the Homestead
25. Exemption, would I not qualify?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Hynes.

28. SENATOR HYNES:

29. This bill is not limited to persons sixty-five years of
30. age or older. It applies to all owners of residential real
31. estate.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Philip.

1. SENATOR PHILIP:

2. I...I guess I didn't get my question answered. What I
3. am assuming this...this amendment is going to do is if you
4. own more than one piece of property, more than one piece of
5. property, that you would be able to file and receive the
6. Homestead Exemption on more than one piece of property. And I...
7. I think the old definition was very clear. I think this...your
8. amendment allows people to file on one...more than one piece
9. of property.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Hynes.

12. SENATOR HYNES:

13. No. The purpose of the amendment is to avoid the necessity
14. of filing. There will be no necessity to file a specific
15. application for an exemption. There will be an automatic reduction
16. by the local assessor with respect to residential real estate if
17. there is an increase in the assessment..

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Philip.

20. SENATOR PHILIP:

21. I...I'm going to try to restate the question again. Would
22. this allow one person to apply for the Homestead Exemption on
23. more than one piece of property?

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Hynes.

26. SENATOR HYNES:

27. The...the original bill would and so would...as amended.
28. All residential real estate is covered by this. If...if it is
29. in the residential category, the exemption applies automatically.
30. And the answer is yes. You...but you do not have to apply. It
31. just is automatically extended.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Philip.

1. SENATOR PHILIP:
2. Well, the old definition said that you had to live in the
3. piece of property...at that piece of property and be a resident
4. before you would be able to apply. Under this bill, I think that
5. you would not have to live there and you could own more than
6. one piece of property. And you could apply the Homestead Exemption
7. to three, four, five, six, seven pieces of property.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Hynes.
10. SENATOR HYNES:
11. The purpose...you are correct. It is not a matter of
12. application however. It simply applies across the board to
13. all residential property.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Further discussion? Senator Rhoads.
16. SENATOR RHOADS:
17. Question to the sponsor.
18. PRESIDING OFFICER: (SENATOR ROCK)
19. Indicates he will yield. Senator Rhoads.
20. SENATOR RHOADS:
21. Senator Hynes, so that I understand the amendment correctly.
22. It deals with residential property regardless of whether or not
23. that is the principal residence of the owner. Correct? Which
24. would include rental houses that are rented, for example?
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Hynes.
27. SENATOR HYNES:
28. That is correct. It applies to all residential property
29. and it...and it is done...it is done so that the...there will
30. be no necessity to file an exemption certificate. That's the
31. purpose of the amendment. Rather than have all...every property
32. owner have to file a specific exemption certificate as is done
33. with the Homestead Exemption.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Further discussion? Senator Hall.
3. SENATOR HARBER HALL:
4. I wonder if the sponsor would be willing to take this
5. out of the record for a moment. We've been working with his
6. staff regarding the phraseology he has in this amendment and
7. his statements just now in response to questions seem to
8. differ from what the staff has been trying to explain in a
9. private...conversation about the bill. I...I have serious
10. reservations about it and I'm not quite sure that they're
11. all straightened out here. We're getting different responses
12. to these questions.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Hynes.
15. SENATOR HYNES:
16. Senator, I would like to adopt the amendment to put the
17. bill into the shape that I think it should be in and then if...
18. if you have a problem tomorrow we can discuss it.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Senator Hall.
21. SENATOR HARBER HALL:
22. Well, in...in that case I do have a problem with the
23. amendment because it would...it would say...it would say that
24. if I owned fifty homes that I rent out to people for income
25. purposes I would be entitled to...to this exemption and I
26. don't think...I think the...in terms of tax revenue to the local
27. taxing bodies it's going to be a disaster. I...I don't think
28. this has been studied very carefully and I would resist the
29. amendment and perhaps the bill after that.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Further discussion? Senator Glass.
32. SENATOR GLASS:
33. Thank you, Mr. President. I have one more question of

1. Senator Hynes.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Indicates he will yield. Senator Glass.

4. SENATOR GLASS:

5. Thank you. If...if I read this bill correctly, Senator

6. Hynes, in Cook County since the Act would become effective in,

7. I take it, 1978 if it's passed, the first assessment year would

8. be 1979. So that there will be several of the quadrants in the

9. county that would receive no benefit from...from the legislation

10. for three or four years. Am I correct on that?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Hynes.

13. SENATOR HYNES:

14. Each quadrant will receive the benefit of the legislation

15. as it is reassessed. It is not retroactive.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Glass.

18. SENATOR GLASS:

19. Well, I...I think that's another defect in the bill. I think

20. the tax relief that is being provided would affect certain tax-

21. payers immediately and...and others not for as long as three years

22. and I would join with...with Senator Hall in urging defeat of the

23. amendment and request a roll call.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Hynes has moved the adoption

26. of Amendment No. 1 to Senate Bill 1783. 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

29. that question, the Ayes are 32, the Nays are 23. The amendment

30. is adopted. Further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. 3rd reading. The Chair has been informed that there is an
2. emergency piece of legislation and with leave of the Body we'll
3. go to House Bills, 2nd reading.

4.

5.

(End of Reel)

6.

7.

8.

9.

10.

11.

12.

13.

14.

15.

16.

17.

18.

19.

20.

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.

1.

2. Leave is granted. On the Order of House Bills, 2nd
3. reading, House Bill 3230. Read the bill, Mr. Secretary.
4. 3230.

5. SECRETARY:

6. House...House Bill 3230.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Any amendments from the Floor? 3230, Mr. Secretary,
11. on the board, please. Any amendments from the Floor? 3rd
12. reading. Senator Vadalabene. Will you hold your press
13. conference so that we can get about the business of the
14. State here. Okay. Committee reports.

15. SECRETARY:

16. Senator Vadalabene, Chairman of the Committee on
17. Executive Appointments and Administration to which was
18. referred the Governor's Message of April the 20th, 1978,
19. reported the same back that the Senate advise and consent
20. to the following appointments.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President and members of the Senate.
25. I move that the Senate resolve itself into Executive Session
26. for the purpose of acting on the Governor's appointment set
27. forth in the Governor's Message of April 20th, 1978.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. You've heard the motion. All those in favor signify
30. by saying Aye. All those opposed? The Ayes have it, the
31. Senate has resolved itself into Executive Session. Senator
32. Vadalabene.

33. SENATOR VADALABENE:

1. Yes, thank you, Mr. President. With respect to the
2. Governor's Message of April 20th, 1978, I will read the
3. names of the salaried appointments that the Committee on
4. Executive Appointments and Administration recommends
5. that the Senate advise and consent to. After reading
6. the names I intend to ask leave to consider all the
7. salaried appointments on one roll call unless any Senator
8. has objection to any particular name.

9. To be Chairman and member of the Illinois Industrial
10. Commission for a term expiring January 19, 1981, Rebecca
11. Schneiderman of Chicago. And to be a member of the
12. Illinois Industrial Commission for a term expiring January
13. 19, 1981, Ted Black, Jr. of Chicago, Leroy E. Duncan of
14. Williamsville. To be a member of the Board of Review of
15. the Department of Labor for a term expiring January 15, 1979,
16. Charles J. Fiden of Wheaton and Eugene E. Christy of Milan.
17. To be Public Administrator of Cook County for a term
18. expiring December 2nd, 1981, Thomas S. Chuhak of River
19. Forest. Mr. President, having read the names of the salaried
20. appointments, I now seek leave to consider these names on
21. one roll call unless some Senator has objection to a specific
22. name.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. You've heard the request. Is leave granted? Leave
25. is granted. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Yes, Mr. President, will you put the question as
28. required by our rule.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. The question is does the Senate advise and consent to
31. the nominations just made. Those in favor will vote Aye.
32. Those opposed will vote Nay. The voting is open. Have all
33. voted who wish? Have all voted who wish? Take the record.

1. On that question the Ayes are 58, the Nays are none. None Voting
2. Present. A majority of the Senators elected concurring by
3. record vote, the Senate does advise and consent to the
4. nominations just made. Senator Vadalabene.

5. SENATOR VADALABENE:

6. Yes, thank you, Mr. President and members of the Senate.
7. With respect to the Governor's Message of April 20th, 1978,
8. I will read the names of the unsalaried appointments that
9. the Committee on Executive Appointments and Administration
10. recommends that the Senate advise and consent to. And
11. after reading the names, I intend to ask leave to consider
12. all of the unsalaried appointments on one roll call unless
13. any Senator has objection to any particular name.

14. To be a member of the Capital Development Board for
15. a term expiring January 18, 1982, Michael Linz of Naperville
16. and Michael A. Landwirth of Peoria.

17. To be a member of the Havana Regional Port District
18. Board for a term expiring June 30th, 1980, Darrel W. Hilst
19. of Havana. And for a term expiring June 30th, 1981,
20. Frederick V. Kruse of Kilbourne. And for a term expiring
21. June 30th, 1979, Gene V. Herman of Havana.

22. And to be a member of the Waukegan Metropolitan
23. Exposition and Auditorium Authority for a term expiring 9...
24. December 1, 1981. Charles Ofenloch of Waukegan, John Pfau
25. Callahan of Waukegan. And for a term expiring December 1,
26. 1979, Edward S. Helfer of Waukegan.

27. And to be a member of the Board of Vocational Rehabilitation
28. for a term expiring January 9, 1984, Robert P. Larsen of
29. Downers Grove.

30. And to be a member of the Advisory Board on the Necropsy
31. Service to Coroners for a term expiring January 15th, 1979,
32. Robert K. Matthews of West Chicago.

33. And to be Public Administrator of LaSalle County for

1. a term expiring December 2nd, 1981, Alfred O. Jacob of
2. Mendota.
3. And to be Public Guardian and Conservator of LaSalle
4. County for a term expiring December 2nd, 1981, Wayne R.
5. Whitmore Jr. of Mendota.
6. And to be a member of the Joliet Regional Port District
7. Board for a term expiring June 1, 1983, George J. Michas of
8. Lockport.
9. And for a term expiring June 1, 1981, Martha S. Taylor
10. of Shorewood.
11. And to be a member of the Department of Law Enforce-
12. ment Merit Board for a term expiring March 17, 1980, Fred E.
13. Inbau of Chicago.
14. And to be a member of the Dangerous Drug Commission
15. for a term expiring January 21, 1980, Steven E. Delanty of
16. Palentine. And for a term expiring January 15, 1979,
17. Joseph H. Skom, M.D. of Winnetka.
18. And to be a member and Chairman of the Illinois Law
19. Enforcement Commission for a term expiring November 1, 1981,
20. Daniel W. Weil of Chicago. And to be a member of the Illinois
21. Law Enforcement Commission for a term expiring November 1,
22. 1981, Allen H. Andrews of Peoria, Robert H. Babcox of Grayslake,
23. Herbert D. Brown of Rockford, C. Bernard Carey of South Holland,
24. Harry Orr, Jr. of East Moline, Richard J. Elrod of Lincolnwood
25. and Ellen Flaum of Chicago. Dallas C. Ingemunson of Yorkville,
26. Mearl J. Justus of Cahokia, Paul Klincar of Belleville, Ben
27. Miller of Springfield, Richard Mills of Virginia, Ethel Payne
28. of Chicago, Philip Reinhard of Rockford, Donald Turner of
29. Cairo and Frank Wesolowski of Lombard.
30. And to be a member of the Advisory Board of Live...of
31. Livestock Commissioners for a term expiring January 15th, 1979,
32. Art Barnard, Jr. of Wayne City. And C. J. Smith of Steelville,
33. James C. Dixon of Mount Vernon, Merlyn J. Eickman of Pecatonica,
34. Wilmer Smith of Davis, Ruth Bateman of Warrenville, James H.
35. Handy of Waverly. Gilbert L. Hadley of Cambridge, John F. Rundquist

1. of Butler, Carmen Potter of Jacksonville, William K. Specht
2. of Milledgeville, Harley P. Olson of Oneida, Joseph Cochonour
3. of Casey, George Inness of Galesburg, Verlin Jackson of Galva.

4. And Mr. President, having read the names of the unsalaried
5. appointments, I now seek leave to consider these names on one
6. roll call unless some Senator has objection to some specific
7. name.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. You've heard the request. Is leave granted? Leave
10. is granted. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes, thank you, Mr. President, will you put the question
13. as required by our rules.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. The question is does the Senate advise and consent to
16. the nominations just made. Those in favor will vote Aye.
17. Those opposed will vote Nay. The voting is open. Have all
18. voted who wish? Have all voted who wish? Take the record.
19. On that question the Ayes are 56, the Nays are none, none
20. Voting Present. A majority of the Senators elected concurring
21. by record vote, the Senate does advise and consent to the
22. nominations just made. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President and members of the Senate.
25. I now move that the Senate arise from Executive Session.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. You heard the motion. All those in favor signify by
28. saying Aye. All those opposed. The Ayes have it, the Senate
29. does now arise. Further business to come before the Senate?
30. Senator Bruce. Where's Senator Bruce? Senator Hall, did you
31. have an amendment that was not...with leave of the Body we'll
32. go back to Senate Bills 3rd reading. There was an amendment
33. placed on the Secretary's Desk that was inadvertently overlooked.

1. On the Order of Senate Bills 3rd reading, Senate Bill 1534.
2. Senator Hall asks leave to bring the bill back to the Order
3. of 2nd reading for the purpose of an amendment. Is leave
4. granted? On the Order of Senate Bills 2nd reading, Senate
5. Bill 1534. Mr. Secretary.

6. SECRETARY:

7. Amendment No. 3 offered by Senator Kenneth Hall.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Hall.

10. SENATOR KENNETH HALL:

11. Thank you, Mr. President, Ladies and Gentlemen of the
12. Senate. The Senate Enrolling and Engrossing has brought
13. to the attention that an omission in the title of Senate
14. Bill 1534 as it is now amended. The error apparently
15. arises from the sequences of amendment drafts. So there-
16. fore this is a corrected amendment and I'd like to ask
17. for its adoption.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Hall has moved the adoption of Amendment No. 3
20. to Senate Bill 1534. Is there any discussion? All those
21. in favor signify by saying Aye. All those opposed? The
22. Ayes have it. The amendment is adopted. Any further amend-
23. ments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. 3rd reading. Senator D'Arco, for what purpose do you
28. arise?

29. SENATOR D'ARCO:

30. I have a bill on 3rd, we want to move it to 2nd.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. The amendment on the Secretary's Desk?

33. SENATOR D'ARCO:

1. Isn't Karl Berning's amendment on your Desk, Mr. Secretary?

2. SECRETARY:

3. Is...is this on 571?

4. SENATOR D'ARCO:

5. This is...is this...no, I got to check it. 571.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. That's on 2nd reading. It...has it been moved before...no.

8. SENATOR D'ARCO:

9. No...this is...this is on 3rd.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Went to 3rd, okay.

12. SECRETARY:

13. What...what we think, Senator D'Arco, we'd like to

14. check this 'cause we think it's identical amendment to

15. Amendment No. 1. It isn't?

16. SENATOR D'ARCO:

17. It's not, no it's not.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. On the Order of Senate Bills, 3rd reading,

20. Senate Bill 571. Senator D'Arco seeks leave of the Body

21. to bring it back to the Order of 2nd for the purpose of an

22. amendment. Is leave granted? Leave is granted.

23. SENATOR D'ARCO:

24. Mr. President, I have to make a motion to reconsider

25. the vote by which Amendment No. 3 was adopted, having voted

26. on the prevailing side.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right. Senator D'Arco has moved to reconsider the

29. vote by which Amendment No. 3 to Senate Bill 571 was

30. adopted. All those in favor signify by saying Aye. All

31. those opposed. The Ayes have it. The vote is reconsidered.

32. Senator D'Arco now moves to Table Amendment No. 3 to Senate

33. Bill 571. All those in favor signify by saying Aye. All

34. those opposed? The Ayes have it. The amendment is Tabled.

1. Further amendments?

2. SECRETARY:

3. Amendment No. 4 offered by Senator Berning.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Berning.

6. SENATOR BERNING:

7. Thank you, Mr. President. Senate...Amendment No. 4

8. to Senate Bill 571 is essentially the same as Amendment No. 3

9. but includes the provision for the annuitant to pay the employer

10. contribution. This is in conformity with the normal practice

11. and was in agreement with the decision in the Senate Committee

12. and I therefore move for adoption of Amendment No. 4.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Berning has moved the adoption of Amendment No. 4

15. to Senate Bill 571. All right. The sponsor has asked that the

16. whole matter be taken out of the record. Take it out of the

17. record. ...Bruce. Senator Bruce, for what purpose do you arise?

18. SENATOR BRUCE:

19. Yes, we earlier today passed Senate Bill 1835 and two

20. amendments have been brought up by the Reference Bureau which

21. are...one is technical and one is substantive. I'd like to

22. move to reconsider the vote by which Senate Bill 1835 passed

23. and have it placed back on the Order of 3rd reading so we

24. can adopt those amendments tomorrow.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Bruce has moved to reconsider the vote by which

27. Senate Bill 1835 was passed. Senator Walsh.

28. SENATOR WALSH:

29. Well, I wonder if you would explain the bill and as it

30. passed and the amendments and how it would change the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Bruce.

33. SENATOR BRUCE:

1. Right. The bill dealt with annuitants who were in our
2. State Employee Group Insurance Program. The amendment has
3. been brought up by the Reference Bureau would clarify that
4. in some more detail similiar to a House Bill which is being
5. sponsored by Representative McClain and they feel...they
6. feel safer with that language. The 2nd Amendment would to
7. be include...just as I was passing, Senator Weaver asked
8. whether or not the amendment on Cooperative Extension
9. individuals were...was in, I thought it was, it is not.
10. And that would add those people in...Cooperative Extension.
11. We've had some difficulty with the Federal Government on
12. reimbursement of Federally Funded State Employees and this
13. would include those individuals within our definition and
14. make sure that we can get the money from the Federal
15. Government put into the Insurance State Employee Group
16. Insurance Fund within the State Treasury. And so rather
17. than put those amendments on the House, I thought it would
18. be wiser to do that here and then send it to the House where
19. we don't have to come back again. You'll have another chance,
20. Senator Walsh, to vote on it.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right. Senator Bruce has moved to reconsider the
23. vote by which Senate Bill 1835 was passed. We will need a
24. record vote. Those in favor of the Motion to Reconsider will
25. vote Aye. Those opposed will vote Nay. The voting is open.
26. Have all voted who wish? Take the record. On that question
27. the Ayes are 44, the Nays are none, none Voting Present. The
28. vote is reconsidered. Senate Bill 1835 will be ordered back
29. to the Order of 3rd reading. Further business to come before
30. the Senate. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President. Before they leave I'd like
33. to introduce to the Senate in the Gallery from my district

1. the Arie Crown Hebrew Day School of Skokie. The students
2. are here visiting the Senate with us today.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Will our guests in the Gallery please rise and be
5. recognized. Any further business to come before the Senate?
6. Senator Nimrod.

7. SENATOR NIMROD:

8. Yes, Mr. President and fellow Senators. I might remind
9. you of a notice that was placed on your desk by the Dean of
10. our Senate, Senator Smith, reminding you of a Senate Prayer
11. Breakfast tomorrow morning at 7:45 at the State House Inn.
12. This is the last one for the year and we would like to...
13. appreciate your attendance.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Further business? Further announcements? Senator Buzbee.
16. SENATOR BUZBEE:

17. Thank you, Mr. President. I want to announce that Senate
18. Appropriations II Committee will meet at 4:30 in Room 212.
19. We anticipate something like a three to three and a half hour
20. Session. We ought to be out by 8:00 p. m. in time for softball
21. practice.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any further business to come before the Senate? Further
24. announcements? All right. Resolutions.

25. SECRETARY:

26. Senate Resolution 378 offered by Senators Harber Hall, Bruce
27. and all Senators. It's congratulatory.

28. Senate Resolution 379 offered by Senator Harber Hall.
29. It's congratulatory.

30. Senate Resolution 380 offered by Senators Smith and
31. Knuppel and it's congratulatory.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Consent Calendar. Senator Nimrod, for what purpose do

1. you arise?

2. SENATOR NIMROD:

3. Yes, Mr. President, the announcement on the baseball
4. practice. I see Senator Philip is not here, but our coach
5. was out to the field this morning and found out the field is
6. too wet to play tonight and we will try to get a practice
7. there for tomorrow night, another field. We'll make the
8. announcement in the morning.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. There is a reprieve tonight, Senator Buzbee, you can
11. go to ten or eleven o'clock. Resolutions.

12. SECRETARY:

13. ...Joint Resolution 87 offered by Senators Grotberg, Walsh,
14. Rock, Bowers and others.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Executive. Further business to come before the Senate?
17. If not, Senator Joyce moves that the Senate stand adjourned
18. until 10:00 a. m. Wednesday, May 17th. The Senate stands
19. adjourned.

20.

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.