

80TH GENERAL ASSEMBLY

REGULAR SESSION

MAY 24, 1977

1. PRESIDENT:

2. The hour of eleven o'clock having arrived, the
3. Senate will please come to order. Prayer will be
4. by Father John Ossola, Blessed Sacrament Church
5. in Springfield. Will our guests in the galleries
6. please rise.

7. FATHER OSSOLA:

8. (Prayer by Father Ossola)

9. PRESIDENT:

10. Reading of the Journal, Senator Bruce.

11. SENATOR BRUCE:

12. Thank you, Mr. President. I move that the
13. reading and approval of the Journals of Tuesday, May
14. the 10th, Wednesday, May the 11th, Thursday, May the
15. 12th, Friday, May the 13th, Monday, May the 16th,
16. Tuesday, May the 17th, Wednesday, May the 18th,
17. Thursday, May the 19th, Friday, May the 20th and
18. Monday, May 23rd, in the year 1977 be postponed
19. pending arrival of the printed Journal.

20. PRESIDENT:

21. You've heard the motion by Senator Bruce.
22. Is there any discussion? If not, all those in
23. favor signify by saying Aye. Opposed. The Ayes
24. have it. Motion carried, so ordered. Committee
25. Reports.

26. SECRETARY:

27. Senator Wooten, Chairman of the Committee on
28. Executive, reports out the following House Bills:
29. House Bill 360, 370 or 735, 929 and 990 with the
30. recommendation Do Pass; House Bill 261 with the
31. recommendation Do Not Pass; House Joint Resolution
32. 17 and 36 recommend the Senate Do Adopt.

33. Senator Smith, Chairman of the Committee on

1. Public Health, Welfare and Corrections, reports out
2. House Bills 481, 511, 616, 619, 637 and 1728 with
3. the recommendation Do Pass; House Bill 235 with
4. the recommendation Do Pass as amended.
5. PRESIDING OFFICER: (SENATOR EGAN)

6. Message from the House.

7. SECRETARY:

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

9. Mr. President - I am directed to inform the
10. Senate that the House of Representatives adopted the
11. following Joint Resolution, in the adoption of which
12. I am instructed to ask the concurrence of the Senate,
13. to-wit : House Joint Resolution 40.

14. PRESIDING OFFICER: (SENATOR EGAN)

15. Executive.

16. SECRETARY:

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

18. Mr. President - I am directed to inform the
19. Senate that the House of Representatives has adopted
20. the following Joint Resolution, in the adoption of
21. which I am instructed to ask the concurrence of the
22. Senate, to-wit : House Joint Resolution 41.

23. PRESIDING OFFICER: (SENATOR EGAN)

24. Executive.

25. SECRETARY:

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

27. Mr. President - I am directed to inform the
28. Senate that the House of Representatives has passed
29. bills with the following titles in the passage of
30. which I am instructed to ask the concurrence of the
31. Senate, to-wit : House Bills 127, 268, 375, 858, 862,
32. 1011, 1089, 1205, 1354, 1372, 1390, 1391, 1399, 1406,
33. 1432, 1556, 1566, 1604, 1621, 1638, 1641, 1787, 1812,

1. 1820, 1853, 1871, 1958, 1978, 1991, 1995, 1997, 2059,
2. 2118, 2186, 2205, 2231, 2246, 2287, 2339, 2375 and
3. 2395.

4. PRESIDING OFFICER: (SENATOR EGAN)

5. Resolutions.

6. SECRETARY:

7. Senate Resolutions 144 offered by Senator Berning,
8. it's congratulatory.

9. Senate Resolution 145 offered by Senators Lemke,
10. Savickas, Daley and others and it's congratulatory.

11. PRESIDING OFFICER: (SENATOR EGAN)

12. Do we have permission to put these on the
13. Consent Calendar. There's no objection, leave is
14. granted.

15. SECRETARY:

16. Senate Joint Resolution No. 42 offered by
17. Senator Rhoads.

18. PRESIDING OFFICER: (SENATOR EGAN)

19. Executive. Senator Davidson, for what purpose
20. do you arise?

21. SENATOR DAVIDSON:

22. Leave to go to the Order of adopting resolutions,
23. House Joint Resolution, which was reported out favorable
24. this morning.

25. PRESIDING OFFICER: (SENATOR EGAN)

26. Yes, if there's no objection, we'll go to the
27. Order of Resolutions and Senator Davidson moves that
28. House Joint Resolution 36 be adopted. Yes, this...this
29. House Joint Resolution is on the Calendar, we can adopt
30. it on voice vote. All in favor indicate by saying Aye.
31. All opposed No. The Ayes have it, the resolution is
32. adopted. Message from the House.

33. SECRETARY:

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

35. Mr. President - I am directed to inform the

1. Senate that the House of Representatives has passed a
2. bill with the following title in the passage of which
3. I am instructed to ask the concurrence of the Senate,
4. to-wit : House Bill 1222.

5. PRESIDING OFFICER: (SENATOR EGAN)

6. For what purpose does Senator Wooten arise?

7. SENATOR WOOTEN:

8. Mr. President, for an inquiry. I noticed in
9. the digest and Senate Joint Resolution 35 that
10. all members of the Senate are shown as cosponsors.
11. And I, for one, do not recall giving permission for
12. my name to be added to that. That is the resolution
13. that would amend the Constitution for the citizen's
14. initiative, and all Senators are shown as cosponsors.
15. I don't think that really is the will of the Body.

16. PRESIDING OFFICER: (SENATOR EGAN)

17. What is Senate Joint Resolution 35?

18. SENATOR WOOTEN:

19. Senate Joint Resolution 35 is a citizen initiative
20. resolution. It's an amendment to the Constitution,
21. and all Senators are shown as cosponsors. I don't
22. believe that accurately reflects the will of the
23. Body.

24. PRESIDING OFFICER: (SENATOR EGAN)

25. Well, Senator Wooten, that...let us pull the
26. resolution and see what it is. If there was leave
27. requested and granted without objection at the
28. time that the bill or the resolution was intro-
29. duced, perhaps that's what happened. But, if we
30. check it out at the...at the proper time, you can withdraw
31. if you wish.

32. SENATOR WOOTEN:

33. Thank you.

1. PRESIDING OFFICER: (SENATOR EGAN)
2. Senator Mitchler.
3. SENATOR MITCHLER:
4. Mr. President, I would like...like to rise for
5. the purpose of making an introduction. In the
6. President's Gallery are Mr. and Mrs. William
7. Leonard of Aurora and with them is Mrs. Leonard's
8. uncle, Mr. Lence, from Luxembourg. And they are
9. visiting and showing him around our State Capitol
10. today and I'd like the Senate to have them rise
11. and the Senate rise and acknowledge their presence.
12. PRESIDING OFFICER: (SENATOR EGAN)
13. Yes, if they would rise and be acknowledged.
14. Thank you.
15. PRESIDENT:
16. For what purpose does Senator Joyce arise?
17. SENATOR JOYCE:
18. Thank you, Mr. President. I would rise to
19. re-refer House Bill 1459 from Executive to
20. Local Government. And...and waive the Six Day Rule
21. so that it can be heard next week.
22. PRESIDENT:
23. Is that the bill that you waive the Six Day
24. Rule on the other...
25. SENATOR JOYCE:
26. Yes.
27. PRESIDENT:
28. All right. Senator Joyce moves to discharge
29. the Committee on Executive from further consideration
30. of House Bill 1459. All those in favor, signify by
31. saying Aye. Opposed. The Ayes have it. The
32. committee is discharged. Senator Joyce moves to
33. re-refer the bill to the Committee on Local Government

1. and to suspend the rules so that it may be heard
2. in Local Government on Thursday. All those in
3. favor signify by saying Aye. Opposed. The Ayes
4. have it. The motion carries. (Machine cut-off)
5. does Senator Philip arise?

6. SENATOR PHILIP:

7. Thank you, Mr. President. A point of personal
8. privilege. I have in the President's Gallery,
9. Mr. and Mrs. John Novack, from Lombard, Illinois,
10. who reside in the Fortieth Legislative District.
11. I'd like to have them both rise and be recognized
12. by the Senate.

13. PRESIDENT:

14. Will our guests please rise? (Machine cut-off)
15. Senator having a bill on 2nd reading that wishes
16. to advance it or a bill on 3rd reading wishing
17. to bring it back, please notify the Secretary.
18. What purpose does Senator Donnewald arise?

19. SENATOR DONNEWALD:

20. Yes, Mr. President. While we have a lull, I
21. would like to re-refer House Bill 611. Take it
22. from the Judiciary II and re-refer it to Judiciary I.
23. It's an identical to Senate Bill 1143, which was
24. heard in Judiciary I.

25. PRESIDENT:

26. You've heard the motion by Senator Donnewald
27. to discharge Judiciary II on House Bill 611 and
28. re-refer it to Judiciary I. All those in favor
29. signify by saying Aye. Opposed. The Ayes have
30. it. The motion carries. So ordered. (Machine
31. cut-off) does Senator Vadalabene arise?

32. SENATOR VADALABENE:

33. Yes, thank you, Mr. President and members of

1. the Senate. I talked to Senator Donnewald in regard
2. to House Bill 1076 and 1077. These are scholarship
3. commission bills. They were assigned to the Elementary
4. Education and according to the commission should have
5. been assigned to Higher Education Committee and I would
6. like for these bills to be re-referred to the Education
7. Committee. Higher Education Committee.

8. PRESIDENT:

9. Senator Vadalabene moves to discharge Elementary
10. and Secondary Education from further consideration
11. of House Bills 1076 and 1077 and re-refer them to
12. the Committee on Higher Education. All those in
13. favor signify by saying Aye. Opposed. The Ayes
14. have it. The motion carries. So ordered. Senator
15. Vadalabene.

16. SENATOR VADALABENE:

17. Yes, Mr. President, I would like to have leave
18. now to be a cosponsor of Senate Bill 319.

19. PRESIDENT:

20. You've heard the request. Is leave granted?
21. Leave is granted. Senator Daley.

22. SENATOR DALEY:

23. Mr. President, and fellow Senators. A point
24. of personal privilege. I would like to introduce
25. a fellow Senator's wife, Mary Vadalabene. His
26. daughter, Pat Mosby and a son-in-law, Larry Mosby,
27. in the audience.

28. PRESIDENT:

29. Will our guests please rise. Senator Berman.

30. SENATOR BERMAN:

31. Thank you, Mr. President. The only point I
32. rose to was on Senator Vadalabene's request regarding
33. 1075 and 6. I would think that before those motions
34. are taken to take bills from one committee to another,

1. that the chairman of the committee to which it's been
2. assigned be conferred with. I have no objections to
3. that particular motion, but I would think it's a
4. matter of courtesy to check with the chairman
5. before we shift committees out.

6. PRESIDENT:

7. You are correct, Senator Berman, and in the
8. future, would ask that the members clear any of
9. these motions with the chairman of the respective
10. committees and with the Chairman of the Committee
11. on Assignment of Bills. Senator Berman, you say
12. you have no objection to the fact of the motion,
13. just...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senate Bills on 2nd reading. Senate Bills...
16. Senate Bill 233, Senator Clewis. Senate Bill...
17. Senate Bill 385, Senator Berman. Senate Bill 386,
18. Senator Berman. Senate Bill 556, Senator Netsch.
19. Senate Bill 78...no, strike that, Senate Bill 797,
20. Senator Newhouse. Read the bill.

21. SECRETARY:

22. Senate Bill 797.

23. (Secretary reads title of bill)

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

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Are there amendments from the Floor? 3rd
27. reading. Senate Bill 810, Senator Lemke. Senate
28. Bill 813, Senator...just a moment, that's wrong.
29. Senate Bill 883, Senator Demuzio. Senate Bill 973,
30. Senator Chew. Read the bill, Mr. Secretary.
31. Take that from the record. Senate Bill 997, Senator
32. Egan. Read the bill, Mr. Secretary.

33. SECRETARY:

34. Senate Bill 997.

1. (Secretary reads title of bill)

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

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Are there amendments from the Floor? 3rd
5. reading. Senate Bill 1000, Senator Rock. Senator
6. Rock.

7. SENATOR ROCK:

8. Senator, I understand that certain...have any
9. amendments been filed with the Secretary? 'Cause
10. you indicated who the sponsors are, and if...

11. SECRETARY:

12. 3, 3, 3 amendments. Amendment No. 1 as filed,
13. Senator Wooten.

14. SENATOR ROCK:

15. All right.

16. SECRETARY:

17. Amendment No. 2, Senator Wooten. Number 3, Senator
18. Wooten.

19. SENATOR ROCK:

20. Senator Wooten, on 1000, are we ready to go?
21. All right. I...I wish to proceed with that, Mr.
22. Secretary.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Read the bill, Mr. Secretary.

25. SECRETARY:

26. Senate Bill 1000.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. The Committee on Elections
29. and Reapportionment offers one amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rock.

32. SENATOR ROCK:

33. Thank you, Mr. President. The amendment offered

1. in committee is of a...

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Just...just...just a moment, Senator Rock, we're
4. a little noisy this morning. Would the members please
5. be in their seats. Will the Sergeant-at-Arms clear
6. the aisles. And may we have some quiet.

7. SENATOR ROCK:

8. The amendment offered in committee merely
9. conforms, this is an amendment to the Election Code,
10. and it merely conforms this to the Federal Law and
11. it provides that we had provided originally that
12. application for absentee ballot had to be twenty-
13. seven days prior to an election, the Federal...
14. Federal Election Law requires thirty. We have
15. just changed it from twenty-seven to thirty. It's
16. a...an amendment of a technical nature and I would
17. move the adoption of Committee Amendment No. 1.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Senator Rhoads.

20. SENATOR RHOADS:

21. Well, Senator Rock, what...what Federal Law are
22. you referring to here? Are you referring to a
23. Supreme Court Decision, or what are we conforming
24. to? :

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Rock.

27. SENATOR ROCK:

28. Well, I'd have to check that. The...the information
29. I had just says Federal Law requires that the cut-off
30. date for applications for absentee ballots be no
31. earlier than thirty days before an election. I would
32. assume it's probably a court case.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rhoads.
2. SENATOR RHOADS:
3. Well, a...I guess I've never heard of that
4. particular court case. You say that the applications
5. cannot be sent out more than thirty days prior, is
6. that what you're saying?
7. SENATOR ROCK:
8. Let's take it from...
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Rock.
11. SENATOR ROCK:
12. Take it from the record.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Take it from the record. Senate Bill 1014,
15. Senator Lane. Senate Bill 1019, Senator Lane.
16. Senator Wooten, for what purpose do you arise?
17. SENATOR WOOTEN:
18. Just to make an announcement. The bill that
19. we just took out of the record, I caused a copy
20. of an amendment I intend to offer to be circulated
21. to the desks. I hope the members will hang on to those.
22. I did not want them distributed until the bill was
23. considered, but if they just hang on to them
24. when we come back to Senate Bill 1000, they'll
25. have the necessary material in front of them.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senate Bills on 3rd reading. We will proceed
28. to page 18. Senator Egan, for what purpose do
29. you arise?
30. SENATOR EGAN:
31. Are we still on 2nd bill, or...House...Senate
32. Bill on 2nd reading...
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. We are no longer...

2. SENATOR EGAN:

3. I have a bill in order, with an amendment, with
4. the Clerk or with the Secretary.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. The Senate will stand at ease. We, just...may
7. I have the attention of the membership. We have
8. a list of requests of Senate Bills on 3rd reading
9. where the sponsors wish to return the bill to the
10. Order of 2nd reading for the purposes of amendment.
11. I think that that would be the order of business
12. which we will now go to. Senate Bills on 3rd
13. reading. Now, just...we will now return to the
14. Order of Senate Bills on 2nd reading for the
15. purpose of considering Senate Bill 1312. Read
16. the bill, Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1312.

19. (Secretary reads title of bill)

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Egan.

22. SECRETARY:

23. 2nd reading of the bill. No committee amendments.
24. One...there is a request for a fiscal note on this
25. bill, which has not been answered as yet.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Egan.

28. SENATOR EGAN:

29. Yes, thank you, Mr. President and members of
30. the Senate. I do have a Floor Amendment which I
31. wish to adopt. This will reduce the fiscal impact.
32. Consequently, the fiscal note will be changed to
33. reflect the fiscal impact decrease and that's

1. why I'm asking for this amendment to be adopted.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? The question is
4. shall Amendment...just a moment. Senator Mitchler,
5. for what purpose do you arise?

6. SENATOR MITCHLER:

7. Well, just a point of order. I believe when
8. it's filed that a fiscal note is required or
9. requested that the bill just doesn't get acted
10. upon until the fiscal note is prepared. But,
11. I appreciate what Senate Egan said...

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The...the bill. Yes, but, Senator, may I
14. interrupt...

15. SENATOR MITCHLER:

16. He'll hold it on 2nd.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. It is going to be held on 2nd. The question
19. is shall Amendment No. 1 to Senate Bill 1312 be
20. adopted. Those in favor indicate by saying
21. Aye. Those opposed Nay. The Ayes have it. The
22. amendment is adopted. Are there further amend-
23. ments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. The bill will remain on 2nd reading. Now, we
28. will go to the Order of Senate Bills on 3rd reading
29. and there are a list of bills that the members wish
30. to recall to the Order of 2nd reading for the purposes
31. of amendments. We will start with Senate Bill 289.
32. Senator Wooten. Senate Bill 790, Senator Grotberg.
33. Do we have leave to return to the Order of 2nd
34. reading for the purposes of amendment? Leave is

1. granted. Senator Grotberg.

2. SENATOR GROTBORG:

3. Yes, Mr. President, are we on 790?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. We are on Senate Bill 790.

6. SENATOR GROTBORG:

7. Yes, I would like to offer. This is the amend-
8. ment that strikes the language where the thief
9. had to file his money in separate accounts on
10. the insurance bill. We will delete that language
11. by offering Amendment No. 1, Amendment No. 2, I'm
12. sorry, Mr...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there...is there...

15. SENATOR GROTBORG:

16. I would move for the adoption.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? The question is
19. shall Amendment No. 2 to Senate Bill 790 be
20. adopted. Those in favor indicate by saying Aye.
21. Those opposed. The Ayes have it. Amendment No. 2
22. is adopted. Are there further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. 3rd reading. Senator Wooten, you were on the
27. telephone, I believe, and I did call Senate Bill
28. 289. Do we have leave to return Senate Bill 289
29. to the Order of 2nd reading for the purposes of
30. amendment? Leave is granted. Senator Wooten.

31. SENATOR WOOTEN:

32. Mr. President and colleagues. In Senate Bill
33. 289 in making our amendments, it was pointed out by

1. both staffs that we had invaded in areas where we
2. should not. Criminal trials, legal proceedings, having
3. to do with the life, health or physical condition of
4. a patient, some areas of divorce, some provisions
5. were unconstitutional, Amendment No. 4, I assume, will
6. clean that bill up so both staffs can put it together.
7. We can finally, is it number 5, pardon me, Amendment
8. No. 5 then I think will address those problems and
9. I move its adoption.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? The question
12. is shall Amendment No. 5 to Senate Bill 289 be
13. adopted. Those in favor indicate by saying Aye.
14. Those opposed. The Ayes have it. Amendment No. 5
15. is adopted. Are there further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading. Senate Bill 851, Senator Bloom.
20. Do we have leave to return to the Order of 2nd
21. reading for the purposes of amendment? Leave is
22. granted. Senator Bloom.

23. SENATOR BLOOM:

24. Mr. Secretary would...there's one amendment
25. on there now, is there not?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Bloom.

28. SECRETARY:

29. Amendment No. 2 offered by Senator Bloom.

30. SENATOR BLOOM:

31. I'd like to Table Amendment No. 1. Amendment No. 2, I...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Just...just a moment...do you want to reconsider

1. the vote by which...the motion is to reconsider the
2. vote by which Amendment No. 1 was adopted. All
3. those in favor indicate by saying Aye. Those
4. opposed. The matter is reconsidered. The motion
5. now is to Table Amendment No. 1. All those in
6. favor indicate by saying Aye. Those opposed Nay.
7. The Ayes have it. Amendment No. 1 is Tabled.
8. Amendment No. 2, Senator Bloom.

9. SENATOR BLOOM:

10. Thank you, Mr. President. Amendment No. 2
11. embodies Amendment No. 1...

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Just a moment. Senator Bloom, I've been
14. advised by the controller that...of the microphone,
15. would you please go to one to your immediate right,
16. there is a defect in the...now, Senator Bloom.

17. SENATOR BLOOM:

18. Yes, thank you. Amendment No. 2 embodies the
19. changes in Amendment No. 1, but it also includes
20. the language that the Secretary called to my
21. attention that Enrolling and Engrossing said was
22. necessary. I'd move its adoption.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? The question
25. is shall Amendment No. 2 to Senate Bill 851 be
26. adopted. Those in favor indicate by saying Aye.
27. Those opposed. The Ayes have it. The amendment
28. is adopted. Are there further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Are there...are there amendments from the Floor?
33. 3rd reading. Senate Bill 1002, Senator Netsch. Senate

1. Bill 1050, Senator Rock. Do we have leave...do we
2. have leave to return to the Order of 2nd reading
3. for the purpose of amendment. Leave is granted.
4. Senator Rock.

5. SENATOR ROCK:

6. I think Senator Davidson does have an amend-
7. ment. I think he's placed it with the Secretary.
8. I'd be happy to offer it. I have no objection to
9. the amendment. Did you find it, Mr. Secretary?

10. SECRETARY:

11. Not as yet, sir. Amendment No. 2 offered by
12. Senator Davidson. Senator Davidson.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rock.

15. SENATOR ROCK:

16. Yes, I'd be happy to offer this on behalf of
17. Senator Davidson. I am in agreement with it. What
18. it does, it...as you know, this is the amendment
19. to the Bank Holding Company Act. It raises the...
20. the threshold from communities of twenty-five
21. hundred to five thousand, which is what we did in
22. the other bill. I have no objection. I see Senator
23. Davidson is here on the Floor. I'm sure he'll move
24. its adoption.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? The question is
27. shall Amendment No. 2 to Senate Bill 1050 be adopted.
28. Those in favor indicate by saying Aye. Those opposed.
29. The Ayes have it. The amendment is adopted. Are
30. there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. 3rd reading. Senate Bill 1002, Senator Netsch.
2. Do we have leave to return to the Order of 2nd
3. reading for the purpose of...purpose of amendment?
4. Leave is granted. Senator Netsch, Senator...well...
5. take it from the record. Senate Bill 1033, Senator
6. Hickey. Do we have leave to return to the Order of
7. 2nd reading for the purpose of amendment? Leave is
8. granted. Senator Hickey, just a moment now, Ladies
9. ...may we have order. I don't think I'm going...
10. may I have your attention. The Chair...now, we're
11. not going to proceed until we have order. Senators
12. please be in their seat. Senator Kosinski and
13. other Senators, would they please be in their seats.
14. Senate please be in order. Senator Hickey, proceed.
15. SECRETARY:

16. Amendment No. 3 offered by Senator Hickey.

17. SENATOR HICKEY:

18. Mr. President, and members of the Senate. This
19. is the amendment which, to which we referred yester-
20. day on the gift to the forest preserve district from
21. outside the district. It simply mandates that it
22. should be contiguous territory.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? The question is
25. shall Amendment No. 3 to Senate Bill 1033 be adopted.
26. Those in favor indicate by saying Aye. Those opposed.
27. The Ayes have it. Amendment No. 3 is adopted. Are
28. there further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. 3rd reading. Senate Bill 1023, Senator Lane.
33. Do we have leave to return to the Order of 2nd reading?
34. Leave is granted. Senator Lane.

1. SENATOR LANE:

2. Thank you, Mr. President, and members of the Senate.
3. Amendment No. 1 to Senate Bill 1023...

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Amendment No. 2, Senator.

6. SENATOR LANE:

7. Oh, I'm sorry, Amendment No. 2 would give new
8. life to the State Property Insurance Study Commission,
9. which was deleted from a list by mistake. In asking
10. around, Senator Regner approved this method of
11. reincorporating the State Property Insurance Study
12. Commission by amending Senate Bill 1023.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? The question is
15. shall Amendment No. 2 to Senate Bill 1023 be adopted?
16. Those in favor indicate by saying Aye. Those opposed
17. Nay. The Ayes have it. Amendment No. 2 is adopted.
18. Are there further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. 3rd reading. Senate Bill 1139, Senator Rhoads.
23. Do we have leave to return to the Order of 2nd reading?
24. Leave is granted. Senator Rhoads.

25. SENATOR RHOADS:

26. Mr. President, and members of the Senate. What
27. we were seeking to do in Senate Bill 1139 was to
28. enable the township school trustees to have quarterly
29. meetings. Now, was...we found out during the hearings
30. on this that that is now already permitted, but apparently
31. there was a great deal of confusion because people were
32. looking to two separate parts of the Statute. The
33. amendment repeals a section, another section of the
34. Statute so that people will only have to look to one

1. part of the Statutes to find out where the authority
2. is.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? The question is
5. shall Amendment No. 1 to Senate Bill 1139 be adopted?
6. Those in favor indicate by saying Aye. Those opposed
7. Nay. The Ayes have it. The amendment is adopted.
8. Are there further amendments?

9. SECRETARY:

10. No further amendments.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. 3rd reading. Senate Bill...Senate Bill 1177,
13. Senator Roe. Do we have leave to return to the
14. Order of 2nd reading for the purpose of amendment?
15. Leave is granted. Senator Roe.

16. SENATOR ROE:

17. Mr. President, and members of the Senate. This
18. is a technical amendment. Makes no substantive
19. change in the bill and I move its adoption.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further discussion? The question is
22. shall Amendment No. 1 to Senate Bill 1177 be
23. adopted. Those in favor indicate by saying Aye.
24. Those opposed Nay. The Ayes have it. Amendment
25. No. 1 is adopted. Are there further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. 3rd reading. Senate Bill 1204, Senator Regner.
30. Senate Bill 1359, Senator Lane. Do we have leave
31. to return to the Order of 2nd reading? Leave is
32. granted. Senator Lane. If I can see you back there.
33. Would the members please clear the aisle in front of

1. Senator Lane.

2. SENATOR LANE:

3. Yes, Mr. President. We have two amendments. One
4. I believe is going to be offered by Senator Demuzio.
5. The other amendment which I...could I hear the amend-
6. ment as they're numbered.

7. SECRETARY:

8. I only have one amendment. Amendment No. 3 offered
9. by Senator Lane.

10. SENATOR LANE:

11. Amendment No. 3, Mr. President, Amendment No. 3
12. takes out all mail order sales to the Act of hearing
13. aids.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion as to Amendment No. 3?
16. The question is shall Amendment No. 3 be adopted. Those
17. in favor indicate by saying Aye. Those opposed Nay.
18. The Ayes have it. Amendment No. 3 is adopted. Are
19. there further amendments?

20. SECRETARY:

21. Amendment No. 4 offered by Senator Demuzio.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Demuzio.

24. SENATOR DEMUZIO:

25. Yes, this is an amendment that I talked to the
26. sponsor about. It indicates that any person who is
27. under the age of eighteen that is to get a hearing
28. aid must be seen by either a medical doctor or an
29. ...audiologist and I would move for the adoption
30. of the amendment.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? The question is
33. shall Amendment No. 4 to Senate Bill 1359 be

1. adopted. Those in favor indicate by saying Aye.
2. Those opposed. The Ayes have it. Amendment No. 4
3. is adopted. Are there further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. 3rd reading. Senator Grotberg.

8. SENATOR GROTBORG:

9. Yes, Mr. President, the other day I filed a
10. motion to reconsider Senate Bill 1036. Vivian
11. Hickey's bill, which we passed, and I filed that
12. motion to hold it for an amendment. I would like
13. now to withdraw that motion. Let it go to the
14. House, we'll put the motion on over there. So,
15. I move to withdraw my motion on 1036.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The record will so show. Senate Bill 664.
18. Do we have leave to return to the Order of 2nd
19. reading? Leave is granted. Senator Weaver.

20. SENATOR WEAVER:

21. Thank you, Mr. President. I would like to
22. reconsider the vote by which Amendment No. 2
23. was adopted to Senate Bill 664 for the purpose
24. of Tabling.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. The...question is shall...Senator Weaver
27. moves to reconsider the vote by which Amendment
28. No. 2 was adopted. Those in favor indicate by
29. saying Aye. Those opposed Nay. The matter is
30. reconsidered. Senator Weaver now moves to
31. Table Amendment No. 2. All those in favor
32. indicate by saying Aye. Those opposed Nay.
33. The Ayes have it. Amendment No. 2 is Tabled.

1. Senator Weaver.

2. SECRETARY:

3. Amendment No. 3 offered by Senator Weaver.

4. SENATOR WEAVER:

5. Thank you, Mr. President. There was some corrections
6. needed in the title of this Act, in the amendment, and
7. I would move the adoption of Amendment No. 3 to
8. Senate Bill 664.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion? The question is
11. shall Amendment No. 3 to Senate Bill 664 be adopted.
12. Those in favor indicate by saying Aye. Those
13. opposed. The Ayes have it. Amendment No. 3 is
14. adopted. Are there further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. 3rd reading. Senate Bill 845, Senator Ozinga.
19. Do we have leave to return to the Order of 2nd reading
20. for the purpose of amendment? Leave is granted.
21. Senator Ozinga.

22. SENATOR OZINGA:

23. I think, Mr. President, this is an amendment to
24. this Railroad Crossing Fund Act. I think Senator
25. Davidson prepared, or had prepared the amendment
26. and it is in accord with everybody's thinking
27. that rose on the bill last Tuesday, I believe.
28. I would move for the adoption of the Amendment
29. No. 1.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. The motion is to adopt Amendment No. 1 to
32. Senate Bill 845. Those in favor indicate by
33. saying Aye. Those opposed. The Ayes have it.

1. Amendment No. 1 is adopted. Are there further
2. amendments?
3. SECRETARY:
4. No further amendments.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. 3rd reading. Senate Bill 1280, Senator Schaffer.
7. Do we have leave to return to the Order of 2nd reading?
8. Leave is granted. Senator Schaffer.
9. SENATOR SCHAFFER:
10. Mr. Secretary, is this...what number is this
11. amendment?
12. SECRETARY:
13. This is Amendment No. 3.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Schaffer.
16. SENATOR SCHAFFER:
17. Mr. President, in that case, having voted on
18. the prevailing side, I move to Table Amendment No. 2.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator Schaffer moves to...having voted on
21. the prevailing side, moves to reconsider the vote
22. by which Amendment No. 2 is adopted. Matter is
23. reconsidered. Senator Schaffer now moves that
24. Amendment No. 3 be Tabled. Those in favor indicate
25. by saying Aye. Those opposed Nay. Amendment No.
26. 2, sorry, the record will show Amendment No. 2 is
27. Tabled. Senator Schaffer.
28. SENATOR SCHAFFER:
29. Amendment No. 3 is basically Amendment No. 2
30. with a one word change, suggested to me by
31. Senator Berman, which I think...strengthens the
32. bill.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. The question is shall Amendment No. 3 to
2. Senate Bill 12...1280 be adopted. Those in favor
3. indicate by saying Aye. Those opposed Nay. The
4. Ayes have it. Amendment No. 3 is adopted. Are
5. there...Senator...Kenneth Hall. Are there further
6. amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. 3rd reading. Senator Kenneth Hall, for what
11. purpose do you arise?

12. SENATOR KENNETH HALL:

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

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. State your point.

17. SENATOR KENNETH HALL:

18. I would...it's a great honor and a pleasure
19. to me today to introduce to the Senate a group
20. of students from Park School. There are ninety
21. students and five adults, and they are also
22. accompanied by three teachers, Miss Rosie Hill,
23. Miss Regina Wakefield and Mr. Bobby Bean. I
24. would ask them to stand and be recognized by the
25. Senate. They're in the...rear gallery.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Will the guests please rise and be recognized.
28. Senator Lane, as to Senate Bill 1359. I've been
29. advised that there is error in amendment, in one
30. of the amendments and do we have leave...do we
31. have leave to return to the Order of 2nd reading.
32. Leave is granted. Senator Demuzio. Having voted
33. on the prevailing side of the adoption of Amendment

1. No. 4, Senator Demuzio moves that the matter be
2. reconsidered. Those in favor indicate by saying
3. Aye. Those opposed Nay. The matter is reconsidered.
4. Senator Demuzio now moves that Amendment No. 4 be
5. Tabled. Those in favor indicate by saying Aye.
6. Those opposed Nay. The Ayes have it. Amendment
7. No. 4 is Tabled. Are there further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 3rd reading. Senator Rhoads, for what purpose
12. do you arise?

13. SENATOR RHOADS:

14. I'm just inquiring what we're doing here.
15. We were on Senate Bill 1359 a few minutes ago,
16. Senator Lane, put on what, 4 amendments. One
17. amendment.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. One amendment.

20. SENATOR RHOADS:

21. And then what happened?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Demuzio, Senator...

24. SENATOR RHOADS:

25. Now, we came back to 1359...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Just a moment. I'll explain.

28. SENATOR RHOADS:

29. Okay.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Lane put one amendment on. Senator
32. Demuzio put Amendment No. 4 on. He found that
33. there was error in that amendment and he did

1. move to reconsider and the matter has been Tabled, or
2. the amendment. Senator Regner as to Senate Bill 1204.
3. Senator Regner. Do we have leave to return to the
4. Order of 2nd reading? Leave is granted. Senator
5. Regner.

6. SENATOR REGNER:

7. Senator Kenney Hall had an amendment he wanted
8. to add on to resolve this problem that he mentioned
9. yesterday. I'll put it on.

10. SECRETARY:

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

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Kenneth Hall. Senator Hall.

14. SENATOR KENNETH HALL:

15. Thank you, Mr. President, members of the Senate.
16. Amendment...what is this, Amendment No. 3? Amendment
17. No. 3 amends Senate Bill 1204 on page 5, line 29 by
18. adding, after only, the following, however, if a
19. person filing a petition is physically present in
20. the local school districts office at 4:00 p.m. on
21. the last day for filing petitions. The petitions
22. shall be received and filed if it is an apparent
23. conformity with the requirements of this section.
24. Now, the reason that I'm asking that this amendment
25. be accepted. That we had a situation in my
26. district last year when one of the members of the
27. Board of Education, who happened to be President
28. of the Board, and as you know that people wait and
29. try to be the last person to file. Now, this
30. man was physically present in front of the clerk.
31. He was there in person and the clerk determined
32. by his watch that it was 4:00 p. m. and he was
33. too late to file. So, therefore, he was denied an

1. opportunity to file. Then, he had to go to court
2. and the court had to place him back on the ballot,
3. so, this will eliminate such actions by any
4. secretary of the board and I'd ask adoption of
5. this amendment.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? The question is
8. shall Amendment No. 3 to Senate Bill 1204 be
9. adopted. Those in favor indicate by saying
10. Aye. Those opposed. The Ayes have it. Amend-
11. ment No. 3 is adopted. Are there further amend-
12. ments?

13. SECRETARY:

14. No further amendments?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. 3rd reading. Senator Netsch, while we're...we're
17. on this order of business, is it your desire to bring
18. back Senate Bill 1002? Senator Egan. Senator Egan
19. wishes to be recognized on a point of personal privilege,
20. I believe, is that correct, Senator?

21. SENATOR EGAN:

22. That's correct, Mr. President, and members of the
23. Senate...

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. State your point.

26. SENATOR EGAN:

27. I have what I consider...this is election reform,
28. Ladies and Gentlemen. This...this just happens to
29. be an amendment to the Election Reform Bill that
30. I think is important and I think we should address
31. ourselves to it. Senator Netsch has a bill on 3rd
32. reading, which she refuses to bring back to amend
33. at my request, and I...I feel a little bit chagrined

1. about this. Somewhat disappointed, and certainly
2. unhappy. But let me...let me just...let me just
3. indicate to you what I intend to do with my
4. amendment. First of all, we're going to strike
5. Senator Netsch's bill with the amendment, strike
6. the enacting clause and strike the title, and
7. after that, I intend with my amendment, if we
8. could ever vote on it, to insert in lieu thereof
9. the following, and let me be brief, and let me
10. be cryptic and hurry through so that you'll
11. catch on, Section 9.28 is added to the Election
12. Code. The added section to read as follows,
13. rules for conduct, members of the Senate, and
14. if these rules aren't good enough for the
15. Senate, God knows who they're good enough for.
16. One, thou shalt not have no other gods before me.
17. Two, thou shalt not take the name of the Lord
18. thy God in vain. Three, remember the Sabbath
19. Day and keep it Holy. Four, honor thy Father
20. and thy Mother. Five, thou shalt not kill.
21. Six, thou shalt not commit adultery. Seven, thou
22. shalt not steal. Eight, thou shalt not bear
23. false witness against thy neighbor. Nine, thou
24. shalt not covet thy neighbor's house and goods,
25. and ten, thou shalt not covet thy neighbor's
26. wife. Now, this is what I think would make
27. perfect the election procedures and the election
28. conduct and the code of ethics for the members
29. of this Body and I just want to offer its adoption
30. so you can vote on it and I am unhappy that Senator
31. Netsch will not consider this amendment on
32. election reform. And I'd like some support.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

SB 1317
5/24/77
2nd reading

- 1. Now, that the...Senator Netsch still refuses to
- 2. return...Senator Shapiro.
- 3. SENATOR SHAPIRO:
- 4. Well, Mr. President, and Ladies and Gentlemen
- 5. of the Senate. I think this side of the aisle could
- 6. support Senator Egan's amendment wholeheartedly, but
- 7. one point I wanted to clear up with him, before he
- 8. presents it, I'm sure there is no question in his
- 9. mind as to which day is the Sabbath.
- 10. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 11. Senator Carroll.
- 12. SENATOR CARROLL:
- 13. Of course, Senator Berman and I join Senator
- 14. Shapiro in those comments.
- 15. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 16. The Chair...by an oversight of the Chair, I
- 17. did neglect to call on the Order of 2nd reading,
- 18. Senate Bill 1317. Do I have leave to return to
- 19. that Order? Leave is granted. Senate Bill 1317,
- 20. Senator Philip.
- 21. SECRETARY:
- 22. Senate Bill 1317.
- 23. (Secretary reads title of bill)
- 24. 2nd reading of the bill. The Committee on Executive
- 25. offers one amendment.
- 26. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 27. Senator Philip.
- 28. SENATOR PHILIP:
- 29. Thank you, Mr. President. I'd like to move
- 30. that we Table Committee Amendment No. 1 to
- 31. Senate Bill 1317.
- 32. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 33. Senator Philip having voted on the prevailing
- 34. side for the adoption of Amendment No. 1 moves

1. now that the matter be reconsidered. Those in favor
2. indicate by saying Aye. Those...well the proper
3. motion would be to Table...Table Committee Amendment
4. No. 1. Those in favor indicate by saying Aye.
5. Those opposed Nay. The Ayes have it. Committee
6. Amendment No. 1 is Tabled. Senator Philip.

7. SECRETARY:

8. Floor Amendment No. 2 offered by Senator Bruce.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Bruce.

11. SENATOR BRUCE:

12. Thank you, Mr. President, and members of the
13. Senate. The Amendment No. 2 will strike everything
14. after the enacting clause of this legislation
15. and insert new language, much of which was contained
16. in the original bill as it came out of the Senate
17. Executive Committee, but, reorders it and puts it
18. in a more readable fashion. It would allow certain people
19. to do business with municipalities and cities and
20. governments, even though they're on the...on the
21. board, elected official to that particular
22. governmental unit. I don't know...it would allow
23. them to provide services to the municipality or
24. governmental unit as long as...they accept the
25. lowest bid; that it's done by a three-fifths vote;
26. that the person involved, the interested officer
27. does not vote; that the total contract amount
28. would not exceed twenty-five hundred dollars in
29. a fiscal year; that he must disclose that he
30. is interested; and that he abstains from both
31. deliberations and voting on the...on the contract.
32. Additionally, on emergency matters, they could
33. award a contract as long as it did not exceed

1. two hundred and fifty dollars or more than five hundred
2. dollars in a year. Again, the same requirements, that
3. he not participate in the proceedings. Additionally,
4. and more importantly, perhaps, is the fact that in
5. some of our small communities, the city councilmen
6. have bank stock, this will allow the deposit of
7. money in a...in a banking institution or savings
8. and loan institution as long as the interested
9. party did not have more than seven and a half
10. percent interest in that facility which is
11. already in the Governmental Act. Also, we've
12. had trouble in one district on public utilities.
13. It doesn't seem to be anyplace else where to
14. buy electricity, but we have one gentleman that
15. serves on the city council, I understand, who's
16. also an officer of a public utility. This says
17. that they can still buy their electricity from
18. that utility even though he is an officer, as
19. long as he doesn't have more than seven and
20. a half percent stock and I think, Mr. President,
21. those are the substantive changes contained in
22. the amendment. I would move its adoption.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator Maragos.

25. SENATOR MARAGOS:

26. Will the sponsor of the amendment reply to
27. a question?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. He indicates he will.

30. SENATOR MARAGOS:

31. Senator Bruce, does this in any way affect
32. any State officials or is this only limited to
33. the municipal officials?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Bruce.
3. SENATOR BRUCE:
4. No, it just would apply to, as I understand
5. it, local governmental entities and would not...
6. not apply to State officials.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Is there further debate? The question is
9. shall Amendment No. 2 to Senate Bill 1317 be
10. adopted? Those in favor indicate by saying
11. Aye. Those opposed. The Ayes have it. The
12. amendment is adopted. Are there further
13. amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Philip, did you have an amendment?
18. SENATOR PHILIP:
19. No.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Just a moment...I...if there are no further
22. amendments. 3rd reading. Senator Philip.
23. SENATOR PHILIP:
24. Thank you, Mr. President. I'd like to ask leave
25. of the Body to add Senator Bowers as a cosponsor
26. to Senate Bill 603.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Do we have leave? Leave is granted. Senate
29. Bill...Senator Carroll, are we ready to consider
30. Senate Bill 1327? Senator Shapiro's bill. (Machine
31. cut-off) 2nd reading, page 5. Senate Bill 1327.
32. Senator Shapiro. Read the bill, Mr. Secretary.
33. SECRETARY:

1. Senate Bill 1327.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. No committee amendments.

4. One Floor Amendment offered by Senator Shapiro.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Shapiro.

7. SENATOR SHAPIRO:

8. Mr. President, and Ladies and Gentlemen of
9. the Senate. Senate Bill 1327 creates the Illinois
10. Power Plant Siting Board. And the amendment that
11. I have to offer states this, Section 10, nothing
12. contained in this Act shall change or supercede any
13. local government unit ordinance and in addition,
14. it...makes a technical change, changes one paragraph,
15. designation from ten to eleven. I would urge its
16. adoption.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Prior...prior to adopting or...or considering
19. the adoption of that amendment Senator, I am advised
20. by the Secretary that there is a request for a
21. fiscal note. The question is shall Amendment No. 1
22. to Senate Bill 1327 be adopted. Those in favor
23. indicate by saying Aye. Those opposed Nay. The
24. Ayes have it. Amendment No. 1 is adopted. Are
25. there further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. The bill will remain on 2nd reading. We're
30. going to the Order of Senate Bills on 3rd reading.
31. We have two bills that are requested to be returned
32. for the purposes of amendment. The first bill is
33. Senate Bill 36, Senator Johns. Do we have leave

1. to return to that order for the purposes of amendment?

2. Leave is granted. Senator Johns.

3. SENATOR JOHNS:

4. Mr. President, and members of the Senate. I'd
5. like to amend this bill. The amendment is on the
6. Secretary's Desk. Reduces the amount that I request
7. from five hundred thousand down to a hundred thousand
8. dollars, one fifth of the amount that I request in
9. Senate Bill 36 and I move for the adoption of that
10. amendment, Mr. President.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? The question is
13. shall Amendment No. 1 to Senate Bill 36 be adopted.
14. Those in favor indicate by saying Aye. Those
15. opposed. The Ayes have it. Amendment No. 1 is
16. adopted. Are there further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 3rd reading. Senate Bill 1124, Senator
21. Carroll. Do we have leave to return to the Order
22. of 2nd reading for the purposes of amendment?
23. Leave is granted. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President and members of the Senate.
26. I offer Amendment No. 1 to Senate Bill 1124 which
27. is the Productivity Council. This amendment has been
28. worked on by staffs of both sides of the aisle and
29. I would...it's a total new bill, taking out a lot
30. of the problems that various people had discussed
31. with us and would then be easier to read and under-
32. stand by having dropped everything after the enacting
33. clause and put in the entire newly revised version

1. into this amendment. I would move the adoption
2. of the amendment.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? The question is
5. shall Amendment No. 2 to Senate Bill 1124 be adopted.
6. Those in favor indicate by saying Aye. Those opposed.
7. Just a moment...just a moment...the...Mr...Mr. Secretary.
8. Just a moment...all right...it has been resolved. The
9. question is shall...Senator Carroll.

10. SENATOR CARROLL:

11. Thank you. Apparently I should Table Amendment
12. No. 1.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. All right.

15. SENATOR CARROLL:

16. So having voted on the prevailing side, I would
17. move to Table Amendment No. 1 to Senate Bill 1124.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. You heard the motion, those...is that...was that
20. a committee amendment, Senator? The motion is to
21. Table Amendment No. 1. Those in favor indicate by
22. saying Aye. Those opposed. The Ayes have it.
23. Amendment No. 1 is Tabled. Senator Carroll now
24. moves for the adoption of Amendment No. 2. Those
25. in favor indicate by saying Aye. Those opposed
26. Nay. The Ayes have it. Amendment No. 2 is adopted.
27. Are there further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. 3rd reading. Senator Grotberg, for what purpose
32. do you arise?

33. SENATOR GROTBORG:

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

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Just a moment. If I can hear you, I'll grant
4. that.

5. SENATOR GROTBORG:

6. Well, the point of...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Will we please have...just a moment...will we
9. please have order. Very little is correct. Senator
10. Grotberg...what...state your point.

11. SENATOR GROTBORG:

12. My point is on Senator Egan's amendment. Is
13. Senator Egan on the Floor?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Yes, he is.

16. SENATOR GROTBORG:

17. I would bear...ask the Body to bear with me.
18. Senator Egan, your amendment that you are to
19. offer to Senate Bill 1000 reminds me of Benjamin
20. Franklin at age seventy-eight, who, when one of
21. his girl friends left home for a few days, wrote
22. to her, and he said, I often pass your house, it
23. appears desolate now to me. I broke the commandments
24. by coveting it along with the wife of my neighbor.
25. Now, I do not covet it anymore, so I'm a bit less
26. sinful, but as regards to my neighbor's wife, I find
27. the commandments very inconvenient and I am very
28. sorry they were made. If in your travels, you
29. happen to see the Holy Father, you might ask him
30. to repeal them, as having been given only to
31. Jews and too hard for good Christians to keep.
32. And I thought perhaps that would be germane to
33. your admendment.

34. PRESIDING OFFICER: (SENATOR DONNEWALD)

35. While we're on the...Senator Egan.

1. SENATOR EGAN:

2. I...I'd be willing to break it up and offer
3. each one individually.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. While we're on the order of business,
6. Senator D'Arco requests that we return Senate Bill
7. 615 to the Order of 2nd reading for the purpose of
8. amendment. Do we have leave? Leave is granted. Senator
9. D'Arco.

10. SECRETARY:

11. Amendment No. 6 offered by Senator D'Arco.

12. SENATOR D'ARCO:

13. Mr. President, I want to make a motion to reconsider
14. the vote by which Amendment No. 2 was adopted.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Heard the motion. Those in favor indicate by
17. saying Aye. Those opposed Nay. Amendment No. 2 is
18. reconsidered. Senator D'Arco.

19. SENATOR D'ARCO:

20. I would move to Table Amendment No. 2.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator D'Arco moves to Table Amendment No. 2.
23. Those in favor indicate by saying Aye. Those opposed
24. Nay. The Ayes have it. Amendment No. 2 is Tabled.

25. SENATOR D'ARCO:

26. I move to reconsider the vote by which Amendment
27. No. 3 was adopted.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. You've heard the motion. Those in favor indicate
30. by saying Aye. Those opposed Nay. The Ayes have it.
31. Amendment No. 3 is reconsidered.

32. SENATOR D'ARCO:

33. Can we take them all at once, Mr. President, 3, 4, and 5?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. All right. As to Amendments 3, 4, and 5 to Senate
3. Bill 615, Senator D'Arco having voted on the prevailing
4. side moves that these amendments be reconsidered. Those
5. in favor indicate by saying Aye. Those opposed Nay. The
6. Ayes have it. Amendments No. 3, 4, and 5 are reconsidered.
7. Senator D'Arco now moves to Table Amendments 3, 4, and 5.
8. Those in favor indicate by saying Aye. Those opposed
9. Nay. The Ayes have it. Amendments No. 3, 4, and 5
10. are Tabled. Senator D'Arco.

11. SENATOR D'ARCO:

12. I now move...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Amendment No. 6.

15. SENATOR D'ARCO:

16. I now move to adopt Amendment No....Amendment No.
17. 6.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Question is shall
20. Amendment No. 6...just a minute. Senator Bruce.

21. SENATOR BRUCE:

22. Well, I've got some interest in this and without
23. any explanation, we had all those other amendments
24. Tabled and I just wondered what Amendment No. 6 does because
25. those amendments improved the bill dramatically. Now,
26. we're back to someplace...it's not such a great bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator D'Arco.

29. SENATOR D'ARCO:

30. Well, for Senator Bruce's information, and let
31. me just say this...Amendment No. 2, 3, 4, and 5 were nice
32. amendments, but they made a good bill bad because they took
33. out provisions of the Act that applied to personnel under

1. the Personnel Code of the State of Illinois which would
2. have a detrimental effect to those persons
3. in which I did not intend to have such an effect
4. on those persons. Amendment No. 6 clarifies the bill
5. and substantially rewrites the bill so it does
6. conform to the intent of the bill the way it was
7. introduced originally. And what Amendment No. 6
8. does, it simply provides that employees who are
9. retiring would be allowed to have as part of their
10. salary, one half of the sick leave time that is available
11. upon retirement, at one half the average daily
12. base pay. And that is substantially what the original
13. bill intended to do, but we had some problems with it.
14. We had to reword it and now it's in good form and
15. that's...I move for its adoption.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? The question is shall
18. Amendment No. 6 be adopted. Those in favor indicate by
19. saying Aye. Those opposed Nay. The Ayes have it. Amendment
20. No. 6 is adopted. Are there further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. 3rd reading. Senator Buzbee, for what purpose
25. do you arise?

26. SENATOR BUZBEE:

27. Point of personal privilege, Mr. President.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. State your point, Senator.

30. SENATOR BUZBEE:

31. I'm just wondering if Senator Egan's amendment
32. were to be adopted, that he proposed a while ago, if
33. point number five in there would have any bearing on House

1. Bill 10? If we would be able to implement House Bill
2. 10, if...if we adopted point number five of Senator Egan's...

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. We'll have the staff check that.

5. SENATOR BUZBEE:

6. Thank you.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. We have one more request regarding Senate Bill
9. 1301. Do we have leave to return to the Order of
10. 2nd reading for the purpose of amendment? Leave is
11. granted. Senate Bill 1301, Senator Bruce.

12. SENATOR BRUCE:

13. Thank you, Mr. President. This is an amendment
14. proposed by the Department of Transportation. It
15. relates to motorized pedicycles. They...we used
16. the word motorized bicycle and they informed me that
17. the Federal Government has used motorized pedicycles
18. so that is changed throughout the Act. In addition
19. thereto, we restricted their usage to roadways in the
20. State where they have a speed less than thirty-five...
21. thirty miles an hour posted. That was an agreement that
22. many of the members of the Senate thought we should do,
23. so...and additionally requires that they have a
24. headlamp that meets Federal standards. And I would
25. move its adoption.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there further discussion? Question is shall
28. Amendment No. 1 to Senate Bill 1301 be adopted. Those
29. in favor indicate by saying Aye. Those opposed. The
30. Ayes have it. Amendment No. 1 is adopted. Are there
31. further amendments?

32. SECRETARY:

33. No further amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. 3rd reading. We are going to proceed to the
3. Order...may I have the attention of the Senate.
4. Senator Vadalabene, you are vitally interested in what
5. I am going to say. Senator Bruce just amended Senate
6. Bill 1301. We must have intervening business
7. before we consider that. So we will proceed. Senator
8. Bruce, for what purpose do you arise?

9. SENATOR BRUCE:

10. Well, I don't plan to call it because there
11. are several members that wanted to read that
12. amendment and we'll lay it over a day.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. All right. So we will then proceed to Senate
15. Bill 130...just a moment. Senator Mitchler, for what
16. purpose do you arise?

17. SENATOR MITCHLER:

18. Are we still on 2nd reading?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. We have removed from 2nd reading. We are on the
21. Order of 3rd reading and we will start with Senate
22. Bill 1303, Senator Vadalabene. Read the bill, Mr.
23. Secretary.

24. SECRETARY:

25. Senate Bill 1303.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Vadalabene.

30. SENATOR VADALABENE:

31. Yes, thank you, Mr. President and members of the Senate.
32. Senate Bill 1303 generally, what this bill will do will
33. simplify the licensing procedures of the commercial

1. fishermen. The Department of Conservation supports
2. this bill. They have yet not been able to estimate
3. a fiscal impact. However, with...currently a commercial
4. fisherman pays five dollars for his basic license
5. then procures an individual license for each device.
6. This bill will organize various devices into groups
7. with one license and one fee for each classification
8. and I would appreciate a favorable vote.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion? The question is shall
11. Senate Bill 1303 pass. Those in favor vote Aye. Those
12. opposed Nay. The voting is open. Have all those voted
13. who wish? Have all those voted who wish? Take the
14. record. On that question the Ayes are 54, the Nays
15. are none. Senate Bill 1303 having received a
16. constitutional majority is declared passed.

17. Senate Bill 1306, Senator Lemke. You wish to call
18. the bill? Senator Lemke. Read the bill, Mr. Secretary.

19. SECRETARY:

20. Senate Bill 1306.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Lemke.

25. SENATOR LEMKE:

26. This is a bill with the amendment makes it
27. much better. It lets the local government set up the
28. prevailing wage and if they fail to do it, then the
29. county board would do it. The bill would regulate
30. prevailing wages in the State. I think it would be...
31. it's a good bill. I think it's necessary. The Department
32. of Labor is for it and with the amendment and I think
33. ...I ask for a favorable roll call.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Senator Harber Hall.

3. SENATOR HARBER HALL:

4. Well, Mr. President and fellow Senators, Senator
5. Lemke is absolutely correct in his opening statement
6. that an amendment that was put on makes a bad bill
7. better or maybe he didn't say bad. It is
8. in slightly better shape than it was as introduced.
9. I have to rise to object, Mr. President. The concept
10. of the State through the Legislature placing down into
11. our Statutes that local governments will comply with
12. certain wage scales is completely...goes completely
13. beyond our separation of State and local governments.
14. Certainly we do many things that affect local governments,
15. but in this case, this bill would tell every rural
16. community that their local government, whatever that
17. would be, that they would have to file and pay
18. wage rates in accordance with the prevailing wage for
19. that area. In addition to the excessive amount of
20. regulation, administration, the whole concept is
21. very bad. In small communities we have many active
22. contractors who perform needed work for local government
23. who do not pay union scale wages. For that reason,
24. local government is spared much of the very high cost
25. of making improvements to streets, to sanitation, to
26. drainage for the farmers, to drainage districts.
27. And I...I just believe that we should not sit here
28. and upon the recommendation of a one sided Department
29. of Labor pass any Statute that would delve into the
30. operation, the successful, I might say, operation
31. in the financially responsible operations of our local
32. governments. I just wish the State of Illinois could
33. operate their government just one iota, one infinitesimal
34. fraction as effeciently as most of our local governments

1. and this would be one step that would prevent
2. local government from operating that efficiently.
3. I...I recommend that this bill be defeated.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Glass.

6. SENATOR GLASS:

7. Well, thank you, Mr. President and Ladies and
8. Gentlemen. I agree with Senator Hall that Senator
9. Lemke did amend a bill to make it better but...but
10. I should also point out that Cook County has been
11. amended out of this bill, too. It simply is a burden
12. on the downstate communities and even though I'm
13. in Cook County, I agree with Senator Hall that it is
14. a bad precedent that we ought not to establish and
15. would urge a No vote.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Further discussion? Senator Knuppel.

18. SENATOR KNUPPEL:

19. One question of the sponsor.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Sponsor indicates he will yield. Senator Knuppel.

22. SENATOR KNUPPEL:

23. Senator Lemke, is it true...

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Lemke.

26. SENATOR KNUPPEL:

27. Senator Lemke, is it true that this effects only
28. downstate counties?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Lemke.

31. SENATOR LEMKE:

32. Yeah, the problem...the problem in the large
33. counties over five hundred thousand, they pay more than

1. the prevailing wage.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator...

4. SENATOR LEMKE:

5. What...what we do is local governments set the

6. prevailing wage. What we did with this bill with

7. the amendment, we left it up to the local governments

8. to set the prevailing wage, which is similar to the

9. home rule County of Cook.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. I've been here six years and I don't think I've

14. ever handled a bill that effected only Cook County.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Senator Lemke can close

17. the debate.

18. SENATOR LEMKE:

19. Well, I...my understanding with the Department

20. of Labor, everything was worked out. Just take it

21. out of the record and let them work it out.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. All right. Take it out of the record, Mr.

24. Secretary. 1308, Senator Moore. 1309, Senator Regner.

25. 1308. On the Order of Senate Bills, 3rd reading, Senate

26. Bill:1308. Read the bill, Mr. Secretary.

27. SECRETARY:

28. Senate Bill 1308.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Moore.

33. SENATOR MOORE:

1. SENATOR MOORE:

2. Thank you, Mr. President and members of the
3. Senate. 13...Senate Bill 1308 as amended and I would
4. like to bring to the attention of the Body that Amendment
5. No. 1 was Tabled, and Amendment No. 2 was adopted.
6. There were some problems with Amendment No. 1.
7. The bill as amended, provides or establishes conditions
8. and standards of payment for the Department of Public
9. Aid in instituting rates for the care of recipients of
10. medical assistance and skilled nursing homes and
11. intermediate care facilities. The Department shall
12. develop a prospective...prospective method of determining
13. payments of rates, effective January 1, 1978.
14. This bill has been worked out with the Department
15. of Public Aid, with the nursing home industry. The
16. problems that the industry had with the bill were corrected
17. by Amendment No. 2. I know of no opposition to the bill
18. and I would appreciate a favorable roll call.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any discussion? Senator Berning.

21. SENATOR BERNING:

22. Not having the amendment before me or incidentally,
23. Mr. President, not having any amendments in my book for
24. any of these bills that show they have been amended, I am
25. at a decided disadvantage to know really how I'm
26. voting or what I'm voting on. But, the basic bill
27. in this instance, Mr. President, I think has a laudable
28. purpose but I have a question of the sponsor.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Indicates he will yield. Senator Berning.

31. SENATOR BERNING:

32. When...it says in...on page 5, Section 5-5.6
33. where the Department of Public Aid shall require the

1. submission of an annual cost report by each nursing
2. facility providing skilled nursing and intermediate
3. care services and certified to participate in the
4. Medical Assistance Program. The Department then, shall
5. proceed to develop a cost or a reimbursement figure.
6. Does this mandate that the actual cost of operation
7. by the...by the individual facility is the basis
8. for establishing that reimbursement rate, or are we still
9. leaving it at the option of the Department to establish
10. an arbitrary rate unrelated to the actual cost of operation?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Don Moore.

13. SENATOR MOORE:

14. Yes, to the first part of the question, no to the
15. second. They are going to be paid on a cost related
16. basis, each facility. As far as the arbitrariness of
17. the Department in deciding how much they're going to get
18. paid, that is the purpose of the bill to eliminate that
19. practice. We're mandated to do it by HEW effective
20. January 1 of 1978, and this is the vehicle that will
21. implement that mandate, that they be paid on a cost
22. related basis, Senator.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any further discussion? Senator Moore, you wish
25. to close the debate? The question is shall Senate
26. Bill 1308 pass. Those in favor will vote Aye. Those
27. opposed will vote Nay. The voting is open. Have all voted
28. who wish? Senator Carroll, for what purpose do you arise?

29. SENATOR CARROLL:

30. Just for the purpose of the record. I am voting
31. Present because of a potential conflict of interest.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Have all voted who wish? Senator Grotberg, for what

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1. purpose do you arise?

2. SENATOR GROTEBERG:

3. Likewise on the Present on the potential conflict.

4. Thank you.

5. PRESIDING OFFICER: (SENATOR ROCK)

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

7. Okay. Have all voted who wish? Take the record. On
8. that question the Ayes are 54, the Nays are none,
9. two Voting Present. Senate Bill 1308 having received
10. a constitutional majority is declared passed.

11. Senator Maragos, 1310. On the Order of Senate Bills,
12. 3rd reading, Senate Bill 1310. Read the bill,
13. Mr. Secretary.

14. SECRETARY:

15. Senate Bill 1310.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Maragos.

20. SENATOR MARAGOS:

21. Mr. President and members of the Senate. Senate
22. Bill 1310 increases penalty for deceptive practices
23. and creates offenses involving deception on a bank
24. or other financial institution. What it does in
25. addition to allowing criminal penalties for people
26. who misuse or abuse or criminally involve themselves
27. in credit cards, it does the same thing for those who
28. pass bad checks. The present penalty for conviction
29. of deceptive practices is a Class A misdemeanor. This
30. bill retains that penalty for a first conviction, provides
31. however, that if there is a second or subsequent
32. conviction, it will become a Class 4 penalty. Throughout
33. the whole Statutes, it increases the penalties and allows

1. for new penalties and new approaches, as I said,
2. for practices which are deceptive when they give bad
3. checks and in...the banking industry is wholeheartedly
4. behind this bill and I ask for your favorable support.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Any discussion? The question is shall Senate Bill
7. 1310 pass. Those in favor will vote Aye. Those opposed
8. will vote Nay. The voting is open. Have all voted who
9. wish? Have all voted who wish? Take the record.

10. On that question the Ayes are 55, the Nays are 1, none
11. Voting Present. Senate Bill 1310 having received
12. a constitutional majority is declared passed.

13. Senator Bloom on 1314. Okay. On the Order of Senate
14. Bills, 3rd reading, is Senate Bill 1314. Read the bill,
15. Mr. Secretary.

16. SECRETARY:

17. Senate Bill 1314.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Bloom.

22. SENATOR BLOOM:

23. Thank you, Mr. President. What this does is
24. change the language of Section 49-A of the Act.

25. Well, I'll move over.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Bloom, I think your mike has gone bad
28. on us. Will you move to your left, please? Thank you.

29. Senator Bloom.

30. SENATOR BLOOM:

31. Overuse. 49-A of the Act by adding the language,
32. "and shall include such arrangements for substitute service
33. in the interim as the commission in its judgment, may impose."

1. This addresses the question of a conditional
2. discontinuance and for example, in my own area,
3. Rock Island wants to get out of carrying passengers
4. between Peoria and Chicago and this would empower the
5. commission to say, okay, you want to quit? Fine.
6. But, you've got to provide a bus to Chillicothe
7. or Bloomington to pick up the train there.
8. Answer any questions and...otherwise would appreciate
9. a favorable roll call.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. There any discussion? Senator Bruce.

12. SENATOR BRUCE:

13. Just a question as to who is going to pick
14. up the cost. Does this not say that if...if the
15. Commerce Commission vacates any...any service, they
16. have to provide an alternate and as you say, if
17. they terminate a bus line, are they going to be
18. required as the Commerce Commission to...to create
19. a bus service between points A and B where they've
20. terminated service?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Bloom.

23. SENATOR BLOOM:

24. No, the language says, "for substitute service in
25. the interim as the commission in its judgment may impose."
26. There's discretion, there. They are not mandated to get into
27. bus business or the train business.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Bruce.

30. SENATOR BRUCE:

31. I just wonder what the bill does because it seems
32. to me they can do that presently and if they have an
33. order of discontinuation, why do they have to have a
34. ...an additional order on substitute service?

1. PRESIDING OFFICER:(SENATOR ROCK)

2. Senator Bloom.

3. SENATOR BLOOM:

4. As I said at the outset, this is for a
5. conditional situation where you have a line such as
6. the Rock Island Line which wants out of the passenger
7. service but as a condition precedent, they have to
8. make arrangements and bear the cost therefore,
9. to get people between Peoria and Chillicothe or
10. Peoria and Bloomington to pick up the train. See
11. what I mean?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Further discussion? Senator Mitchler.

14. SENATOR MITCHLER:

15. Well, Senator Bloom, does your bill limit itself
16. to rail transportation or would it include bus
17. transportation as well?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Bloom.

20. SENATOR BLOOM:

21. I think it could include bus transportation.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Mitchler.

24. SENATOR MITCHLER:

25. I've got the suggestion. I don't know how good
26. it is, but up in the six county area in the northeastern
27. section, they formed a Regional Transportation Authority
28. and there's a way that counties can opt in. You can't
29. opt out, but you can opt in. And maybe you would like
30. to put up to all your fine people down there, a
31. referendum to opt into this wonderful thing and then in
32. answer to Senator Bruce's question, who would fund it,
33. why they have the authority of this board that controls

1. the RTA to levy a parking tax and a five percent
2. gasoline tax and they never take off any. They
3. always add buses on whenever you need them throughout
4. the area and it would solve all your problems. This is
5. one of the greatest things in...evidently down in
6. Peoria they don't know about this. But, if you would
7. go back there and explain it to them, I'm sure
8. that they would want to certainly...and they've got
9. a wonderful board up there with a chairman they
10. pay seventy-two thousand eight hundred dollars a year
11. and all the expertise in transportation that you want.
12. And that would really be the way out, but in the meantime
13. maybe we ought to support your bill now until your
14. people find out about that wonderful things they have
15. up there besides sludge that they send down the river
16. to you.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Any further discussion? If not, the question
19. is shall Senate Bill 1314 pass. Those in favor will vote
20. Aye. Those opposed will vote Nay. The voting is open..
21. Have all voted who wish? Have all voted who wish?
22. Take the record. On that question the Ayes are 54,
23. the Nays are none, none Voting Present. Senate Bill
24. 1314 having received a constitutional majority is declared
25. passed. 1319, Senator Mitchler. On the Order of
26. Senate Bills, 3rd reading, at the top of page 19, is
27. Senate Bill 1319. Read the bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 1319.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Mitchler.

1. SENATOR MITCHLER:
2. Mr. President and members of the Senate. The...
3. Senate Bill 1319 is an administration bill. It
4. amends Section 27 of the Environmental Protection Act
5. for the purpose of maintaining an integrated and unified
6. State and Federal Pollution Control Program in the areas
7. of air pollution and...control and public water
8. supplies. It has a committee amendment on the bill.
9. I know of no opposition. I would ask for a favorable roll
10. call.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Any discussion? Senator Demuzio.
13. SENATOR DEMUZIO:
14. Yes, Senator Mitchler, what did the committee
15. amendment do?
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Mitchler.
18. SENATOR MITCHLER:
19. The committee amendment deleted a hundred and twenty
20. days of commencing the review for the time period
21. and...inserted there of a hundred and eighty days of
22. promulgation by the U.S. EPA.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Any further discussion? The question is shall
25. Senate Bill 1319 pass. Those in favor will vote Aye.
26. Those opposed will vote Nay. The voting is open.
27. Have all voted who wish? Have all voted who wish?
28. Take the record. On that question the Ayes are
29. 53, the Nays are none, none Voting Present. Senate Bill
30. 1319 having received a constitutional majority is declared
31. passed. On the Order of Senate Bills, 3rd reading, is
32. Senate Bill 1322. Read the bill, Mr. Secretary.
33. SECRETARY:

1. SECRETARY:

2. Senate Bill 1322.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Daley.

7. SENATOR DALEY:

8. Mr. President and fellow Senators. Amendment...

9. I think, No. 2 places the burden upon the Illinois
10. Director of Revenue to give notice...a ten day notice
11. to any tax bearer or individual corporate where
12. U.S. Government or any other State is requesting
13. information off their tax returns.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any discussion? Senator Glass.

16. SENATOR GLASS:

17. Thank you, Mr. President. If the sponsor will yield.

18. PRESIDING OFFICER: (SENATOR ROCK).

19. Indicates he will yield. Senator Glass.

20. SENATOR GLASS:

21. Senator Daley, in committee, we supported this bill
22. and wondered, however, whether there was any problem
23. with this as far as Illinois then having the
24. reciprocal agreement to get the Federal Government's...
25. access to the Federal Government tax returns when we
26. requested them. I've...I've got a letter here somewhere
27. that indicates there may be a problem in that regard. I
28. wondered if you checked that out.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Daley.

31. SENATOR DALEY:

32. Senator Glass, there was a problem. I placed the
33. notification upon the Federal Government. The amendment

1. changed it. The Director of the Illinois Department
2. of Revenue will give notice, a ten day notice to the
3. taxpayer. That was the original problem.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Glass.

6. SENATOR GLASS:

7. Yeah, in other words, so that we are not, by
8. this bill, requiring the Federal Government to do it,
9. but our...our Director of Revenue will do it?

10. Okay. Well, that's fine because as I say, the letter
11. I have indicated that without that, Illinois might be
12. denied this reciprocal privilege of getting Federal
13. tax returns as requested, so, do you know whether as
14. far as the Federal Government is concerned, that has
15. cured the objection?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Daley.

18. SENATOR DALEY:

19. No, I don't. I took it upon myself to change
20. the burden from the Federal Government to the State
21. of Illinois, which I think will be acceptable to them.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Glass.

24. SENATOR GLASS:

25. Well, I wonder...I am just handed a letter here
26. from Director Whitler. I wonder if you might hold this
27. a minute. I'd like to show it to you indicating that
28. there still may be a problem.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Daley.

31. SENATOR DALEY:

32. Well, I have a letter from the Department of
33. Revenue from Director Whitler and also from the Internal

1. Revenue Service from Ira Lowell, District Director
2. and also Washington, D.C., objecting to the burden
3. placed upon the Federal Government. I just changed...
4. I changed the burden. I've placed it upon the Director
5. of Revenue. I firmly believe that if the Federal
6. Government is looking at anyone's income tax returns,
7. and it's through the IRS, the FBI, the Justice Department,
8. the Agriculture Department, any Department of Federal
9. Government can request information to the IRS. In turn,
10. they get it off your tax returns then send it back to the
11. IRS who in turn gives it to every Federal Governmental
12. body.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Glass.

15. SENATOR GLASS:

16. Well, I...I agree with you, frankly, that there ought
17. to be notice given to a citizen when that return is
18. to be inspected. The only thing I would point out,
19. though and I have it, is actually a copy of a letter
20. to Senator Egan who is the Chairman of the Revenue
21. Committee dated May 20th from Director Whitler and
22. he says that his staff has reviewed Amendment 2 with
23. James Mitten of the Internal Revenue Service. The
24. conclusion drawn from the review is that even with the
25. adoption of Amendment 2, the agreement of coordination
26. of tax administration between Illinois and the Internal
27. Revenue Service would still be subject to termination
28. and I just wonder if you've seen that letter and if you
29. would want to proceed at this time regardless.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Daley.

32. SENATOR DALEY:

33. Senator Glass, I received the letter on May

1. 10th, 1977 to Senator Egan and with regards to
2. Amendment No. 1 which I placed the burden upon the
3. Federal Government to give notice. Amendment No. 2 gives
4. the burden upon the Director of Revenue and I don't think
5. it will affect their contract at all.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Glass.
8. SENATOR GLASS:
9. Well, that's why I wanted to show you this letter.
10. This is as regards Amendment No. 2 and it's dated
11. May 20th.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Daley.
14. SENATOR DALEY:
15. Well, what does it say? Why are they...why are they
16. objecting to the amendment?
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Senator Glass.
19. SENATOR GLASS:
20. Well, again, I just read it. However, it does say
21. that they've reviewed Amendment 2 and their conclusion
22. has not changed. And why I don't know.
23. PRESIDING OFFICER:(SENATOR ROCK)
24. Senator Daley.
25. SENATOR DALEY:
26. I really believe...I think they're just against the
27. bill, even with the amendment on.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Any further discussion? Senator Bruce.
30. SENATOR BRUCE:
31. Well, I think the problem...the reason the Internal
32. Revenue Service will always be opposed to this bill is that
33. they provide us with a tape match of IRS returns with State

1. returns. And part of the contractual arrangement
2. that they have entered into with the State of Illinois
3. is that material is given to us for our use to match
4. with state returns and they share information with us
5. and they will not allow that...the confidentiality
6. of those returns to be breached. Part of the difficulty
7. we have with this particular piece of legislation,
8. is that once you require anyone to give notice to the
9. taxpayers, the Federal Government is going to say, now
10. our agreement is that none of that material, we're
11. not going to give notice to anybody when we take a search
12. of it. And this bill would...would violate that agreement
13. and I'm sure the Federal Government is just going to
14. withdraw. And I think that is the problem. I think
15. they take, Senator Daley, a very adamant position on
16. it, but I think that I, for one, would hate to lose
17. the possibility of getting all those IRS tapes to check
18. with the State returns. We do a tape match to see
19. whether they have reported on the various lines of the
20. return, the same amount of money of State Income Tax
21. and Federal. Now, if there's some arithmetical error,
22. they just write the taxpayer and say, look, there's some
23. problem. Under your legislation, that will require
24. that notice be given and I think that the Department...
25. the burden would be fairly heavy plus the Federal Government
26. is going to say, look, if you're going to make that
27. use of our...our tape drives, we don't want to have anything
28. to do with it and I think they will just terminate
29. the agreement.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Daley.

32. SENATOR DALEY:

33. Well, the only thing I'm doing here is giving notice

1. to a taxpayer that the Federal Government or any other
2. governmental body, has requested information off your
3. tax return. That's all I'm doing and the Director
4. of Revenue just gives a ten day notice that the...the
5. IRS has requested information. That's all you have to do.
6. Now, in regards to showing tapes or...with computers and
7. all that, we have nothing to do with it. The only thing
8. is when the requesting information for, A, an individual
9. and I think the individual taxpayer should get some type of
10. notification.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Bruce.

13. SENATOR BRUCE:

14. Senator Daley, I have no problem with the
15. concept of giving notice. The problem, is I think, from
16. Directors Whitler's May 20th letter saying that the
17. IRS says if we do that, we'll terminate the agreement.
18. Now, maybe that's a completely unreasonable stand of
19. the IRS, but the data that they give us, is very, very
20. valuable and I'm not sure we want to terminate just
21. to have...so that a taxpayer would get a ten day notice.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Further discussion? Senator Daley may close the
24. debate.

25. SENATOR DALEY:

26. Yeah, I can't understand the life of me, what's wrong
27. with giving notification to a taxpayer. I don't think
28. this would terminate the...the agreement because this is
29. separate from the agreement. We're placing a burden upon
30. the Director of Revenue in Illinois to give notification.
31. I ask for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Question is shall Senate Bill 1322 pass. Those

1. in favor will vote Aye. Those opposed will vote Nay.
2. The voting is open. Have all voted who wish?
3. Have all voted who wish? Take the record. On that
4. question the Ayes are 38, the Nays are 2, 3 Voting
5. Present. Senate Bill 1322 having received a constitutional
6. majority is declared passed. 1326, you're going to hold,
7. I expect? 28 is a hold. 31 will be held. 1332, Senator
8. Moore. On the Order of Senate Bills, 3rd reading,
9. is Senate Bill 1332. Read the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 1332.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Moore.

16. SENATOR MOORE:

17. Thank you, Mr. President and members of the Senate.
18. Senate Bill 1332 as amended, defines the word penitentiary
19. and also imprisonment in other than the penitentiary
20. meaning the county jails, houses of correction, et cetera.
21. And it states that a misdemeanor shall not be
22. committed to a penitentiary but shall be committed
23. to a institution other than a penitentiary. We are
24. all aware of the crowded facilities that we have in our
25. prisons today. There are some four hundred and twenty
26. some people, particularly downstate, who have been
27. convicted of misdemeanors that are serving time in the
28. State penitentiary. Upon the effective date of this
29. Act, these individuals will be removed out and sent back
30. to the Houses of correction or the county jails or the
31. municipal jails as the case may be. An amendment was
32. furnished at the request of Senator Egan which was adopted
33. on May 11th, that, in effect, said that there are certain types

1. of cases that on an individual basis, with the
2. ...in conjunction with the Department...the Director
3. of the Department of Corrections, that an individual
4. may be...it may be in his best interest to be sent
5. to a penitentiary rather than to a county jail or
6. a house of correction. I believe this is a good bill.
7. I think it will relieve some of the overcrowding
8. in the penitentiaries that we have and I'd
9. be happy to answer any questions from Senator Wooten.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Any discussion? Senator Wooten.

12. SENATOR WOOTEN:

13. Just a question. How crowded are the county jails,
14. do they have the same problem at the county level
15. that we have at the State level?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Moore.

18. SENATOR MOORE:

19. Sometimes they do, sometimes they don't.
20. I think it depends on each county. In our county, yes.
21. In Cook County, our county jail is very overcrowded.
22. But, I might add, Senator, that there are more
23. misdemeanants in the penitentiary from Macoupin
24. County than there are from the County of Cook.
25. It's...it's a problem where in these sparsely
26. settled areas, is where the loading up...there are,
27. I believe, presently some twenty-four misdemeanants
28. in the penitentiary from Cook County. The other
29. four hundred plus are from the downstate area.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Wooten.

32. SENATOR WOOTEN:

33. Well, it just seems to me this is not a solution

1. to a problem, it's taking sides that will relieve the
2. pressure at the State by putting pressure on the county.
3. And I'm not sure how easy it is to stand on one side or
4. the other of that argument. It does not propose a
5. solution, as far as I can see.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? Senator Knuppel.

8. SENATOR KNUPPEL:

9. Mr. President and members of the Body.

10. I represent a lot of small counties. I'm not familiar
11. with all of them, but I do know that, for example,
12. Menard County is a small county where I used to live
13. and where I have a law office. In one year they had
14. somewhere between five hundred and six hundred man days
15. of occupancy through arrests and so forth. They have
16. sheriffs, one, two or three deputy sheriffs, city
17. police, State Police and so forth. These people and the
18. local judge there, if you will remember reading an
19. article about...in ... a while back had the courage and
20. the guts since the State was paying for it, to send a man
21. to jail for a year down at Vandalia for failure to pay
22. a two dollar and eighty-seven cent ticket in a restaurant.
23. Now, I'll guarantee you that that judge wouldn't have had
24. the guts to have sent that man down to county jail where
25. the people in the county would have had to pay the bill,
26. but he could send him down to Vandalia where the people
27. could pay the bill. I'm not holding up for the
28. individual. He's...he's a general roustabout around town
29. and so forth. But, I will say this, that...that I'm
30. appalled when I see the State of Illinois having to pay the
31. bill and pay the restaurant check for three hundred
32. and sixty-four days and two meals for one character
33. that didn't pay it for two dollars and some cents for

1. one meal. I think this is good legislation in the small
2. counties. I'm not acquainted with Rock Island and
3. some of the larger counties, and I think a stay in
4. the county jail might have been more appropriate and
5. done the man a lot more good than a stay at
6. Vandalia. I'm sure the judge would never have sentenced
7. him if it would have been to a county jail.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any further discussion? Senator Graham.

10. SENATOR GRAHAM:

11. Mr. President and members of the Senate. I know
12. there's a lot of feeling regarding this type of
13. legislation. And many of us may share the feeling
14. part of the time that some of the people...some of the
15. people in the State also have that we should lock them
16. all up in the penitentiary and forget about them.
17. I would be frank to admit that I've had times that
18. I feel that way, too. The brutal fact remains is that
19. we don't have room for them. Secondly, there is a movement
20. nationwide, whether it's going to work or not, time will
21. tell, I hope it does, successfully, for many states
22. to consider what is now the Ohio System that they are
23. using and doing a pretty good job with it and they call it
24. the Shock System, not in the terms that we consider an
25. electrical shock or something to correct a prisoner's
26. attitudes but they have a feeling and they are
27. experiencing it there and apparently are doing a pretty
28. good job that some misdemeanants and others wherever they
29. may serve time that the length of time may not be as
30. important as the fact that they have been locked up.
31. Now, it's the success or lack of it on...in many of these
32. programs that is going to depend entirely...almost
33. entirely upon the sentencing judge and the...and the

1. people's willingness to accept the fact that always
2. a six months or a two year sentence may not
3. ...may correct all the ills of society, it won't do it...
4. many areas and I've talked to many, many convicts that
5. probably paid their debt to society if there's a way to
6. pay it, the first day they were there. I think we have
7. to consider these new approaches and new attitudes in
8. the area of correctional discipline. The fact is also
9. we have consider the fact that we're overcrowded.
10. Our jails and our insitutions are...especially
11. the correctional institutions...State institutions
12. are under fire with the Federal Government now.
13. A lot of Federal suits lodged against us and we think
14. about all these possibilities and things that may or
15. may not happen to us, maybe this type of legislation
16. is a step in the right direction. If not, we'll
17. be back next year to do something about it.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Further discussion? Senator Don Moore to close the
20. debate.

21. SENATOR MOORE:

22. Thank...thank you, Mr. President, members of the
23. Senate. I think this is a...a simple bill when we consider
24. that we and the General Assembly have established
25. a difference between a misdemeanor and a felony.
26. We have provided for different penalties with a
27. misdemeanor and a felony. And a misdemeanor being
28. a lesser crime, it's the intention of this bill that
29. those individuals should serve time in the wisdom of the
30. judge who heard the case, in the city jail, the county
31. jail or the house of correction as the case may be.
32. The individuals who commit the more serious crimes
33. for which the penitentiary offense is...is mandated by the

1. General Assembly to move in the lesser class, smaller
2. crimes to get in with the...the hardened type criminal,
3. I don't think is in the best interest of justice.
4. I think this is a good...a good bill. As I say, there
5. is an exception made on a case by case situation.
6. We're aware of the overcrowding of our penitentiary
7. system and I would move for a favorable roll call,
8. Mr. President.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Question is shall Senate Bill 1332 pass.
11. Those in favor will vote Aye. Those opposed will vote
12. Nay. The voting is open. Have all voted who wish?
13. Have all voted who wish? Take the record. On that
14. question the Ayes are 38, the Nays are 6, 4 Voting
15. Present. Senate Bill 1332 having received a
16. constitutional majority is declared passed.
17. Senator Maragos, for what purpose do you arise?

18. SENATOR MARAGOS:

19. For an explanation of a vote. I was off the
20. Floor at the time that Senate Bill 1322 was
21. considered and I would like the record to show that
22. if I were on the Floor at the time, I would have voted
23. Aye.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. The record will so indicate. Senator Merlo,
26. for what purpose do you arise?

27. SENATOR MERLO:

28. Mr. President a point of personal privilege.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. State your point, Sir.

31. SENATOR MERLO:

32. In the gallery just behind me, I have a group of
33. children from my district, from the Disney Magnet School

1. and their unit leader, Susan Gibson. I would like to
2. acknowledge their presence. Will you...
3. PRESIDING OFFICER: (SENATOR ROCK)
4. Will our guests in the gallery...
5. SENATOR MERLO:
6. ...all stand up?
7. PRESIDING OFFICER: (SENATOR ROCK)
8. ...please stand up and be recognized.
9. Senator Clewis, for what purpose do you arise?
10. SENATOR CLEWIS:
11. Mr. President, I, too, would have been recorded
12. as voting in favor of Senate Bill 1322 had I been
13. at my desk.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. The record will so indicate. Senator Vadalabene.
16. Senator Graham, 1337? On the Order of Senate Bills,
17. 3rd reading, Senate Bill 1337. Read the bill, Mr.
18. Secretary.
19. SECRETARY:
20. Senate Bill 1337.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Graham.
25. SENATOR GRAHAM:
26. Mr. President and members of the Senate. This
27. bill has a considerable amount of myth that can be
28. read into it. In fact, the synopsis is not right. In
29. fact, what we're doing here is allowing the...by the
30. passage of this bill, allowing the Illinois Department
31. of Transportation who is in support of this, to
32. not be mandated to issue maps for sixty-five foot
33. trailers and or sixty foot double bottom trailers on
34. our State highways as they now are...as they now are...are

1. mandated to do. They would rather have the sixty-
2. five foot double bottoms allowed to operate on all
3. State highways. It used to be four lane highways
4. except that in cases where it is deemed not possible
5. or dangerous to the highways or to traffic. In those
6. areas they would...instead of issuing maps and
7. causing all the rerouting and extra expense, they
8. would post those highways and prohibit the use of
9. sixty-five foot trailers or others...double bottoms
10. on those highways and the secondary roads...county
11. roads and others had been amended out of the bill.
12. The only opposition to this is the Chicago Motor
13. Club. The county highway superintendents were
14. opposed to it till we adopted the amendment. This
15. will save a lot of expense and a lot of administrative
16. cost to the Illinois Department of Transportation.
17. It will not, in fact, change any of the routing of the
18. trucks now other than the way they do it and if we have
19. in mind that we would like to eliminate those trucks
20. from the highways, as many of us would, the defeat of
21. this bill will not do it. It's only an administrative
22. procedure act as far as the Department is concerned
23. and I ask for a favorable roll call.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any discussion? Senator Bruce.

26. SENATOR BRUCE:

27. Senator Graham, as I understand the present
28. law, trailers sixty feet longer...sixty feet in length
29. can operate on designated routes and mainly on four
30. lane highways. This bill, as amended, would allow sixty
31. foot double bottom trailers to operate on any
32. highway in the State of Illinois, two or four lane, is that
33. correct?

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Graham. Senator Graham.
3. SENATOR GRAHAM:
4. That is correct, any State highway. The amendment
5. so stated.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Bruce.
8. SENATOR GRAHAM:
9. Only...only if I might put an addendum to that...
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Yes, Senator Graham.
12. SENATOR GRAHAM:
13. In the even that the Illinois Department of
14. Transportation deemed that the highway wasn't...
15. wasn't acceptable to this kind of traffic or was
16. a danger involved, then they would post it and prohibit
17. it by posting of the highways rather than issuing
18. maps. That's really the secret to it.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Senator Bruce.
21. SENATOR BRUCE:
22. Well, given the explanation, I stand in opposition
23. to this piece of legislation. In my district,
24. there are so many narrow two lane pavements that I don't
25. think that my constituents ought to be trying to pass
26. a sixty foot long trailer with a double tractor trailer
27. rig, double bottom. And it was all right, I think, when
28. we they were on four lane highways as present legislation
29. requires and on other designated two lane pavements.
30. One of those is Route 50 in my district that is a two
31. lane pavement between the Indiana border going into
32. St. Louis and that was fine because it's wide enough. But
33. to allow them to say on Route 30 or 130 or 32 and 33 which

1. are narrow pavements, it just...I think, Senator Graham,
2. is not a good idea. I understand...I've talked to DOT
3. sometime about their map problem and I understand
4. what you're trying to do, but I...I think posting is
5. not going to handle it. My suggestion to DOT
6. some years...or some months ago was to...to put out
7. the maps on a less regular basis or to designate those
8. places where they could not drive and then they would
9. only have to change it at a minimum. Now, they say
10. where they can drive and they changed where they
11. can drive on a monthly basis and I would just say that
12. the way the bill is drafted, I could not support it.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any further discussion? Senator Graham,
15. you wish to close the debate?

16. SENATOR GRAHAM:

17. Very briefly. I understand your concern, Senator
18. Bruce. In some of the routes that you are talking about,
19. I am sure that the drivers of these trucks wouldn't
20. even want to be on them. I think all we're doing here
21. is giving the Department of Transportation an opportunity
22. to make the decision and post the highways that can't
23. be used rather than to be issuing maps at regular
24. intervals. I ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. The question shall Senate Bill 1337 pass. Those
27. in favor will vote Aye. Those opposed will vote Nay.
28. The voting is open. Have all voted who wish?
29. Have all voted who wish? Take the record. The sponsor
30. has requested Consideration Postponed. It will be
31. postponed. 1340, Senator Mitchler. On the
32. Order of Senate Bills, 3rd reading, Senate Bill 1340.
33. Read the bill, Mr. Secretary..

1. SECRETARY:
2. Senate Bill 1340.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Senator Mitchler.
7. SENATOR MITCHLER:
8. Mr. President and members of the Senate.
9. Senate Bill 1340 is a bill that amends the Enforcement
10. Inspection and Prosecutions Article of the Boat
11. Registration and Safety Act. It provides for the duties
12. of the conservation police officers. There's no
13. additional cost to the State. It has the support of the
14. Illinois Department of Conservation. I might
15. say that there's no amendments on the bill. I know of
16. no opposition to the bill. I would ask for a favorable
17. roll call.
18. PRESIDING OFFICER: (SENATOR ROCK)
19. Any discussion? Senator Daley.
20. SENATOR DALEY:
21. Will the sponsor yield to a question?
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Sponsor indicates he will yield. Senator Daley.
24. SENATOR DALEY:
25. You state it's the duty of conservation police
26. officers and other designated employees of the Department
27. of Conservation. Does that mean all...many of the employees
28. of the Department of Conservation be running around arresting
29. people? They don't have the...the power to arrest, or...
30. you're...you're making it mandatory and I know there must
31. be a violation if they don't arrest someone if a citizen
32. tells them to do it, right?
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Mitchler.

2. SENATOR MITCHLER:

3. Well, Senator Daley, that language that you're
4. reading in the synopsis is already in Section 1.
5. The language that is currently in Section 1 is as
6. follows: it is the duty of all conservation police
7. officers and other employees of the Department
8. designated by the director to enforce this Act.
9. All sheriffs, deputy sheriffs and other police
10. officers, et cetera. The language that is added
11. is, or any other State Statutes on the waters of this
12. State as related to boat traffic. This is...this is
13. the area that's added to the Statute. As far as
14. the responsibility along with the conservation
15. police officers and that, that's already in the
16. Act for other duties.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Daley.

19. SENATOR DALEY:

20. Yeah, well, what is the...you say, your amendment
21. in violation of any other State Statutes. What is
22. new in it? What did you put in it that you need the bill?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Mitchler.

25. SENATOR MITCHLER:

26. Well, the purpose of the...of the bill is to
27. allow the conservation police officers to enforce all
28. the State Statutes on the waters of Illinois, not just
29. those of the game and fish codes.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Daley.

32. SENATOR DALEY:

33. Yeah, I just hope that they're all police officers

1. because any other State Statute could be, you know,
2. any...any criminal...the whole criminal code. I would
3. hope that they have the arresting power.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Demuzio.
6. SENATOR DEMUZIO:
7. I...Senator Hynes says roll call. I...I could
8. accept that judging from the response that I see, I will
9. hold my questions because I think this has a...a
10. fate that will be taken on the water without its raft.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Mitchler to close the debate.
13. SENATOR MITCHLER:
14. No, the bill is...is there. That's exactly
15. what it's supposed to do. Ask for an up or down.
16. Not my...
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Question is shall Senate Bill 1340 pass. Those
19. in favor will vote Aye. Those opposed will vote Nay.
20. The voting is open. Senator Buzbee, will you reach
21. around and vote me No, please? Have all voted who wish?
22. Have all voted who wish? Take the record. On that
23. question the Ayes are 14, the Nays are 32, 2 Voting
24. Present. Senate Bill 1340 having failed to receive
25. a constitutional majority is declared lost. On the
26. Order of Senate Bills, 3rd reading, is Senate Bill 1335.
27. Read the bill, Mr. Secretary.
28. SECRETARY:
29. Senate Bill 1335.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Vadalabene.

1. SENATOR VADALABENE:

2. Yes, thank you, Mr. President and members of the
3. Senate. Senate Bill 1335 is a very short bill. It
4. repeals a present provision in the Environmental Protection
5. Act which requires direct appeal from final decisions
6. from the Pollution Control Board to the appellate
7. court. The effect of removing this provision from
8. the Act would be that appeal of final decisions
9. of the Pollution Control Board would then go to
10. the circuit court as they do from other administrative
11. agencies and I...favorable vote.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any discussion? Senator Glass.

14. SENATOR GLASS:

15. Thank you, Mr. President and Ladies and Gentlemen.
16. I arise to oppose Senate Bill 1335. I think when we adopted
17. the EPA Act it was recognized that these types of appeals
18. ought to go directly to the appellate court rather than
19. the circuit court. This is a very technical area of the
20. law. I think that's the reason for the exception.
21. I don't see a reason for changing this now. It would
22. further delay the decision in these cases and I would
23. urge a No vote on this bill.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Knuppel.

26. SENATOR KNUPPEL:

27. Well, I wasn't in the Senate when they adopted
28. the Environmental Protection Act, but I think it was...
29. and thank God I wasn't, but I think it was a mistake
30. to take an administrative decision directly to the
31. appellate court. I think that these matters
32. should be handled in the same manner as all other
33. agencies and all other administrative decisions, they

1. should be reviewed to see whether they're against
2. the manifest way of the evidence by the circuit court
3. and I think that would terminate very many of these.
4. Our appellate courts are badly overworked at the
5. present time. It is the court of last resort except
6. in very few instances. That's what the intent of the
7. Illinois Constitution was, that the Supreme Court would
8. be unburdened but that the appellate court would be
9. the principal court to decide matters of last resort.
10. These matters are not really matters of last resort.
11. They're matters of administrative review and they
12. should be passed on by the appropriate circuit courts
13. in the first instance.

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25. End of reel.
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1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any further discussion? Senator Buzbee.

3. SENATOR BUZBEE:

4. Thank you, Mr. President. Well, Mr. President,
5. I'm not an attorney, but it seems to me that if you
6. follow the line of reasoning that the Pollution Control
7. Board has asked us to follow then we just ought to
8. do away with the circuit courts altogether and just
9. start in the appellate court. This is the only agency,
10. it's my understanding, that has in the judicial process...
11. the judicial review process, starts with the appellate
12. court, and you know, if...if the circuit courts are
13. good enough to try murder trials, I think they're good
14. enough to try PCB decisions, and it seems to me
15. this is place that it ought to be and it's where we
16. ought to start. I think it is a good bill.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Demuzio.

19. SENATOR DEMUZIO:

20. Well, thank you, President. I just want to echo
21. Senator Knuppel and Senator Buzbee's position on this
22. bill. I think it is a good bill, and I think the circuit
23. courts are doing a great job. After all they did grant
24. us a temporary injunction on our problems, so I think
25. the circuit court is a place where these things ought to
26. ...ought to begin.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion? Senator Bloom.

29. SENATOR BLOOM:

30. Thank you, Mr. President. Question of the sponsor.
31. Does this..Senator Vadalabene, does this provide that
32. in variance...after variance hearings a...an appeal or
33. a review is taken of the circuit court or just enforce-
34. ment?

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Vadalabene.
3. SENATOR VADLABENE:
4. I didn't hear your question. Would you repeat it
5. please?
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Bloom.
8. SENATOR BLOOM:
9. Does this provide for a review in circuit court
10. for variance or is it just enforcement cases?
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Vadalabene.
13. SENATOR VADALABENE:
14. I...going to give you my opinion. I think it's in
15. the enforcement cases.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. I think it's whatever is...whatever is reviewable.
18. SENATOR VADALABENE:
19. ...viewed.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Bloom. Whatever is reviewable...
22. SENATOR BLOOM:
23. Well...
24. PRESIDING OFFICER: (SENATOR ROCK)
25. ...will be reviewed by the circuit court as opposed
26. to the appellate court. Senator Bloom.
27. SENATOR BLOOM:
28. Thank you. It is with reluctance that I oppose
29. Senator Sam's bill. It's kind of an attorney bill, it...
30. in a way, because it would protract litigation, and
31. second, if a petitioner is unsatisfied in a variance
32. proceeding, then he goes through another level of the
33. Judiciary. Thank you.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Further discussion? Senator Berman. Senator Berman.
3. SENATOR BERMAN:
4. Will the sponsor yield?
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Sponsor indicates he will yield. Senator Berman.
7. SENATOR BERMAN:
8. Senator Vadalabene, if we shift this down from the
9. appellate court to the circuit court, will this cause a
10. delay in the enforcement proceedings of the Pollution
11. Control Board?
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Vadalabene appears to respond in the negative.
14. SENATOR VADALABENE:
15. Not automatically no.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Berman.
18. SENATOR BERMAN:
19. Would it...would it have more of a tendency to then,
20. if we left it at the appellate court level?
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Senator Vadalabene.
23. SENATOR VADALABENE:
24. No.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Berman.
27. SENATOR BERMAN:
28. Okay. I hear yeses and noes. What...can anybody
29. indicate what the rationale was when we passed this in
30. '69 or '70 as to why we put it in the appellate court.
31. It is an unusual proceeding, and I'd like to have some
32. response along those lines.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Anybody care to try that one? Senator Wooten.
2. SENATOR WOOTEN:
3. As I understand it, it was to get the speediest
4. possible resolution of the problem and to avoid
5. protracted litigation.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Further discussion? Senator Netsch.
8. SENATOR NETSCH:
9. I had a question of the sponsor.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Sponsor indicates he will yield. Senator Netsch.
12. SENATOR NETSCH:
13. Does the Pollution Control Board itself have a
14. position on the bill? Did they want their appeals
15. to go to the circuit court rather than to the appellate court?
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Vadalabene.
18. SENATOR VADALABENE:
19. It would not be my opinion that they would oppose
20. this legislation since it already goes directly to the
21. appellate court and this is where they want it.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Netsch.
24. SENATOR NETSCH:
25. I'm...I'm not sure I...it's your assumption that
26. they do oppose it?
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Senator Vadalabene.
29. SENATOR VADALABENE:
30. It is my assumption.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Netsch.
33. SENATOR NETSCH:

1. Could I ask and this is not the...the usual sort of
2. facetious or sarcastic, you know, who wants this bill
3. question, but I really am curious as to what is the
4. source of the concern about having the appeals go to the
5. appellate court as they have been doing?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Vadalabene.

8. SENATOR VADALABENE:

9. I, not assuming, but I would say most of the major
10. industrial people in the State of Illinois, including
11. Alton Box Board, who's in my district.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Netsch.

14. SENATOR NETSCH:

15. Again, I'm not quite sure what their objection
16. would be. The...although I recognize that processees
17. are...may be speedy in one part of the State and not in
18. another. Normally, to be able to go directly to an
19. appellate court would...should take less time than having
20. to go through an extra layer. I recognize that would
21. not, inevitably, be true, but in most cases that be the
22. case. I would think that even the industrial people
23. who might be cited would like to have it resolved as
24. speedily as possible. Is there any explanation as
25. they are unhappy with using the appellate court?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Vadalabene.

28. SENATOR VADALABENE:

29. Evidently, that's why they want this bill because
30. they're unhappy. It goes directly to the appellate court
31. and not to the incident in which the county it happens
32. in.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Further discussion? Senator Bruce.

2. SENATOR BRUCE:

3. I would just point out that the...the way procedure
4. is, presently, the...the people do have an appeal to the
5. Pollution Control Board. You get a citation from the
6. Environmental Protection Agency and then you hear the matter
7. before the Pollution Control Board which is the en-
8. forcement agency. At that point, if you do not like
9. their decision, you can take it to the appellate
10. court. The reason I...as I recall that we decided
11. that this would be the procedure is that the...the
12. circuit courts of the various circuits around the
13. State just aren't equipped to handle what are really
14. very technical matters. And although the PCB is the
15. one that makes the rules and regulations and then
16. eventually hear the...hear the cases, it seems that is
17. the only appropriate agency and we have done that
18. in other instances, Mr. President. As I recall the
19. Judicial Inquiry Board takes the matter before the
20. Courts Commission and then your appeal if you're
21. unhappy as a judge, is to take it directly to the appellate
22. courts, so this is not an usual procedure, and I
23. stand in opposition to the bill.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Egan.

26. SENATOR EGAN:

27. Yes, Mr. President and members of the Senate. Thank
28. you, I...the point I'm trying to make is the...the fact
29. that the appellate court itself does not wish to have
30. this...a matter which, Mr. President, you yourself might
31. be aware of that the appellate court is overburdened as
32. a result of this law, and they wish the...the law to be changed
33. for the circuit court who is geared up and has the manpower

1. and the facilities to do just this.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Graham.

4. SENATOR GRAHAM:

5. You know, I've had many people in the galleries say
6. that they can't hear and they wonder how we know what's
7. going down here. I share it with them, and I'm having
8. a hard time hearing. I think we're on 3rd reading. I
9. think that's where we pass bills.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Point is...point is well taken. Will the members
12. be in their seat and the staff please take the conferences
13. off the Floor. Senator Knuppel.

14. SENATOR KNUPPEL:

15. I know this is the second time, but in...in rebuttal
16. to what Senator Bruce said, there is nothing at all to
17. indicate that an appellate judge is one damn bit better
18. qualified to hear a...an Environmental Protection question
19. than a circuit judge.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Mitchler.

22. SENATOR MITCHLER:

23. I ask the sponsor a question.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Indicate...

26. SENATOR MITCHLER:

27. Who wants...who...you know, Senator Sours used to
28. always say, who. Who wants this bill? Where did you get
29. this beautiful thing?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Vadalabene.

32. SENATOR VADALABENE:

33. I thought I answered Senator Netsch that same question...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. You did...you did indeed. Senator Vadalabene.

3. SENATOR VADALABENE:

4. ...The people want this bill. Industry wants this
5. bill, and Alton Box Board of...of Alton, Illinois also is
6. the genesis of this bill.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Mitchler.

9. SENATOR MITCHLER:

10. Well, the reason I asked you that, Senator Vadalabene...
11. I don't do it in jest...this bill comes in every year.
12. Every year you get the same bill in, it's been defeated
13. time and time again. We argue it and spend time on it. This
14. is not the first time, and I know the genesis of this
15. bill. I've...I've...I've seen it and I just wondered
16. how they shifted it over and you're...you're the sponsor of it
17. this year. You'll lose it this year, either here or in
18. the House. It'll pop up in somebody else's hands next
19. time, and check it out, and the history is that this bill
20. has been in and in and in. It's been defeated every time, and
21. you check into the genesis of who wants it and you'll
22. find out you'll vote against the bill.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any further discussion? Senator Vadalabene may close
25. the debate.

26. SENATOR VADALABENE:

27. Yes, thank you, Mr. President and members of the Senate.
28. We should restore the Judicial System to the courts and
29. leave the Administrative System to the administrative agencies
30. and I would appreciate a favorable vote.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Question is, shall Senate Bill 1335 pass. Those in
33. favor will vote Aye. Those opposed will vote Nay. The

1. voting is open. Senator Donnewald, vote me Aye, please.
2. Have all voted who wish? Have all voted who wish? Take
3. the record. Sponsor has requested Consideration Post-
4. poned. So ordered. 1343, Senator Mitchler. On the
5. Order of Senate Bills 3rd reading is Senate Bill 1343.
6. Read the bill, Mr. Secretary.
7. SECRETARY:
8. Senate Bill 1343
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Mitchler.
13. SENATOR MITCHLER:
14. Mr. President and members of the Senate, Senate Bill 1343 is a
15. bill that has amendments to the Boat Registration and Safety
16. Act. The amendment would make word changes in the present
17. section to better define the perimeters which have been
18. outlined in the present Statute. The amendment is
19. proposed to clarify what constitute use and constitutes
20. a recreational boat, and this will be an aid to law
21. enforcement officers. The proposed amendment will
22. clarify for the conservation police officer and the
23. users of watercraft, actually, what is required in terms
24. of personal floatation devices in their watercraft while
25. the watercraft is in operation. There is expected to be no increase
26. in expenditures as a result of the adoption of this
27. proposed legislation. The Department of Conservation
28. expects no decrease of expenditures as a result of the
29. passage of this proposed legislation. There's been no prior
30. legislation which made reference to the specific changes
31. which are recommended in this amendment. The Division
32. of Law Enforcement within the Department of Conservation
33. has recommended the proposed amendments, and for this

1. reason, the Department of Conservation supports the bill.
2. I'd ask for a favorable roll call or answer any questions
3. that someone may have.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Senator Guidice.

6. SENATOR GUIDICE:

7. Will the sponsor yield to a question please?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Indicates he will yield. Senator Guidice.

10. SENATOR GUIDICE:

11. How's this going to affect commercial fishing?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. Senator Guidice, as...since a recreational boat is
16. defined in part as any noncommercial craft, the amendments
17. would not apply to the noncommercial boats, rather would
18. not to the commercial boats, only to the noncommercial.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Guidice.

21. SENATOR GUIDICE:

22. In Section 3.25 of the bill, indicate that it is
23. unlawful for any person to take mussels by means of hand
24. rakes, hand forks, hand dredges, basket dredges, et
25. cetera. And isn't this what the commercial fisherman use?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Mitchler.

28. SENATOR MITCHLER:

29. Yes. Now, I recall your question. This question
30. did come up in committee and this bill would extend the
31. PFD requirements to the commercial boats.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Guidice.

1. SENATOR GUIDICE:
2. What other method would they be able to use if you
3. eliminate all these particular types of...of fishing?
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Mitchler.
6. SENATOR MITCHLER:
7. Well, the personal floatation devices that they
8. have would be required on the commercial boats just as in
9. the recreational boats.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Guidice. Senator Egan.
12. SENATOR EGAN:
13. Yes, Senator Mitchler, I...I've read the bill and
14. I'm confused. Does this apply to boats more in...in greater
15. length than sixteen feet?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Mitchler.
18. SENATOR MITCHLER:
19. The answer to your question in my opinion would be, yes.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Egan.
22. SENATOR EGAN:
23. Well, what is the proper floatation device for the
24. ...the captain of a seventy-five foot yawl on Lake
25. Michigan?
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Mitchler.
28. SENATOR MITCHLER:
29. The approved personal floatation devices as defined
30. are as follows, and they give type 1, type 2, type 3 and
31. type 4. And whatever type there would be applicable to that partic-
32. ular craft as designated, but they have four different types of
33. defined personal floatation devices in the Act.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Egan.

3. SENATOR EGAN:

4. Well, when I go sailing next week, I want to know
5. exactly what I have to put on. Would you tell me?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Mitchler.

8. SENATOR MITCHLER:

9. Well, Senator Egan, it would be hard for me to
10. tell you because I'm really not schooled in that area,
11. but the captain of the craft that you embark on would
12. have to be qualified that his boat would be properly
13. equipped with the proper equipment including the proper
14. type of personal floatation devices.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Egan.

17. SENATOR EGAN:

18. But I am the captain.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Mitchler. Can we have order gentlemen and
21. ladies. Senator Mitchler.

22. SENATOR MITCHER:

23. Well, if you go out next week and you don't comply
24. and you don't understand this, you're going to be a Seaman
25. Second.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Egan.

28. SENATOR EGAN:

29. Well, then I'm against your bill.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there further debate? Senator Rhoads.

32. SENATOR RHOADS:

33. Just one quick question, Senator Mitchler. I'm fairly

1. certain that in the State of Wisconsin and Michigan
2. this is already current law, and I'm surprised to find
3. out it isn't already the law in Illinois. What...what
4. are we doing here?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Mitchler.

7. SENATOR MITCHLER:

8. Well, you're amending the Boat Registration and
9. Safety Act to bring a clarification as I pointed out and
10. make word changes in the present section to better
11. define the perimeters which have been outlined in the present
12. Statute previously and it's to extend it as the question
13. was raised to commercial fishing vessels and all fishing
14. vessels as defined in the four classes of the personal
15. floatation devices that are available.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Rhoads. Is there further debate? The...
18. Senator Bowers.

19. SENATOR BOWERS:

20. Well, Mr. President, I'd hate to see a good bill
21. go down the drain because we don't understand it. As I
22. read this...this particular bill, it's a very simple
23. proposition. Whether you want to support it or not is
24. another question, but you have certain requirements in
25. recreational boats, certain requirements as to floatation
26. gear. Now, all this does is take out the word "recreation-
27. al". Makes it apply to all boats, otherwise it stays
28. the same, so as far as Senator Egan is concerned, whatever
29. the requirements are now, they'll continue. It also
30. changes the word "use" to...to the word "operates", so
31. it puts the burden on the operator versus the user. I
32. don't know the difference between those two terms but
33. they are certainly not substantial. Apparently this is

1. a problem within the Department. I don't see any reason
2. why this bill shouldn't pass. It's pretty much a nothing
3. bill as far as I can see except that it applies to
4. commercial boats now or...or if the bill is adopted it
5. will apply to commercial boats instead of just recreational
6. vehicles and I don't see anything wrong with that.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there further discussion? The question is, shall
9. Senate Bill 1343 pass. Those in favor vote Aye. Those
10. opposed vote Nay. The voting is open. Have all voted
11. who wish? Have all voted who wish? Take the record.
12. On that question, the Ayes are 34, the Nays are 5, 8
13. Voting Present. Senate Bill 1343 having received a
14. constitutional majority is declared passed. Senate
15. Bill...for what purpose does Senator Berning arise?

16. SENATOR BERNING:

17. (machine cut off)on the prevailing side, I move
18. to reconsider the vote by which the bill was...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berning moves to reconsider the vote by
21. which Senate Bill 1343 passed. Senator Mitchler moves
22. that that motion lie upon a Table. All in favor say Aye.
23. Opposed Nay. The Ayes have it. The motion is Tabled.
24. Senate Bill 1344. Senator Mitchler, do you wish to
25. have the bill read? Read the bill, Mr. Secretary.

26. SECRETARY:

27. Senate Bill 1344

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Mitchler.

32. SENATOR MITCHLER:

33. Mr. President and members of the Senate, Senate Bill 1344

1. is a bill that also amends the operation of motor boats
2. article of the Boat Registration Safety Act. I might
3. point out that the amendment that was adopted, the
4. committee amendment, is the amendment that amends out any
5. of the implied consent provisions that were given to
6. the conservation police officers in the first instance
7. when the bill was introduced. I know of no objection
8. to the bill as amended, and would ask for a favorable
9. roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? Senator Demuzio.

12. SENATOR DEMUZIO:

13. Well, Senator Mitchler, since the implied consent is
14. out, what does the bill do now?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. It provides that no recreational watercraft registered
19. for the first time with the Department of Conservation
20. after July 1, 1979 shall have installed or in operation
21. as a means of propulsion, any motor having horsepower in
22. excess of a maximum horsepower of the motor of the
23. vessel as designed and...or intended to accomodate a
24. specified in the capacity plate affixed to such water-
25. craft. Now, the basis of the bill is...explained in
26. that sentence, is that you cannot a motor larger than
27. the craft was built to handle. Not so you put a large
28. motor on there and go out tearing up...you will tear
29. up your craft and everything and each boat that is sold
30. will have affixed a plate designated the amount of horse-
31. power in the motor to operate that craft.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Demuzio.

1. SENATOR DEMUZIO:
2. What are the penalty provisions if a person violates
3. that section of the Act?
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Mitchler. Senator Demuzio.
6. SENATOR DEMUZIO:
7. The second part of my question, is that a yellow
8. folder I see that you have there, Senator Mitchler?
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Mitchler.
11. SENATOR DEMUZIO:
12. Is that a yellow folder that I see you have in
13. your hand?
14. SENATOR MITCHLER:
15. Yes, that indicates I only work here. These aren't
16. my ideas.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Johns. Senator Johns. He did answer that
19. it was a yellow...yellow folder. Yes. He does not have
20. the answer, Senator Demuzio. He does not have the answer.
21. Senator Johns.
22. SENATOR JOHNS:
23. I'd like to ask the sponsor some questions, please.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. He indicates...
26. SENATOR JOHNS:
27. Will he yield...
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. ...he will yield, Senator Johns. Proceed.
30. SENATOR JOHNS:
31. Senator Mitchler, does this allow for any variance
32. between the amount of horsepower and the rating by the
33. boat manufacturer, up or down?

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Mitchler.
3. SENATOR MITCHLER:
4. Yes. The...the plate on the craft if it designated
5. a maximum, the variance could be that you could have a
6. smaller motor. You wouldn't have to have the precise
7. maximum or minimum described. You'd have the variance in between
8. that.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Johns.
11. SENATOR JOHNS:
12. You ever own a boat?
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Mitchler.
15. SENATOR MITCHLER:
16. I owned a horse once and found out that took a lot
17. of hay, and I don't even have a desire to own a boat, and
18. especially with all the energy problems we have, maybe
19. we won't have boats around here, according to Senator
20. Buzbee anyway, so we...this bill might even be innocuous
21. after a while.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Johns.
24. SENATOR JOHNS:
25. Well, you walked all around that one. Asked if you
26. ever owned a boat, well, you haven't evidently, and I
27. have. I've owned a lot of boats, and I've been connected
28. with marinas and bass fishing contests and so forth, and
29. let me tell you, the operation of a boat with an over-
30. sized motor can be handled very well by people expert
31. in that field. Many a bass fisherman uses an oversized
32. motor because he must get to the place where he needs to
33. be in order to fish, and...and in my country, where I

1. come from, it's nothing uncommon to have a larger, more
2. powerful motor than the boat manufacturer recommends, but
3. it all depends who is at the helm and who is guiding that
4. boat, and I...I...I resist this bill very much. I think
5. that good boat owners can handle the boat regardless.
6. And I think the training of the...of the people such as
7. Conservation is attempting to do in the...the field of
8. hunting and so forth is paramount , but I don't see the
9. ...the need for this bill at all and I'd like to see it
10. defeated.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. I have Senator Vadalabene, Senator Coffey, and then
13. Senator Joyce. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Yes. This is just in a question to Senator Mitchler.
16. I just heard you say that you owned a horse and I've
17. been trying to find out who the mama of my horse is.
18. Would it happen to be your horse?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Mitchler.

21. SENATOR MITCHLER:

22. No. I have disposed of my horses a long time ago,
23. Senator Vadalabene, and I think that after you have your
24. pleasure out of the horse that is named after you and
25. find its ill-fate, I think that you'll be happier after
26. you get rid of your horse. Just like a boat owner, he
27. has two happy days, the day he bought the boat and the
28. day he sold the boat, and I think with your horse, you'll
29. be happy when you're disposed of that horse.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Vadalabene. Okay, Senator Coffey.

32. SENATOR COFFEY:

33. Question of the sponsor.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Mitchler indicates he will yield. Senator
3. Coffey.

4. SENATOR COFFEY:

5. Senator Mitchler, did I understand you correctly to
6. say that this would be effective on all new...manufactured
7. motors and boats, and that from this date on or from the
8. effective date of this, they...they would be required
9. to put the size of engine that that boat and the maximum
10. that it would handle?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Mitchler.

13. SENATOR MITCHLER:

14. Senator Coffey, the bill provides that no recreational
15. watercraft registered for the first time with the Depart-
16. ment of Conservation after July 1, 1979, and provides
17. that no recreational watercraft registered with the
18. Department after July 1, 1982 shall have installed or
19. in operation as a means of propulsion any motor having
20. horsepower in excess of the maximum horsepower of the
21. motor of the vessel is designed or intended to accomo-
22. date as specified in the capacity plate on the water-
23. craft, so those are the two dates that are in Act.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Coffey.

26. SENATOR COFFEY:

27. But, Senator Mitchler, still, you know, if...if you
28. were to have this motor and boat and it had been register-
29. ed with the State under your name, I purchased that motor
30. and boat from you with that same overpowered motor on
31. that boat, would I be allowed to license that motor and
32. boat, or would that mean it's obsolete from the time that
33. you were to remove?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Mitchler.

3. SENATOR MITCHLER:

4. If you purchase that now and own that now, you would
5. have until July 1, 1982 to comply with the provisions of
6. this Act, and if you registered it after July 1, 1982,
7. then you would have to provide...comply with the provisions
8. of the Act, but any new...if you're registering for the
9. first time after July 1, 1979, you'd have to comply with
10. the provisions of this Act. There's a...there's an
11. ample time in there for individuals to comply with the
12. Act. It wouldn't be effective until July 1, '79.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Coffey.

15. SENATOR COFFEY:

16. Well, Mr. President, I think...there might be ample
17. time, but there's a lot of money invested in these boats
18. and motors and that means if...that you might have till 1982
19. to...to get a new motor, but it's quite costly and I think
20. for that reason I would have to oppose this bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Joyce.

23. SENATOR JOYCE:

24. Thank you, Mr. President. I just wondered who wants
25. this bill?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Mitchler. Senator Mitchler.

28. SENATOR MITCHLER:

29. Senator Joyce, this bill was given to me by the
30. Department of Conservation. Jim Helfrich, the Assistant
31. Director is the one that testified in committee and is
32. very much interested in having this amendment to the
33. Boat Registration and Safety Act become law.

1. SENATOR JOYCE:

2. Oh, I just thought this bill had been around for
3. years, and I just wondered who wanted it. Who will
4. have it next time?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Graham.

7. SENATOR GRAHAM:

8. I think we're wasting a lot of time kicking a lot of
9. dead horses around. What we're really trying to find out
10. here is the Department of Conservation more able to...
11. make the determination of what size boat and what size
12. motor we should have or are we? That's what we're
13. talking about, and they're talking about the penalties
14. involved. If you get the wrong size motor and the
15. wrong size boat and you can't swim, the penalty is
16. very obvious unless you're related to that gentlemen in
17. the Bible that walked home, so let's get on with the roll
18. call and get to some business that are important.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Harber Hall.

21. SENATOR HARBER HALL:

22. ...Noting the few numbers of bills we've passed this
23. morning, I move the previous question.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Harber Hall has moved the previous question.
26. Is there discussion? All in favor say. Opposed Nay.
27. The Ayes have it. The main motion is, shall the Senate
28. pass Senate Bill 1344. Those in favor vote Aye. Those
29. opposed vote Nay. The voting is open. Have all voted
30. who wish? Take the record. On that question, the Ayes
31. are 16, the Nays are 29, 8 Voting Present. Senate Bill
32. 1344 having failed to receive a constitutional majority
33. is declared lost. Senate Bill 1345, Senator Guidice.

1. Read the bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1345

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Guidice.

8. SENATOR GUIDICE:

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

10. This bill provides that the School Code does not
11. immunize teachers and certified school personnel from
12. negligence suits other than in matters relating to
13. discipline. It's a very simple bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? The question is, shall
16. Senate Bill 1345 pass. Those in favor vote Aye. Those
17. opposed vote Nay. The voting is open. Have all voted
18. who wish? Take the record. On...on that question, the
19. Ayes are 46, the Nays are none, 4 Voting Present. Senate
20. Bill 1345 having received the constitutional majority is
21. declared passed. Senate Bill 1353, Senator Berman.

22. Read the bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 1353

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Berman.

29. SENATOR BERMAN:

30. Thank you, Mr. President and Ladies and Gentlemen of
31. the Senate. Senate Bill 1353, it intends to put into the
32. Election Code the recognition that, I believe, all of our
33. voters would like to see in this Code. Let me read the

1. language of the bill so that there is no misunderstanding
2. as to what the bills does. The new language that this
3. would...put into the Election Code is as follows: if a
4. voter in marking a cross or parenthesis in the square
5. in front of a name of a candidate of his choice, does
6. not place a cross entirely within the confines of a
7. square but only partially within the confines of the
8. square, his intention shall, nevertheless, be ascertainable
9. and the cross shall count as a vote for the candidate.
10. That's all this bill does. You have many times where
11. persons with some type of infirmity, older citizens try
12. to put the cross into a box, the two lines don't inter-
13. sect exactly within the square or this...or the circle,
14. the bill...the mark is thrown out. This I think dis-
15. enfranchises people that have taken the time and certainly
16. indicated their intention as to how they want to vote.
17. This bill would allow the judges to count that vote as
18. I am sure the electorate expects them to. I...I urge your
19. support of this bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Senator Glass.

22. SENATOR GLASS:

23. Well, Mr. President, question of the sponsor if he
24. will yield.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Indicates he will yield.

27. SENATOR GLASS:

28. Senator Berman, I think the thing that concerns me
29. about the bill is...is not that you're trying to ascertain
30. the intention of the voter, but it becomes a subjective
31. matter. When you require the X to be in...in the box,
32. then the judges can tell, either it's there or it isn't.
33. If you allow it to be out of the box, then the question

1. becomes how far away and what kind of a mark are you
2. going to accept and it becomes a subjective judgment of
3. the...of the judge as to whether the person has cast
4. a good vote or not. I just wonder if there's anything
5. as far as guidelines or whether you just leave that up
6. to every judge?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Berman.

9. SENATOR BERMAN:

10. I think that any experienced judge of election, when
11. they see this language certainly, can tell the difference
12. between a mark that was intended by the voter to be
13. placed within the confines of the...the circle or...or
14. box as an X and those that are not. I think this merely
15. extends the discretion of the judges, one very small
16. iota as far as what...carrying out their duties, I don't
17. think this opens the door very far at all, and it
18. certainly carries through the intent of the person who
19. is marking that ballot.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Harber Hall.

22. SENATOR HARBER HALL:

23. I rise to oppose this bill, because we have hundreds
24. of judges throughout the State, many of whom have years
25. and years of experience. They've used the present law
26. and practice in determining what is justified, what is
27. countable and what isn't. I think these hundreds of
28. judges would be at a loss. First of all, I think it would
29. take years to understand the new provision here. Secondly,
30. as Senator Glass Glass pointed out, there...there is no firm determinate
31. It's all well and good to assume that a judge knows the
32. intention of...of the voter, but you must remember
33. he doesn't know who the voter is and...and as well-intentioned

1. as Senator Berman is with this suggestion to apply to
2. people who are infirm, who have trouble marking accurately
3. their ballot perhaps. Those are not terribly numerous;
4. but they have availability of assistance if they are bad
5. enough to...request it, number one, and I think the
6. real problem, however, is that we all are...who have worked in
7. elections at all have a clear determinate through practice and
8. through the present law in deciding what is a...a legal
9. vote and what isn't. It'd be a shame to confuse the
10. entire process throughout the State by passage of this.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. I have a question of the sponsor if he'll yield.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates that he will yield.

17. SENATOR RHOADS:

18. Senator Berman, when we discussed this in committee,
19. you presented it on the basis that you had constituents
20. who were senior citizens and...and had problems in casting
21. votes. Where in your district and under what circumstances
22. are paper ballots used?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Berman.

25. SENATOR BERMAN:

26. Under the current operations, about the only time that
27. we have paper ballots is if you have either a constitutional
28. amendment presentations that are on separate...printed on
29. separate ballots or in...such as the last where you have
30. judicial retention ballots where you have such a large
31. number of candidates that they can't be placed on a machine,
32. or first time elections of judges, again where there...
33. the numbers are so numerous.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Is it now possible for a senior citizen who has an
5. infirmity to request assistance from election judges to
6. mark the ballot?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Berman.

9. SENATOR BERMAN:

10. The whole problem with that entire procedure is
11. that any person is reluctant to ask for assistance.
12. They know what they want to do, and all that these
13. requirements for assistance do, is to...to keep them away
14. from the polls. They are embarrassed to ask for it. They
15. feel they are capable of exercising the right to vote in
16. the proper manner. That's the purpose of this bill to
17. avoid to them that embarrassment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Rhoads.

20. SENATOR RHOADS:

21. Well, I understand and...and I...and I sympathize
22. with it, and frankly I don't have a...an answer for you
23. or an alternative way that it could be done, but I think
24. you stated it very well when you said this broadens
25. the discretion of the judges in the polling place, and I
26. think that's a policy decision that we ought to be
27. aware that we are making, and I, for one, don't want
28. to see that discretion broadened, so am opposing the bill on
29. that basis. Thank you.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Berning.

32. SENATOR BERNING:

33. Just as a point of clarification. I think it would

1. be helpful if it were spelled out. If it...assuming that
2. it is the intention of the sponsor that that portion of
3. the mark which intersects...where they intersect is with-
4. in the square, then it would be clearly defined. The
5. way it is worded now, it seems to me, it could be inter-
6. preted that if one leg of that X entered the square, it
7. could be interpreted as a bona fide intention and thereby
8. counted, and it appears to me that the sponsor would be
9. advised...better advised to indicate that not on line
10. 27 say - only partially but the intersection shall be
11. within the confines of the square, then there would be
12. no...no room for any dispute over what is a partially
13. encompassed part of this square with...or of the X with-
14. in the square.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Berman.

17. SENATOR BERMAN:

18. I think that's the present law. This bill intends to
19. go beyond that. I would point out to Senator Berning that
20. on line 29 we are still requiring the voter to make an X. If
21. he makes anything else, or, in fact, the X isn't made.
22. In other words, the two lines don't intersect, that's
23. not within the confines of the bill, that won't give them
24. a vote. We're talking about an X that must be made and
25. it merely need not intersect within the circle.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Berning. Further...further...Senator Graham.

28. SENATOR GRAHAM:

29. You know, Mr. President and members of the Senate,
30. eighteen years ago, Senator Dougherty and many other
31. legislators, including yours truly, made a complete
32. tour of this State of Illinois with regard to inadequacies
33. existing with our voting processes. And we found that then that

1. this power is being exerted by judges pretty much all
2. over the State, and they make their determination lots of
3. times upon who the candidate is and in what part of
4. the State they're in. I, for one, with the coming of the
5. new electronic or punch system voting devices have some
6. reservations about this bill if the Senator really is
7. using this for the purpose it states whether this is of...
8. supposed to be a shell bill or what we do...what we are
9. supposed to accomplish. I'm telling you in many areas
10. of the State, I don't want those judges to make the
11. determination. I just don't want it done because I'm going to tell
12. you, they will make a determination in some areas according to
13. the candidates that's running and whether they like them
14. or not, and I don't see... I don't see the need for this
15. bill. I think the law is pretty clear. We've got
16. a codification...recodification of election laws that
17. we've tried to get through for four or five years, is
18. still languishing in the House. If we ever pass that, it
19. would deal with all the questions of elections, and this
20. seems to be a piecemeal, attempt to do something which I
21. ...I know not what, but I think one we could do without.
22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Washington.

24. SENATOR WASHINGTON:

25. Mr. President and members of the Senate, I think
26. Senator Berman concedes too much. I don't see any area
27. for discretion here at all. It's very clear. The language
28. says very explicitly that if any part of the cross enters
29. into the circle...there's no discretion there, you have
30. to count it as a valid ballot. And any of us who have
31. worked in precincts and seen innumerable people make
32. their crosses outside of the square or circle, this is
33. pretty evident what is meant here, but some part of the

1. cross according the language in 1353 must be within the
2. circle. I see no discretion at all. It's a good bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? Senator Berman may
5. close the debate.

6. SENATOR BERMAN:

7. Thank' you. I...I'll adopt the opinion of my lawyer,
8. Senator Washington. If you read the language carefully
9. what this bill does, it requires the following: number
10. one, that the mark, the x, must be partially within
11. the square and number two, it must be an X. I think this
12. is a recognition of the need of...of many of our voters
13. who want their intended vote to be counted. This is a
14. bill that was actually suggested to me by the League of
15. Women Voters and I think that it carries out the intent
16. that all of us are interested in of...of avoiding disen-
17. franchisement of people when they've taken the time to
18. come out and vote and cast their ballots in a proper way.
19. I urge your support for Senate Bill 1353.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The question is, shall Senate Bill 1353 pass. Those
22. in favor vote Aye. Those opposed vote Nay. The voting
23. is open. (machine cutoff) all voted who wish? Have all
24. voted who wish? Take the record. On that question, the
25. Ayes are 30, the Nays are 26, none Voting Present. Senate
26. Bill 1353 having received a constitutional majority is
27. declared passed. There's a request by Senator Rhoads
28. for a verification. The roll call will be verified. You
29. wish the affirmative vote, Senator Rhoads? Affirmative
30. vote? The Secretary will call those who voted in the
31. affirmative.

32. SECRETARY:

33. The following voted in the affirmative: Berman, Bruce,

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1. Carroll, Chew, Clewis, Collins, D'Arco, Daley, Demuzio,
2. Donnewald, Guidice, Kenneth Hall, Hickey, Johns, Joyce,
3. Knuppel, Kosinski, Lane, Lemke, Maragos, Merlo, Leonard,
4. Netsch, Newhouse, Rock, Savickas, Smith, Vadalabene,
5. Washington, Mr. President.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rhoads, do you question the presence of any
8. member...

9. SENATOR RHOADS:

10. Yes. Senator Chew.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is Senator Chew on the Floor? Senator Chew? Strike
13. his name, Mr. Secretary.

14. SENATOR RHOADS:

15. Senator D'Arco.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is Senator D'Arco on the Floor? Is Senator D'Arco...

18. SENATOR RHOADS:

19. Senator Merlo.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is Senator Merlo on the Floor? Yes, he's in his seat.
22. On that question, the Ayes are 29...the sponsor asks for
23. Postponed Consideration. The bill will be postponed.

24. Senate Bill 1355, Senator Shapiro. All right, Senator
25. Glass will handle the bill. Read the bill, Mr. Secretary.

26. SECRETARY:

27. Senate Bill 1355

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Glass.

32. SENATOR GLASS:

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

1. Under this bill, the State of Illinois would cede to the
2. United States concurrent civil and criminal jurisdiction
3. over lands and improvements that are owned by the Federal
4. Government. In all of these cases, it will be...it will
5. occur only upon acceptance by the United States. The Federal
6. jurisdiction will end whenever the United States ceases to own
7. the land. There's a provision that nothing will deprive the State
8. of Illinois of any of its jurisdiction with regard to matters un-
9. related to the...the criminal and...and civil jurisdiction given
10. the United States so the tax...taxing powers will be retained.
11. Was requested by the Justice Department. I'd be happy to try to
12. answer any questions.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Maragos.

15. SENATOR MARAGOS:

16. Senator Glass, isn't this covered by Federal Statutes
17. now?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Glass.

20. SENATOR GLASS:

21. Senator Maragos, it apparently is not, in that it was
22. requested by the Justice Department. Their immediate
23. concern is having concurrent jurisdiction over the...the
24. court house annex and parking facilities in...in Chicago, and
25. they feel that they need to be empowered to prosecute
26. prisoners for non-Federal crimes such as murder or...or
27. other assault and battery that are too serious to be
28. handled administratively, so they did request it, and...and
29. as I say, it would be concurrent.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Maragos.

32. SENATOR MARAGOS:

33. Well, does this then give by...by...through the backdoor

1. by implication, additional jurisdiction for crimes that
2. are...are not specifically given to the Federal Government?
3. The prison murder is not normally unless it is on certain
4. situations. Wouldn't this Act, in effect, give them
5. additional jurisdiction for crimes that they are not
6. listed by Federal Statute?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Glass.

9. SENATOR GLASS:

10. Well, it would be jurisdiction to prosecute a crime.
11. I don't think it creates any new crimes, doesn't...it
12. ...it just simply says there will be Federal jurisdiction
13. to prosecute under...under Federal law the crimes that
14. occur on Federally owned property.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Maragos.

17. SENATOR MARAGOS:

18. One more question. For instance, you said they wanted
19. to concur in jurisdiction in the...in the...in the case
20. where you specify was Chicago, where they have the Federal
21. Court and the parking areas. Would this give an additional
22. authority for them to give parking tickets?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Glass.

25. SENATOR GLASS:

26. Senator Maragos, that's a good question. I suppose
27. it might technically do that if they have civil and
28. criminal jurisdiction over land that they own. I suppose it
29. could. I...I know they're not interested in...in
30. that level of...of criminal activity. I think they're,
31. according to the information we have, interested in the
32. more serious crimes, as I say that would be too serious
33. to be adequately handled administratively.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Daley.
3. SENATOR DALEY:
4. Will the sponsor yield to a question.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Indicates he will.
7. SENATOR DALEY:
8. Then what authority will the...the local police depart-
9. ments have in regards to Federal, whether it's a building,
10. whether it's a national forest? I am talking about not
11. only, city, county police, but also State Police.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Glass.
14. SENATOR GLASS:
15. Senator Daley, the jurisdiction as I have indicated
16. under the bill would be concurrent, so that that would not take
17. away the...the...I don't think it would prevent the city
18. authorities, for example, from jurisdiction also.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator Daley.
21. SENATOR DALEY:
22. So actually the person can...can get arrested twice,
23. once from the Federal authorities and once from the local authorities
24. for the same crime because you're on Federal property.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Glass.
27. SENATOR GLASS:
28. Senator Daley, now there...there is no authority for
29. the Federal Government to...to have jurisdiction over
30. these crimes on their property at all. A person such as
31. you cite would be protected by the...double jeopardy
32. protection of the Constitution.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Daley.

2. SENATOR DALEY:

3. But as I understand presently, the local authorities

4. arrest them. That's all they do.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Glass.

7. SENATOR DALEY:

8. They...

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Daley.

11. SENATOR DALEY:

12. ...they violate the law, the local authorities arrest

13. them.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Glass.

16. SENATOR GLASS:

17. Except that on Federal...Federal property I don't

18. know that they have authority to go on there, if it's a Federal

19. installation. Now, we would give the Federal Government jurisdiction

20. to prosecute, as I say, these crimes that occur on...on

21. their property, on Federally owned property.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Daley.

24. SENATOR DALEY:

25. I think presently the...the Federal authorities then

26. sign a...give permission upon the local authorities to

27. come...to come upon or assign the request to local authorities

28. to arrest the individuals. That's all they do.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Glass.

31. SENATOR GLASS:

32. Well, you know, I...I guess that's correct. As I say,

33. this...this is a request that with respect to non-Federal

1. crimes the Federal Government would like to have that
2. jurisdiction, and I...I think it's reasonable, and I...I
3. see no...no...I don't think that your local jurisdiction
4. is going to suffer.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Daley.

7. SENATOR DALEY:

8. I would say that the Federal Government can investi-
9. gate or arrest anyone on any crime they see fit. There is no
10. such thing as a non-Federal crime under the jurisdiction
11. of the district attorneys today. Everything is...crosses
12. the state line someway.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Glass.

15. SENATOR DALEY:

16. And...

17. SENATOR GLASS:

18. Well, Senator, specifically the crime of murder,
19. or assault and battery would not involving a crossing
20. of state lines. It could occur right there on the
21. Federal premises, and that's the one...two specific
22. crimes that are mentioned by the Justice Department
23. in this request.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Daley.

26. SENATOR DALEY:

27. The actually...the penalties are worse than under
28. Federal legislation, correct? If you commit a...a crime
29. upon Federal land and the Federal Government prosecutes, it's worse
30. off than the local authorities, correct?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Glass.

33. SENATOR GLASS:

1. Yeah, no, I...I don't know, Senator Daley. I...I would
2. think that in many cases the state penalties would be
3. higher. Maybe...maybe you have some specifics to cite,
4. but I'm not sure of the answer to that.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Daley.

7. SENATOR DALEY:

8. Well, I think you're mistaken. A typical example
9. is any young man that ever drove a car across the state
10. line could up to five years in the penitentiary.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? The question is, shall
13. Senate Bill 1355 pass. Those in favor vote Aye. Those
14. ...or Senator Glass, did you wish to close the debate or
15. take a vote?

16. SENATOR GLASS:

17. Well, Mr. President...

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. ...Or both.

20. SENATOR GLASS:

21. ...I will...I will just say simply that is a, I think,
22. a reasonable request that the Federal Government has made
23. for concurrent jurisdiction over the lands they own, and
24. I would appreciate a favorable roll call.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Question is, shall Senate Bill 1355 pass. Those in
27. favor vote Aye. Those opposed Nay. The voting is open.
28. Have all those voted who wish? Have all those voted who
29. wish? Take the record. On that question, the Ayes are
30. 23, the Nays are 10, 10 Voting Present. Senate Bill 1355
31. not having received a constitutional majority is declared
32. lost. Senate Bill 1356, Senator Shapiro. Senate Bill
33. 1357, Senator Harber Hall. Read the bill, Mr. Secretary.

5-24-77
S.B. 1358
2nd Reading

1. SECRETARY:

2. Senate Bill 1357

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Harber Hall.

7. SENATOR HARBER HALL:

8. Mr. President, initially introduced this bill...was
9. intended to clarify language in respect to coroners and
10. those circumstances in which an autopsy could be
11. had. It was amended and in my view, a more important
12. amendment that would provide that the county coroner
13. would be able to order the things for his office that
14. he needed as...as other county officials presently do.
15. Of course, that's not to say that the county board
16. would not fund that office properly, but he could buy
17. the things that he needs for his office, and that's about
18. all this bill does. I solicit your support.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Question is, shall Senate
21. Bill 1357 pass. Those in favor vote Aye. Those opposed
22. Nay. The voting is open. (machine cut off) voted who
23. wish? Take the record. On that question, the Ayes are
24. 51, the Nays are none. Senate Bill 1357 having received
25. a constitutional majority is declared passed. Senate
26. Bill 1358, Senator Bloom. Read the bill, Mr. Secretary.

27. ACTING SECRETARY: (MR. FERNANDES)

28. Senate Bill 1358

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Bloom.

33. SENATOR BLOOM:

1. Thank you, Mr. President. What this bill does is
2. address a problem that occurred just prior...thirteen
3. days prior to the November Election. Presently Article
4. 7-61 provides that any vacancy in nomination occurring
5. after the date of certification shall be filed within eight
6. days after the vacancy occurs. We learned this language
7. is open-ended, because it does not contemplate the problem
8. of such vacancies occurring while absentee balloting is in
9. progress. As I said, our candidate for recorder in
10. Peoria County or one of the candidates had a heart attack
11. and died thirteen days before the election. And you
12. recall I introduced a death resolution for him, Cooky
13. Blair. We had to, in Peoria County, go to court on a
14. petition for declaratory judgment concerning the absentee
15. ballots because they were coming in and get them
16. segregated. This bill speaks to the problem by amending
17. Article 7-61 and 1719 and 18-9 in terms of when the
18. vacancy and vacancy shall not be filled. It was put
19. together by the Election Commission in Peoria and people
20. at the State Board of Elections, and it adds these two
21. new sections, and it provides that absentee votes cast
22. for the original candidate shall not be counted if the
23. vacancy is filled and shall be counted if the vacancy
24. is not filled. Now, the people that drew this up made
25. the policy judgment that if the vacancy occurs fifteen
26. days or less before the election, that it would not be
27. filled because in their judgment under existing law by
28. the time you convene your county nominating convention and
29. certify the new nominee and get the ballots printed up...
30. we are a punch card district...that there just wouldn't
31. be enough time. So, that's...that's it in a nutshell.
32. If I could answer any questions, I'd be glad to.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Question is, shall Senate
2. Bill 1358 pass. Those in favor vote Aye. Those opposed
3. Nay. The voting is open. (machine cutoff) those voted
4. who wish? Have all those voted who wish? Take the
5. record. On that question, the Ayes are 54, the Nays are
6. none. Senate Bill 1358 having received the constitutional
7. majority is declared passed. Senator Lane, Senate Bill
8. 1359. Read the bill, Mr. Secretary.

9. SECRETARY:

10. Senate Bill 1359

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Lane.

15. SENATOR LANE:

16. Thank you, Mr. President and members of the Senate.
17. This bill, Senate Bill 1359, was written in conformance
18. with the Illinois law and with the new Food and Drug Adminis-
19. tration ruling on hearing aid devices which becomes
20. effective August 15th of this year, and which culminates
21. a three year study of the hearing aid industry and the
22. problems of the hard of hearing. The FDA ruling assures
23. that every hearing impaired person will obtain proper
24. medical attention for their hearing loss while recognizing
25. the freedom of the...adult individual as guaranteed by
26. the U. S. Constitution. The FDA ruling establishes hearing
27. aid specialists or dealers as hearing health professionals,
28. and as legitimate and indispensable members of the hearing
29. health team. The various services provided by hearing aide
30. specialists such as testing hearing for selecting and
31. fitting hearing aides, motivating prospective users to try
32. personalized amplification, making impressions for earmolds,
33. selecting and fitting hearing aides, counseling hearing

1. impaired persons on adapting to a hearing aide and
2. repairing damaged hearing aides are regarded by the
3. hearing impaired and by the FDA as indispensable to
4. their welfare. Hearing aide specialists are readily
5. accessible for the essential needs of the hard of hearing.
6. I'll attempt to answer any questions.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Glass.

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(end of reel)

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1. SENATOR GLASS:
2. Sponsor would yield to a question, Mr. President.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Indicates he will.
5. SENATOR GLASS:
6. Indicates he will.
7. SENATOR GLASS:
8. Senator Lane, the bill did come out of committee
9. unanimously and I basically think it's a good bill.
10. It has been amended several times. I think the
11. last time was within the last hour. Can you state
12. what the amendments have done to the bill?
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Lane.
15. SENATOR LANE:
16. Yes, Senator, there was a fourth amendment
17. added which was Tabled, that had to do with the
18. children under age eighteen and that problem has
19. been addressed by the...the Federal Drug Act...
20. Administration ruling. However, there is a...
21. Amendment No. 3 which takes out any mail order
22. operators.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Wooten.
25. SENATOR WOOTEN:
26. This...Senator Lane, I am troubled by the
27. bill, not because the bill itself looks so bad,
28. but because the doctors and audiologists in my
29. area are violently opposed to it. I recognize
30. that in your explanation, you talked about a
31. person's constitutional right and I certainly
32. will not quibble with that. Now, we're going
33. to be facing much more serious problems, I

1. think, when we get down to the laetrile controversy and so
2. on. But, the concern of the audiologist seems to
3. be that hearing aid salesmen are per se more
4. interested in selling the appliance than in its
5. proper application to the hearing loss. The
6. doctors and audiologists feel that the specifications
7. for calibration, for example, in the bill are not
8. sufficiently precise and that the...all hearing
9. aids should...should be prescribed and...well,
10. they should be prescribed by doctors. Those who
11. have studied the...the...the organic basis of
12. the hearing loss, then after that the agent can
13. sell the appropriate hearing aid. Their feeling
14. is that a lot of people are simply being taken
15. advantage of. The people sell hearing aids and
16. they're discarded after awhile as not being
17. useful or appropriate. I think these are legitimate
18. concerns and it is this kind of objection, registered
19. by these professional people that makes me
20. reluctant to support the bill. How would you
21. respond to their objection, Senator?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Davidson.

24. SENATOR DAVIDSON:

25. I would like to...Mr. President, and members of
26. the Senate, I'd like to rise in support of 1359
27. and this is a item which has been before this
28. Legislature in all the five years I've been
29. here, and probably some before then. This is the
30. first time it's worked out in a good actable
31. solution. That the hearing aid, legitimate
32. hearing aid dealers will be protected who do
33. a legitimate job and the person who's going to

1. be a shyster will be put out of business and I
2. only speak some to the audiologist, the audiologist
3. had a bill in last time which would have put these
4. people out of business totally, and I do not
5. think that's correct. I can understand the
6. audiologist's desire for that cause it would make
7. more business for them, but that doesn't keep
8. a legitimate well-meaning, well-trained, educated
9. individual who's been in the business, who does
10. do a service to people and I urge support of
11. this bill.

12. RESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there...Senator Demuzio.

14. SENATOR DEMUZIO:

15. Well, thank you, Mr. President and members of
16. the Senate. Senator Lane did indicate that the
17. amendment that I had Tabled on this bill was
18. already taken care of, therefore, the eighteen
19. year olds are no longer my concern. But, I
20. have in front of me an article in the classified
21. ad that was run in a paper in my district.
22. I have in front of me an article that was run
23. in the paper in my district of June 15th, 1975,
24. which is a...a hearing aid salesman ad. And the
25. caption says, sick salesman wanted. Are you sick
26. of selling vacuum cleaners and encyclopedias,
27. siding insurance, cosmetics and other hard to
28. sell products. We need three good closers,
29. men or women, with earnings of potentially
30. of fifteen thousand dollars per year and up.
31. The only experience needed is a successful
32. closing ratio. We train. This a career,
33. not just a job. Call, and it mentions the

1. name of the...of the hearing aid company. This
2. add, if its an indication of the type of persons
3. that are selling hearing aids, it's a terrifying
4. thought to be a parent of a deaf child or a person
5. who thinks that they might need a hearing aid.
6. The thought that a guy who knows how to start
7. a vacuum cleaner can decide and close a deal or to
8. sell a hearing aid is really beyond my belief.
9. I can sell cosmetics and cars and jewelries and
10. pots and pans, but in no way do I feel that I
11. can...be qualified to sell a hearing aid. I
12. feel that every parent and that every hearing
13. aid user should protest this kind of exploitation
14. by what appears to be people with no scruples,
15. only money makers. The fifteen thousand dollars
16. a year clearly shows that there is indeed money
17. in hearing aids only for the...only the poor
18. user certainly cannot make any use of it. I
19. don't know what I did with this legislation
20. in seventy-five and seventy-six when it was
21. introduced by both Senator Ozinga and Senator
22. Bell, but I think today that I'm certainly going
23. to support Senator Lane's measure and hope that
24. if this is any way that we can clear up the kind
25. of advertising that takes place and the kind
26. of occupations that are available for those in
27. the hearing aid business that I think it's a
28. worthwhile piece of legislation and certainly
29. ought to be passed.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? ...just a moment,
32. you wish to speak again on this issue, Senator
33. Wooten?

1. SENATOR WOOTEN:

2. I've asked Senator Lane to respond to
3. the concerns I'd expressed. I would hope he would
4. do that in his closing comments.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. I...I'm sorry, I didn't give him that opportunity.

7. SENATOR OZINGA:

8. I rise in support of this bill also. As you
9. will recall in the last couple of Sessions, I've
10. been plagued with this legislation, however, each
11. time we Table the legislation in order to get
12. together with the medics and other people
13. involved and in answer to Senator Wooten's
14. question, I have a statement here saying that
15. speech and hearing audiologists are trained
16. to evaluate hearing with regard to speech
17. problems involving hearing. They are not considered
18. a necessity for purchasing hearing aids
19. established under the new FDA ruling of 1977.
20. They are to be used by doctors, who see a very
21. special reason for sending a patient to them,
22. but not for hearing impaired...impaired in
23. general. Speech and hearing audiologists are
24. a separate group from hearing aid specialists
25. and should be considered entirely separate
26. from the purposes of licensing and certifying.
27. I think this is a good bill and suggest that
28. a favorable vote be cast for it.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further debate? Senator Lane may
31. close the debate and would you please respond
32. to Senator Wooten's question.

33. SENATOR LANE:

1. Yes. Thank you, Mr. President. Senator Wooten,
2. my response is the same as with Senator Ozinga just
3. responded as far as audiologists are concerned. And
4. as far as Senator Demuzio's ad, this is a good
5. reason why this Act is needed. And I notice in
6. that list they included everybody but State Senator,
7. Senator Demuzio. The hearing aid dealers and fitters
8. are licensed in forty-two states. Illinois is
9. long overdue in passing legislation to protect
10. the rights of the hearing impaired. I'd appreciate
11. a favorable roll call.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The question is shall Senate Bill 1359 pass.
14. Those in favor vote Aye. Those opposed Nay.
15. The voting is open. (Machine cut-off) voted who
16. wish? Take the record. On that question the
17. Ayes are 51, the Nays are none, 5 Voting Present.
18. Senate Bill 1359 having received a constitutional
19. majority is declared passed. Senate Bill 1361,
20. Senator Schaffer. Read the bill, Mr. Secretary.
21. ...moment. Senator Rock.

22. SENATOR ROCK:

23. I wonder if the sponsor would be kind enough
24. to hold this. I understand there is another
25. amendment.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Schaffer.

28. SENATOR SCHAFFER:

29. Happy to hold it. Kind of like to see the
30. amendment too.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senate Bill 1364, Senator Walsh. Read the
33. bill, Mr. Secretary.

34. SECRETARY:

1. Senate Bill 1364.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Walsh.
6. SENATOR WALSH:
7. Mr. President, and members of the Senate.
8. Senate Bill 1364 is an amendment to the Revenue
9. Act and is necessitated because of some problems
10. that have arisen because of the tax acceleration
11. bills that were passed last Session. The bill
12. would provide that for taxpayers with a
13. liability in excess of five-thousand dollars,
14. but less than ten thousand dollars, the liability
15. be paid in the month that the liability arose.
16. Has the tax been paid in the month that the liability
17. arose? This was in intent of the original legis-
18. lation, but apparently there was some ambiguous
19. language in the bill. It would also limit
20. extensions which the director could give to one
21. quarter rather than a full year. So it would be a
22. quarterly extension, rather an annual extension.
23. That's in the filing of a return or the payment
24. of a tax. It also changes from June 30th to
25. March 31st, 1977, for determining if the ten
26. thousand dollar per month level should apply.
27. This would make it easier to add the tax, begin
28. to be paid in July of this year, because
29. June 30th would not give the director time enough
30. to make that determination. And it also permits
31. the department to adopt reasonable rules to
32. determine if the quarterly, monthly payments
33. should be made. The bill passed the Revenue

1. Committee by a vote of ten to zero, I know of
2. no...opposition and request your support.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? The question
5. is shall Senate Bill 1364 pass. Those in favor
6. vote Aye. Those opposed Nay. The voting is
7. open. Have all those voted who wish? Take
8. the record. On that question the Ayes are
9. 53, the Nays are none. Senate Bill 1364,
10. having received a constitutional majority
11. is declared passed. Senate Bill 1365,
12. Senator Walsh. Read the bill, Mr. Secretary.

13. SECRETARY:

14. Senate Bill 1365.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Walsh.

19. SENATOR WALSH:

20. Mr. President, and members of the Senate.
21. Senate Bill 1365 is just as the...the digest
22. would indicate. It provides that once the
23. level of five thousand dollar liability
24. is obtained, the taxpayer shall continue to
25. make payments in the month the liability arises,
26. until and unless that liability goes below
27. forty-five hundred dollars. And, for the
28. ten thousand dollar level, make quarterly
29. payments, quarter monthly payments until
30. and unless the liability goes below nine
31. thousand dollars. This bill also passed
32. the Revenue Committee by a vote of ten
33. to zero and I would urge the support of

1. the membership.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Maragos.

4. SENATOR MARAGOS:

5. I was on the committee with you, Senator
6. Walsh and I wanted to ask you one question
7. which slipped my mind, of this...the facts.
8. Does this...does this bill really continue
9. what the present law is now since we passed
10. it last year.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Walsh.

13. SENATOR WALSH:

14. Well, I...I can't say that it does. The
15. problem...I...I guess you might say that the...
16. the director would have some authority under
17. his rule-making power to determine at what
18. level these payments can drop. The problem
19. is that if you've got an escalating or seasonal
20. business for example, where he may hit five thousand
21. one dollar one month and get below five thousand
22. the next, it puts the director in...in a very difficult
23. position as to determining whether that taxpayer
24. pays every month in the month the liability
25. arose or he pays in the following month. And
26. the same thing for the quarterly payments. So,
27. what this does, it says that the taxpayers
28. average monthly liability during the preceding
29. four complete calendar quarters shall be
30. used as a determinate as to whether those
31. payments should be paid. I...I really...the
32. department takes the position that it's
33. a reasonable interpretation of the bills

1. that were passed last Session.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? Do you wish
4. to close the debate or do you wish a roll call?

5. Roll call? The question is shall Senate Bill

6. 1365 pass. Those in favor vote Aye. Those

7. opposed Nay. The voting is open. (Machine

8. cut-off) voted who wish? Take the record.

9. On that question the Ayes are 53, the Nays

10. are none. Senate Bill 1365 having received

11. a constitutional majority is declared passed.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senate Bill 1369, Senator Glass. Secretary...

14. SECRETARY:

15. Senate Bill 13...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Just a moment, did you want that called,

18. Senator Glass?

19. SENATOR GLASS:

20. Mr. President, I would ask...ask leave to
21. have Senate Bills 1369 and 1370 heard together
22. as they're companion bills.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Well, a...I've been advised that I skipped
25. one inadvertently and Harber Hall, Senator Harber
26. Hall. As to Senate Bill 1366. Read the bill, Mr.
27. Secretary.

28. SECRETARY:

29. Senate Bill 1366.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Harber Hall.

1. SENATOR HARBER HALL:

2. This bill, Mr. President, and fellow Senators,
3. merely deletes obsolete language in the Tenure Act
4. that is there because of the old days before the
5. community college program, there were some school
6. districts that had junior colleges and the tenure
7. of teachers was interchangeable. We don't...we
8. need no longer have that language in the Act, so
9. this simply deletes that language. If there
10. are any questions, I'd be happy to respond.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President. One question of
15. the sponsor, Senator, it's the old perennial
16. question, who wants this bill?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Harber Hall.

19. SENATOR HARBER HALL:

20. Well, this just cleans up the Statutes.
21. There's absolutely no reason to have all that
22. language in the Statute books, because there
23. are no longer any junior colleges that have
24. concurrent districts with school...common
25. school districts, so we just eliminate that.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. I understand that. On...on that basis,
30. I see nothing wrong with the bill whatsoever,
31. however, when...when you start putting bills in that deal
32. with Teacher Tenure Act, I...I...I wonder, you
33. know, what's going on. I understand exactly what

1. the bill does, the bill in its present form is
2. perfectly acceptable, but I just wondered how
3. you happened to catch it. You were sitting around
4. reading the Statutes books one night and saw this
5. and thought, gee, I think I'll put a bill in
6. and scratch it out.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Harber Hall.

9. SENATOR HARBER HALL:

10. Well, I'm very pleased that you brought that
11. question up, Senator Buzbee, because I've had
12. many, many people, not only Legislators, but
13. citizens suggest that tenure for teachers be
14. removed and I disregarded the suggestions that
15. this bill should be amended to do that and
16. I don't believe it's an appropriate vehicle
17. to do that. But, it certainly is a subject
18. that is constantly before us.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further...Senator Buzbee.

21. SENATOR BUZBEE:

22. Well, Senator, that's exactly why I raised
23. the question. When I saw the question of
24. teacher tenure and saw who the sponsor was,
25. I just was a little curious and a little concerned
26. and...but you've set my mind at ease, and I think
27. it's a good bill in its present form.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further debate? Senator Savickas.

30. SENATOR SAVICKAS:

31. Well, would Senator Hall be amenable to
32. holding this bill til we can draft an amendment
33. to remove tenure from...

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Harber Hall.
3. SENATOR HARBER HALL:
4. I'd like a roll call on Senator Savickas's
5. motion. I...I certainly would be...
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Is there further discussion? The question
8. is...or do you wish to close the debate? The
9. question is shall the Senate Bill 1366 pass.
10. Those in favor vote Aye. Those opposed Nay.
11. The voting is open. Have all those voted
12. who wish? Take the record. On that question
13. the Ayes are 57, the Nays are none. Senate
14. Bill 1366, having received a constitutional
15. majority is declared passed. Senate Bill
16. 1369, Senator Glass. Read the bill, Mr.
17. Secretary.
18. SECRETARY:
19. Senate Bill 1369.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Glass, it's your desire to discuss
24. both bills and then we'll vote on the bills
25. separately.
26. SENATOR GLASS:
27. If I may have leave, Mr. President. Thank you.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Leave is granted.
30. SENATOR GLASS:
31. Senate Bill 1369 and Senate Bill 1370 both
32. address the problem of boot-legging of cigarettes
33. across state lines and in an attempt to deter this

1. activity, would increase the penalty from a Class A
2. misdemeanor to a...to a Class 4 felony.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Daley.

5. SENATOR DALEY:

6. Will the sponsor yield to a question?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. He indicates he will.

9. SENATOR DALEY:

10. Isn't it true that the Federal Government
11. has jurisdiction in this field?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Glass.

14. SENATOR GLASS:

15. No, Senator, this is the Illinois Cigarette
16. Tax Act.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Daley.

19. SENATOR DALEY:

20. Shipment of cigarettes across state lines is
21. Federal jurisdiction.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Glass.

24. SENATOR GLASS:

25. Right. And...but this seeks to...collect the
26. tax for cigarettes that are purchased in Illinois
27. and the avoidance of that tax is what we seek to
28. penalize here. That is persons bringing the
29. cigarettes into Illinois and not paying the tax.
30. Which is, of course, the law, it doesn't change the
31. law, it just increases the penalty in...in an
32. effort to deter people from that activity, which
33. has been...there's been considerable...such boot-legging.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Kenneth Hall.

3. SENATOR KENNETH HALL:

4. Would the sponsor yield to a question?

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Indicates he will.

7. SENATOR KENNETH HALL:

8. Senator...Senator this amendment changes the

9. bill, if I'm looking at it right, from a Class B
10. misdemeanor to a Class 4 felony. Is that correct?

11. Now, yesterday, we had a 3 felony, now, what's
12. a 4.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. The answer was yes for the record. Proceed.

15. SENATOR KENNETH HALL:

16. Now, what's a Class 4 felony?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Glass.

19. SENATOR GLASS:

20. That would be one to three years, Senator.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Kenneth Hall.

23. SENATOR KENNETH HALL:

24. Why...why are you putting such a heavy penalty
25. when you only had a B before?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Glass.

28. SENATOR GLASS:

29. The...yeah, the penalty now is a Class A
30. misdemeanor, that's the highest category of
31. misdemeanors, which is one year, up to one year
32. in jail. This increases the penalty, this is
33. the next highest, or most serious penalty.

1. And the reason for that, as I've indicated is very
2. simply to...to deter the boot-legging of cigarettes
3. and to assist our Department of Revenue in their
4. collection efforts. This was requested, supported
5. by the department and they feel that this will
6. assist them in their efforts, which have been to...
7. to stop this activity, which as I've indicated
8. has been fairly significant.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Knuppel.

11. SENATOR KNUPPEL:

12. Senator, is there any legislation pending
13. to raise the...to raise the cigarette tax on cigarettes
14. here in the State of Illinois?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Glass.

17. SENATOR GLASS:

18. I...there may be, I...I'm not familiar with
19. it, Senator.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. Well, I think this is another means to try
24. to get around and...and I'm sure that I read
25. someplace that there was...that there was such
26. legislation pending, I haven't checked it out.
27. But, on the one hand, we passed legislation
28. this morning that...that felons can go to the
29. State penitentiary, but misdemeanors can be
30. kept in the...in the jails of the counties and here,
31. fifteen or twenty minutes later, we're passing
32. legislation that upped the penalty of the
33. crime so that we can send them back to those

1. overcrowded prisons. They won't help them catch
2. any more and in my opinion, won't make the police-
3. man anymore diligent, nor will it serve the purpose
4. that it's intended to...to serve, because the people
5. that are smuggling cigarettes, in most instances,
6. I'm sure, are doing so because of the...of the
7. rewards that are in it. And they're not going
8. to quit, because there's huge rewards in that...
9. in that regard. I don't think you're trying
10. to catch the guy that's bringing back one or
11. two packs or one or two cartons. I don't
12. think this legislation is...is the kind of legislation
13. that helps the situation at all. It...it will
14. only further, I...I think the really serious
15. crime is what we're after and I don't think
16. this will do anything but help further crowd
17. our already overcrowded prisons.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Guidice.

20. SENATOR GUIDICE:

21. Thank you, Mr. President. Would the sponsor
22. yield to a question?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Indicates he'll yield.

25. SENATOR GUIDICE:

26. Senator Glass, how many cases were prosecuted
27. under this Act last year?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Glass.

30. SENATOR GLASS:

31. I do...I can't answer that, Senator, I don't
32. have the...the figures on that. I might if I can explain
33. a little bit more behind...what's behind the bill.

1. The Department of Revenue does have a serious problem
2. and...and estimates that there's a large revenue loss
3. from cigarettes brought in large quantities across
4. the Stateline. Now, Senator Knuppel mentioned the
5. ...the isolated case, they're not...they're not
6. really after that individual, they're after the
7. large boot-legger and they feel, and of course
8. the City of Chicago also has revenue from this
9. source, so they feel that with a more severe
10. penalty, that it will act as a deterrent. That's
11. very simply the hope and what's behind the
12. legislation.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Guidice.

15. SENATOR GUIDICE:

16. You indicated that there was a loss in revenue.
17. Do you have any...an amount? What's a...what's a
18. large amount?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Glass.

21. SENATOR GLASS:

22. Well, I...I can't quote you amounts, because it
23. would...it would involve I guess cases that were
24. prosecuted and tried. All I'm indicating to you is
25. that based on the testimony of the department in
26. trying to enforce this, they are convinced that...
27. that there is a serious loss of revenue here.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Guidice.

30. SENATOR GUIDICE:

31. How...how would this help in the enforcement
32. of...as it now stands under this particular provision?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator...Senator Glass.

2. SENATOR GLASS:

3. Well, Senator Guidice, this does not relate, as
4. you know, to the enforcement. This would have no...
5. no effect on enforcement, whatever. It would simply
6. face the...the criminal, the person who violates
7. this law by boot-legging cigarettes and avoiding the
8. tax with a more serious penalty and because of that
9. hopefully would deter them from...from doing it.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Guidice.

12. SENATOR GUIDICE:

13. Under this Act, could we prosecute anyone who...
14. who brought cigarettes over from any state for...let's
15. say he brings a carton over or two cartons of cigarettes
16. over. Wouldn't this be a violation of this Act?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Glass.

19. SENATOR GLASS:

20. Yeah, that would be a violation of the Act,
21. but, as I've indicated, I don't think there's any
22. intention nor is there the staff in the Attorney
23. General's office to prosecute small cases of that
24. kind. But, they are interested in...in having
25. some teeth in the law as against the large
26. offenders.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Guidice.

29. SENATOR GUIDICE:

30. Well, there just recently was a case that I...I
31. think people were coming in from Indiana with
32. twelve cartons of cigarettes on various occasions,
33. and they did, in fact, prosecute them. And under

1. the present...if your bill was to pass, then they
2. would be able to get up to three years in...in jail
3. because they took twelve cartons of cigarettes over
4. back and forth and the determining factor is whether
5. or not the judge believes it was for resale or the like.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator D'Arco. Just a minute. I'm sorry.
8. I've got Senator Vadalabene, Senator Demuzio and
9. Senator D'Arco. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, I just have one brief question, Senator
12. Glass. For instance, if one package of cigarettes
13. is sold, a...a would that...would that violate the
14. law and this person would have to serve one to
15. three years on one package of cigarettes?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Glass.

18. SENATOR GLASS:

19. Well, Senator Vadalabene, right now it is
20. possible that such a person who violates the
21. law would have to serve one year. But, as I
22. say, that is...that is true of a lot of crimes,
23. but the prosecution is interested in catching
24. those persons who are doing this on a...on a
25. wholesale basis and in deterring that activity.
26. So, the answer to your question, I believe, is
27. yes. But, I think as a practical matter, you
28. can do that now, but the penalty is less.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Demuzio.

31. SENATOR DEMUZIO:

32. Thank you, Mr. President, I yield my time to
33. Senator Knuppel.

34. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. Well, I thought I'd read that someplace and I
4. had. House Bill...House Bill 812. it turns out
5. that it was Tabled in the House, but, however, there
6. was a bill in to increase from twelve to fifteen
7. cents a pack on...on twenty...cigarettes. And,
8. all I can say is, is that when I stand here and
9. I see the inconsistencies. Like yesterday we
10. had some dilly bar here that introduced ninety-
11. six bills that wanted to limit everybody else
12. to fifteen and at the same time, the...the...the,
13. and it was an administration bill, I'm sure. In
14. the House they introduced a bill to increase the
15. tax and over here they introduce a bill to
16. penalize the person who...who, they make it
17. more profitable for somebody or more desirable,
18. more encourage him to go out and smuggle cigarettes
19. in on the one hand and then they increase the
20. penalty on the other and then we say that...that
21. people who commit crimes that are misdemeanors
22. should go to county jail and here we up this
23. up to a felony so we can send them to prison.
24. The inconsistencies of all this are just boggling
25. to the mind.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Glass.

28. SENATOR GLASS:

29. Well, Senator, I...I could follow your logic
30. on the...on the limitation to fifteen bills, which...
31. which I thought was a good bill, much better than
32. on that...on that argument. I...I am not involved
33. with the other legislation. I am interested in...in

1. doing something about this revenue loss in the
2. boot-legging and I think this addresses it...
3. addresses that problem.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator D'Arco.

6. SENATOR D'ARCO:

7. Will the sponsor yield for a question?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. He indicates he will.

10. SENATOR D'ARCO:

11. Brad, I'm having a hard time understanding
12. the reason for the increase in penalty because
13. if they enforce the laws that presently is
14. constituted, I would think that this would have
15. a deterrent affect of smugglers because they
16. can be in prison up to a year in the penitentiary.
17. And simply by adding on a Class 4 felony would
18. increase the amount of time served. But, the
19. deterrent effect I would think would already
20. be there if the enforcement were significant
21. and adequate.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Glass.

24. SENATOR GLASS:

25. Well, I...I just would like to hopefully close
26. on this note, Senator D'Arco. The enforcement is
27. very difficult in this area. It's...it's not
28. easy to catch smugglers of cigarettes. This was
29. brought out in a..in...in the...in the testimony
30. in the hearing. So, I don't think we're going
31. to do anything about the...the ability of the law
32. enforcement officials to catch these people. But,
33. what I...what we are hoping is that if...and...and

1. I may say...and also, Senator, that the Department
2. of Revenue did say that they are increasing their
3. efforts in trying to do a better job on enforcement.
4. Coupled with that, if we can provide them with a
5. stiffer penalty for convictions, I think we will
6. deter people from boot-legging cigarettes.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further debate? The question is
9. shall Senate Bill 1369 pass. Those in favor
10. vote Aye. Those opposed Nay. The voting is
11. open.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Have all voted who wish? Have all voted
14. who wish? Take the record. On that question
15. the Ayes are 28, the Nays are 22, none Voting
16. Present. Senator Glass asks leave to have
17. further consideration of Senate Bill 1369 postponed.
18. Senator Glass, you asked leave to have 1370; you
19. want to take the same roll call or... Senate
20. Bill 1373, Senator...for what purpose does
21. Senator Bloom arise?

22. SENATOR BLOOM:

23. Mr. President, I think we've only dealt
24. with about seventeen or eighteen bills and we've
25. been here, since, what, eleven?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. We have disposed of eighteen bills off the
28. Calendar.

29. SENATOR BLOOM:

30. Wish there'd be some way we could hurry it
31. up. Less wind, less chirping.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Glass.

34. SENATOR GLASS:

1. Mr. President, I would request, I...I did ask to
2. have those handled as companion bills. I think
3. there should be a roll call on...on the 1370 as
4. well. And I would request one.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. The question is, 13...Senate Bill 1370. Read
7. the bill, Mr. Secretary.

8. SECRETARY:

9. Senate Bill 1370.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator...yes, there was leave sought to have
14. these bills considered jointly. The question is
15. shall Senate Bill 1370 pass. Those in favor vote
16. Aye. Those opposed vote Nay. The voting is
17. open. Have all voted who wish? Take the record.
18. On that question the Ayes are 27, the Nays are
19. 22, none Voting Present. Senator Glass moves
20. that this bill be placed on the Order of Postponed
21. Consideration. Leave is granted. Senate Bill
22. 1373, Senator Shapiro. Read the bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 1373.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President, and Ladies and Gentlemen of the
31. Senate. Senate Bill 1373 as amended provides for
32. continuing education for supervisors of assessment,
33. assessors, deputy assessors or members of boards of

1. review. Under existing State law, once a...one
2. of the categories that I just mentioned becomes
3. certified by going through a certain course of
4. education, he is eligible for a three hundred
5. dollar yearly stipend from the State of Illinois
6. administered by the Department of Local Government
7. Affairs. The Department has asked that in order
8. for that person to receive this annual stipend,
9. that there should be set up a special course of
10. education requiring over a four year period,
11. a hundred and twenty-eight class room hours
12. starting January 1st, 1978. With no less than
13. a minimum of sixteen class hours of training
14. in any one year. In addition, it deletes a
15. reference to the Illinois Property Assessment
16. Institute, as was suggested by the committee.
17. I think it's a good bill. That to the best
18. of my knowledge, there was no opposition to
19. the bill. It was requested by the Department.
20. It came out of committee practically unanimous.
21. There was one Present vote and that was stipulated
22. on the fact that the reference to the Illinois
23. Property Assessment Institute be deleted. I
24. think that's a good move. I'll attempt to
25. answer any questions that anyone may ask. Other
26. than that, I would appreciate a favorable roll
27. call.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? Senator Kenneth Hall.

30. SENATOR KENNETH HALL:

31. Would the sponsor yield to a question?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Indicates he will yield. Senator Hall.

1. SENATOR KENNETH HALL:

2. Senator, who is going to bore the additional
3. payment of these compensations? The State is
4. going to do that or the county?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Shapiro.

7. SENATOR SHAPIRO:

8. The State through a...an appropriation to
9. the Department of Local Government Affairs.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Kenneth Hall.

12. SENATOR KENNETH HALL:

13. Do you have any idea of what we're talking about
14. in dollars and cents?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Shapiro.

17. SENATOR SHAPIRO:

18. Offhand, I really don't. But I...I think it's
19. a minimum amount of money.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Kenneth Hall. Any further questions?

22. Senator Grotberg.

23. SENATOR GROTEBERG:

24. Thank you, I think Senator Carroll just
25. answered the question. It is statutory now,
26. it's three hundred dollars each. Adds up to
27. one hundred and eighty thousand. It is in the
28. LGA budget, am I correct, Senator Carroll, along
29. with a lot of other interesting articles.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Well, Senator Johns is recognized next.

32. Well, these lateral transfers are taking a

33. lot of time, gentlemen. Senator Johns.

1. SENATOR JOHNS:

2. Well, I just had a question of Senator Shapiro.
3. This particular bill will provide more money for
4. those who become certified. Senator Hickey has a
5. bill in that enforces the assessors to act. Will
6. you be supporting that bill of hers?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. What was the...what is her bill?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Johns.

13. SENATOR JOHNS:

14. If I'm not mistaken, which encourages by an
15. enforcement action the assessors to make the
16. assessment and get the work done. And, I'm
17. seeing here a chance for them to be...earn more
18. money by being certified, but it still doesn't
19. cause them to act responsibly at all times,
20. and get the work out.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. Senator Johns, this bill does not give them
25. more money, it just tightens up the requirements
26. so that they may receive the money. But I would
27. support anything reasonable.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there further debate? Senator Carroll.

30. Senator Carroll.

31. SENATOR CARROLL:

32. Just by way of clarification. For some strange
33. reason, this was not in the original bill offered by

1. the Department of Local Governmental Affairs, the
2. hundred and eighty thousand dollars. And it was
3. added by way of Republican amendment. For some
4. strange reason, they had left it out originally.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further debate? The question is
7. shall Senate Bill 1373 pass. Those in favor
8. vote Aye. Those opposed vote Nay. The voting is
9. open. Have all voted who wish? Have all voted
10. who wish? Take the record. On that question the
11. Ayes are 58, the Nays are none, none Voting Present.
12. Senate Bill 1373 having received a constitutional
13. majority is declared passed. Senate Bill 1378,
14. Senator Berman. Read the bill, Mr. Secretary.

15. SECRETARY:

16. Senate Bill 1378.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berman.

21. SENATOR BERMAN:

22. Thank you. Mr. President, and Ladies and Gentlemen
23. of the Senate. Senate Bill 1378 tries to address
24. a gap that has existed in the Election Code. And
25. that's the variable disenfranchisement of people
26. who move within the thirty days preceding an
27. election. This bill tries to remedy this by
28. allowing persons to return to their old polling
29. place to vote in the election by affidavit if they
30. have moved within the thirty days prior to an
31. election. Be glad to respond to any questions.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Are there...is there discussion? Senator

1. Bowers.

2. SENATOR BOWERS:

3. Senator Berman, I didn't get a chance to read the
4. bill. How far can they move? Suppose they move to
5. a new county, is that...have to be within the same
6. county.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Berman.

9. SENATOR BERMAN:

10. This would cover them anyplace. If they're
11. still...if they were registered on the thirtieth
12. day prior, and they move within those thirty days.
13. They can go back to their old place of registration.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Bowers.

16. SENATOR BOWERS:

17. Suppose they move to Indiana. Can they come
18. back here and vote?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berman.

21. SENATOR BERMAN:

22. Anyplace.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Bowers. Senator Grotberg. Is there
25. further discussion? Senator Kenneth Hall.

26. SENATOR KENNETH HALL:

27. I just wanted to say that I think this is
28. a good idea. I've...the number of years that
29. I've served, I've known many people who have
30. had their homes burned and had to find other
31. places to...to move, and many of them have...
32. this...this is a good idea, Senator, I would
33. like to cosponsor this bill with you if I

1. have your permission.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Is there leave? Leave is granted. Senator
4. Rhoads.
5. SENATOR RHOADS:
6. Will the sponsor yield to a question?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Indicates he will yield. Senator...Senator
9. Rhoads.
10. SENATOR RHOADS:
11. Senator Berman, on page 8 of the bill, beginning
12. on line 12. Whenever at any general or special
13. election in any precinct, district, city, village,
14. incorporated town, town or ward, any person offering
15. to vote is not personally known to the judges of
16. election to have the qualifications required in
17. this Act, he shall make and suscribe an affidavit.
18. And that affidavit form is provided for elsewhere in
19. the bill, which shall be retained by the judges of
20. election and so forth. Now, is...is it the intent
21. here that if they are personally known and have
22. moved, that they do not have to fill out that affidavit,
23. or do you want them to fill out the affidavit under
24. any circumstances?
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Berman.
27. SENATOR BERMAN:
28. No, that's the challenge procedure. If somebody
29. comes back and you find that, you know, that they
30. have not lived there, that's the challenge procedure.
31. But, for a challenge, a person under this Act, who
32. has moved, can come back and vote in that old
33. precinct.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Well, it's your intent that they will vote in
5. the precinct from whence they came. Now, what...is
6. there any cross check mechanism to make sure that
7. they won't be voting also in a new precinct to
8. which they've moved to, other than the thirty day
9. requirement, or is that it?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Berman.

12. SENATOR BERMAN:

13. That...that's it, because they can't be registered,
14. because they've moved too late into that new precinct
15. When they canvassed that new precinct there...they will
16. not have been there at the time of the canvass. And
17. to correct the answer to the previous question, yes,
18. if they come back, they must sign that affidavit that's
19. on the last page of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Rhoads.

22. SENATOR RHOADS:

23. With that understanding and since Senator Chew
24. is on the Floor, I think we ought to probably go on
25. with this.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Yes, Senator Graham.

28. SENATOR GRAHAM:

29. I don't like to be challenging and certainly don't
30. the integrity or the or the interest or the sincerity
31. of Senator Berman. I, however, am getting pretty
32. fearful of new proposed legislation nationwide
33. dealing with this subject matter to the extent that

1. if we keep on tinkering around with our election laws,
2. all you have to do on election day is walk in and vote.
3. And if you got a car and you got enough places to go,
4. you could vote a hell of a lot of times. And I think we
5. ought to be a little bit careful what we're doing,
6. because there is no, really no, with the cooperation
7. of the judges, if someone's wanting to vote illegally
8. and they're willing to cooperate with him, he'd be
9. able to cast more than one vote under the provisions
10. of this bill and perhaps that's an accepted method
11. in some areas, but it isn't in mine.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Netsch. What...Senator Chew, I have
14. you on the list as number...right after Senator
15. Netsch. Senator Netsch.

16. SENATOR NETSCH:

17. Yes, a question of the sponsor and I apologize
18. if this is repetitive, Senator Berman. Is the
19. person who fills out the affidavit to vote in the
20. old precinct or the new precinct? Your...your
21. answer is that he's to vote in the...he or she...
22. in the old precinct, which is what I assume...now.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Berman...I'm...I'm sorry, could
25. the doorman please keep the door...there seems
26. to be a lot of noise coming in from outside the
27. Chambers. Senator Netsch.

28. SENATOR NETSCH:

29. The reason why I'm raising the question, apart
30. from the fact that the structure of the bill does
31. not make it absolutely clear, is that in the
32. affidavit it says that I have not voted at this
33. election, that I am a duly qualified voter in every

1. respect in another election district, in another election
2. district, and that word confused me because it sounds
3. as if the...the person presumably was a duly qualified
4. elector in the...the district, election district from
5. which he's moved. And the problem is that he hasn't
6. been in the new one long enough to meet the thirty
7. day residence requirement. And this sounds as if
8. it's...it's the other way around. I'm not sure
9. that you do intend this.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Berman.

12. SENATOR BERMAN:

13. You're right. The language on the affidavit
14. should be reversed. The first election district
15. should say in...in this and the second part should
16. say in another.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Netsch.

19. SENATOR BERMAN:

20. I could...

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Berman.

23. SENATOR BERMAN:

24. I'll...I'd like to run the bill and we'll
25. make that correction in the Senate...in the
26. House.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Netsch.

29. SENATOR NETSCH:

30. That...that's fine, because I don't...I certainly
31. have no objection to the basic idea. But, I would
32. ask that you keep an eye on it over there, because
33. that could really be a mess, I think, if it were

1. reversed in this fashion.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Chew.

4. SENATOR CHEW:

5. Thank you, Mr. President. I...I think the
6. concept of this bill is...is an excellent one.
7. Actually, if...if a voter, a registered voter moves
8. out of precinct X twenty days prior to any
9. election that he's eligible to vote in. His
10. name does not appear in the new precinct which
11. he moves, but it does, in fact, appear in the
12. old precinct. The concept of what this bill
13. is, is to allow a person to go back to his
14. old precinct and vote. Now, the answer to
15. Senator Rhoads question, specifically, is that
16. he will not, or the voter will not be registered
17. in dual precincts. Because that machinery at
18. the Board of Election Commissioners, will not
19. permit the name to show on two different
20. precinct rolls. I find nothing wrong with it.
21. I'm glad Senator Netsch did find the technical
22. error in the affidavit portion of it, which
23. the Senator has agreed to correct in the House.
24. But, many, many, people are just disenfranchised
25. because of the transit that goes on in any large
26. urban area and I think we would see both Republicans,
27. Democratic, and Independents taking more interest
28. if they knew that this could happen. So, we're
29. asking that this bill be passed and corrected in
30. the House and I...I support it.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President, Ladies and Gentlemen of
2. the Senate. I too rise in support of Senate Bill 1378.
3. Under the Statute that currently exists, this is
4. the one and only time really, where a otherwise
5. qualified voter is disenfranchised, due to a quirk
6. of either a closing date on a sale of property or
7. having to move for some other reason. I think the bill
8. is a good one and should be supported.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Collins.

11. SENATOR COLLINS:

12. Surprisingly enough, Senator Berman, I rise in
13. support of this bill, too. I think it is, in fact,
14. a fair bill and it is a good bill and more important,
15. that I had several people having very serious
16. problems with the fact that they did not know that
17. they could go...could not go back to the old
18. precincts and register and vote. Because, in some
19. precincts, depending on who you were going to vote
20. for, people were permitted to go back to the...to
21. their old precincts and vote and others were not.
22. So, I think this a fair bill and I rise in...and
23. I recommend that it has a favorable vote.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there further discussion? Senator Berning.

26. SENATOR BERNING:

27. Just one point of clarification. Does this
28. mean that a person can move and vote in a new
29. precinct at any time up to the date of election?
30. That's the way it appears to be.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Berman.

33. SENATOR BERMAN:

1. This bill has nothing, I repeat, this bill has
2. nothing to do with voting in a new precinct. All
3. that this bill will do, is that if you move within
4. thirty days of an election, you can go back to
5. your old precinct and vote by this affidavit.
6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further discussion? Senator Rhoads.
8. SENATOR RHOADS:

9. Well, I...I was wondering if the sponsor
10. might consider holding this for one day. I don't
11. think...we...we had some questions about this
12. bill and I'm not sure that they are questions
13. that are...are bill killers. And, if you would
14. hold it for just one day, Senator Berman, I'd
15. like to check with you and your staff and we
16. could probably pass it out tomorrow.

17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Berman.

19. SENATOR BERMAN:

20. I'm a specialist on twenty-nine vote bills.
21. I'll hold it till tomorrow.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senate Bill 1379, Senator Grotberg. Read
24. the bill, Mr. Secretary.

25. SECRETARY:

26. Senate Bill 1379.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Will there be any requests that this bill
31. be held before we hear it? Senator Grotberg.

32. SENATOR GROTEBERG:

33. I think this bill is distinctive, Mr. President,

1. in that it's the last bill on the Calendar and has
2. been for...since about the fifteenth of March. This
3. bill amends the Municipal Code regarding the
4. police and fire tax rate for the municipalities
5. that are twenty-five thousand or less, the
6. non-home rule municipalities. They...it extends
7. the date from which they have a two year period
8. to enact the total seven and one half cents
9. for fire and for police and they're supposed to
10. do it in two steps, five cents and two and a
11. half cents. There are a few cities, small towns
12. in Illinois that have...done neither and now,
13. because of rising payroll and operating expenses
14. of police and fire equipment, suddenly find that
15. they can avail them...themselves of this
16. Act and would like to go the whole seven and a
17. half cents in one stroke and this bill would
18. allow them to do it. I know of no opposition
19. to the bill, it's a Municipal League Bill and
20. I'd be glad to answer any questions.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there discussion? Senator Schaffer.

23. SENATOR SCHAFFER:

24. Is there referendum, Senator?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Grotberg.

27. SENATOR GROTBURG:

28. No, and neither is there on the Statute now.
29. It takes a two year period and changes it to
30. one. For just a hand...I think there's seventeen
31. small towns that haven't used it.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? The question is
34. shall Senate Bill 1379 pass. Those in favor vote

1. Aye. Those opposed vote Nay. The voting is open.
2. (Machine cut-off) voted who wish? Have all voted
3. who wish? Take the record. On that question the
4. Ayes are 56, the Nays are none, none Voting Present.
5. Senate Bill 1379 having...received a constitutional
6. majority is declared passed. Senator Hynes, for
7. what purpose do you arise?

8. SENATOR HYNES:

9. For the purpose of congratulating the member-
10. ship, Mr. President. We have now gone through
11. the Calendar one time and I know that we're going
12. to be able to get back through it a second time.
13. But, I would suggest this for the...the balance of
14. today, that we go to the Order of Senate Bills
15. 3rd reading and call only appropriation bills
16. on 3rd reading and then at an appropriate time,
17. prior to four o'clock, be go to the Agreed Bill
18. List, Number 2, and at four o'clock we will go
19. to the Order of House Bills 1st reading and when
20. that matter is concluded, we will adjourn for
21. the day until ten o'clock tomorrow morning.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. We will start at the beginning of Senate
24. Bills 3rd reading and pick up appropriation
25. bills. I would alert the membership, only
26. appropriation bills will be called. Senator
27. Johns on...for what purpose does Senator Demuzio
28. arise?

29. SENATOR DEMUZIO:

30. Thank you, Mr. President, a point of personal
31. privilege. Senator Joyce left the Floor for a
32. moment. I'd like to introduce to the Senate,
33. the Momenca Junior High School, the eighth grade

1. that's seated in the gallery to the south, with
2. Alexander Delk , their principal. There's about
3. a hundred and sixty students visiting Springfield
4. today. I'd like to have them rise and be recognized
5. by the Senate.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Would they please stand and be recognized by
8. the Senate. Senate Bill 35. Read the bill,
9. Mr. Secretary.

10. SECRETARY:

11. Senate Bill 35.

12. (Secretary reads title of bill)

13. 1st reading of the...or 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Johns.

16. SENATOR JOHNS:

17. Thank you, Mr. President. A few years ago, I
18. guess about fifty, a young man grew up in Harrisburg,
19. Illinois, my home town. Went to the University of
20. Illinois. Played football there. Went to the Rose
21. Bowl. And then he went on into business and became
22. a very wealthy man. His name is Willard Gale Franks.
23. Commonly known as Bill Franks. I think he played
24. center for the University of Illinois on the Rose
25. Bowl team. Bill later became aware of an illness
26. within his body and he knows this, but being a
27. very wealthy man and having made it within the
28. State of Illinois, he decided that he would like
29. to do something for this State. So, he called
30. me and he asked me to come look at some property.
31. Five hundred acres of land prepared by professional
32. golfing people as a golf course. It has a hundred
33. acre lake on it. It has a site prepared for a
34. convention center. It is adjacent to our State

1. Park, Dixon Springs, which is overrun every year
2. with tourists. It is adjacent to the Lake Glendale,
3. which is a spring fed lake. One of the prettiest
4. in southern Illinois. He proposed that he give
5. this million dollars worth of land to the State
6. of Illinois out of its...his gratitude for this
7. State having permitted him to become a very
8. wealthy man. This five hundred acres of land
9. would make a complex and convention center of
10. which we have none in southern Illinois.
11. Senator Buzbee will rise, as he has told me
12. he intends to do, in support of this bill.
13. We'd loose five million dollars in tourism
14. money every year of people like yourselves
15. taking you and your families through
16. southern Illinois into Kentucky to a State
17. that has realized, many, many, times that
18. tourism dollars are the finest dollars you
19. can have because you can make people that are
20. unskilled capable of employment in these
21. centers in tourism. You can make them available.
22. You can pick up part of your work force and you
23. can make people realize what a beautiful place
24. southern Illinois is. Throughout this State
25. and this Nation, people are looking for places
26. to go and be for awhile away from the hustle
27. and bustle of their occupations and we have
28. none in southern Illinois. Yet, it is one
29. of the most beautiful places in this State
30. and in this Nation, as my good friend Stan
31. Weaver is wiping his eyes with tears, because
32. he too is from Saline County, my...
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Johns, you...your time has expired...

2. SENATOR JOHNS:

3. Has my time expired?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. for explanation. Yes, it has.

6. SENATOR JOHNS:

7. Permit me to wind it up quickly. The Real
8. Estate Research Corporation was paid by the
9. State of Illinois to make a report. The
10. amount of money that I seek, comes from these
11. very words from this corporation. " We are
12. pleased to submit an analysis of the potential
13. for resort development proposed for a site
14. in Pope County. Our findings are favorable
15. and we have concluded that an attractive twelve
16. percent return could be obtained by a con-
17. cessionaire on an investment in a lodge and a
18. gold course of two million, six hundred and
19. fifty thousand dollars." I ask your favorable
20. consideration of this. Senator Percy, Senator
21. Stevenson, Representative Simon, all have indicated
22. strong support to this, and we would like to have
23. it. The Corps of Engineers, and I'll conclude,
24. but it is very vital I tell you this, six miles
25. away, the Corps of Engineers intends to build
26. the only marina on the Ohio River at Pope County,
27. because it's the only site with the natural
28. surroundings to...with which to build this marina.
29. That would also add to this tremendous development
30. that we could put together to make Pope County
31. and southern Illinois be alive and be ready for
32. your visit. Thank you, Mr. Chairman and Mr.
33. President.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there discussion? Senator Regner.
3. SENATOR REGNER:
4. A couple of questions for the sponsor.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Indicates he will yield. Senator Regner.
7. SENATOR REGNER:
8. Senator Johns, what's your belief and opinion
9. on putting up two and a half million dollar
10. State buildings on privately held property?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Johns.
13. SENATOR JOHNS:
14. Well, I just told you, that this property
15. is to be deeded to the State of Illinois free.
16. And, I have a letter of authority here from
17. the attorney of the person. He will give this
18. property, a million dollars free, if we'll
19. develop it. Out of gratitude for all the
20. things that Illinois has done for him.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Regner.
23. SENATOR REGNER:
24. Well, before I have the other questions, I'll
25. respond to what Senator Johns just said. I have
26. a letter before me dated April 15th, notifying
27. that notice of termination of any further negotiations
28. on this property. So, they're not...negotiating
29. anymore and it's taken out. So, I see no way
30. that we're going to have...the State is going
31. to receive this property. So, what we're actually
32. doing with this bill is proposing to appropriate
33. two and a half million dollars or two million

1. four hundred thousand, I guess it is, to build a
2. State building, a park, on privately held property.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Johns.

5. SENATOR JOHNS:

6. Very important. That letter is erroneous. I
7. talked to Mr. Franks by phone today of the appropriations
8. meeting. He said, that letter is erroneous, that
9. letter is not true. I still stand by my agreement.
10. I'm going to give you until the end of this Session
11. to try to get this approved. And I have a letter
12. here, says Mr. Franks has instructed me to assure
13. you that he is willing to carry out the intentions
14. expressed in his agreement with the State, by
15. renegotiation, irrespective of the March of 1st,
16. 77 deadline. That's from his lawyer, Robert H.
17. Rath, Harrisburg, Illinois and I can give you the
18. dates and times and places.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Regner.

21. SENATOR REGNER:

22. Well, the document I have is signed by Mr. Kenney,
23. the Director of the Department. Senator Johns, can I
24. ask you one more question?

25.

26.

End of Reel

27.

28.

29.

30.

31.

32.

33.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Indicates that he will yield. Senator Regner
3. and your yellow light is on.
4. SENATOR REGNER:
5. Who...who...well, okay. Who specifically does
6. want this bill other than you?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Johns.
9. SENATOR JOHNS:
10. The people of Illinois want this bill.
11. This is for everybody. This is not for Gene Johns.
12. This is for Representative Winchester, Senator Gene
13. Johns, the people down there and all the young people
14. of all the camps that go down there near there. We don't
15. have anyplace in Illinois that we can keep people
16. that want to come down there. So the people want
17. this bill.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Regner.
20. SENATOR REGNER:
21. Just...just in closing, I'd like to read a letter
22. from a Shales and Company from Mr. Gerard Shales.
23. I know the yellow is on, who is a consultant hired
24. by the Illinois Department of Transportation and
25. was mailed to Tony Dean, who, was then, Director of the
26. Department of Conservation. It says: Dear Tony,
27. the from the attached report only an extremely
28. optomistic investor would be likely to put any
29. substantial amount of money into Dixon Springs State
30. Park. Recreational complexes, such as the one proposed,
31. have an extremely bad performance record and are being
32. quite properly, though belatedly, shunned by the money
33. men. Even the tax packagers, who God knows, are
34. uninhibited by any sense of obligation to economic

1. reality would, in my opinion, avoid this one like the
2. plague. I suggest that you invite the artist who
3. created your beautiful report, to produce an appropriate
4. warm body with two million, six hundred and fifty-seven
5. thousand dollars to invest. So, this is a consultant
6. that was hired by the Department of Transportation.
7. We have documentation here that negotiations on the
8. receipt of the property have terminated and I would
9. suggest the defeat of this bill.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Is there further discussion? Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. Mr. President, we, in
14. southern Illinois, have been known as the poor boys,
15. the down home country boys of the State for a long
16. time and we're quite frankly, a little tired of that
17. and we...we would like to do something to pull
18. ourselves up. Now, every weekend we watch people
19. from central and northern Illinois drive south, drive
20. right past us, to get down to Kentucky Lake and Barkley
21. Lake to...to vacation on the weekend. As a matter-of-
22. fact, I've done the same thing twice this spring
23. already with my family going down to Kentucky Lake
24. for a weekend outing. We would like to be able
25. to share with you some of our beautiful scenery
26. and some of the beautiful natural assets that
27. we have there. We would also like for you to drop a
28. few of your dollars on the way through and we want to
29. provide a stopping point for you and this would be one
30. of those stopping points for a place for you to drop
31. some of your dollars and I think that once you get to
32. southern Illinois, and...and see some of the beautiful
33. facilities that we have that you would be impressed

1. and you would be...you would want to come back
2. and...and spend more of your money there in the future
3. and perhaps we could get some of those Indiana
4. and Missouri dollars coming over once in a while, too.
5. And Senator Johns has addressed here a problem that...that,
6. I think, could be turned into another asset, if we were
7. only to go ahead and provide this money and
8. we are just asking for the development of our natural
9. resources. Now, you know in the State of Kentucky
10. down around Kentucky Lake and Barkley Lake, the State
11. has spent literally millions of dollars for beautiful
12. resorts, all kinds of fishing and recreational facilities
13. and they're pulling Illinois dollars like crazy and it's
14. about time that we stopped some of those at the
15. Illinois - Kentucky line.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Graham.

18. SENATOR GRAHAM:

19. So that we dispell any misconception about who
20. created Kentucky Lake, and it is a beautiful lake,
21. southern Illinois is beautiful, too. These three
22. stong armed men that was mentioned earlier Ed L. Simon,
23. Percy, Stevenson, maybe they can come up with the
24. Federal money similar to that which created the
25. Kentucky Lake, the TVA project and then we would have
26. this thing off the ground. I'd suggest to you the
27. State of Kentucky didn't do it, the Federal Government
28. did.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further debate? Senator Johns may close.

31. SENATOR JOHNS:

32. Well, I would just like...it's been rather amazing
33. to me that we sit here and bemoan many times as individuals

1. the lack of development of various resources that we
2. have in this State. And you might criticize the three
3. Senators and Representative that you just mentioned
4. but before the government...the Federal Government would
5. pour money into an area, the State always has to have
6. the intelligence, the foresight, the tenacity
7. to seek it, to use it. If you read all the reports
8. of tourism and you find that people all over this
9. nation are in caravans looking for places and we have,
10. in my humble opinion, as pretty a spot as there is in
11. the nation, in southern Illinois. You can laugh, you can
12. snicker, you can say, aw, he's trying to take some money
13. down there. But, my endeavors as a Senator, is to make
14. southern Illinois grow and to become a better place in
15. which to live. If you want to laugh at that kind of
16. purpose, you can do it. But, I tell you this,
17. we don't like to be in coveralls or overalls as you
18. picture us. And you do, there's no question about it.
19. Many of you have never even traveled far enough south
20. to know your own State and know the benefits that are
21. there. You would rather sit there and think that I'm
22. trying to rip you off some way and when I'm not.
23. All I want to do is to be able to get what we really
24. need down there to make us worthy of the recognition that
25. I think that we have coming. It's as simple as that.
26. You've got to show your willingness to put your name
27. on the line to the Federal Government and say, yes,
28. we've got something. We want to look at its development.
29. And I'll take all the snide remarks and the snickering
30. that anybody wants to throw my way. And I'll be back
31. and I'll be back and I'll be back, as I have been
32. every year because we've got the potential but we can't
33. do it alone. And when I stand here and vote for all the

1. things that I do vote, based on your sincerity of
2. purpose, knowing full well that I must take your
3. faith and your credit in what you are trying to do.
4. I stand here again ready to ask you to give us some
5. support for a project of this kind. Thank you,
6. Mr. President.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Question is shall Senate Bill 35 pass. Those
9. in favor vote Aye. Those opposed vote Nay. The
10. voting is open. Have all voted who wish? Have all
11. voted who wish? Take the record. On that question
12. the Ayes are 33, the Nays are 15, 4 Voting Present.
13. Senate Bill 35 having received a constitutional
14. majority is declared passed. Senator Regner has
15. requested a verification of the roll call. Will the
16. members please be in their seats during a verification.
17. The Secretary will call those who voted in the affirmative.
18. Mr. Secretary.

19. SECRETARY:

20. The following voted in the affirmative:

21. Berman, Bruce, Buzbee, Carroll, Chew, Clewis,
22. Coffey, Collins, D'Arco, Daley, Demuzio, Donnewald,
23. Egan, Guidice, Kenneth Hall, Johns, Joyce, Knuppel,
24. Kosinski, Lane, Lemke, Maragos, Merlo, Leonard,
25. Newhouse, Rock, Rupp, Savickas, Smith, Vadalabene,
26. Washington, Wooten, Mr. President.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. In this interlude, WGN has asked leave to shoot
29. five minutes of silent film. Is there leave? Leave is
30. granted. Senator Regner, do you challenge anyone on
31. the roll call?

32. SENATOR REGNER:

33. Senator Savickas.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is Senator Savickas on the Floor? Take his name
3. from the record.
4. SENATOR REGNER:
5. Senator Lemke.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Lemke on the Floor? Strike his name from
8. the record.
9. SENATOR REGNER:
10. Senator Maragos.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Maragos is down by the podium.
13. SENATOR REGNER:
14. Senator Coffey.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Coffey on the Floor? Strike his name from
17. the record.
18. SENATOR REGNER:
19. Senator Daley.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Daley is here. On that question
22. the Ayes are 31, the Nays are 15, 4 Voting Present.
23. Senate Bill 35 having received a constitutional
24. majority is declared passed. Senator Newhouse.
25. Senator Newhouse moves to reconsider the vote by which
26. Senate Bill 35 passed. Senator Johns moves that that
27. motion lie upon the Table. All in favor say Aye.
28. All opposed Nay. The Ayes have it. The motion to
29. reconsider is Tabled. Senate Bill 36, Senator
30. Johns. Read the bill, Mr. Secretary.
31. SECRETARY:
32. ...Senate Bill 36.
33. (Secretary reads title of bill)
34. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Johns.
3. SENATOR JOHNS:
4. All right. Just one word. This appropriation,
5. I've dropped from five hundred thousand to a hundred
6. thousand dollars and I would appreciate a favorable
7. roll call.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Is there discussion? Senator Regner.
10. SENATOR REGNER:
11. Just a couple of remarks. The Department
12. was unsure the total cost in this and this is part
13. of an Army Corps of Engineers project and the corps
14. feasibility study is due...was due last month
15. and the corps has intimated to the Department of
16. Conservation that the report will be negative and thus
17. the project will not qualify for matching funds.
18. On that basis since there are no matching funds,
19. most probably available, I would suggest the defeat
20. of this bill also. It is unbudgeted money.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Is there further debate? The question is shall
23. Senate Bill 36 pass. Those in favor vote Aye.
24. Those opposed vote Nay. The voting is open. Have all
25. voted who wish? Have all voted who wish?
26. Have all voted who wish? Take the record. On that question
27. the Ayes are 31, the Nays are 19, none Voting Present.
28. Senate Bill 36 having received a constitutional
29. majority is declared passed. Senator Regner requests
30. a verification of that roll call. Will the members please
31. be in their seats. Secretary will call those members
32. who voted in the affirmative.
33. SECRETARY:

1. The following voted in the affirmative:
2. Berman, Bruce, Buzbee, Carroll, Chew, Clewis,
3. Collins, D'Arco, Daley, Demuzio, Donnewald, Egan,
4. Guidice, Kenneth Hall, Hickey, Johns, Joyce, Kosinski,
5. Lane, Lemke, Maragos, Merlo, Leonard, Netsch,
6. Newhouse, Rock, Smith, Vadalabene, Washington,
7. Wooten, Mr. President.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Regner.
10. SENATOR REGNER:
11. Senator Lemke.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Lemke on the Floor? Strike his name.
14. SENATOR REGNER:
15. Senator Newhouse.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Newhouse on the Floor? He's here.
18. On that question the Ayes are 30, the Nays are 19,
19. none Voting Present. Senate Bill 36 having received
20. a constitutional majority is declared passed.
21. Senator Johns.
22. SENATOR JOHNS:
23. I move to reconsider.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Johns moves to reconsider. Senator
26. Wooten moves to Table. All in favor say Aye. All opposed
27. Nay. The Ayes have it. The motion to reconsider is
28. Tabled. Gentlemen, could we have your attention, please.
29. We're still on 3rd reading. Senate Bill 85. Mr.
30. Secretary, read the bill, please. For what purpose does Senator...
31. SECRETARY:
32. Senate Bill...
33. PRESIDING OFFICER: (SENATOR BRUCE)

SB 573
5/24/77
3rd

1. Excuse me, Mr. Secretary. Senator Graham.
2. SENATOR GRAHAM:
3. Like leave of the Body for Republican caucus
4. for about fifteen minutes in Room 400.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Graham, can you hold that just for one
7. moment? The problem, Senator Graham, is the Agreed
8. Bill List which is almost before us and...
9. Senator Demuzio asks leave to take Senate Bill 85
10. out of the record. Is there leave? Leave is granted.
11. We will now go to the Agreed...Agreed Bill List. I would...
12. I...I would suggest that with leave of the Body, we will
13. now consider the Agreed Bill List. Is there leave?
14. Leave is granted. The bills on the Agreed Bill List
15. were chosen according to the procedures which were described
16. in Senator Hynes' memo to all Senators on May 19th, 1977.
17. The following bills were removed from the Agreed Bill
18. List after objections to their presence were made by
19. three Senators. Senate Bills 633, 693, and 964.
20. We will now consider the remaining bills on the Agreed
21. Bill List No. 2 which are shown on your Calendar.
22. The Secretary will now read those bills on the Agreed Bill
23. List No. 2 for the third time.
24. SECRETARY:
25. Senate Bill No. 239.
26. (Secretary reads title of bill)
27. Senate Bill No. 366.
28. (Secretary reads title of bill)
29. Senate Bill 367.
30. (Secretary reads title of bill)
31. Senate Bill 368.
32. (Secretary reads title of bill)
33. Senate Bill 369.

SB 637
5/24
3rd
Agenda list

1. (Secretary reads title of bill)
2. Senate Bill 497.
3. (Secretary reads title of bill)
4. Senate Bill 509.
5. (Secretary reads title of bill)
6. Senate Bill 565.
7. (Secretary reads title of bill)
8. Senate Bill 566.
9. (Secretary reads title of bill)
10. Senate Bill 573.
11. (Secretary reads title of bill)
12. Senate Bill 629.
13. (Secretary reads title of bill)
14. Senate Bill 636.
15. (Secretary reads title of bill)
16. Senate Bill 637.
17. (Secretary reads title of bill)
18. Senate Bill 638.
19. (Secretary reads title of bill)
20. Senate Bill 641.
21. (Secretary reads title of bill)
22. Senate Bill 642.
23. (Secretary reads title of bill)
24. Senate Bill 645.
25. (Secretary reads title of bill)
26. Senate Bill 656.
27. (Secretary reads title of bill)
28. Senate Bill 665...Senate Bill 665.
29. (Secretary reads title of bill)
30. Senate Bill 672.
31. (Secretary reads title of bill)
32. Senate Bill 673.
33. (Secretary reads title of bill)

1. Senate Bill 674.
2. (Secretary reads title of bill)
3. Senate Bill 672.
4. (Secretary reads title of bill)
5. Senate Bill 677.
6. (Secretary reads title of bill)
7. Senate Bill 678.
8. (Secretary reads title of bill)
9. Senate Bill 682.
10. (Secretary reads title of bill)
11. Senate Bill 685.
12. (Secretary reads title of bill)
13. Senate Bill 688.
14. (Secretary reads title of bill)
15. Senate Bill 690.
16. (Secretary reads title of bill)
17. Senate Bill 692.
18. (Secretary reads title of bill)
19. Senate Bill 710.
20. (Secretary reads title of bill)
21. Senate Bill 741.
22. (Secretary reads title of bill)
23. Senate Bill 755.
24. (Secretary reads title of bill)
25. Senate Bill 778.
26. (Secretary reads title of bill)
27. Senate Bill 795.
28. (Secretary reads title of bill)
29. Senate Bill 821.
30. (Secretary reads title of bill)
31. Senate Bill 848.
32. (Secretary reads title of bill)
33. Senate Bill 87...856.

- 9:00
5/11/17
1. (Secretary reads title of bill)
 2. Senate Bill 900.
 3. (Secretary reads title of bill)
 4. Senate Bill 905.
 5. (Secretary reads title of bill)
 6. Senate Bill 906.
 7. (Secretary reads title of bill)
 8. Senate Bill 922.
 9. (Secretary reads title of bill)
 10. Senate Bill 932.
 11. (Secretary reads title of bill)
 12. Senate Bill 933.
 13. (Secretary reads title of bill)
 14. Senate Bill 963.
 15. (Secretary reads title of bill)
 16. 3rd reading of the foregoing bills.
 17. ACTING SECRETARY: (MR. FERNANDES)
 18. Senate Bill...Senate Bill 1039.
 19. (Secretary reads title of bill)
 20. Senate Bill 1068.
 21. (Secretary reads title of bill)
 22. Senate Bill 1071.
 23. (Secretary reads title of bill)
 24. Senate Bill 1087.
 25. (Secretary reads title of bill)
 26. 1089.
 27. (Secretary reads title of bill)
 28. Senate Bill 1090.
 29. (Secretary reads title of bill)
 30. 1096.
 31. (Secretary reads title of bill)
 32. Senate Bill 1112.
 33. (Secretary reads title of bill)
 34. Senate Bill 1119.

DB 1324
Approved Bill
5-24-77

1. (Secretary reads title of bill)
2. Senate Bill 1144.
3. (Secretary reads title of bill)
4. Senate Bill 1156.
5. (Secretary reads title of bill)
6. Senate Bill 1189.
7. (Secretary reads title of bill)
8. Senate Bill 1194.
9. (Secretary reads title of bill)
10. Senate Bill 1195.
11. (Secretary reads title of bill)
12. Senate Bill 1197.
13. (Secretary reads title of bill)
14. Senate Bill 1220.
15. (Secretary reads title of bill)
16. Senate Bill 1236.
17. (Secretary reads title of bill)
18. Senate Bill 1271.
19. (Secretary reads title of bill)
20. Senate Bill 1295.
21. (Secretary reads title of bill)
22. Senate Bill 1324.
23. (Secretary reads title of bill)
24. Senate Bill 1325.
25. (Secretary reads title of bill)
26. Senate Bill 1330.
27. (Secretary reads title of bill)
28. Senate Bill 1336.
29. (Secretary reads title of bill)
30. Senate Bill 1338.
31. (Secretary reads title of bill)
32. Senate Bill 1342.
33. (Secretary reads title of bill)

1. 3rd reading of the bills.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. All right. With unanimous consent of this Body
4. a record vote will now be taken on the bills which have
5. just been read for a 3rd time. Any Senator who has
6. indicated to the Secretary of Senate pursuant to our
7. earlier agreement that he or she wishes to vote No or
8. Present on any bill just read, will have that vote
9. so reflected on the Journal of the Senate. A separate
10. record vote as to the Yeas and Nays on each of the bills
11. just read will be entered on the Journal. There will be
12. no debate on the Agreed Bill List No. 2. Do I have the
13. unanimous consent of the Senate to follow this
14. procedure as to the bills just read? Leave is granted.
15. Leave having been granted, the question is shall Senate
16. Bills 239, 366, 367, 368, 369, 497, 509, 565, 566,
17. 573, 629, 636, 637, 638, 641, 642, 645, 652, 665,
18. 672, 673, 674, 676, 677, 678, 682, 685, 688, 690, 692,
19. 710, 741, 755, 778, 795, 821, 848, 856, 900, 905, 906,
20. 922, 932, 933, 963, 1039, 1068, 1071, 1087, 1089,
21. 1090, 1096, 1112, 1119, 1144, 1156, 1189, 1194, 1195,
22. 1197, 1220, 1236, 1271, 1295, 1324, 1325, 1330, 1336, 1338
23. and 1342 pass. Those in favor vote Aye. Those opposed
24. vote Nay. The voting is open. Have all voted who wish?
25. Take the record. On that question the Ayes are 58, the Nays
26. none, none Voting Present, with the following exceptions:
27. Senator Sommer, No on Senate Bill 239, Senator Bowers,
28. Present on Senate Bill 565, Senator Bowers, Present on
29. Senate Bill 566, Senator Berman, Present on Senate Bill
30. 573, Senator Netsch, Present on Senate Bill 755, Senator
31. Netsch, No on Senate Bill 900, Senator Sommer, No on
32. Senate Bill 900. These bills having received a
33. constitutional majority are declared passed. Senator Graham,

1. for what purpose do you arise?

2. SENATOR GRAHAM:

3. I renew my purpose that we started a long while
4. ago. There will be a Republican caucus immediately
5. in Room 400. Republican caucus, Room 400.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The Senate will stand in...Senator Graham.

8. SENATOR GRAHAM:

9. In case some of the brethren stray...stray
10. away, there will be a Republican caucus at 8:30 in
11. the morning. I expect them all there at 8:25.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Graham, can you...is there leave to go to
14. the Order of Senate Bills, 1st reading...House Bills on
15. 1st reading? Leave is granted. Secretary will read
16. in the bills that had sponsors picked up during your
17. caucus. House Bills on 1st reading. Senator Nimrod.

18. SENATOR NIMROD:

19. Since, Mr. President, we are going upstairs
20. when I get back, I might ask that we might just
21. ask leave to be shown as a sponsor Egan - Nimrod
22. on House Bill 1789. I have discussed this with Senator
23. Egan and it meets his approval.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. 1789. You will be so shown.

26. SENATOR NIMROD:

27. Thank you.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. House Bills, 1st reading. House Bill 44.

30. Senator Davidson.

31. ACTING SECRETARY: (MR. FERNANDES)

32. House Bill 44.

33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 106.
3. ACTING SECRETARY: (MR. FERNANDES)
4. House Bill 106.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Vadalabene - Davidson.
7. ACTING SECRETARY: (MR. FERNANDES)
8. (Secretary reads title of bill)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senate Bill...House Bill 156, Senator Davidson.
11. ACTING SECRETARY: (MR. FERNANDES)
12. House Bill 156.
13. (Secretary reads title of bill)
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. House Bill 254, Senators Glass - Netsch.
16. ACTING SECRETARY: (MR. FERNANDES)
17. House Bill...House Bill 254.
18. (Secretary reads title of bill)
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. House Bill 320, Senator Clewis.
21. ACTING SECRETARY: (MR. FERNANDES)
22. House Bill 320.
23. (Secretary reads title of bill)
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. House Bill 384, Senator Guidice.
26. ACTING SECRETARY: (MR. FERNANDES)
27. House Bill 384.
28. (Secretary reads title of bill)
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. House Bill 385, Senator Guidice.
31. ACTING SECRETARY: (MR. FERNANDES)
32. House Bill 385.
33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 426, Senator D'Arco.
3. ACTING SECRETARY: (MR. FERNANDES)
4. House Bill 426.
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 429, Senator Rupp.
8. ACTING SECRETARY: (MR. FERNANDES)
9. House Bill 429.
10. (Secretary reads title of bill)
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senate...House Bill 485, Senator Berman.
13. ACTING SECRETARY: (MR. FERNANDES)
14. House Bill 485.
15. (Secretary reads title of bill)
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. House Bill 517.
18. ACTING SECRETARY: (MR. FERNANDES)
19. House Bill 517.
20. (Secretary reads title of bill)
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. House...House Bill 535, Senator D'Arco.
23. ACTING SECRETARY: (MR. FERNANDES)
24. House Bill 535.
25. (Secretary reads title of bill)
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. House Bill 560, Senator Kenneth Hall.
28. ACTING SECRETARY: (MR. FERNANDES)
29. House Bill 560.
30. (Secretary reads title of bill)
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. House Bill 740, Senator Carroll.
33. ACTING SECRETARY: (MR. FERNANDES)

1. House Bill 740.
2. (Secretary reads title of bill)
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. House Bill 760, Senator Washington.
5. ACTING SECRETARY: (MR. FERNANDES)
6. House Bill 760.
7. (Secretary reads title of bill)
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. House Bill 778, Senator Walsh.
10. ACTING SECRETARY: (MR. FERNANDES)
11. House Bill 778.
12. (Secretary reads title of bill)
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. House Bill 802, Senator Don Moore.
15. ACTING SECRETARY: (MR. FERNANDES)
16. House Bill 802.
17. (Secretary reads title of bill)
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. House Bill 886, Senator Moore.
20. ACTING SECRETARY: (MR. FERNANDES)
21. House Bill 886.
22. (Secretary reads title of bill)
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. House Bill 896, Senator Ozinga.
25. ACTING SECRETARY: (MR. FERNANDES)
26. House Bill 896.
27. (Secretary reads title of bill)
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. House Bill 921, Senator Guidice.
30. ACTING SECRETAR: (MR. FERNANDES)
31. House Bill 921.
32. (Secretary reads title of bill)
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. House Bill 939, Senator Carroll.
2. ACTING SECRETARY: (MR. FERNANDES)
3. House Bill 939.
4. (Secretary reads title of bill)
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. House Bill 940, Senator Carroll.
7. ACTING SECRETARY: (MR.FERNANDES)
8. House Bill 940.
9. (Secretary reads title of bill)
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. House Bill 941, Senators Egan and Savickas.
12. ACTING SECRETARY: (MR. FERNANDES)
13. House Bill 941.
14. (Secretary reads title of bill)
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. House Bill 945, Senator Berman.
17. ACTING SECRETARY: (MR. FERNANDES)
18. House Bill 945 .
19. (Secretary reads title of bill)
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. House Bill 956, Senator Bruce.
22. ACTING SECRETARY: (MR. FERNANDES)
23. House Bill 956.
24. (Secretary reads title of bill)
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. House Bill 957, Senator Bruce.
27. ACTING SECRETARY: (MR. FERNANDES)
28. House Bill 957.
29. (Secretary reads title of bill)
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. House Bill 1012, Senator Clewis.
32. ACTING SECRETARY: (MR. FERNANDES)
33. House Bill 1012.
34. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 1020, Senator Schaffer.
3. ACTING SECRETARY: (MR. FERNANDES)
4. House Bill 1020.
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 1050, Senator Grotberg.
8. ACTING SECRETARY: (MR. FERNANDES)
9. House Bill 1050.
10. (Secretary reads title of bill)
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. House Bill 1096, Senator Merlo - Hynes.
13. ACTING SECRETARY: (MR. FERNANDES)
14. House Bill 1096.
15. (Secretary reads title of bill)
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. House Bill 1110, Senator Wooten.
18. ACTING SECRETARY: (MR. FERNANDES)
19. House Bill 1110.
20. (Secretary reads title of bill)
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. House Bill 1112, Senator Philip.
23. ACTING SECRETARY: (MR. FERNANDES)
24. House Bill 1112.
25. (Secretary reads title of bill)
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. House Bill 1126, Senator Vadalabene.
28. ACTING SECRETARY: (MR. FERNANDES)
29. House Bill 1126.
30. (Secretary reads title of bill)
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. House Bill 1140, Senator Bruce.
33. ACTING SECRETARY: (MR. FERNANDES)

1. House Bill 1140.
2. (Secretary reads title of bill)
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. House Bill 1185, Senator Washington.
5. ACTING SECRETARY: (MR. FERNANDES)
6. House Bill 1185.
7. (Secretary reads title of bill)
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. House Bill 1186, Senator Washington.
10. ACTING SECRETARY: (MR. FERNANDES)
11. House Bill 1186.
12. (Secretary reads title of bill)
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. House Bill 1191.
15. ACTING SECRETARY: (MR. FERNANDES)
16. House Bill 1191.
17. (Secretary reads title of bill)
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. House Bill 1197, Senator Netsch.
20. ACTING SECRETARY: (MR. FERNANDES)
21. House Bill 1197.
22. (Secretary reads title of bill)
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. House Bill 1203, Senator Berman.
25. ACTING SECRETARY: (MR. FERNANDES)
26. House Bill 1203.
27. (Secretary reads title of bill)
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. House Bill 1210, Senator Collins.
30. ACTING SECRETARY: (MR. FERNANDES)
31. House Bill 1210.
32. (Secretary reads title of bill)
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. House Bill 1216, Senator Walsh.
2. ACTING SECRETARY: (MR. FERNANDES)
3. House Bill 1216.
4. (Secretary reads title of bill)
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. House Bill 1217, Senator Walsh. House Bill 1216.
7. SECRETARY:
8. House Bill 1216.
9. (Secretary reads title of bill)
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. House Bill 1217, Senator Walsh.
12. SECRETARY:
13. House Bill...House Bill 1217.
14. (Secretary reads title of bill)
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. House...House Bill 1234, Senator Lemke.
17. For what purpose does Senator Washington arise? Sorry, Senator
18. Newhouse.
19. SENATOR NEWHOUSE:
20. Want to make that...want to make that correction?
21. Point of parliamentary inquiry, Mr. Chairman...Mr.
22. President.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Yes.
25. SENATOR NEWHOUSE:
26. Will a simple majority pass any measure in this
27. Body?
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Maybe a simple-minded majority, I don't know.
30. Senate Bill 1234...no...no.
31. SECRETARY:
32. Senate...Senate Bill 1234.
33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senate Bill 1248, Senator D'Arco. For what
3. purpose does Senator Buzbee arise?
4. SENATOR BUZBEE:
5. I'd like to ask leave of the Body to go to the
6. Order of Senate Bills on 3rd reading.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Leave is not granted. Senate Bill 1248.
9. SECRETARY:
10. House Bill 1248.
11. (Secretary reads title of bill)
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. House...House Bill 1253, Senator Knuppel.
14. SECRETARY:
15. House Bill 1253.
16. (Secretary reads title of bill)
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. House Bill 1278, Senator Carroll.
19. SECRETARY:
20. House Bill 1278.
21. (Secretary reads title of bill)
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. House Bill 1284, Senators Clewis - Moore.
24. SECRETARY:
25. House Bill 1284.
26. (Secretary reads title of bill)
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. House Bill 1285, Senators Clewis - Moore.
29. SECRETARY:
30. House Bill 1285.
31. (Secretary reads title of bill)
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. House Bill 1286, Senators Clewis - Moore.

1. SECRETARY:
2. House Bill 1286.
3. (Secretary reads title of bill)
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. House Bill 1294, Senator Regner.
6. SECRETARY:
7. House Bill 1294.
8. (Secretary reads title of bill)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. House Bill 1306, Senator Walsh.
11. SECRETARY:
12. House Bill 1306.
13. (Secretary reads title of bill)
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. House Bill 1313, Senator Schaffer.
16. SECRETARY:
17. House Bill 1313.
18. (Secretary reads title of bill)
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. House Bill 1348, Senator Merlo.
21. SECRETARY:
22. House Bill 1348.
23. (Secretary reads title of bill)
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. House Bill 1361, Senator Knuppel.
26. SECRETARY:
27. House Bill 1361.
28. (Secretary reads title of bill)
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. House Bill 1363, Senator Knuppel.
31. SECRETARY:
32. House Bill 1363.
33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 1384, Senator Maragos.
3. SECRETARY:
4. House Bill 1384.
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 1407, Senator Lane.
8. SECRETARY:
9. House Bill 1407.
10. (Secretary reads title of bill)
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. House Bill 1412, Senator Hickey.
13. SECRETARY:
14. House Bill 1412.
15. (Secretary reads title of bill)
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. House Bill 1433, Senator...House Bill 1424, Senator
18. Merlo.
19. SECRETARY:
20. House Bill 1424.
21. (Secretary reads title of bill)
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. House Bill 1431, Senator Clewis.
24. SECRETARY:
25. House Bill 1431.
26. (Secretary reads title of bill)
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. House Bill 1433, Senator Knuppel.
29. SECRETARY:
30. House Bill 1433.
31. (Secretary reads title of bill)
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. House Bill 1436, Senator Clewis.

1. SECRETARY:
2. House Bill 1436.
3. (Secretary reads title of bill)
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. House Bill 1437, Senator Lemke.
6. SECRETARY:
7. House Bill 1437.
8. (Secretary reads title of bill)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. House Bill 1438, Senator Lemke.
11. SECRETARY:
12. House Bill 1438.
13. (Secretary reads title of bill)
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. House Bill 1454, Senator Knuppel.
16. SECRETARY:
17. House Bill 1454.
18. (Secretary reads title of bill)
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. House Bill 1470, Senator Lemke.
21. SECRETARY:
22. House Bill 1470.
23. (Secretary reads title of bill)
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. House Bill 1473, Senator Berman.
26. SECRETARY:
27. House Bill 1473.
28. (Secretary reads title of bill)
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. House Bill 1475, Senator Berman.
31. SECRETARY:
32. House Bill 1475.
33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 1499, Senator Knuppel.
3. SECRETARY:
4. House Bill 1499.
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 1504, Senator...House Bill 1508, Senator
8. Berman.
9. SECRETARY:
10. House Bill 1508.
11. (Secretary reads title of bill)
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. House Bill 1512, Senator Nimrod.
14. SECRETARY:
15. House Bill 1512.
16. (Secretary reads title of bill)
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. House Bill 1512, Senator Nimrod. House Bill 1524,
19. Senator Rhoads.
20. SECRETARY:
21. House Bill 1524.
22. (Secretary reads title of bill)
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. House Bill 1537, Senator Kenneth Hall.
25. SECRETARY:
26. House Bill 1537.
27. (Secretary reads title of bill)
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. House Bill 1543, Senator Carroll.
30. SECRETARY:
31. House Bill 1543.
32. (Secretary reads title of bill)
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. House Bill 1547, Senators Netsch - Rhoads.
2. SECRETARY:
3. House Bill 1547.
4. (Secretary reads title of bill)
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. House Bill 1560, Senator Johns.
7. SECRETARY:
8. House Bill 1560.
9. (Secretary reads title of bill)
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. House Bill 1561, Senator Daley.
12. SECRETARY:
13. House Bill 1561.
14. (Secretary reads title of bill)
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. House Bill 1562, Senator Merlo.
17. SECRETARY:
18. House Bill 1562.
19. (Secretary reads title of bill)
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. House Bill 1563, Senator D'Arco.
22. SECRETARY:
23. House Bill 1563.
24. (Secretary reads title of bill)
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. House Bill 1585, Senator Knuppel.
27. SECRETARY:
28. House Bill 1585.
29. (Secretary reads title of bill)
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. House Bill 1598, Senator Mitchler.
32. SECRETARY:
33. House Bill 1598.

1. (Secretary reads title of bill)
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. House Bill 1600, Senator Savickas - Glass.
4. SECRETARY:
5. House Bill 1600.
6. (Secretary reads title of bill)
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. House Bill 1608, Senator Merlo.
9. SECRETARY:
10. House Bill 1608.
11. (Secretary reads title of bill)
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. House Bill 1612, Senator Hickey.
14. SECRETARY:
15. House Bill 1612.
16. (Secretary reads title of bill)
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. House Bill 1615, Senator Knuppel.
19. SECRETARY:
20. House Bill 1615.
21. (Secretary reads title of bill)
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. House Bill 1650, Senators Netsch - Berman.
24. SECRETARY:
25. House Bill 1650.
26. (Secretary reads title of bill)
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. House Bill 1690, Senator Guidice.
29. SECRETARY:
30. House Bill 1690.
31. (Secretary reads title of bill)
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senate Bill 1697, Senator Berman.

1. SECRETARY:
2. Senate Bill 1697.
3. (Secretary reads title of bill)
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. House Bill 1699, Senator Nimrod.
6. SECRETARY:
7. House Bill 1699.
8. (Secretary reads title of bill)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. House Bill 1702, Senator Bloom.
11. SECRETARY:
12. House Bill 1702.
13. (Secretary reads title of bill)
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. House Bill 1714, Senator Philip.
16. SECRETARY:
17. House Bill 1714.
18. (Secretary reads title of bill)
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. House Bill 1726, Senator Rhoads.
21. SECRETARY:
22. House Bill 1726.
23. (Secretary reads title of bill)
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. House Bill 1749, Senator Knuppel.
26. SECRETARY:
27. House Bill 1749.
28. (Secretary reads title of bill)
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. House Bill 1753, Senator Schaffer.
31. SECRETARY:
32. House Bill 1753.
33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 1762, Senator Lemke.
3. SECRETARY:
4. House Bill 1762.
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 1767, Senator Schaffer.
8. SECRETARY:
9. House Bill 1767.
10. (Secretary reads title of bill)
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. House Bill 1769, Senator Glass.
13. SECRETARY:
14. House Bill 1769.
15. (Secretary reads title of bill)
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. House Bill 1782, Senator Egan.
18. SECRETARY:
19. House Bill 1782.
20. (Secretary reads title of bill)
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. House Bill 1785, Senator Guidice.
23. SECRETARY:
24. House Bill 1785.
25. (Secretary reads title of bill)
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. House Bill 1786, Senator Davidson.
28. SECRETARY:
29. House Bill 1786.
30. (Secretary reads title of bill)
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. House Bill 1791, Senator Vadalabene.
33. ACTING SECRETARY: (MR. FERNANDES)

1. House Bill 1791.
2. (Secretary reads title of bill)
3. 1793...excuse me.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. House Bill 1793, Senator Vadalabene.
6. ACTING SECRETARY: (MR. FERNANDES)
7. House Bill 1793.
8. (Secretary reads title of bill)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. House Bill 1798, Senator Carroll.
11. ACTING SECRETARY: (MR. FERNANDES)
12. House Bill 1798.
13. (Secretary reads title of bill)
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. House Bill 1804, Senator Bloom.
16. ACTING SECRETARY: (MR. FERNANDES)
17. House Bill 1804.
18. (Secretary reads title of bill)
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. House Bill 1833, Senator Rock.
21. ACTING SECRETARY: (MR. FERNANDES)
22. House Bill 1833.
23. (Secretary reads title of bill)
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. House Bill 1874, Senator Berman.
26. ACTING SECRETARY: (MR. FERNANDES)
27. House Bill 1874,
28. (Secretary reads title of bill)
- 29.
- 30.
31. End of reel
- 32.
- 33.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 1879, Senator Davidson.
3. ACTING SECRETARY: (MR FERNANDES)
4. House Bill 1879
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 1974, Senator Donnewald.
8. ACTING SECRETARY: (MR. FERNANDES)
9. House Bill 1974
10. (Secretary reads title of bill)-
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. House Bill 1975, Senator Knuppel.
13. ACTING SECRETARY: (MR. FERNANDES)
14. House Bill 1975
15. (Secretary reads title of bill)
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. House Bill 1796, Senator Knuppel.
18. ACTING SECRETARY: (MR. FERNANDES)
19. House Bill 1796
20. (Secretary reads title of bill)
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. House Bill 1982, Senator Coffey.
23. ACTING SECRETARY: (MR. FERNANDES)
24. House Bill 1982
25. (Secretary reads title of bill)
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. House Bill 2013, Senator Rock.
28. ACTING SECRETARY: (MR. FERNANDES)
29. House Bill 2013
30. (Secretary reads title of bill)
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. House Bill 2030, Senator Ozinga.
33. ACTING SECRETARY: (MR. FERNANDES)

1. House Bill 2030
2. (Secretary reads title of bill)
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. House Bill 2033, Senator Davidson.
5. ACTING SECRETARY: (MR. FERNANDES)
6. House Bill 2033
7. (Secretary reads title of bill)
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. House Bill 2047, Senator Harber Hall.
10. ACTING SECRETARY: (MR. FERNANDES)
11. House Bill 2047
12. (Secretary reads title of bill)
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. House Bill 2087, Senator Knuppel.
15. ACTING SECRETARY: (MR. FERNANDES)
16. House Bill 2087
17. (Secretary reads title of bill)
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. House Bill 2089, Senator Knuppel.
20. ACTING SECRETARY: (MR. FERNANDES)
21. House Bill 2089
22. (Secretary reads title of bill)
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. House Bill 2108, Senator Demuzio.
25. ACTING SECRETARY: (MR. FERNANDES)
26. House Bill 2108
27. (Secretary reads title of bill)
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. House Bill 2117, Senator Bowers.
30. ACTING SECRETARY: (MR. FERNANDES)
31. House Bill 2117
32. (Secretary reads title of bill)
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. House Bill 2119, Senator Bowers.
2. ACTING SECRETARY: (MR. FERNANDES)
3. House Bill 2119
4. (Secretary reads title of bill)
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. House Bill 2138, Senator Clewis.
7. ACTING SECRETARY: (MR. FERNANDES)
8. House Bill 2138
9. (Secretary reads title of bill)
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. House Bill 2154, Senator Egan.
12. ACTING SECRETARY: (MR. FERNANDES)
13. House Bill 2154
14. (Secretary reads title of bill)
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. House Bill 2156, Senator Daley.
17. ACTING SECRETARY: (MR. FERNANDES)
18. House Bill 2156
19. (Secretary reads title of bill)
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. House Bill 2179, Senator Demuzio.
22. ACTING SECRETARY: (MR. FERNANDES)
23. House Bill 2179
24. (Secretary reads title of bill)
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. House Bill 2187, Senator Knuppel.
27. ACTING SECRETARY: (MR. FERNANDES)
28. House Bill 2187
29. (Secretary reads title of bill)
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. House Bill 2208, Senator Demuzio.
32. ACTING SECRETARY: (MR. FERNANDES)
33. House Bill 2208

1. (Secretary reads title of bill)
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. House Bill 2209, Senator Demuzio.
4. ACTING SECRETARY: (MR. FERNANDES)
5. House Bill 2209
6. (Secretary reads title of bill)
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. House Bill 2229, Senator Bloom.
9. ACTING SECRETARY: (MR. FERNANDES)
10. House Bill 2229
11. (Secretary reads title of bill)
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. House Bill 2238, Senator Soper.
14. ACTING SECRETARY: (MR. FERNANDES)
15. House Bill 2238
16. (Secretary reads title of bill)
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. House Bill 2249, Senator Johns.
19. ACTING SECRETARY: (MR. FERNANDES)
20. House Bill 2249
21. (Secretary reads title of bill)
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. House Bill 2257, Senator Knuppel.
24. ACTING SECRETARY: (MR. FERNANDES)
25. House Bill 2257
26. (Secretary reads title of bill)
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. House Bill 2271, Senator Roe.
29. ACTING SECRETARY: (MR. FERNANDES)
30. House Bill 2271
31. (Secretary reads title of bill)
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. House Bill 2272, Senator Weaver.

1. ACTING SECRETARY: (MR. FERNANDES)
2. House Bill 2272
3. (Secretary reads title of bill)
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. House Bill 2291, Senator Nimrod.
6. ACTING SECRETARY: (MR. FERNANDES)
7. House Bill 2291
8. (Secretary reads title of bill)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. House Bill 2294, Senator Washington.
11. ACTING SECRETARY: (MR. FERNANDES)
12. House Bill 2294
13. (Secretary reads title of bill)
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. House Bill 2308, Senator Schaffer.
16. ACTING SECRETARY: (MR. FERNANDES)
17. House...House Bill 2308
18. (Secretary reads title of bill)
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. 23...House Bill 2310, Senator Soper.
21. ACTING SECRETARY: (MR. FERNANDES)
22. House Bill 2310
23. (Secretary reads title of bill)
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. House Bill 2320, Senator Johns.
26. ACTING SECRETARY: (MR. FERNANDES)
27. House Bill 2320
28. (Secretary reads title of bill)
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. House Bill 2324, Senator Washington.
31. ACTING SECRETARY: (MR. FERNANDES)
32. House Bill 2324
33. (Secretary reads title of bill)

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 2325
3. ACTING SECRETARY: (MR. FERNANDES)
4. House Bill 2325
5. (Secretary reads title of bill)
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. House Bill 2354, Senator...Senator Moore.
8. ACTING SECRETARY: (MR. FERNANDES)
9. House Bill 2354
10. (Secretary reads title of bill)
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. House Bill 901, Senator Kenneth Hall.
13. ACTING SECRETARY: (MR. FERNANDES)
14. House Bill 901
15. (Secretary reads title of bill)
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. House Bill 1179, Senator Bruce.
18. ACTING SECRETARY: (MR. FERNANDES)
19. House Bill 1179
20. (Secretary reads title of bill)
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. House Bill 1950, Senator Kenneth Hall.
23. ACTING SECRETARY: (MR. FERNANDES)
24. House Bill 1950
25. (Secretary reads title of bill)
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. House Bill 2032, Senator Knuppel.
28. ACTING SECRETARY: (MR. FERNANDES)
29. House Bill 2032
30. (Secretary reads title of bill)
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. House Bill 2062, Senator Knuppel.
33. ACTING SECRETARY: (MR. FERNANDES)

1. House Bill 2062
2. (Secretary reads title of bill)
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. House Bill 2125, Senator Knuppel.
5. ACTING SECRETARY: (MR. FERNANDES)
6. House Bill 2125
7. (Secretary reads title of bill)
8. 1st reading of the bills.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Of the foregoing bills. Is...is there leave to go to
11. the Order of Resolutions? Leave is granted. Senator
12. Weaver has a resolution that he wished to call today.
13. House Joint Resolution 38. (machine cutoff) congratulatory.
14. Senator Soper moves the adoption of House Joint Resolution
15. 38. All in favor say Aye. Opposed Nay. The Ayes have
16. it. The resolution is adopted. Resolutions to be placed
17. on the Resolution Consent Calendar.
18. SECRETARY:
19. Resolution 146 introduced by Senator Leonard. It's
20. congratulatory.
21. Resolution No. 147 introduced by Senator Mitchler and
22. Vadalabene. It's congratulatory.
23. ...Senate Resolution 148 introduced by Senators Mitchler,
24. Hall, Nimrod and all Senators and it's congratulatory.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Is there leave that these resolutions be put on the
27. Resolution Consent Calendar? Leave is granted. Senator
28. Joyce moves that the Senate stand adjourned until the hour
29. of ten o'clock tomorrow. Is...on the motion, all in favor
30. say Aye. Opposed Nay. The Ayes have it. The Senate
31. stands adjourned until ten o'clock tomorrow.
32.
33.