

80th GENERAL ASSEMBLY

REGULAR SESSION

JUNE 7, 1978

1. PRESIDING OFFICER: (SENATOR KENNETH HALL)

2. The hour of twelve having arrived the Senate will please
3. come to order. Our chaplain for today is Doctor Thomas Luke,
4. First Methodist Church, Springfield, Illinois. Will our guests
5. in the gallery please rise.

6. DOCTOR LUKE:

7. (Prayer by Doctor Luke)

8. PRESIDING OFFICER:(SENATOR KENNETH HALL)

9. Reading of the Journal.

10. SECRETARY:

11. Monday, May the 22nd, 1978, Tuesday, May the 23rd, 1978,
12. Wednesday, May the 24th, 1978, Thursday, May the 25th, 1978 and
13. Friday, May the 26th, 1978.

14. PRESIDING OFFICER :(SENATOR KENNETH HALL)

15. Senator Johns.

16. SENATOR JOHNS:

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

20. PRESIDING OFFICER:(SENATOR KENNETH HALL)

21. You've heard the motion. All those in favor say Aye. Opposed
22. Nay. The Ayes have it. Senator Johns.

23. SENATOR JOHNS:

24. Thank you again, Mr. President. I move that reading and
25. approval of the Journals of Wednesday, May the 31st, Thursday,
26. June the 1...1 and Tuesday, June 6th in year 1978 be postponed
27. pending arrival of the printed Journals.

28. PRESIDING OFFICER: (SENATOR KENNETH HALL)

29. You've heard the motion. All those in favor say Aye.
30. Opposed Nay. The motion carries. Committee Reports.

31. SECRETARY:

32. Senator Vadalabene, Chairman of the Committee on Executive
33. Appointments and Administration reports out the following House

1. Bills: 3239, 3240, 3242, 3244, 3245, 3246, 3248, 3249, 3250,
2. 3251, 3253, 3254, 3255, 3256, 3257 and 3351 with the recommendation
3. Do Pass. House Bills 3241, 3247 and 3252 with the recommendation
4. Do Pass as Amended.
5. PRESIDING OFFICER: (SENATOR KENNETH HALL)
6. A 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 Senate that
10. the House of Representatives has passed bills with the following
11. titles in the passage of which I am instructed to ask concurrence
12. of the Senate to-wit: House Bills 3231, 3394.
13. A Message from the House by Mr. O'Brien, Clerk.
14. Mr. President - I am directed to inform the Senate that
15. the House of Representatives has adopted the following Joint
16. Resolutions in the adoption of which I am instructed to ask
17. concurrence of the Senate to-wit: House Joint Resolution 82.
18. PRESIDING OFFICER:(SENATOR KENNETH HALL)
19. Executive.
20. SECRETARY:
21. A Message from the House by Mr. O'Brien, Clerk.
22. Mr. President - I am directed to inform the Senate
23. the House of Representatives has concurred with the Senate in
24. the passage of a bill with the following title: Senate Bill
25. 1475 together with the following amendments in the adoption
26. of which I am instructed to ask concurrence of the Senate to-wit:
27. House Amendments 1, 2, 4 and 5.
28. PRESIDING OFFICER: (SENATOR KENNETH HALL)
29. Resolutions.
30. SECRETARY:
31. Resolution 412 offered by Senators Walsh, Harber Hall, Mitchler
32. and others. It's congratulatory.
33. PRESIDING OFFICER: (SENATOR KENNETH HALL)

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

2. SECRETARY:

3. House Bill 2578 to be sponsored by Senator Merlo.

4. House Bill 2843 to be...sponsored by Senator Washington.

5. House Bill 2851 to be sponsored by Senator Ozinga.

6. House Bill 2857 will be sponsored by Senator Sangmeister.

7. House Bill 2944 will be sponsored by Senator Mitchler.

8. House Bill 2986 will be sponsored by Senator Ozinga.

9. House Bill 3049 will be sponsored by Senator Hynes.

10. House Bill...3062 will be sponsored by Senator Kenneth Hall.

11. House Bill 3235 will be sponsored by Senator McMillan.

12. House Bill 3270 will be sponsored by Senator Bruce.

13. House Bill 3287 will be sponsored by Senator Moore.

14. House Bill 3335 will be sponsored by Senator Ozinga.

15. House Bill 3370 will be sponsored by Senator Maragos.

16. House Bill 3377 will be sponsored by Senator Netsch.

17. PRESIDING OFFICER:(SENATOR KENNETH HALL)

18. Rules Committee.

19. SECRETARY:

20. House Bill 2911 will be sponsored by Senator Regner.

21. PRESIDING OFFICER: (SENATOR KENNETH HALL)

22. Rules Committee. Senator Hynes.

23. SENATOR HYNES:

24. Mr. President, I would like to ask for a five minute recess
25. for the purpose of a Rules Committee meeting in the office behind
26. the...the podium for the limited purpose...the limited purpose
27. of reporting out several Appropriation bills that automatically will
28. be sent out under our rules. We simply want to get them to the
29. committees today rather than have to wait till tomorrow when the
30. Rules will meet. So with leave of the Body we ask for a five minute
31. recess for that purpose.

32. PRESIDING OFFICER:(SENATOR KENNETH HALL)

33. Is leave granted? Leave is granted. The Senate will stand in

1. recess for five minutes.

2. (RECESS)

3. (AFTER RECESS)

4. PRESIDING OFFICER: (SENATOR KENNETH HALL)

5. The Senate will come to order. At this time, Senator Harber
6. Hall has a special guest here that he wants to introduce to the
7. Senate. Senator Harber Hall.

8. SENATOR HARBER HALL:

9. Thank you, Mr. President. Today these halls are graced with
10. a very lovely young lady, Miss Julie Ferran who comes from Bement
11. about fifty miles south of Champaign. Julie is...was, in January,
12. elected State Fair Queen and Queen of all the Illinois County Fairs.
13. Julie and her family are here today to be introduced and to bring
14. us some tickets to the county fairs and some bumper strips
15. advertising the county fair...or the State Fair. I would like you
16. to know that Julie is a junior at our University of Illinois and
17. she is not only beautiful and lovely and attractive to look at
18. but she carries a 5.0 grade average at the university which is
19. tremendous. She wouldn't have been able to say that But I can and
20. I can also tell you having talked with her mother and father
21. in the rear of the President's Office here that they are against
22. the Equal Rights Amendment, but that's neither here nor...neither
23. here nor there. It's...it's indeed a great pleasure to introduce
24. you to Julie Ferran. Julie, come on up and say a word.

25. JULIE FERRAN:

26. (Remarks by Julie Ferran)

27. SENATOR HARBER HALL:

28. Isn't that better than Carol Burnett? Mr. and Mrs.
29. Wayne Ferran, could you come up and...so the folks could see
30. you, the proud parents of Julie.

31. PRESIDING OFFICER: (SENATOR KENNETH HALL)

32. Resolutions.

33. SECRETARY:

34. Senate Resolution 413 offered by Senator Clewis.

1. PRESIDING OFFICER: (SENATOR KENNETH HALL)
2. Executive. Committee Reports.
3. SECRETARY:
4. Pursuant to amended Temporary Rule V, the Rules Committee
5. met at 1:00 p.m., June the 7th, 1978 and makes the following
6. report: By unanimous vote, the Committee ruled that the following
7. bills can be considered during the spring Session of the Senate:
8. House Bills 2843, 2851, 2857, 2911, 2944, 2986, 3049,
9. 3062, 3235, 3270, 3335, 3368, 3370, and 3377.
10. The foregoing bills were ordered to be read a first time,
11. printed and referred to the Committee on Assignment of Bills.
12. Signed, Senator Thomas Hynes, Chairman.
13. PRESIDING OFFICER: (SENATOR KENNETH HALL)
14. House Bills, 1st reading.
15. SECRETARY:
16. House Bill 3368, Senate sponsor will be Senator Buzbee.
17. PRESIDING OFFICER: (SENATOR KENNETH HALL)
18. Rules Committee. Committee Reports.
19. SECRETARY:
20. Senator Vadalabene, Chairman of Committee on Executive
21. Appointments and Administration to which was referred the Governor's
22. Message of April 20th, 1978, May the 17th...
23. PRESIDING OFFICER: (SENATOR KENNETH HALL)
24. Pardon me...pardon me, Mr. Secretary. May we have your
25. attention, please. We're...go ahead, Mr. Secretary.
26. SECRETARY:
27. Senator Vadalabene, Chairman of the Committee on
28. Executive Appointments and Administration to which was referred the
29. Governor's Messages of April the 20th, 1978, May the 17th, 1978,
30. and May the 23rd, 1978, reported the same back with the recommendation
31. that the Senate advise and consent to the following appointments.
32. PRESIDING OFFICER: (SENATOR KENNETH HALL)
33. Senator Vadalabene.

1. SENATOR VADALABENE;

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

3. Mr. President, I move that the Senate resolve itself into
4. Executive Session for the purpose of acting on the Governor's
5. appointments set forth in the Governor's Messages of May 17th
6. and May 23rd, 1978.

7. PRESIDING OFFICER: (SENATOR KENNETH HALL)

8. You've heard the motion. All in favor say Aye.

9. Opposed Nay. The Senate is in Executive Session.

10. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes, thank you, Mr. President. With respect to the Governor's
13. Messages of May 17th and May 20th, 1978, I will read the names
14. of the unsalaried appointments that the Committee on
15. Executive Appointments and Administration recommends that the
16. Senate advise and consent to. After reading the names I intend
17. to ask leave to consider all the names of the unsalaried appointments
18. on one roll call unless any Senator has objection to any
19. particular name.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Vadalabene.

22. SENATOR VADALABENE:

23. The Department of Law Enforcement Merit Board, to be
24. a member for a term expiring March 15, 1982, Stanley E. Bricker
25. of Watseka. To be a member of the Advisory Board on Necropsy
26. Services to Coroners for a term expiring January 19, 1981,
27. Kay Rairdin of Arlington Heights. And to be a member of the
28. Illinois Commission on Delinquency Prevention for a term expiring
29. January 15, 1979, Barry T. McNamara of Chicago.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Guidice. Senator Vadalabene.

32. SENATOR VADALABENE:

33. Thank you, Mr. President. Public Administrator, Conservator
and Guardian of Adams County, Andrew W. Schnack III of Quincy.

1. Public Administrator, Conservator and Guardian of Champaign
2. County, John J. Bresee of Champaign. To be Public Administrator,
3. Conservator and Guardian of Clay County, James Lowell Padgett of
4. Clay City. To be Public Administrator, Conservator and Guardian
5. of Cumberland County for a term expiring December 2nd, 1981,
6. James E. Mayhall of Neoga. To be Public Administrator, Conservator
7. and Guardian of DeKalb County for a term expiring December
8. 2nd, 1981, Charles H. Iskowich of DeKalb. To be Public...to be
9. Public Administzator, Conservator and Guardian of DeWitt County
10. for a term expiring December 2nd, 1981, Robert L. Morin of Clinton.
11. To be Public Administrator, Conservator and Guardian of Effingham
12. County for a term expiring December 2nd, 1981, Howard S. Parker
13. of Effingham. To be Public Administrator, Conservator and Guardian
14. of Franklin County for a term expiring December 2nd, 1981,
15. Gibson Douglas Karnes of West Frankfort. To be Public Administrator,
16. Conservator and Guardian of Fulton County for a term expiring
17. December 2nd, 1981, Harold W. Omer of Fairview. To be Public
18. Administrator, Conservator and Guardian of Jefferson County for
19. a term expiring December 2nd, 1981, Emmit Wilson of Mt. Vernon.
20. To be Public Administer, Conservator and Guardian of Kane
21. County for a term expiring December 2nd, 1981, Henry J. Banser of
22. Aurora. To be Public Administrator, Conservator and Guardian of
23. Lake County for a term expiring December 2nd, 1981, Jack
24. Hoogasian of Waukegan. To be Public Administrator, Conservator
25. and Guardian of Livingston County for a term expiring December
26. 2nd, 1981, William H. Edwards of Pontiac. To be Public Administrator
27. Conservator and Guardian of Logan County for a term expiring
28. December 2nd, 1981, David L. Coogan of Lincoln. To be Public
29. Administrator, Conservator and Guardian of Macon County for a term
30. expiring December 2nd, 1981, William R. Mattson of Decatur.
31. To be Public Administrator, Conservator and Guardian of Marion
32. County for a term expiring December 2nd, 1981, Michael R. Jones
33. of Centralia. To be Public Administrator, Conservator and Guardian
34. of Ogle County for a term expiring December 2nd, 1981,
35. Homer LeRoy Snyder of Bryon. To be Public Administrator of Sangamon

1. County for a term expiring December 2nd, 1981, Alfred
2. B. LaBarre of Springfield. And to be Public Administrator,
3. Conservator and Guardian of Stephenson County for a term expiring
4. December 2nd, 1981, Doris E. Lenker of Orangeville.
5. To be Public Administrator, Conservator and Guardian of Whiteside
6. County for a term expiring December 2nd, 1981, L. Vernon
7. Frye of Sterling. To be Public Administrator, Conservator and
8. Guardian of Whiteside County for a term expiring December 2nd,
9. 1981, Robert L. Butler. To be Public Administrator, Conservator
10. and Guardian of Winnebago County for a term expiring December
11. 2nd, 1981, Michael T. Mallon of Rockford. To be Public
12. Administrator, Conservator and Guardian of Woodford County
13. for a term expiring December 2nd, 1981, Don B. Pioletti of
14. Eureka. To be Public Administrator, Conservator and Guardian
15. of Edgar County for a term expiring December 2nd, 1981,
16. Arthur A. Jones of Paris. To be Public Administrator, Conservator
17. and Guardian of Kankakee County for a term expiring December
18. 2nd, 1981, Duane J. O'Connor of Kankakee. To be Public Administrator,
19. Conservator and Guardian of Will County for a term expiring
20. December 2nd, 1981, Richard J. Kavanaugh of Bolingbrook.
21. To be Public Administrator, Conservator and Guardian of Hardin
22. County for a term expiring December 2nd, 1981, Linda M.
23. Lampert of Elizabethtown. To be Public Administrator, Conservator
24. and Guardian of Henderson County for a term expiring December
25. 2nd, 1981, Glen Kern of LaHarpe. To be Public Administrator,
26. Conservator and Guardian of Henry County for a term expiring
27. December 2nd, 1981, Kurt J. Horberg of Cambridge. And to be
28. Public Administrator, Conservator and Guardian of Jackson County
29. for a term expiring December 2nd, 1981, Robert E. Fingar of
30. Murphysboro. And to be Public Administrator, Conservator and
31. Guardian of Jasper County for a term expiring December 2nd,
32. 1981, Vernon R. Hildebrand of Newton. To be Public Administrator,
33. Conservator and Guardian of Massac County for a term expiring
34. December 2nd, 1981, Gordon Edwin Kerr of Brookport. To be
35. Public Administrator, Conservator, and Guardian of Mercer County

1. for a term expiring December 2nd, 1981, Raymond W. Matter of
2. Viola. To be Public Administrator, Conservator and Guardian
3. of Monroe County for a term expiring December 2nd, 1981,
4. John M. Huetsch of Waterloo. To be Public Administrator,
5. Conservator and Guardian of Montgomery County for a term
6. expiring December 2nd, 1981, Homer Wiegreffe of Butler.
7. To be Public Administrator, Conservator and Guardian of
8. Moultrie County for a term expiring December 2nd, 1981,
9. Thelma Roney of Sullivan. And to be Public Administrator,
10. Conservator and Guardian of Perry County for a term expiring
11. December 2nd, 1981, Sylvester Keiner of DuQuoin. To be Public
12. Administrator, Conservator and Guardian of Richland County
13. for a term expiring December 2nd, 1981, Dan V. Borah of Olney.
14. To be Public Administrator, Conservator and Guardian of
15. Rock Island County for a term expiring December 2nd, 1981,
16. Wallace H. Koenig of Taylor Ridge. And to be Public Administrator,
17. Conservator and Guardian of St. Clair County for a term
18. expiring December 2nd, 1981, Dale M. Funk of O'Fallon.
19. And to be Public Administrator, Conservator and Guardian of
20. Shelby County for a term expiring December 2nd, 1981,
21. Orris A. Seng of Windsor. To be Public Administrator, Conservator
22. and Guardian of Stark County for a term expiring December 2nd,
23. 1981, Robert E. Jones of Toulon. To be Public Administrator,
24. Conservator and Guardian of Washington County for a term
25. expiring December 2nd, 1981, Gene F. Driskill of Nashville.
26. And to be Public Administrator and Conservator and Guardian
27. of Wayne County for a term expiring December 2nd, 1981,
28. Phillip E. Williams. To be a member of the Chicago Regional
29. Port District Board for a term expiring May 31st, 1980,
30. Harold Benstien of Lincolnwood. And to be a member of the Board
31. of Agriculture Advisors for a term expiring January 15th,
32. 1979, Orville G. Bentley of Urbana, Kenneth Bush of Milan,
33. Colleen Callahan, Peoria, Gerald Carney, Girard, Harold Dood,
34. Loami, Leland Glazebrook, Sullivan, Wayne Heberer, Belleville,

1. Michael L. Perrine, Jacksonville, Marvin Perzee, Ashkum,
2. Enid Schlipf, Gridley, Hubert Seymour, Danville, Duane
3. M. Smith, Allendale, Russell Stauffer, Springfield, Harold
4. B. Steele, Princeton, Richard Stone, Springfield,
5. Kenneth Stremlau, Mendota, and Lowell Swalve of Forreston.
6. Mr. President and members of the Senate, having read the names
7. of the unsalaried appointments, I now seek leave to consider
8. these names on one roll call unless some Senator has objection to
9. a specific name.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. You've heard the request. Is leave granted? Leave is
12. granted. Senator Vadalabene.
13. SENATOR VADALABENE:
14. Yes, now I move for the roll call.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Question is does the Senate advise and consent to the
17. nominations just made. Those in favor will vote Aye. Those
18. opposed will vote Nay. The voting is open. Have all voted who
19. wish? Have all voted who wish? Take the record. On that
20. question the Ayes are 56, the Nays are none, none Voting Present.
21. A majority of the Senators elected concurring by record vote,
22. the Senate does advise and consent to the nominations just made.
23. Senator Vadalabene.
24. SENATOR VADALABENE:
25. Yes, thank you, Mr. President. I now move that the Senate
26. arise from Executive Session.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. You've heard the motion. All in favor signify by saying
29. Aye. All opposed. The Ayes have it. The Senate now does arise.
30. House Bills, 1st reading.
31. SECRETARY:
32. House Bill 2843.
33. (Secretary reads title of bill)

1. House Bill 2851.
2. (Secretary reads title of bill)
3. House Bill 2857.
4. (Secretary reads title of bill)
5. House Bill 2911.
6. (Secretary reads title of bill)
7. House Bill 2944.
8. (Secretary reads title of bill)
9. House Bill 2986.
10. (Secretary reads title of bill)
11. House Bill 3040.
12. (Secretary reads title of bill)
13. House Bill 3062.
14. (Secretary reads title of bill)
15. House Bill 3235.
16. (Secretary reads title of bill)
17. House Bill 3270.
18. (Secretary reads title of bill)
19. House Bill 3370.
20. (Secretary reads title of bill)
21. House Bill 3370.
22. (Secretary reads title of bill)
23. House Bill 3335.
24. (Secretary reads title of bill)
25. House Bill 3368.
26. (Secretary reads title of bill)
27. 3rd reading of the...2nd...1st reading of the foregoing bills.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Committee Reports.
30. SECRETARY:
31. Senator Donnewald, Chairman of Assignment of Bills Committee
32. assigns the following House Bills to committee: Appropriations
33. I, 2843, 2851, 2857, 2911, 2944, 2986, 3049, 3062, 3235,

1. 3335, 3368. Appropriations II, 3270, 3370 and 3377.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Bruce, for what purpose do you arise?

4. SENATOR BRUCE:

5. Thank you, Mr. President. I would at this time, like to move
6. to discharge the Committee on Appropriations II from further
7. consideration of House Bill 2798 and have that bill placed
8. on the Order of 2nd reading and have it read a second time
9. today. That is a bill identical to one that we passed out of here
10. last week, a Senate Bill, which is now in the House and we have
11. a contract that needs to be signed by June the 10th
12. for one of the community colleges. It's CDB reimbursement.
13. I've sought and received approval of all the Appropriations
14. Chairmen and their respective staffs.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. All right. Senator Bruce has moved to discharge the Committee
17. on Appropriations II from further consideration of House Bill
18. 2798 and have the bill placed on the Order of 2nd reading and
19. read a second time today. All those in favor signify by saying
20. Aye. All those opposed. The Ayes have it. So ordered.
21. House Bills, 2nd reading.

22. SECRETARY:

23. House Bill 2798.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No committee Amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any amendments from the Floor?

28. SECRETARY:

29. No Floor amendments.

30. PRESIDING OFFICER: (SENATOR ROCK)

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

32. SENATOR KENNETH HALL:

33. Thank you, Mr. President. I would like to announce to the
34. Body that Senator Smith is absent because he became ill. We had

1. to put him on a plane and fly him back to Chicago, so I'd like the
2. Body to know that's why Senator Smith is not present.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Thank you, Senator Hall. The Journal will reflect
5. Senator Smith's absence due to illness. Resolutions.

6. SECRETARY:

7. Resolution No. 414, offered by Senator Daley. It's congratulatory.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Consent Calendar. All right. If we can have the attention of
10. the membership for just a moment, the Chair will yield to Senator
11. Harber Hall.

12. SENATOR HARBER HALL:

13. Thank you, Mr. President. I had a very pleasureful
14. duty assignment awhile ago. This may not be quite so pleasant
15. for me. I feel somewhat like Robert Hope at the Academy Awards.
16. I'm going to announce the winners of last night's tennis
17. tournament...annual tennis tournament that's sponsored
18. by the Southwestern Illinois Industrial Association. We had a great
19. time, fellows. I wish more of you could...could have come
20. out. There were about twenty-four players, about fifty
21. spectators. It's my pleasure, although somewhat reluctantly,
22. I'm crying a little bit, who can blame me, Bradley Glass,
23. can you come up and receive your trophy?
24. I'm...this is second year for Brad to win one of the places. He
25. and Dick Hart won second place with Dick Hart, obviously,
26. providing the real talent. Congratulations. Now, this big
27. trophy is for first place and it was won last night by our
28. honored Senator and colleague and friend, George Sangmeister.
29. George, can you come up? George virtually won first place
30. singlehandedly. Jim Houlihan was out there and apparently was on
31. the court from time to time with George and the two of them
32. together won first place and I want to congratulate them.

33. SENATOR SANGMEISTER:

34. I just want you to know this is the last year that I'm going
35. to carry Jim.

4/17/78
6/11/78
6-17/78

1. PRESIDING OFFICER: (SENATOR ROCK)

2. House Bills, 2nd reading. House Bill 1516. House Bill 562,
3. Senator Regner. House Bill 1264, Senator Savickas. House
4. Bill 1380, Senator Vadalabene. House Bill 1470, Senator Lemke.
5. House Bill 2105, Senator Demuzio. House Bill 2118, Senator
6. Leonard. On the Order of House Bills, 2nd reading, House
7. Bill 2118, Senator Leonard.

8. SENATOR LEONARD:

9. Mr. President. I am proposing three amendments on what
10. is called the Coastal Zone Management Bill. And I am asking
11. that the House...or this Chamber would allow me to put them
12. on. I will leave this on 2nd when we are through. My
13. request when we discharged this from committee was to bring
14. this to 2nd with the hope that we could reach some agreement
15. and I think as sponsor of this legislation I must take some
16. initiative. We are passing out copies and this thing will
17. sit on 2nd until everyone has had time to look it over, try
18. their own skill at writing amendments. I would ask
19. that you look over the amendments that have been written. I
20. sincerely think they speak to the objections there have been.
21. The first one is a three page House Amendment...four pages.
22. It does two basic things. It brings us into compliance
23. with the Administrative Procedure Act and it speaks to
24. the Coastal Map Atlas, that's over on page four of this.
25. Is my opinion that the atlas is only going to be an illustration...

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Leonard...

28. SENATOR LEONARD:

29. Yes.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. ...let's allow the Secretary to proceed. All right.
32. On the Order of House Bills, 2nd reading, House Bill 2118.
33. Read the bill, Mr. Secretary.

1. House Bill 2118.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Any amendments from the Floor?
6. SECRETARY:
7. Amendment No. 1 offered by Senator Leonard.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Leonard.
10. SENATOR LEONARD:
11. All right. The first amendment does several things.
12. First, it brings us into compliance with the Administrative
13. Procedure Act. That's pretty much the whole first page.
14. The second page and I won't...won't bore you with this but
15. I'll try...look down in the middle of the second page.
16. We deal with the question of when municipalities are decertified.
17. We have added starting on about line thirteen through
18. twenty-three a provision that says it's going to be up to the
19. State to prove that a municipality should be decertified. They
20. have the burden of proof, the State has the burden of proof
21. and there are three grounds. It must be on an annual basis.
22. The State must show that there is a pattern of failure and
23. the State must show that the pattern of failure has caused an
24. impact on the lake and I would ask you to look that one over. On
25. page four, we deal with the Coastal Atlas. The Coastal Atlas
26. is an illustration of the law and what we have incorporated in
27. the verbiage on page four, is the way that you can appeal it
28. and our basic premise is that the shortest coastal definition will be
29. the one that can be so if you...if you can show that the coast...
30. the coastal zone should have a shorter boundary, that is the
31. one that could be installed. That is my first amendment.
32. Like I say, I'd like to have them on today. I'd like to have this
33. Body take a look at how I envision coastal zone and I ask for
34. passage of Amendment No. 1.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Leonard has moved the adoption of Amendment No. 1

3. to House Bill 2118. Any discussion? Senator Maragos.

4. SENATOR MARAGOS:

5. Will the sponsor, Senator Leonard, yield for...question?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Sponsor indicates he will yield. Senator Maragos.

8. SENATOR MARAGOS:

9. Senator Leonard, would you please define what is

10. necessary for a municipality to become certified in the first

11. place and how this amendment changes that procedure.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Leonard.

14. SENATOR LEONARD:

15. Okay. This procedure...it does not change how you become

16. certified. That's already spelled out and we left that alone.

17. The question is can the State come in and decertify municipalities.

18. And so it seemed a practical way to deal with that was to

19. make it more difficult for the State to decertify. That is

20. what I have dealt with. I have not changed the rules on

21. certification, simply made it more difficult to be decertify.

22. The...the initiative has got to be for the State and there's got

23. to be certain criteria that they prove.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any further discussion? Senator Glass.

26. SENATOR GLASS:

27. Thank you, Mr. President. A question of the sponsor.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Indicates he will yield. Senator Glass.

30. SENATOR GLASS:

31. Senator Leonard, we're getting these amendments for the first

32. time. I...and I know Senator Mitchler, possibly others, will have...

33. have amendments that have been prepared, we would like to offer.

1. I don't know whether I'm for this amendment or not. We haven't
2. seen it. I...I...of course, subscribe to the proposition that
3. in general a sponsor should have the bill in the shape he wants
4. it. Now, I think you've indicated that you're going to leave
5. this on 2nd reading, is that correct?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Leonard,

8. SENATOR LEONARD:

9. That is correct and I'd like, at least, to be in print
10. how I envision the bill and it will remain here and we'll
11. have an opportunity for everyone else to try their amendments.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Well, I would like to make then, one request and that is
14. when these amendments were added if you would have the bill
15. enrolled so that we could see a copy of it with the amendments
16. on it and then prepare our amendments to it as amended.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Sponsor indicates he...that will be done. There any
19. further discussion? Senator Leonard has moved the adoption of
20. Amendment No. 1 to House Bill 2118. All those in favor signify
21. by saying Aye. All those opposed. The Ayes have it. The
22. amendment is adopted. Further amendments?

23. SECRETARY:

24. Amendment No. 2 offered by Senator Leonard.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Leonard.

27. SENATOR LEONARD:

28. Okay, this is an amendment that deals with limitations and
29. I will let you look it over at your leisure. This is on
30. page two and...Amendment 2. The first part deals with rivers that
31. connect with Lake Michigan. There's a phrase in there...I would call
32. the attention of people downstate to. We are excluding all other
33. rivers of the State outside of the coastal zone as defined in

1. Section 3. This is meant to pertain to the Illinois shore of
2. Lake Michigan and that is it and we have put this in just to make
3. clear that we're not looking at anybody else's river. Land
4. use is not a legal term. It was my hope to start this bill out
5. with a short sentence that said this is not a land use bill.
6. We have put in an amendment that says nothing in this Act shall
7. be construed to allow the department to restrict the
8. classification of land uses under local zoning in the coastal
9. zone. There's also a provision in here that makes it clear that the
10. department can't use this as a means of removal, relocation,
11. or condemnation That is the essence of Amendment 2 and I would
12. ask that it be adopted and certainly looked over by this Body.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Leonard has moved the adoption of Amendment No. 2
15. to House Bill 2118. Is there any discussion? All those in favor
16. signify by saying Aye. All those opposed. The Ayes have it.
17. The amendment is adopted. Further amendments?

18. SECRETARY:

19. Amendment No. 3 offered by Senator Leonard.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Leonard.

22. SENATOR LEONARD:

23. Okay, this is the shortest one and maybe the best. And it
24. talks to this question are we creating a department
25. that is self-perpetuating. This is the repealer and this
26. says this Act is repealed July 1st, 1983. At that time, it would
27. be up to this Body to decide if this Act did what it was supposed
28. to do and if it didn't do what it was supposed to do, this Body
29. would not vote to continue it. This Act has a...actually will have
30. a four and a half year life. And that's Amendment No. 3. And I
31. bring it to you for your consideration. Ask approval.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Leonard has moved the adoption of Amendment

1. No. 3 to House Bill 2118. Any discussion? All those in
2. favor signify by saying Aye. All those opposed. The
3. Ayes have it. The amendment is adopted. Further amendments?
4. SECRETARY:
5. No further amendments.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. All right. The bill will remain on the Order of
8. 2nd reading. 2219, Senator D'Arco. On the Order
9. of House Bills, 2nd reading, House Bill 2219.
10. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 2219.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Any amendments from the Floor?
17. SECRETARY:
18. No Floor amendments.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. 3rd reading. 2344. 2839, Senator Mitchler.
21. On the Order of House Bills, 2nd reading, House Bill 2839.
22. Read the bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 2839.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Any amendments from the Floor?
29. SECRETARY:
30. Amendment No. 1 offered by Senator Mitchler.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Mitchler.
33. SENATOR MITCHLER:

1. Mr. President and members of the Senate. Senate Amendment
2. No. 1 is an amendment that I alluded to in the committee. This is
3. a drafting amendment recommended by the Legislative Reference
4. Bureau. It does nothing to change the substantive material in the
5. bill. It's merely a drafting amendment to put the bill in
6. proper form. I move for adoption of the amendment.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Mitchler has moved the adoption of Amendment No. 1.
9. to House Bill 2839. Is there any discussion?
10. All those in favor signify by saying Aye. All those opposed.
11. The Ayes have it. The amendment is adopted. Any further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. 3rd reading. Senator Hynes, for what purpose do you arise?

16. SENATOR HYNES:

17. For the...for the purpose of several announcements, Mr.
18. President. First of all, the Rules Committee will meet tomorrow
19. morning at 10:30 in the President's Office. We have determined
20. that because the committees are proceeding on schedule, it will not be
21. necessary for us to be in Session on Friday and therefore, we will
22. adjourn tomorrow to return next Monday. I would also like to
23. make a motion, Mr. President, to waive the Six Day Notice
24. Requirement for posting of bills for the committees that are to meet
25. next week with the understanding, of course, that we will continue
26. our policy of sending out written notice at the earliest
27. possible moment.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Hynes has moved to waive the Six Day Posting Requirement
30. for the committee action next week. Is there any discussion?
31. All those in favor signify by...Senator Walsh.

32. SENATOR WALSH:

33. Senator, I wonder if...if we can be guaranteed some...sometime
for posting? Now, if the rules...if these...if we're talking about

1. the bills that are...that are reported out of Rules tomorrow,
2. there wouldn't be any problem, I don't think, for posting
3. at anytime next week. But if the Rules Committee were to meet,
4. you know, Thursday afternoon, and the...and the committee was
5. to meet the following Monday, then there wouldn't be any notice
6. and these...we're talking about bills now in the...in the...they're
7. going to be considered in the second House so from here, they go
8. to the Governor. You know I would just hope that...that we can
9. provide for some notice two days, or three days, or...or what is
10. the understanding? The Rules Committee meets tomorrow. Is it
11. going to meet again on Thursday?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Hynes.

14. SENATOR HYNES:

15. Well, I'm in...I'm in the same situation, Senator. Tomorrow
16. is Thursday. I...but we will meet tomorrow morning and that
17. will be the...the only meeting this week, unless, for example,
18. we were to get bogged down and have to recess it until afterward.
19. In that event, everyone would be aware of it. But, it is our
20. intention to finish it up by the time the Session starts tomorrow
21. and then we will have the notices sent out on Friday as
22. we've been doing in the past. But I am not...I am not so limiting
23. my motion. We do not know at this point whether it will be necessary
24. to have a Rules-Committee meeting next week or not.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Walsh.

27. SENATOR WALSH:

28. Well, the members seem to get notice, but sometimes the public
29. doesn't. Can these...can these bills be posted tomorrow after
30. the Rules Committee meets?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Hynes.

33. SENATOR HYNES:

That is what we've been doing the last several weeks and that,

1. as I indicated earlier when I made the motion, that's what we intend
2. to do. The notices will go out on each of the committees
3. on Friday and...or Thursday afternoon if it's
4. mechanically possible to get them out. And they will be
5. posted on the board and in that fashion, I think we will give
6. adequate notice.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right. Any further discussion? You've heard the motion.
9. All in favor signify by saying Aye. All opposed. The Ayes have it.
10. The posting requirement has been waived. Senator Hynes.

11. SENATOR HYNES:

12. One further announcement. I would like the record to show
13. that Senator Daley is absent again today due to the birth of
14. his new son.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The record will so reflect. Senator Clewis, for what
17. purpose do you arise?

18. SENATOR CLEWIS:

19. For...Mr. President and members of the Senate. I would ask
20. leave at this time, to become a joint sponsor of House Bill 3019.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Heard the request. Is leave granted? Leave is granted.
23. So ordered. Messages from the House.

24. SECRETARY:

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

26. Mr. President - I am directed to inform the Senate that
27. the House of Representatives has adopted the following Joint
28. Resolution in the adoption of which I am instructed to ask the
29. concurrence of the Senate, to-wit:

30. House Joint Resolution 94, Senate sponsor Senator Hynes.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Hynes.

33. SENATOR HYNES:

1. Mr. President, I would move to suspend...or I will...let's
2. put it this way, I will move to suspend the rules for the purpose
3. of the immediate consideration and adoption of this resolution
4. and prior to doing that, I...I would like to explain what the
5. resolution does. We passed two constitutional amendments for
6. inclusion on the ballot in November, one dealing with exempt...
7. potential exemption from real estate taxes for veterans post homes.
8. The other dealing with an extension of the deadline for
9. abolition of the personal property tax. We are required by
10. law to provide an explanation of the...of each amendment and an
11. argument in favor of each amendment, an argument against
12. each amendment to be included with the...the actual proposition
13. itself so that the voters will be informed as to what the amendment
14. does, in fact, mean. This resolution will set up the committees
15. to write the explanation and to write the pro and con arguments
16. with respect to each amendment and what it provides is a
17. joint committee of House and Senate for the personal property
18. tax amendment, a joint committee of House and Senate
19. against the personal property tax amendment, a joint committee
20. of House and Senate for the tax exemption for veterans
21. organizations and a joint committee of House and Senate against
22. the tax exemption for veterans organizations. The...the committees
23. will have eight members each, two by the minority and two by the
24. majority in each House and they are called upon to file a report
25. with the House and Senate by June 20th and then that report will
26. ...will require a majority approval of the members of each House,
27. to be finally approved and placed on the...the ballot and sent to
28. the voters for explanation. So, that is the purpose of this
29. resolution and I think it is urgent that we adopt it now so that
30. these committees can be appointed and can pursue their work.
31. So, I would move to suspend the rules for the purpose of the
32. immediate consideration and adoption of the resolution
33. and then a motion to adopt.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Hynes has moved to suspend the rules for the
3. purpose of the immediate consideration and adoption of House
4. Joint Resolution 94. Is there any discussion? All those in
5. favor signify by saying Aye. All those opposed.
6. The Ayes have it. The rules are suspended. Senator Hynes now
7. moves the adoption of House Joint Resolution 94. Is there
8. any discussion? Senator Hynes, do you...Senator Hynes do you
9. wish a roll call? All right. The question is the adoption of
10. House Joint Resolution 94. Those in favor will vote Aye. Those
11. opposed will vote Nay. The voting is open. Have all voted who wish?
12. Have all voted who wish? Take the record. On that question the
13. Ayes are 57, the Nays are none, none Voting Present. House Joint
14. Resolution 94 having received the required constitutional
15. majority is declared adopted. Resolutions.

16. SECRETARY:

17. Senate Resolution 415, offered by Senator Daley. It's congratulatory.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Consent Calendar. Senator Lemke, for what purpose do you
20. arise?

21. SENATOR LEMKE:

22. To make an announcement that we have a...Elections Committee
23. is supposed to meet at 2:00 o'clock, but will meet immediately
24. upon adjournment so we can start action.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Maragos.

27. SENATOR MARAGOS:

28. I would respectfully ask our Chairman of that committee, if
29. he could make it 2:00 o'clock so we could get some lunch
30. before that, 'cause we have a...

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Further announcements? Any further announcements? Further
33. business to come before the Senate? If not, Senator Clewis moves

1. that the Senate stand adjourned until noon on Thursday,
2. June 8th. The Senate stands adjourned.
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