

80TH GENERAL ASSEMBLY

GENERAL SESSION

JUNE 21, 1978

1. PRESIDENT:

2. The hour of 9:00 o'clock having arrived, the Senate will
3. please come to order. Prayer will be by Reverend Tony Austrum,
4. Executive Director of the Plymouth Foundation of Chicago. Will
5. our guests in the Galleries please rise.

6. REVEREND AUSTRUM:

7. (Prayer given by Reverend Austrum)

8. PRESIDENT:

9. Reading of the Journal, Senator Johns.

10. SECRETARY:

11. Thursday...Thursday, June the 15th, 1978.

12. PRESIDENT:

13. Senator Johns.

14. SENATOR JOHNS:

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

18. PRESIDENT:

19. You've heard the motion. Is there any discussion? If
20. not, all those in favor signify by saying Aye. Opposed.
21. The Ayes have it. So ordered. Senator Johns.

22. SENATOR JOHNS:

23. Mr. President, I move that reading and approval of the
24. Journals of Monday, June the 19th and Tuesday, June the 20th,
25. in the year 1978 be postponed pending arrival of the printed
26. Journals.

27. PRESIDENT:

28. You've heard the motion. Is there any discussion? If
29. not, all those in favor signify by saying Aye. Opposed.
30. The Ayes have it. So ordered. House Bills 1st reading.

31. SECRETARY:

32. House Bill 3392 be sponsored by Senator Ziomek.

33. PRESIDENT:

1. Rules Committee. We have a request to go to the Secretary's
2. Desk for the purpose of considering a motion for a 2nd Conference
3. Committee. Is leave granted? Leave is granted. Senator Rupp
4. on House Bill 1468.

5. SENATOR RUPP:

6. ...Move that on...I would like to the...House 2nd Conference
7. Committee Report request.

8. PRESIDENT:

9. Senator Rupp has moved that the Senate accede to the
10. request of the House that a 2nd Conference Committee will
11. be appointed with respect to House Bill 1468. All those in
12. favor of the motion signify by saying Aye. Opposed. The
13. Ayes have it, the motion carries and the Senate accedes to
14. the request of the House to appoint a 2nd Conference Com-
15. mittee. ...Purpose does Senator Weaver arise?

16. SENATOR WEAVER:

17. I would ask leave of the Senate to show Senator Grotberg
18. as the principal sponsor of House Bill 2863.

19. PRESIDENT:

20. You've heard the request. Is leave granted? Leave
21. is granted. There are two transfer bills on the Order
22. of House Bills 3rd reading which the sponsors have requested
23. that we call. Is leave granted to go to the Order of House
24. Bills 3rd reading for the purpose of those two bills? Leave
25. is granted. On the Order of House Bills 3rd reading, House
26. Bill 2514, Senator Grotberg. Read the bill.

27. SECRETARY:

28. House Bill 2514.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Grotberg.

33. SENATOR GROTBORG:

1. Thank you, Mr. President. House Bill 2514 is a twenty-one
2. thousand dollar appropriation or transfer, rather, to pay off
3. a few more assessors at three hundred dollars per for going
4. to school. It's the annual payout to reward them...we've
5. ...we've already done five hundred and ninety-eight assessors
6. at a hundred and eighty thousand dollars. They were twenty-
7. one thousand dollars short. I move for a favorable roll call.
8. Ask for a favorable roll call.

9. PRESIDENT:

10. Is there any discussion? If not, the question is shall
11. House Bill 2514 pass. Those in favor will vote Aye. Those
12. opposed will vote Nay. The voting is open. Have all voted
13. who wish? Have all voted who wish? Take the record. On
14. that question the Ayes are 46, the Nays are none, none Voting
15. Present. House Bill 2514 having received the required
16. constitutional majority is declared passed. House Bill 3335,
17. Senator Ozinga. Read the bill.

18. SECRETARY:

19. House Bill 3335.

20. (Secretary reads title of bill)
21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Ozinga.

24. SENATOR OZINGA:

25. Mr. President and members of the Senate. This bill
26. makes a transfer of thirty-nine thousand, five hundred
27. dollars between line items in the cost division of Fiscal
28. Year '78 appropriation for the Department of Financial
29. Institutions. No dollar change. It's...the transfers
30. are from personal services and two contractual services.
31. This was caused by a last minute...amendment and the
32. Conference Committee. And I would urge a favorable vote.

33. PRESIDENT:

1. Is there any discussion? If not, the question is shall
2. House Bill 3335 pass. Those in favor will vote Aye. Those
3. opposed will vote Nay. The voting is open. Have all voted
4. who wish? Have all voted who wish? Take the record. On
5. that question the Ayes are 48, the Nays are none, none
6. Voting Present. House Bill 3335, having received the
7. required constitutional majority is declared passed. On
8. the Order of House Bills 3rd reading is House Bill 2852.
9. Senator Bruce, a appropriation. Read the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 2852.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Bruce.

16. SENATOR BRUCE:

17. Thank you, Mr. President and members of the Senate. This
18. is a thirty-five thousand dollar appropriation from the Ag
19. Premium Fund to the Effingham County Fair Association. This winter
20. they had a roof collapse on their 4-H Barn due to the accumu-
21. lation of ice and snow. The Fair Board had an insurance
22. policy and surprisingly enough as they checked over it, they
23. found that ice and snow accumulation was not covered.
24. They've talked to their agent. This appropriation is
25. approved by the Department of Agriculture and they've gone
26. out for bid and the project has come in at about thirty-
27. four thousand, four-nineteen and seek a favorable consid-
28. eration of the legislation.

29. PRESIDENT:

30. Is there any discussion? If not, the question is
31. shall House Bill 2852 pass. Those in favor will vote
32. Aye. Those opposed will vote Nay. The voting is open.
33. Have all voted who wish? Have all voted who wish? Take

1. the record. On that question the Ayes are 43, the Nays
2. are none, 1 Voting Present. House Bill 2852 having
3. received the required constitutional majority is declared
4. passed. Messages from the House.

5. SECRETARY:

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

7. Mr. President - I am directed to inform the Senate
8. that the House of Representatives has passed a bill with
9. the following title, in the passage of which I am instructed
10. to ask the concurrence of the Senate, to-wit:

11. Senate Bill 1723 together with House Amendment No. 1.

12. A like message on Senate Bill 1555 with House Amend-
13. ment No. 1.

14. Like message on Senate Bill 1546 with House Amend-
15. ment No. 2.

16. Like message on 1527 with House Amendment No. 1.

17. Like message on Senate Bill 1598 with House Amend-
18. ment No. 1.

19. A like message on Senate Bill 1534 with House Amend-
20. ment No. 1.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Committee reports.

23. SECRETARY:

24. Senator Buzbee, Chairman of Appropriations II Committee,
25. reports out the following House Bills: House Bill 3370 with
26. the recommendation Do Pass. House Bill 3270 with the recom-
27. mendation Do Pass as Amended.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. For what purpose does Senator Johns arise?

30. SENATOR JOHNS:

31. Just an announcement. If anyone finds a gold felt tip
32. pen in the vicinity of the Senate, I'd appreciate its return.

33. Thank you very much.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Return to whom?
3. SENATOR JOHNS:
4. To old Gene Johns himself.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Okay. Messages 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 has adopted the
11. following joint resolution in the adoption of which I
12. am instructed to ask the concurrence of the Senate, to-wit:
13. House Joint Resolution 98, Senator Demuzio is the
14. Senate sponsor of this and it's congratulating the American
15. Association of University Women, League of Women Voters, of
16. Sangamon County, Springfield Junior League for handling the
17. information desk.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Demuzio. Did you wish to move the adoption
20. of the Congratulatory...Resolution? Senator Demuzio so
21. moves. Is there discussion? All in favor say Aye. Opposed
22. Nay. The Ayes have it. The resolution is adopted. Is
23. there leave to go to the Order of House Bills 2nd reading?
24. Leave is granted. House Bills 2nd reading. House Bill 562,
25. Senator Regner. House Bill 1088, Senator Kenneth Hall. Read
26. the bill, Mr. Secretary.
27. SECRETARY:
28. House Bill 1088.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Any amendments from the Floor?
33. SECRETARY:

1. No Floor amendments.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. 3rd reading. House Bill 1264, Senator Savickas.
4. House Bill 12...1333, Senators Daley and Moore. Hold.
5. House Bill 1470, Senator Lemke and Vadalabene. House
6. Bill 1533, Senator Kenneth Hall. Read the bill, Mr.
7. Secretary.
8. SECRETARY:
9. House Bill 1533.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. The Committee on Local Govern-
12. ment offers one amendment.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Hall, to explain the amendment.
15. SENATOR KENNETH HALL:
16. This is Senator Soper's amendment. Is he on the
17. Floor?
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Soper is not on the Floor. Senator...Hall,
20. could you explain it briefly?
21. SENATOR KENNETH HALL:
22. Well, it's a...I don't have a copy of the amendment
23. before me, he was supposed to be here to...just take it
24. out of the record momentarily till he gets here.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Take it from the record. House Bill 1803, Senator
27. Davidson. 1803. Senator...there's an amendment, Senator.
28. There's an amendment...House Bill 1803, 2nd reading.
29. SECRETARY:
30. House Bill 1803.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Any Floor amendments?

2. SECRETARY:

3. Amendment No. 1 offered by Senator Egan.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Egan is recognized.

6. SENATOR EGAN:

7. Thank you, Mr. President and members of the Senate.

8. The...the bill as amended, if the amendment is adopted, will

9. allow, as it does, for an increment increase...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Egan.

12. SENATOR EGAN:

13. ...an increment increase from two to three percent. Now

14. that increase is justifiable and is desired and has been

15. studied and looked at actuarially and is supported by the Pension

16. Laws Commission. However, the amendment will add to the

17. participation of the employee another quarter of one percent.

18. Without that, the cost to the system will be about...four

19. million, five hundred dollars annually of unfunded liability.

20. The system presently is disastrously close to bankruptcy

21. and without this amendment the...the bill is fiscally unsound

22. and as I explained to all of the people that were at the

23. committee, if the system goes bankrupt then there's no bailing

24. them out. And there's no money for that and it'll necessitate

25. an increase in taxes and it is fiscally irresponsible. So

26. that's why I'm offering the amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Rhoads.

29. SENATOR RHOADS:

30. Senator Egan, did I understand that this was not a

31. committee amendment, correct?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Egan.

34. SENATOR EGAN:

1. This is a Floor Amendment.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Rhoads.
4. SENATOR RHOADS:
5. Well, I just want to compliment you for offering it.
6. It's an excellent amendment and I support it.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Further discussion? Senator Davidson.
9. SENATOR DAVIDSON:
10. Mr. President and members of the Senate. This amend-
11. ment was offered in committee and it was defeated. Now,
12. it was a half a percent additional contribution by the
13. State employees presently employed. There was an amend-
14. ment put on in the House that put the university
15. annuitants into the program at a quarter percent
16. contribution, which was agreeable to them. The present
17. State employees object to putting an additional half a
18. percent contribution in because presently they're making
19. better than a ten percent contribution to the State Pension
20. Fund and Social Security and as you well know since 1969
21. it's been mandatory for any new State employee to belong
22. to both funds. Both Social Security and the State Pension
23. Fund and consequently the State Pension Fund liability
24. amount of money they're giving them has been reduced in
25. accordance with the Social Security. More importantly,
26. you talk about funded liability, let's talk about the
27. cash payout. We're talking about four hundred and fifty
28. thousand dollars for this year. The total of four years,
29. it would be up to two million, eight hundred thousand.
30. The most important thing which no one is saying anything
31. about is the contribution by the employees to the fund
32. is based on that fund earning three percent interest on
33. the fund. Presently, it's earning better than eight percent.

1. All the additional earnings more than can cover any cost
2. of living increase which what we're talking about. We're
3. talking about one percent on the salary that they're retired
4. at, not what it's accrued to. If a person retired at a
5. hundred dollars a month or for each hundred dollars, he'll
6. get an additional one dollar. And it's very little to add
7. to people who are on a fixed income who had no kind of
8. increase since 1970.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Glass.

11. SENATOR GLASS:

12. ...Question the sponsor of the amendment, if he will
13. yield.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Indicates he will yield. Senator Glass.

16. SENATOR GLASS:

17. Senator Egan, as I understand it, the bill without
18. the amendment requires employees to pay one-quarter of
19. one percent and...and this increases it to one-half, is
20. that correct?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Egan.

23. SENATOR EGAN:

24. That is correct.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Glass.

27. SENATOR EGAN:

28. ...and without the amendment you indicated a...a
29. deficit figure of over four million dollars to the Pension
30. Fund. Is...is that a correct figure and if so, where did
31. you obtain it?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Egan.

1. SENATOR EGAN:

2. Well, I have that from the actuary on the Pensions -
3. Commission. It's about four and a half million dollars
4. annually of unfunded liability.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Glass.

7. SENATOR GLASS:

8. Well I...I'm going to support the amendment also. I...I
9. think that the condition of the Pensions Funds in this State
10. is such that unfunded liabilities are something that we just
11. should not tolerate any further and this is a responsible
12. approach to the increase and I would urge support.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Berning.

15. SENATOR BERNING.

16. Thank you, Mr. President. I also rise in support of
17. the amendment pointing out to the membership that the
18. requirement for a one-half percent contribution by a new...
19. by participants in order to cover this annual increment has
20. been required of all systems and if we once make a change, we
21. will immediately be subjected to demands from other systems
22. for improvements without the corresponding increase in
23. contributions. Unfortunately, for the retired person, the
24. annuitant, in order to get any increase, it's going to take
25. additional contribution and this amendment should be supported.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President and Ladies and Gentlemen of
30. the Senate. I too rise in support of Amendment No. 1. The
31. bill as it currently exists only calls for a contribution
32. from the Universities Systems Employees. And while, I don't
33. think anybody in this Chamber or in the other Chamber is

1. opposed to this kind of increase from two to three percent,
2. someone has to pay for it, it's just that simple. The fund,
3. the Pension Funds in this State are...they're unfunded liability
4. is growing daily. And as soon as we increase the benefits
5. without the concomitant payment we are just further jeopardi-
6. zing those funds. There is no question but that these people
7. ...people are entitled to an increase. But we have to pay for
8. it and therefore I support and urge the adoption of Amendment
9. No. 1.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Mitchler.

12. SENATOR MITCHLER:

13. I'd like to ask Senator Egan a question.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Indicates he will yield, Senator Mitchler.

16. SENATOR MITCHLER:

17. Yes, Senator Egan, I know of your interest in the
18. Pension Laws Study Commission and all that. Now, this
19. increase is needed to keep it actuarially functioning
20. properly. It's a small increase. I don't think that
21. the employees will really notice it in their check that
22. much, but the main thing is, is this needed to keep that
23. fund actuarially sound?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Egan.

26. SENATOR EGAN:

27. Yes, actually a little bit more would be better, but
28. it...it's satisfactory as amended.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further...Senator Mitchler.

31. SENATOR MITCHLER:

32. Well, Senator Egan, then I'm going to go along with you
33. because we have to watch these Pension Funds very carefully

1. and not allow all our Pension System to get in the system
2. that Social Security has by just giving out benefits that
3. we can't afford to pay. And I think that's the reason
4. for your amendment and I'm going to support it.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Hickey.

7. SENATOR HICKEY:

8. I'd like to ask the sponsor a question.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Indicates he will yield. Senator Hickey.

11. SENATOR HICKEY:

12. Is one of the reasons that it is not actuarially sound
13. is that the State hasn't put in what it was supposed to
14. put in?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Egan.

17. SENATOR EGAN:

18. Absolutely correct.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Hickey.

21. SENATOR HICKEY:

22. Then, Senator Egan, why do we ask if we want this raised
23. a half a percent, why don't we share that raise with the
24. annuitants?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Egan.

27. SENATOR EGAN:

28. I've been asking since I became chairman of the commission
29. that the State participate in greater share than just to the
30. payout level. Now I cannot answer the question why it has
31. not been done.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Hickey.

1. SENATOR HICKEY:
2. Well, I think we all know why it hasn't been done, but
3. when we are imposing a definite increase on somebody, why
4. don't we share that with the annuitants?
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Egan.
7. SENATOR EGAN:
8. Well, I understand your question, but let me point
9. out also that there are three funds now that have the
10. three percent rate, that's what we are making this fund.
11. And they are the Park Employees' Annuity and Benefit Fund,
12. the Downstate Fire Fund and the Downstate Police Fund.
13. Now they all pay what we are asking these employees to pay.
14. So if we don't amend and we pass the bill as it is, then
15. we are discriminating against those systems. Now, they're
16. paying that amount of money and that's what's necessary
17. today.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Hickey.
20. SENATOR HICKEY:
21. Are...are they in as...are those funds in as bad
22. shape as the University Retirement Fund?
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Egan.
25. SENATOR EGAN:
26. No, as a matter of fact, they're in better shape.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator...Senator Hickey.
29. SENATOR HICKEY:
30. Okay, all right.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Further questions? Further discussion? Senator
33. Davidson.
34. SENATOR DAVIDSON:

1. Mr. President, for the second time, I rise in opposition
2. to this amendment. I think let's talk about two things,
3. that half percent of those three funds he talked about. They
4. got several other benefits, quite a few other benefits other
5. than just this one percent cost. But the fund, the fund for
6. State employees, yielded six hundred and twenty million
7. dollars last year on eight percent interest. You're talking
8. about a contribution of three percent that you're figuring
9. the actuarially part...Forget about...talk about this
10. unfunded liability because we seem to ignore that when it
11. comes to the share that the State is supposed to put in. We're
12. talking about four hundred and fifty thousand dollars. You're
13. talking about eighty percent of the present State employees
14. to put in another half a percent when they already give,
15. contribute both to the Pension Fund and Social Security,
16. which is now mandatory, two percent or two and a half percent
17. more than any of the other people are contributing to their
18. funds. And until the other people contribute to the amount
19. that the State employees contribute, 10.05 percent, com-
20. bination of Social Security and the State Pension Fund then
21. I don't think we have a right to ask them to contribute
22. more till the other people participate to the same level.
23. I urge defeat of this amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Egan may close.

26. SENATOR EGAN:

27. Well I...I just am in total sympathy with the request
28. that they get an increase, but in order for the system to
29. remain sound, it's necessary and that's the way it is.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The question is on the adoption of Amendment No. 1 to
32. House Bill 1803. Those in favor say Aye. Opposed Nay.
33. The Ayes have it. The amendment is adopted. Further
34. amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. House Bill 2105, Senator Demuzio. Read
5. the bill, Mr. Secretary.
6. SECRETARY:
7. House...excuse me, House Bill 2105.
8. (Secretary reads title of bill)
9. This bill had a request for a fiscal note which has been
10. answered. 2nd reading of the bill. The Committee on
11. Elementary and Secondary Education offers one amendment.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Demuzio to explain Amendment No. 1.
14. SENATOR DEMUZIO:
15. Yes...thank you, Mr. President. ...Amendment No. 1
16. would...would make this bill identical to a bill that we
17. passed out of here...Senator Berman...Senator Berman's
18. bill, Senate Bill 389. It simply makes permissive that
19. gives the school boards the option to establish special
20. education facilities for children from birth to three
21. years of age and I move its adoption.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Further discussion of the amendment? Senator Demuzio
24. moves the adoption of Amendment No. 1...Senator Buzbee.
25. SENATOR BUZBEE:
26. Question the sponsor, Mr. President.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Indicates he will yield, Senator Buzbee.
29. SENATOR BUZBEE:
30. Senator, I'm sorry, I...I missed the explanation of your
31. amendment. Would you mind to tell us again what it does to
32. the bill differently than what the bill originally did.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Demuzio.
2. SENATOR DEMUZIO:
3. Yes, what the amendment does now, it simply makes it
4. permissive for our school boards to establish the special
5. education programs for students or for individuals who
6. are from up to three years of age. It makes identical
7. to the bill that we passed out of here, Senator Berman's
8. Bill, 389. It was not permissive prior to this amendment.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Buzbee.
11. SENATOR BUZBEE:
12. Well, Senator, I thought that's what the bill did
13. already, your bill already did without the amendment.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Demuzio.
16. SENATOR DEMUZIO:
17. I will yield to Senator Berman. I think that I see
18. him on his feet, the committee chairman.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Berman.
21. SENATOR BERMAN:
22. Thank you, Mr. President. In response to Senator
23. Buzbee. The bill as it came over from the House was not
24. clear as to whether there would be any State funds
25. required for reimbursement of these programs. The amendment
26. is: very specific that this is strictly a local option
27. program. That there will be no reimbursement for these
28. programs at all. It's the exact same language as Senate
29. Bill 389, which we passed out a long time ago.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Further discussion? Senator Demuzio moves the
32. adoption of Amendment No. 1. All in favor say Aye.
33. Opposed Nay. The Ayes have it. Amendment No. 1 is

1. adopted. Further amendments?
2. SECRETARY:
3. No further committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Are there Floor amendments?
6. SECRETARY:
7. No Floor amendment.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. 3rd reading. Is there leave to return to 1533? Leave
10. is granted. Senator Hall...on House Bill 1533. Read the
11. bill, Mr. Secretary.
12. SECRETARY:
13. House Bill 1533.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Local Government
16. offers one amendment.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Kenneth Hall.
19. SENATOR KENNETH HALL:
20. Thank you, Mr. President. I was in error, this amendment
21. was put on by Senator Grotberg and it's a conflict of interest
22. ...amendment...it's on House Bill 1533. It prohibits any
23. elected officer or employer of State government in the Illinois
24. Building Authority or the Illinois...Toll Highway Authority
25. or relatives of such officers or employe~~e~~ from having or
26. acquiring monetary interests or grants and contracts interest.
27. So that's what the amendment does and I would move for its
28. adoption.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Further discussion on Amendment No. 1. Senator Hall
31. moves its adoption. All in favor say Aye. Opposed Nay.
32. The Ayes have it. Amendment No. 1 is adopted. Further
33. amendments?

1. SECRETARY:
2. No further committee amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Any amendments from the Floor?
5. SECRETARY:
6. No Floor amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. 3rd reading. House Bill 2118, Senator Leonard. Senator
9. Leonard on the Floor? House Bill 2339, Senator Berman.
10. House Bill 2344, Senator Carroll. Senator Carroll on the
11. Floor? House Bill 2491, Senator Knuppel. Read the bill,
12. Mr. Secretary.
13. SECRETARY:
14. House Bill 2491.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. The Committee on Agriculture
17. offers one amendment.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Knuppel to explain the amendment.
20. SENATOR KNUPPEL:
21. Adoption of Amendment No. 1. What it does it makes
22. an effective date of March 31st when most game licenses
23. expire.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Further discussion? All in favor say Aye. Opposed
26. Nay. The Ayes have it. Amendment No. 1 is adopted. Further
27. amendments?
28. SECRETARY:
29. No further committee amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Are there Floor amendments?
32. SECRETARY:
33. Amendment No. 2 offered by Senator Knuppel.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Knuppel.
3. SENATOR KNUPPPEL:
4. Amendment No. 2 has been suggested by the Department of
5. Conservation. What it does is provide for a one day fishing
6. license for two dollars for out of state residents.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Knuppel moves the adoption of Amendment No. 2.
9. Is there discussion? All in favor say Aye. Opposed Nay.
10. The Ayes have it. Amendment No. 2 is adopted. Further
11. Floor Amendments?
12. SECRETARY:
13. No further amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. 3rd reading. House Bill 2539. Senators Demuzio and
16. Vadalabene. Read the bill, Mr. Secretary.
17. SECRETARY:
18. House Bill 2539.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. There was a fiscal note request
21. on this bill which has been answered. No committee amend-
22. ments.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Amendments from the Floor?
25. SECRETARY:
26. Amendment No. 1 offered by Senator Demuzio.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Demuzio to explain the amendment.
29. SENATOR DEMUZIO:
30. Yes, Mr. Secretary, how...how many amendments do you
31. have on this bill...filed?
32. SECRETARY:
33. Three.

1. SENATOR DEMUZIO:

2. Three. Would you identify the first amendment for me
3. please.

4. SECRETARY:

5. The first one by...is yours, Senator Demuzio, and its
6. LRB number 7297AM-1. Starts out by deleting the title,
7. inserting in lieu thereof.

8. SENATOR DEMUZIO:

9. Yeah, okay.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Demuzio, on Amendment No. 1.

12. SENATOR DEMUZIO:

13. Yes...Amendment No. 1 would authorize the Capital
14. Development Board to make grants to private...not-for-profit
15. universities and colleges throughout the State of Illinois.
16. And all this is, is permissive legislation and that
17. currently there is no appropriation for this particular
18. item in the...in the Senate. So I would move for its
19. adoption.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Senator Sommer.

22. SENATOR SOMMER:

23. Mr. President and members, I would urge defeat of this
24. amendment. This would allow for the construction of
25. buildings with...with our money on...private universities
26. and this is something we have never done in this State and
27. I would think we ought to think about it before we get
28. down that road.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? On adoption of Amendment No. 1
31. ...sorry, Senator Buzbee. Senator Carroll and Senator
32. Washington, Senator Buzbee is seeking recognition. Senator
33. Buzbee.

1. SENATOR BUZBEE:
2. Am I lead to believe that this amendment says that
3. we're going to spend State funds to build buildings on
4. private university campuses?
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Demuzio.
7. SENATOR DEMUZIO:
8. Correct.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Buzbee.
11. SENATOR BUZBEE:
12. ...You...you've got...you've got to be kidding.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Buzbee.
15. SENATOR BUZBEE:
16. That was a question.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Oh, Senator Demuzio.
19. SENATOR DEMUZIO:
20. No.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Buzbee.
23. SENATOR BUZBEE:
24. I'm opposed.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Is there further discussion? Senator Glass.
27. SENATOR GLASS:
28. Well I...I'm opposed too and I have one question of the
29. sponsor if he will yield. ...Senator Demuzio, what is the
30. amount of authorization for private universities that your
31. amendment would provide?
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Demuzio.

1. SENATOR DEMUZIO:
2. Well, I...I said in my opening remarks that there is
3. ...there is no appropriation for this particular category
4. at this time in the Senate. This here is simply the
5. substantive bill and the appropriation is being worked
6. on over in the House currently.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Glass.
9. SENATOR GLASS:
10. Well, it...it, you know; it's a bad concept, but I
11. ...I'm still interested in...in following up because
12. ...isn't there some bond authorization for this purpose
13. now? I mean...or would that have to be passed? In
14. other words, there must be some bond authorization
15. previously adopted.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Demuzio.
18. SENATOR DEMUZIO:
19. Well, it's my understanding that Representative McClain
20. has put approximately ten million dollars of authorization
21. on a bill over in the House. There...there is no appropriation
22. with this bill, this is clearly the substantive bill.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Glass.
25. SENATOR GLASS:
26. Well, we...again I would urge opposition and request
27. a roll call on the amendment.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Hickey.
30. SENATOR HICKEY:
31. I'd like to ask the sponsor if we have a copy of this
32. amendment. I don't have one on my desk.
33. PRESIDING OFFICER: (SENATOR BRUCE)

HB 2554
2nd Reading
6-21-78

1. Senator Demuzio.
2. SENATOR DEMUZIO:
3. Glad...I'll be glad to take it out of the record and
4. give her a copy of the amendment if we can come back to
5. it today.
6. SENATOR HICKEY:
7. All right.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Is there leave? Leave is granted. All right. No,
10. I got...take it out of the record. House Bill 2554, Senator
11. Maragos. Read the bill, Mr. Secretary.
12. SECRETARY:
13. House Bill 2554.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Elections
16. offers two amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Maragos.
19. SENATOR MARAGOS:
20. Mr. President and members of the Senate. I move for
21. the adoption of Amendment No. 1 to House Bill 2554. This
22. amendment removes the House amendment which wanted to
23. increase the time of the polls being opened from 6:00
24. o'clock to 7:00 o'clock and I...and I feel because we're
25. going to have Amendment No. 2 also coming on which will
26. delay the effective date of this bill for two years
27. that any of those problems could be worked out at a
28. later date and I don't think it should cripple this
29. amendment and that's why I move for its adoption.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Maragos has moved the adoption of Amend-
32. ment No. 1 to House Bill 2554. Is there discussion?
33. Senator Rhoads.

1. SENATOR RHOADS:

2. Yes, thank you, Mr. President and members of the Senate.
3. Just to refresh the memory of the...of the membership.
4. This particular amendment was put on over in the House by
5. Representative Stanley. It does not deal with the even
6. numbered year elections. Elections at which members of
7. the General Assembly are nominated and elected. Senator...
8. or Representative Stanley tried to offer that amendment
9. over in the House and he was ruled nongermane by the
10. parliamentarian. However, prior to that attempt, he
11. had offered the 7:00 p. m. amendment for the odd numbered
12. year elections, the municipal elections, the school
13. elections and so forth. It's entirely consistent
14. with the practice which is now done by most schools for
15. their closing time of the polling hours. It's a good
16. amendment, it assists some three hundred and twenty-two
17. thousand suburbanites who have to travel more than ten
18. miles from the suburbs to the city and back again. It
19. further assists some two hundred and ten thousand Chicago residents
20. who have to travel from Chicago to the suburbs and back
21. again to work. It's a perfectly reasonable amendment.
22. It did not affect...it should not be a political issue
23. in a partisan sense because it doesn't affect the even
24. numbered years. So I strongly urge defeat of Amendment
25. No. 1.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion?

28. SENATOR RHOADS:

29. Request a roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Request a roll call. Further discussion? Senator
32. Maragos may close the debate.

33. SENATOR MARAGOS:

1. Mr. President and members of the Senate, I repeat again
2. that Amendment No. 2 which was also adopted by the committee
3. delays and postpones the effective date of 2554 within two
4. years. I think we'll have ample time by everyone sitting
5. down to review the whole impact of this implementation bill
6. to the consolidation of elections. And I think we should
7. not encumber it now with one particular idea, one particular
8. remote idea from one member which will not encumber all elections.
9. And therefore I urge the adoption of Amendment No. 1 which
10. defeats the House amendment. And I request a roll call.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. There's been a request for a roll call on the motion
13. to adopt Amendment No. 1. Those in favor will vote Aye.
14. Those opposed will vote Nay. The voting is open. Have all
15. voted who wish? Have all voted who wish? Have all voted
16. who wish? Take the record. On that question the Ayes
17. are 21, the Nays are 29. Amendment No. 1 is not adopted.
18. Further amendments?

19. SECRETARY:

20. Committee Amendment No. 2.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Maragos, will you...will you explain amendment
23. No. 2?

24. SENATOR MARAGOS:

25. Mr. President and members of the House. Amendment No.2
26. ...Senate, I should say, because you are acting like the...
27. what the House wants you to do when you adopted the other
28. amendment so you might as well be members of the House.
29. I at this time would like to move for adoption of Amendment
30. No. 2, postponing the affect of this bill for two years.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there discussion? Senator Rhoads.

33. SENATOR RHOADS:

1. Thank you, Mr. President and members of the Senate.
2. When Senator Maragos had the Senate version of the Election
3. Consolidation Implementation Bill, I believe it was Senate
4. Bill 1419, I rose and offered the amendment which delayed
5. the effective date by one year from December 1st of this
6. year, 1978, to December 1st of 1979. I pointed out in
7. the debate on that amendment that effectively that was
8. really a two year delay because it would bring us into
9. an even numbered General Assembly election year of 1980
10. and it would give the municipalities until 1981 to get
11. prepared for the consolidation of election schedule.
12. At that time on that amendment, Senator Maragos opposed
13. me, saying, attacking me saying that I was opposed to
14. the concept of consolidation of elections and so forth.
15. Now he turns around on this House Bill version of the
16. same bill and is offering a two year extension. Now if
17. we go with a two year extension, I think we really are
18. subjecting ourselves to the criticism that we're trying
19. to kill once and for all the Consolidation of Election
20. Bill. A one year delay, I think is reasonable, I think
21. we need it. I cannot see the purpose of a two year
22. delay and I opposed Amendment No. 2 to House Bill 2554.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? ...Senator Wooten.

25. SENATOR WOOTEN:

26. Thank you, Mr. President. Even as I opposed Senator
27. Rhoads' amendment, I also oppose this amendment. I...I
28. think it is a good thing for us to adopt these changes
29. in the bill to help make consolidation possible, but
30. we should not delay it. Quite frankly, I think we have
31. to press forward with this, if we delay we're simply
32. not going to do it at all. It was a good move for us
33. to reject Senator Rhoads' amendment. I think we should

1. also reject this amendment and get on with the business of
2. consolidating elections.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Schaffer.

5. SENATOR SCHAFFER:

6. Mr. President, when the Senate bill left here, I have
7. to admit, that one year delay that was put on snuck
8. by me, but I think a two year delay is absolutely out-
9. rageous. We all know that there are forces in the State
10. that oppose election consolidation because they want to
11. sneak their bond issues and tax increases passed us. This
12. two year delay is just not conscionable and should be
13. defeated and in...in my opinion this, in effect, becomes
14. a roll call on whether you really are for consolidated
15. elections and for letting the people run the government
16. of this State.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? There's been a request for a
19. roll call. Further discussion on the adoption of Amend-
20. ment No. 2. Those in favor vote Aye. Those opposed will
21. vote Nay. The voting is open. Senator Joyce. Senator
22. Egan...have all voted who wish? Have all voted who wish?
23. Take the record. On that question the Ayes are 31, the
24. Nays are 20. Amendment No. 2 is adopted. Further amend-
25. ments?

26. SECRETARY:

27. No further committee amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Are there amendments from the Floor?

30. SECRETARY:

31. Amendment No. 3 offered by Senator Maragos.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Maragos, to explain Amendment No. 3.

1. SENATOR MARAGOS:

2. Mr. President, I don't have a copy of Amendment No. 3.

3. Will you give it to me please.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Maragos.

6. SENATOR MARAGOS:

7. This Amendment No. 3, Mr. President and members of
8. the Senate has to deal with the municipal elections and
9. it changes the vacancy provisions...similiar to our
10. provisions as when we run for office if there's within
11. a two year from when the vacancy occurs, it's selected
12. by a committee or the group that puts us into office
13. or nominates us for office rather, same thing, the same
14. provisions will be for any municipal elections whether
15. they be in the village or in the city elections and
16. therefore I ask for its adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there discussion? Senator Schaffer.

19. SENATOR SCHAFFER:

20. This...this would have the central committee picking
21. vacancies in city elections if a...or filling vacancies.
22. What if the city election is run by the Independent Party
23. or the United Progressive Party or something, who fills
24. the vacancy?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Maragos.

27. SENATOR MARAGOS:

28. If you look on Section 3-28 on the 2nd page, appointments
29. to fill vacancies may be made or confirmed by majority of
30. the corporate authorities holding office at the time of
31. confirmation. That is not the political officials and if a
32. ...if a municipality has no mayor or president, no clerk
33. no alderman or trustees, the circuit court may...make

1. the interim appointments. I ask for its...
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Further discussion? Moves...Senator Maragos moves the
4. adoption of Amendment No. 3. All in favor say Aye. Opposed
5. Nay. The Ayes have it, Amendment No. 3 is adopted. Further
6. amendments?
7. SECRETARY:
8. Amendment No. 4 offered by Senator Rhoads.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Rhoads, to explain Amendment No. 4.
11. SENATOR RHOADS:
12. Mr. Secretary, would you identify that amendment,
13. please.
14. SECRETARY:
15. LRB number 50 or 7059AM52.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Rhoads.
18. SENATOR RHOADS:
19. Yes, thank you, Mr. President. This is identical to
20. a bill which passed the House by the House Elections Committee.
21. It was decided in our Rules Committee that we would wait
22. until the amendment stage on the consolidation bill to offer
23. it. It puts the park districts which were coterminous with
24. municipalities back on the municipality election date. Now
25. it goes further, it puts all park districts back on the
26. municipality election date for the consolidated election. I
27. believe Senator Maragos agrees with this amendment and it's
28. supported by the Illinois Park District Association.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Is there further discussion? Senator Rhoads moves the
31. adoption of Amendment No. 4. All in favor say Aye. Opposed
32. Nay. The Ayes have it, Amendment No. 4 is adopted. Further
33. amendments?

1. SECRETARY:
2. Amendment No. 5 offered by Senator Rhoads.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Rhoads.
5. SENATOR RHOADS:
6. Would you identify that one, Mr. Secretary.
7. SECRETARY:
8. That's the one, Senator Rhoads, you just sent up a
9. moment ago. That is LRB7059AM46.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Read the first line for him. Oh, Senator Rhoads.
12. SENATOR RHOADS:
13. Yes, thank you, Mr. President and members of the Senate.
14. This amendment is also an effective date amendment. It is
15. the same amendment which I offered to Senator Maragos'
16. Senate Bill 1419. It is the one year delayed effective
17. date and if this amendment goes on it will put the bill in
18. the same posture as the Senate bill now over in the House.
19. It delays the effective date to December 1st, 1979. Since
20. the two year effective date went on this amendment is
21. irrelevant so I withdraw it.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. The amendment is withdrawn. Further amendments?
24. SECRETARY:
25. Amendment No. 5 offered by Senator Netsch.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Netsch on the Floor? Senator Donnewald and...
28. Senator Netsch. For what...for what...may we have some
29. order please. For what purpose does Senator Maragos arise?
30. SENATOR MARAGOS:
31. Mr. President, I'd appreciate if the sponsors of
32. these amendments would at least give me copies of it to see
33. what they're putting on the bill that I'm handling. If Senator

1. Netsch has a copy of her amendment, I'd appreciate it.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator, we're...the Secretary is sending your copy.

4. Senator Netsch to explain Amendment No. 5.

5. SENATOR NETSCH:

6. I'm sorry, I just didn't have enough copies fast

7. enough, Senator Maragos, and I was spreading them out.

8. Thank you, Mr. President. Amendment No. 5 is intended to

9. eliminate the ten year residency requirement for those

10. who serve on boards of election commissioners in all of

11. the cities that have boards of election commissioners.

12. I think most of us were unaware of the fact that there

13. was a ten year residency requirement until Chairman

14. Handley recently resigned from the Chicago Board of Election

15. Commissioners and there were several candidates whose

16. names went into the hopper. It turned out that none of

17. them would have been eligible to serve because none of them

18. met the ten year residency requirement. I must say that...

19. that a ten year residency requirement seems unreasonable

20. for almost anything including service as a member of a

21. board of election commissioners. So our staff tracked down

22. the provisions and as it turns out, it's in apparently the

23. article that does apply to all of the municipal boards of

24. election commissioners and it is not in the basic requirements

25. for the office, it's in the oath of office. And so we have

26. simply eliminated that ten year residency requirement from

27. the oath of office. It would still require that the candidate

28. be a resident and a legal voter in the city whose election

29. board he's to be, he or she, is to be appointed to. I...I

30. have talked to Senator Rhoads about this and to Senator Rock

31. just...just briefly. I haven't had a chance to talk to

32. Senator Maragos about it. I don't think there's any objection

33. that it's a good idea and I would move the adoption of Amendment

1. Number 5.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Is there discussion? Senator Maragos.
- 4.
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- 14.
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- 17.
- 18.
19. (End of Reel #1)
- 20.
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- 29.
- 30.
- 31.
- 32.
- 33.

1. SENATOR MARAGOS:

2. Mr. President and members of the Senate. I object to
3. ...not the fact that we're reducing from ten years, but I object
4. that you~~s~~ have no residency requirement because according
5. to this a person can be living in the city within five or six
6. months and qualify as a voter...or year, whatever our
7. requirements are...thirty days now and therefore, he can...
8. he or she can come in and be eligible for a Board of Election
9. Commissioners and I think that is too short a period.
10. If we had at least two or three years, if you want to amend it
11. on the face to give it a requirement of two or three years,
12. I would not...would not...hesitated. I...although I agree that
13. ten years is a long period of time, but I think somebody...newcomer
14. coming into our cities or into our State and then have them
15. become judges of our elections and become the...a...the recipients
16. of the Election Authority I think is a very unlikely procedure
17. and even though it's in the wrong place at the wrong...in the
18. oath of office provisions, I think we should have at least a
19. couple year requirement of some type rather than just
20. eliminating ten years altogether with no other requirements.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Graham.

23. SENATOR GRAHAM:

24. Mr. President, I know not many people on the Floor seem
25. to be listening to the discussion pertaining to this
26. bill. Now, to give you a little history in case you've
27. forgotten, there has been about eighteen years work put
28. in by the Election Laws Commission on trying to come up with
29. some sort of a proposition dealing with consolidation
30. and other appointments in the Election Code that will be
31. acceptable. Now, we find today on the Floor of the Senate
32. and not in committee, a series of amendments being...being offered
33. to this very important and very complicated bill. Now, I think

1. we may be getting just about ready to jump off of the cliff
2. with regard to the conduct of elections. I'm hoping...I'm
3. hoping that we will get the music stopped on introducing
4. amendments to this until the people...membership who have
5. worked in this field have an ample opportunity to study
6. all amendments, put them on and then move the bill if we're
7. ready, but this...we are...we are flirting with disaster here
8. today, Ladies and Gentlemen, on a bill that originally contained
9. six hundred and eighty-seven pages and we're doing something
10. we're going to be sorry of just to answer all the pet peeves
11. that everybody has with regards to election. I think it's wrong.
12. I think we shouldn't do anymore in adopting amendments to all
13. of those that are provided on the desks of the Senators and then
14. we consider...and I'm going to object to anymore introduction
15. of amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Senator Rhoads. You sought recognition
18. a moment ago. Senator Rhoads.

19. SENATOR RHOADS:

20. Thank you Mr. President and members of the Senate.
21. If the sponsor of the amendment will yield.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Indicates that she will yield.

24. SENATOR RHOADS:

25. Senator Netsch, with respect to Amendment No. 5,
26. I agree with the...with what you're trying to accomplish
27. here. I also agree that the ten year duration of residency
28. is too long and I think Senator Maragos agrees, too. With
29. respect to the pending problem in Chicago, how would the
30. delayed effective date on the total bill affect what you're
31. trying to accomplish with this amendment?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Netsch.

1. SENATOR NETSCH:

2. Assuming that it has been structurally done accurately,
3. the amendment makes this provision effective immediately
4. by inserting into the delayed...any delayed effective
5. clause...now, I don't know whether all the amendments have
6. been offered this morning may have disrupted that picture
7. a little bit, but what it was designed to do is to
8. insert into the delayed...the original delayed effective date
9. an exception for this provision so that it would not be an
10. obstacle in replacing the...the present member of the Chicago
11. Board of Election Commissioners.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Rhoads.

14. SENATOR RHOADS:

15. Well, thank you. Then based on that representation, I support
16. the amendment and I think it's a good idea.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there further discussion? Senator Maragos.

19. SENATOR MARAGOS:

20. Mr. President and members of the Senate, I think this
21. amendment is unnecessary at this time because I've been
22. advised by Mr. Epstein here that the House has a vehicle by
23. which we can accomplish this right now and that's Senate Bill
24. 1680 which Senator Rock is handling which is in the House
25. now and they're putting an amendment to reduce the period
26. and therefore, I think this is superfluous at this time and I
27. think it's going to confuse the issue and make it more ambiguous
28. and I'd rather...at this time, I ask that we do not support
29. this amendment because of the desired result. That's what Mr. Epstein said.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Netsch moves the adoption of
32. Amendment No. 5. Okay. Roll call has been requested. Those
33. in favor will vote Aye. Those opposed will vote Nay. The voting

1. is open. Have all voted who wish? Have all voted who wish?
2. Take the record. On that question the Ayes are 28, the Nays
3. are 20. Amendment No. 5 is adopted. Further amendments?

4. SECRETARY:

5. Amendment No. 6 offered by Senator Berning.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Berning to explain Amendment No. 6.

8. SENATOR BERNING:

9. Thank you, Mr. President and members of the Senate.
10. Amendment No. 6 relieves the counties from the mandatory
11. requirement for utilization of electronic voting devices.
12. Some time back we inserted a population minimum of forty
13. thousand people over which every county must go into electronic
14. equipment. With the advent now of the consolidated election
15. with the plethora of items which undoubtedly will be
16. confronting the electorate, it seems even more defensible
17. that we ought to allow the counties the option, just allow them
18. the option to utilize equipment or ballots as they deem
19. best. Mr. President, I respectfully suggest that we ought to
20. return to the counties this prerogative and I would request
21. an Aye vote.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion on Amendment No. 6? Senator Donnewald.
24. May we have some order, please? Can we clear the center aisle?
25. Can we take our caucuses off the Floor? Senator...

26. SENATOR DONNEWALD:

27. Question of the sponsor of the amendment.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Indicates that he will yield. Senator Donnewald.

30. SENATOR DONNEWALD:

31. Senator Berning, would this, in fact, remove the obligation
32. of those counties that already have automatic voting devices to
33. go back to paper ballots?

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Berning.
3. SENATOR BERNING:
4. It removes the mandatory requirement and makes it
5. optional, yes.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Donnewald.
8. SENATOR DONNEWALD:
9. In other words, it makes it permissive?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Berning.
12. SENATOR BERNING:
13. That's correct.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Donnewald.
16. SENATOR DONNEWALD:
17. Mr. President, in view of that, I am in...absolutely
18. opposed to such an amendment.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Is there further discussion? Senator Maragos.
21. SENATOR MARAGOS:
22. Senator Berning, how many counties will be affected by
23. this particular amendment?
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Berning.
26. SENATOR BERNING:
27. I can't tell you the number, but the vast majority of
28. our counties are over forty thousand.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Maragos.
31. SENATOR MARAGOS:
32. That...that I understand. But how many have not bought the
33. equipment? I think most...the great majority have already
34. bought the equipment and they've complied with the present

1. law.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Berning.

4. SENATOR BERNING:

5. As I indicated in my opening statement, with the tremendous
6. impact of the consolidated elections, the burden on the
7. counties to provide additional equipment is a burden that we
8. ought not to mandate. And if they desire to utilize the
9. mechanical equipment or paper ballots or the combination
10. thereof, we ought to allow them that option. And that's
11. solely what this does is return to local government the prerogatives
12. that they ought to have.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Maragos.

15. SENATOR MARAGOS:

16. Mr. President and members of the Senate. I think this
17. amendment is superfluous because I don't think it's needed.
18. Maybe...one or two counties are there. There's no additional
19. equipment required by...by the fact that we're going to
20. go to consolidated elections and I think this is just another
21. step to prevent one or two counties who haven't fallen in line
22. from falling in line and I think it's wrong because a majority
23. of the counties throughout the State have already complied
24. and have ordered this equipment and I think this is superfluous
25. and unnecessary and therefore, I ask for...that we defeat this
26. amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there further discussion? Senator Schaffer.

29. SENATOR SCHAFFER:

30. Mr. President, as I understand Senator Berning's amendment,
31. it does make sense to me because particularly in the beginning,
32. we're going to find some precincts that fall in a absolute deplicity
33. of election districts and it may well be that the electronic

1. capabilities of the votomatic systems are limited or that to make
2. the votomatics work, we would have to come up with the program
3. and therefore a ballot that was so complicated as to effectively
4. confuse the voter and disenfranchise him. It seems to me that
5. we ought to give our local elected officials the options they
6. need to effectively implement election consolidation and while
7. I'm not sure that the amendment is in exactly the form I would
8. want it in, and I think it does, in fact, have some of the
9. faults that Senator Donnewald mentioned. I do very much see the
10. need for this type of flexibility if...particularly until
11. that interim period is over when we have our election districts
12. and boundaries redesigned to provide for the smooth implementation
13. of election consolidation. And on that basis, I'm prepared
14. to support this amendment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Rhoads. Oh, Senator Graham.

17. SENATOR GRAHAM:

18. Yes...thank you, Mr. President. I understand the interest
19. of Senator Berning in proposing this amendment. Over the period
20. of years, however, we have found that some of the accusations
21. of fraud which is often excused by calling it human error,
22. perhaps has come about because of the fact that too much
23. flexibility was given to the election authorities in some areas
24. of the State. Now, I think at the time, Senator Berning, that you're
25. considering the flexibility and the options of local government
26. to operate these elections, at the same time we should give some
27. personal consideration to the inabilities of some election
28. authorities to want to do a good job or some of them who want
29. to do a bad job. Now, it was a great feeling through the many
30. years that there was less error...almost no error in the
31. operation of elections when they had the use of the punch-o-matic
32. voting machines, the Harris type. Well, I think if we're going to allow
33. some authorities to opt out so to speak with regard to the types
34. of ballots they use, we ought to give some thought to the possibility

1. that we're going back to the piece of lead pencil inserted under
2. the fingernail of someone who is marking the ballots outside
3. of a polling place before the people get in. I think we have
4. to give some serious consideration to that knowing full well
5. that the lack of various areas being coterminous does present
6. a problem. I...I am just fearful that some authorities may
7. choose to opt out not for the purpose of accomodating people,
8. for the purpose of accomodating those who are running
9. the elections. It scares me a little bit.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Further discussion? Senator Maragos
12. for a second time.

13. SENATOR MARAGOS:

14. Mr. President and members of the Senate I would like to
15. state that the...2554...House Bill 2554 as it is before us now,
16. already provides that in certain municipal elections and local
17. elections the election authorities may use a paper ballot.
18. And I want that to be stressed right at this time and
19. that's why I think for only the general elections where we should
20. have uniform balloting, that this would in many ways,
21. turnus back, as Senator Graham said, back to the horse and buggy
22. days and therefore, I think we should defeat this amendment.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Berning may close. Senator Kenneth Hall. Excuse
25. me, Senator Berning. Senator Kenneth Hall, did you wish to
26. speak on this amendment? I have...okay. Senator Berning may close.

27. SENATOR BERNING:

28. Thank you, Mr. President. I just would like to comment that
29. it is inappropriate for us to be critical of other elected
30. officials. It seems to me it's something like the kettle
31. calling the pot black. All of us in this Body and in the General
32. Assembly certainly are not free of some basis for criticism.
33. And I also then would like to comment that many of us here

1. owed our election, initially, if not to this Body to some earlier
2. elected post, as the result of a paper ballot election.
3. Now, as Senator Maragos has just stated, there is provision under
4. certain circumstances for the utilization of paper ballots.
5. What is correct in one instance ought to be correct in other
6. instances. I submit to you, Mr. President and members of the
7. Senate, that there will be instances at the county levels
8. where it is going to be almost impossible to satisfactorily
9. conduct an election with the mandate to utilize electronic
10. voting devices and the punch card system. It is for that reason
11. only to allow the flexibility, to reaffirm and reestablish
12. local governmental option that I offer this amendment. I think
13. it is appropriate. It's defensible. It's justified. It
14. certainly in no way will encourage duplicity or dishonesty and
15. I urge an Aye vote, Mr. President.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. On the motion to adopt. All in favor say Aye. Opposed
18. Nay. In the opinion of the Chair, the negatives prevail and the
19. amendment is not adopted. Further amendments?

20. SECRETARY:

21. Amendment No. 7 offered by Senator Rhoads.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Rhoads is recognized on Amendment No. 7.

24. SENATOR RHOADS:

25. Thank you, Mr. President. A few moments ago, I offered and
26. withdrew an amendment with a delayed effective date of one
27. year. After talking with some members on both sides of the aisle,
28. I...I've had a change of heart and I'd like to offer it at this
29. time. Again, this is the delayed effective date of one year
30. rather than the two that is currently on the bill. I understand
31. it is not able...to Table Amendment No. 2, but I offer this as
32. Amendment No. 7 for a one year delayed effective date to December
33. the 1st, 1979. I urge its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is...is there discussion of the motion? Senator Maragos.
3. SENATOR MARAGOS:
4. If it's the will of this Body, I also move for the adoption
5. of Amendment No. 7.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Further discussion? Senator Nimrod.
8. SENATOR NIMROD:
9. Yeah, Mr. President. A question of the sponsor.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Indicates that he will yield. Senator Nimrod.
12. SENATOR NIMROD:
13. Yeah, Senator Rhoads, I just...you know, you're presenting
14. the amendment to change it from two to one and we've gone through
15. a great deal of discussion and understanding over this
16. several months here...about two years. Why do we want to have it
17. one year instead of two?
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Rhoads.
20. SENATOR RHOADS:
21. I have never been for a two year delayed effective date.
22. I offered the one year delayed effective date on the Senate Bill
23. which was Senator Maragos's bill, which went over to the House.
24. The two year delayed effective date went on in committee.
25. I opposed Senator Maragos's Amendment No. 2 which was adopted
26. a little while ago. I think two years is just a...a smokescreen
27. for trying to kill consolidation altogether and I am not
28. for that. I am for consolidation. But I do think we need a one
29. year time delay to get this thing in shape for administration
30. at the local level.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Further...Senator Nimrod.
33. SENATOR NIMROD:
34. Thank you, Senator Rhoads. In that case, I just want you to

1. know I am opposed to this amendment. I think we do need the time
2. for the very reason you stated. There are local officials
3. who have been working and I have been assured that there would be
4. a two year delay and I think we would be breaking a breach
5. of faith with those people...with those local elected officials
6. and many of our constituents who...making plans to adapt themselves
7. to this consolidation which I support, but I do think they
8. are entitled to the time before the bill goes into effect.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Bowers.

11. SENATOR BOWERS:

12. Mr....thank you, Mr. President. Would the sponsor yield?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Indicates that he will yield.

15. SENATOR BOWERS:

16. I'm sorry. Well, either one of the two...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Rhoads is the sponsor of this particular amendment.

19. Senator Maragos...

20. SENATOR BOWERS:

21. Well, I...I...there's confusion on this side of the aisle
22. and I just want to be sure it's cleared up. If we adopt this
23. amendment, we will, in effect, be saying there's going to be
24. a one year delay. If we do not adopt it, the present posture
25. of the bill is that there is a two year delay, is that correct?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Rhoads.

28. SENATOR RHOADS:

29. Yes, that is correct, Senator.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Bowers.

32. SENATOR BOWERS:

33. Well, then, Mr. President, I would like to rise in opposition

1. to the amendment. It seems to me that two years is not too
2. long, frankly, and I...I wish the sponsor would...of the bill
3. itself would reverse his position because I'm informed that in
4. my county, for instance, if, in fact, we were not to delay this,
5. there would have to be some one thousand separate ballots
6. in an election because of the overlapping of districts and it
7. just is not workable so that to suspect that you're going to
8. correct all of this in one year is totally impossible and
9. I think we might as well bite the bullet now and go for a two
10. year...two year delay.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Maragos.

13. SENATOR MARAGOS:

14. So the record is clear, the reason that I stated as long
15. as...a few of the amendments that I didn't want put on,
16. we came out of committee that I wanted adopted, especially
17. No. 1 which was not adopted, with the understanding there would be
18. a two year delay to correct all these things, now I say if that's
19. the will of this particular Body that we put on all these amendments
20. or not put them on as they came out of committee, then I say
21. do whatever you wish. That's all I'm trying to bring out to you.
22. I'm in favor of it one way or the other this whole particular
23. situation.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. Mr. President, this smokescreen here would be humorous
28. if it wasn't tragic for the taxpayer. Let's face facts,
29. Gentlemen and Ladies of this Body. We could implement this law
30. by July 1 of this year, if we really wanted to. We certainly
31. could implement this law intelligently by the first of next
32. year if we really wanted to. The two year delay is proposed
33. by those people who are opposed to election consolidation in any

1. form. Those people who wish to sneak the tax referendums
2. by with a five percent voter turnout who want to be elected by
3. a seven percent voter turnout, who do not, in fact, wish
4. to see local government responsible to the people. A two year
5. delay is unconscionable. It's unnecessary. The one year delay,
6. in my opinion, is still regrettable at the very best.
7. This amendment should be put on and without it, the bill should
8. be defeated.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Wooten.

11. SENATOR WOOTEN:

12. Thank you, Mr. President. The points Senator Schaffer makes,
13. I think, are absolutely correct. There has been talk of a breach
14. of faith. The breach of faith is with various elected officials
15. for whom this is a real inconvenience. To delay it is a breach
16. of faith with the voters.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Rhoads moves the adoption
19. of Amendment No. 7. Those in favor will vote Aye. Those
20. opposed will vote Nay. The voting is open. Have all voted who
21. wish? Have all voted who wish? Take the record. On that
22. question the Ayes are 35, the Nays are 13. Amendment No. 7
23. is adopted. Senator Maragos.

24. SENATOR MARAGOS:

25. Are there any other amendments?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. I was just about to ask the Secretary. Further
28. amendments?

29. SECRETARY:

30. No further amendments.

31. SENATOR MARAGOS:

32. Now, I would like to hold this bill on 2nd reading to see
33. what the full...to digest the full effect of all the amendments

1. at this time and then...that's why I asked for this to be held
2. on 2nd reading.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. For what purpose does Senator Graham arise?

5. SENATOR GRAHAM:

6. Mr. President, in concurrence with the thinking of Senator
7. Maragos, I think and I do hereby request that all of the amendments
8. that were adopted today be assembled in one package and placed
9. upon the desks of the Senators before this bill is...is considered
10. on passage stage. It's just absolutely unbelievable that we can
11. fiddle around with a bill that's been worked on so long here
12. in two or three hours and expect people to be ready to vote for
13. it on passage stage. Talk about unconscionable, talk about a
14. breach of faith, this will be a breach of faith for some
15. voting on a bill they don't understand. And I want to see those
16. amendments on the desks of all those Senators.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Well, Senator, since it's a some five hundred page bill, would
19. it might be more reasonable that the Senators who wish complete
20. copies of the amendments request the Secretary and we will have
21. sufficient copies made and available. All right. ...Glass.

22. SENATOR GLASS:

23. Well, Mr. President, I...I think...and Senator Graham
24. concurred and I know he requested the amendments rather than the
25. bill. I'd like to rise on a point of personal privilege though,
26. and point out to the membership...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator, is it on this bill?

29. SENATOR GLASS:

30. It is not on the bill.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Well, can we dispose of this particular bill?

33. SENATOR GLASS:

Yeah, all right.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Are there further amendments? The bill will be held on the...
3. SECRETARY:
4. No...no further amendments.
5. PRESIDING OFFICER: (SNEATOR BRUCE)
6. ...Order of...the bill will be held on the Order of 2nd
7. reading. Now, Senator Glass on a point of personal privilege.
8. SENATOR GLASS:
9. Well, if...
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Well, now Senator Graham is back on 2554. Senator Graham.
12. SENATOR GRAHAM:
13. I want to reestablish what Senator Glass just said. I didn't
14. request the bill. They're not going to read it anyway. I requested
15. the amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. That...that is correct. And the...Secretary I've spoken
18. to...will have copies of the amendments available to anyone
19. who requests them. Now, Senator Glass on a point of personal
20. privilege.
21. SENATOR GLASS:
22. Well, the point I'd like to make, Mr. President and...and
23. Senators, is that I know our rules require copies of all
24. amendments to be put on everybody's desks, but a few minutes
25. ago, we had distributed on our desks, an amendment that is one
26. hundred and thirty-seven pages long. Fifty-nine copies of that
27. means that there must have been eight thousand and eighty-three
28. pages photocopied and I would just suggest that we use some
29. discretion. If the amendments are lengthy ones, why not
30. have some available with leadership or elsewhere for the members
31. who want them to see because I think we're carrying this
32. to an extreme and...and we should act reasonably on amendments
33. of this size. Thank you.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, there's such a thing as being penny-wise and pound
5. foolish. I think we waste a hell of a lot of other money here
6. in the time that I'm here and I think every Senator is entitled
7. to have such an amendment on his desk and if it warrants
8. a hundred and sixty-five pages, then it must be very important
9. and it should be on every Senator's desk.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Shapiro.

12. SENATOR SHAPIRO:

13. Well, Mr. President and Ladies and Gentlemen of the Senate.
14. Though I sympathize with Senator Glass's plea, I don't think
15. we can suspend the Constitution which requires that each amendment
16. shall be placed on each member's desks prior to final passage.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Maragos.

19. SENATOR MARAGOS:

20. On that subject matter, I think we can cure part of this
21. problem, especially when the sponsor like myself today,
22. gets seven amendments, three of which he had not seen before
23. they are introduced. I think the ad hoc committee
24. that was appointed by this Body to study and in which I had
25. the privilege of being the chairman and reported to everyone
26. here, that we can...Mr. President, will you please get a little
27. order here so I can impress on the fact...on the point that was made
28. by Senator Glass, is the fact that we should not allow
29. amendments on 2nd reading unless they've gone through the amendment
30. process in the...in committee. And if you...if you read that
31. report which we had submitted to the leadership of this Senate,
32. that we said if there's going to be more amendments brought
33. on a bill which...they should be brought back...refer the bill

1. back to...to committee for...for amendment stages, then
2. bring those amendments back on the Floor as recommended by the
3. committee and vote them up or down at that time because I agree
4. with Senator Glass, these are large amendments that come in...
5. are not fully studied by us on the Senate Floor and therefore,
6. we cannot give the attention and the study that we need and
7. therefore, we pass on issues that we are not fully aware
8. of.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Hynes. Did you seek recognition, Senator? Senator
11. Graham.

12. SENATOR GRAHAM:

13. Sometimes, Senator Maragos gets carried away a little bit.
14. Our rules and...and the entire process of State government provides
15. that people may be entitled to introduce amendments on
16. 2nd reading. Now, there is no way that we can ever get out of
17. here and give the taxpayers a break and go home if we're
18. going to take bills that...amendments like these and say, oops,
19. go back to committee, mac, and then bring it back out on the Floor.
20. I think we're entitled to know what the amendments are.
21. I think the sponsors are entitled to know what they are when they
22. are introduced. But to send them back to committee, absolutely...
23. if you want to stay all year, that's the way to do it and
24. the people want us to go home and save them some money.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. House Bill 2570, Senator Hynes. House Bill 2575, Senators
27. Lane and Johns. House Bill 2578, Senator Merlo. House
28. Bill 2619, Senator Collins. Is Senator Collins on the Floor?
29. House Bill 2636, Senator Johns. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 2636.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. There was a request for a fiscal note on
this bill which has been answered. No committee amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Are there amendments from the Floor?
3. SECRETARY:
4. No Floor amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. 3rd reading. Senator Shapiro.
7. SENATOR SHAPIRO:
8. I'm wondering if the sponsor would be willing to bring
9. this back to 2nd reading. We may have an amendment at a later
10. date.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Johns, Senator Shapiro has asked that you would
13. bring this bill back to 2nd reading at a later time.
14. Senator Johns.
15. SENATOR JOHNS:
16. Plenty of time to give me an amendment, Mr. President,
17. and I...I complied with everything up till today and I don't
18. see why it takes any further time to...to do that, ~~yes~~ I really don't.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Shapiro.
21. SENATOR SHAPIRO:
22. Well, Mr. President, I tried to get the attention before
23. the bill was read to request that it be held on 2nd if the sponsor
24. would not agree to bringing it back.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Johns.
27. SENATOR JOHNS:
28. ...here all morning at this desk. I was one of the first on
29. this Floor. No one has communicated with me in the least.
30. I do not like this kind of approach and I...I just will not...
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Johns, perhaps you and Senator Shapiro ought to meet
33. and discuss this matter and we'll come back to it.

1. SENATOR JOHNS:

2. Well, it seems like it's late in the day to start that kind
3. of thing but I'll be glad to talk with him, but right now I say no.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. All right. 26...2619, Senator Collins. Read the bill,
6. Mr. Secretary.

7. SECRETARY:

8. House Bill 2619.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. The Committee on Elementary and
11. Secondary Education offers one amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Collins.

14. SENATOR COLLINS:

15. Mr. President, I move at this time to Table Committee
16. Amendment No. 1 for the purposes of introducing another second
17. amendment which will extend the implementation date of this bill
18. for one year.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there discussion of the amendment? Senator Collins
21. moves the adoption of Amendment No. 1. All in favor say Aye.
22. Opposed Nay. The Ayes have it. The amendment is adopted.
23. Are there further amendments?

24. SENATOR COLLINS:

25. No, no.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Collins.

28. SENATOR COLLINS:

29. I move to Table.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The motion is not to adopt. The motion is to Table
32. Amendment No. 1. Well, if we can...part of the difficulty
33. is having enough order to understand what the sponsor is saying.

1. Senator Collins, Senator Ozinga would like to know the effect
2. of the amendment that you are asking to Table.

3. Senator Collins.

4. SENATOR COLLINS:

5. The...the amendment I'm asking to Table, I'm...was adopted
6. in committee, I'm introducing the same amendment with the
7. exception of the implementation date. And I'm extending the
8. implementation date for one year.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion of the motion to Table Committee Amendment
11. No. 1? All in favor say Aye. Opposed Nay. The Ayes have
12. it. Committee Amendment No. 1 is Tabled. Further amendments?

13. SECRETARY:

14. No further committee amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Amendments from the Floor?

17. SECRETARY:

18. Amendment No. 2 offered by Senator Collins.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Collins is recognized on Amendment No. 2.
21. May we have some order, please. Can we take our conferences
22. off the Floor? Can we clear the aisles? Senator Collins
23. on Amendment No. 2.

24. SENATOR COLLINS:

25. Amendment No. 2 extends the implementation date for the
26. distribution of Title 1 funds until 1979. It also adds a hold
27. harmless provision to the...to House Bill 2619 and it also
28. requires that the State Superintendent of Education...promulgated
29. rules and regulations for the...for an implementation plan,
30. for those districts under provision of this bill and...the plan
31. have to be approved before the implementation of the program.
32. And I move for its adoption.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion of Amendment No. 2? Senator Glass.

2. SENATOR GLASS:

3. Thank you, Mr. President. I have a question of the sponsor.

4. Senator Collins, from your explanation, it sounds to me very
5. much like...that this amendment is very similar to the one
6. that was adopted in committee. It...it had the held harmless
7. provision and can you indicate how this is different than the
8. committee amendment? I...I missed it if you did.

9. SENATOR COLLINS:

10. Okay. As I said before, this is identical to the committee...

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. May we have some order, please? Senator Collins.

13. SENATOR COLLINS:

14. This amendment is identical to the committee amendment
15. with the exception of the implementation date. It merely
16. extends the implementation date for one year. It would
17. start in 1979 instead of this September '78.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Glass.

20. SENATOR GLASS:

21. So that it is still a three year phase in, but it begins
22. in '79 rather than this year. All right. I...thank you. I
23. have no objection to the amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Davidson.

26. SENATOR DAVIDSON:

27. Mr. President, I'd like to ask the sponsor of the amendment...
28. I understand her explanation but we want to look at this
29. amendment and with the understanding that we may want to talk to
30. her on 3rd reading to make sure we...does exactly what it is.
31. We had not seen the amendment until now and just so we have an
32. agreement that we're all on the same track, I can't see her for the
33. Secretary. Are we in agreement or not in agreement?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Collins.

3. SENATOR COLLINS:

4. Yes, there is an agreement. If you would like to have
5. this amendment distributed on your desks, it is a committee
6. amendment, we will do so.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Well...Senator Davidson.

9. SENATOR DAVIDSON:

10. I'm not...I'm not asking for distribution. All I'm
11. asking, Senator Collins, is we want to take a look at it
12. and our staff...looks at it and make sure this bill tracks
13. with what you want to do so we're altogether on the same game
14. plan.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The...the Senator's explanation is that it is identical
17. to the committee amendment which was Tabled except for the date
18. of implementation which is moved back a year.

19. Senator Newhouse. Senator Chew.

20. SENATOR CHEW:

21. Just to elaborate briefly on Senator Davidson. Doctor,
22. I don't believe Senator Collins understood what you said and that
23. was that you would discuss it with her after this amendment
24. was adopted on 3rd reading for an agreement that you wanted
25. your staff to do that. Is that what you said?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. No, that wasn't what I said. The only thing I want to know,
30. we put the...this amendment on in committee, Senator Chew.
31. Then we Tabled that amendment and now there's a change on
32. implementation dates which we had not seen. All I'm
33. asking is before she calls it for 3rd reading, I want to have
34. our staff go over it so that this...we understand what this

1. amendment does or does not do an implementation. There is no
2. other agreement.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Chew. All right. Senator...is there further
5. discussion of Amendment No. 2? Those in favor say Aye.
6. Opposed Nay. The Ayes have it. The amendment is adopted.
7. Further amendments?

8. SECRETARY:

9. Amendment No. 3 offered by Senator Lemke.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Lemke to explain Amendment No. 3.

12. SENATOR LEMKE:

13. What this amendment does is says to these...under
14. the School Code under the family section it calls that they
15. teach the alternatives to abortion in their family life
16. program.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there discussion? Senator Glass.

19. SENATOR GLASS:

20. I...I have a question of the sponsor.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Indicates that he will yield. Senator...Senator Glass.

23. SENATOR GLASS:

24. Senator Lemke, I remember sponsoring a bill to require
25. the teaching of family life in the schools and that was
26. defeated last year. So, I don't...what does your amendment
27. provide, if...if it is taught, that they have to teach
28. alternatives to abortion, is that...is that what the amendment
29. says?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Glass...Senator Lemke.

32. SENATOR LEMKE:

33. What this does is say in the family life if they are teaching

1. the programs which they're teaching now, it's not mandatory.
2. Your bill was mandatory. It says they shall teach the alternatives
3. to abortion.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Glass.
6. SENATOR GLASS:
7. You mean if they do...if they do teach family life in
8. school, is that right, then they have to include alternatives
9. to abortion? I...I have no objection to that. I just...but it
10. doesn't mandate that they teach anything, is that right?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Lemke.
13. SENATOR LEMKE:
14. This mandates them to teach the alternatives to abortion
15. in...in the family life program.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Glass, in answer to your question, the bill...
18. the amendment reads "each school district shall provide
19. courses of instruction designed to promote wholesome and
20. comprehensive understanding of the emotional, psychological,
21. physiological, hygenic and social responsibilities of family
22. life." It is a mandated program. And that the Secretary...
23. the State Superintendent shall provide a course and make it
24. available to the school districts. Is there further discussion?
25. Senator Chew. Senator Collins.
26. SENATOR COLLINS:
27. I rise in opposition to this amendment. And I also
28. resent the fact that Senator Lemke did not inform me that he
29. had such amendment to put on the bill. I have no objection to the
30. concept that he's talking about in this amendment, but I think
31. he should find a more appropriate bill to attach this amendment
32. to and therefore, I ask my colleagues to vote against this
33. amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Chew.

3. SENATOR CHEW:

4. I'd like to know whether this amendment is germane to the
5. bill itself. In my opinion, it...it is not. And...and, of
6. course...going to have to have a ruling on...from the Chair
7. on that and furthermore, it's...it's the courtesy that's
8. extended to a fellow member in the event you have a desire
9. to amend his or her bill. And I would never attempt to put
10. an amendment on a bill unless I had first informed
11. the sponsor of the bill and I understand that is not done.
12. Now, we know the distinguished Senator from the west side
13. tends to have every bill contain something about the Right to
14. Life and...and this other crap that it deals with, which...
15. which he has that right, but we also have a right to
16. ...to...to not only resent it, but to attempt to defeat it.
17. I...I don't know whether we gain political health and strength
18. from the Right to Life Committee and all this kind of other
19. ...well, I won't say what it is, but I just think it's
20. a waste of time and...and the man is too intelligent. He
21. sits around here with a distinguished law degree and he's a
22. friend of mine, but some...some...well, no, it doesn't make
23. him intelligent because he's a lawyer, but it makes him
24. intelligent if he's a friend of mine. Let us not play with this.
25. I think it's too important. I think the...the children of the
26. State of Illinois are deserving of these funds. Senator Collins,
27. who has eloquently agreed to delaying this program for one
28. year, which was not, in fact, a part of the original program
29. and we would ask a ruling from the Chair to ascertain
30. whether this amendment is germane to the bill. And after the
31. ruling, Mr. President, I may have something else different to say.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Chew, your question is to germaneness of the...Amendment

1. No. 3 to House Bill 2619. The bill, as introduced, is...
2. the title of the Act is to amend Section 18-A to the School
3. Code. Since this also...the amendment upon its face, amends
4. that same chapter and section and the title of the...of the
5. Act is so broad that it's the ruling of the Chair that the
6. amendment is germane to the matter before the Body.
7. Senator Chew.

8. SENATOR CHEW:

9. Now, Mr. President, since my distinguished colleague
10. has nothing to do but to fumble with important legislation
11. here with his Right to Life Committee...amendments and et
12. cetera, I would ask that we stand and be counted and just
13. solely defeat the amendment. He really doesn't care,
14. I think he's got it in print that he was looking for as it is
15. now.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Senator Berman. Senator Lemke, I don't
18. believe it was a question...statement. You can...you can handle
19. it on your closing debate. Senator Berman.

20. SENATOR BERMAN:

21. Thank you, Mr. President. I rise in opposition to the amendment.
22. I think that what we do here is a disservice to a sponsor and to
23. a concept that has been worked on at great length. The debate
24. regarding the needs of Title 1 children has gone on for
25. quite awhile. I think that this bill represents a compromise
26. that addresses the needs of Title 1 children and yet is something
27. that can be adequately addressed by the Chicago Board of Education
28. and other school districts throughout the State that have Title
29. 1 children. I think this injects a totally different issue and it
30. causes some of us concern as to how we could handle the bill on
31. 3rd reading, if, in fact, this amendment is adopted. It mandates...
32. the amendment mandates a new program and I think everyone in this
33. Legislature recognizes that one of the largest complaints

1. by every school district in the State is to...is the problem
2. of mandating programs upon local districts without providing
3. necessary funds. I would urge the defeat of this in order
4. to address solely the issue that this bill was intended
5. to address and that is the needs of Title 1 children.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Hynes.

8. SENATOR HYNES:

9. Mr. President, the sponsor of the amendment indicated that
10. it was his intention to provide that in the event the family
11. life courses were offered in a educational institution,
12. that they would...those courses would include alternatives
13. to abortion. This amendment was not drafted in accordance
14. with the sponsor's intentions and I would suggest that before
15. we go forward and mandate courses in family life at every
16. school in this State, we ought to seriously thing about whether
17. that's what we want to do and I...and I would suggest that the
18. sponsor might want to consider taking this amendment out of the
19. record and...and having it rephrased in the...the manner that
20. he indicated earlier and if not this bill, there are other bills
21. amending the School Code that it could be offered to.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Netsch.

24. SENATOR NETSCH:

25. No, I'll pass. Thank you.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Okay. Further discussion? Senator Knuppel.

28. SENATOR KNUPPEL:

29. Well, while I'm in accord with Senator Lemke's theories
30. about right to life and so forth, I don't think that...I agree
31. with everybody else that I don't think that he should impose
32. on a member on this side of the aisle to force...force his
33. amendment on her bill. She doesn't handle that many bills.

1. And I...I think most of us would like for him to at least
2. to try another bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Lemke may close.

5. SENATOR LEMKE:

6. Well, number one, I resent the fact that the individual
7. who said that this bill was put in for my election because
8. number one, I don't need this bill for my election.
9. I have people that work in the precincts and get me elected.
10. They work three hundred and sixty-five days a year and it's
11. not on one...one issue. So, I'm not worried about this as
12. an issue for my election. I'm worried about this issue
13. strictly on one basis. When I can hear a fellow member in
14. this Chamber talk about the right to life of an individual
15. and call it crap, if that's the degrading atmosphere
16. of a Senator in this area to say that this is crap,
17. well, I don't know where we're coming to. And this is a
18. bill that amends the School Code and this is a concept
19. that's most important to me and most important to my constituents
20. and most important to the majority of the people in the State
21. of Illinois. Title 1 money only affects the minority of the
22. people. Right to life affects the majority of the people.
23. And that's who we're representing here, the majority of the people
24. have something to say and they want to have their say.
25. And this is a bill that I put an amendment on because it amends
26. the School Code and it's the only bill around in the Senate
27. that does a general thing as this. It's germane and it's
28. important. As Senator Hynes said, maybe the amendment is
29. not properly drafted. I can't vouch for the Reference Bureau, how
30. they draft amendments. But, I'm willing to reappraise the
31. that the bill is going to be held on 2nd reading and we can redraft
32. the amendment so we can make it to comply. But I don't think this
33. is imposing anything on any member or anything. I get amendments
on my bills and I...they take them and go as they go. Senator Maragos

1. had amendments he didn't know nothing about, so I mean, we're
2. talking about courtesy, then it should apply on every bill and
3. everyplace out and we should have amendments put on.
4. But I'm telling you this right now, this is an important concept
5. to this State. This is something we can do. This is something that
6. we're telling our children that are being taught voluntarily
7. now about family life and they're talking about murdering
8. innocent children, but they don't give them the alternatives
9. to murder and that's what we're trying to do that if they're
10. going to teach these programs, then they better start teaching
11. the alternatives to murder and the killing of the fetuses...
12. fetuses. I'm telling you right now, this amendment is
13. an important issue and I want it on this bill because it's
14. germane to this bill. If we're going to take care of minority
15. students, then let's take care of minority as well as majority
16. students and that's what my amendment does. It doesn't apply
17. just to the majority, it applies to the minority because what
18. we're seeing in the City of Chicago...our Federal courts
19. are striking down and letting minors not get the consent of their
20. parents and they go in and get an abortion. We have these
21. abortion mills that talk these little girls and especially
22. in the poverty areas into abortion so they can make their
23. quick two hundred and fifty dollars off the State. That's
24. what we're talking about here. It's most important that this
25. ...this concept be put on this bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Well, the Senator has closed on the motion to adopt Amendment
28. No. 3. Senator Hynes.

29. SENATOR HYNES:

30. On a point of order, Mr...Mr. President. I believe the
31. sponsor has indicated he is withdrawing the amendment if he has
32. another opportunity to...to offer it, is that correct?

33. Well, then I would suggest that the amendment be withdrawn, the

1. bill be moved to 3rd reading and if the amendment is redrafted,
2. /he have that opportunity at some other point, or on another
3. because there are other bills on the Calendar that relate
4. to the School Code.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Lemke, for the record, the Chair did not hear a
7. motion to withdraw. Is it your motion to withdraw Amendment
8. NO. 3?

9. SENATOR LEMKE:

10. As long as its consideration we'll...we'll...we'll
11. hold this amendment and bring the bill back on 3rd on this
12. bill. On this bill, Charlie. It's my option. Then we'll
13. go with the amended...mandated to the State. Why is this
14. bill more important than the life of an individual?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Collins. Well, Senator Chew, the question is
17. to Senator Collins, who is the sponsor of the bill and...
18. are you rising on a point of personal privilege, not on this
19. bill, Senator? Not on this matter? Well, then Senator Collins
20. is the sponsor and she will have to make the decision.

21. Senator Collins.

22. SENATOR COLLINS:

23. Mr. President and with all respect to Senator Leonard...
24. I mean Senator Lemke, heaven forbid, I would...I really would
25. want to move this bill to 3rd reading and I really would not like
26. to see any other amendment attached to this bill. We've been
27. rassing with this problem over the years. I think we worked out a
28. reasonable compromise. I don't think we need to attach any
29. other amendments to this bill to complicate it...the issue any
30. further and I would like to see this bill moved to 3rd and I would
31. ask that Senator Lemke find himself another vehicle.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Chew.

1. SENATOR CHEW:

2. Yes, Mr. President, I believe the President of the Senate
3. said that there would be some other bill that this amendment
4. possibly could be attached on. The sponsor of the amendment is
5. alluding to the fact that Senator Collins would agree to bring
6. back her bill. Well, I don't think that's the question.
7. The question is the President says he can go to a computer
8. and find a bill that again would be germane to the amendment,
9. that we'll just let 26...or 19 alone.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well, I've suggested to Senator Collins that she just go
14. right ahead and dare Senator Lemke and say yes, I'll
15. put it on 3rd reading and I'll bring it back anytime you want
16. it back or anybody else who wants to try to amend it because
17. if I can't beat the amendment, I can't pass the bill.
18. And I've encouraged her to do this. You don't need thirty
19. votes to beat the amendment but you do need thirty votes to pass
20. the bill. I don't see what difference it makes. He probably
21. will never try it, Senator Collins.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The matter before us is the adoption of Amendment No. 3.

24. Senator Lemke.

25. SENATOR LEMKE:

26. Wait...the amendment...I talked to Senator Hall and I talked
27. to Senator Hynes and the concept is that the bill can be moved
28. to 3rd and with the possibility if we can't find another bill,
29. we have to go on the amendment on this bill or an amendment
30. that's properly drafted. So, all I'm asking is...does that...
31. it's not going to stall the bill another day. It's just a matter
32. of moving it to 3rd and bringing it back. We do it all the time.
33. We do it in the last week, everything. We move every bill and

1. bring them back for the amendments. This is only...amendment
2. and the reasons put on this bill is because the bill is general
3. enough to...where this amendment is germane and this is all
4. I'm asking. It's as simple as that. We'll look around and
5. see what we can do.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. All right. Is your motion to withdraw? Senator Collins
8. has indicated she is going to be reluctant to bring this bill
9. back to 2nd and you will have to discuss that with...with her.
10. There's no agreement as the Chair can hear that the bill will...

11. SENATOR LEMKE:

12. Well, there has to be an agreement.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Well, I'm only the Presiding Officer. I just don't
15. want to have any misunderstandings. Your option is to proceed
16. or withdraw and Senator Collins has...has indicated she will be
17. reluctant to bring it back to 2nd. Senator Hynes.

18. SENATOR HYNES:

19. Well, if this debate continues, we would be better off to go
20. onto the merits of the amendment but let me suggest this that
21. Senator Lemke has indicated if there is another bill around that
22. he can...so he has a chance to offer his amendment, he will do
23. so and if Senator Collins...if there is no other bill, if Senator
24. Collins is willing to bring it back to 3rd reading...I mean to
25. 2nd reading for the purpose of letting him offer the amendment,
26. then I think the amendment will be withdrawn and I would suggest
27. that that would be the course of action to follow.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Collins.

30. SENATOR COLLINS:

31. Okay. I'll...in order to get this bill moved to 3rd,
32. I'll agree, but I would like to say I'm agreeing that I will
33. bring the bill back, you know, if and only if he cannot find

1. another bill, you know. However, but this does not mean then
2. I will accept that amendment.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Lemke. Senator Lemke now moves to withdraw Amendment
5. No...Amendment No. 3. All in favor say Aye. Senator Lemke
6. withdraws Amendment No. 3. The amendment is withdrawn.
7. Further amendments?
8. SECRETARY:
9. No further amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. 3rd reading. House Bill 2663, Senator Harber Hall.
12. Senator Harber Hall on the Floor? Read the bill, Mr. Secretary.
13. SECRETARY:
14. House Bill 2663.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. Amendment No. 1 offered by Senator Knuppel.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Knuppel.
23. SENATOR KNUPPEL:
24. I'd move to withdraw the amendment.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator...moves to withdraw Amendment No. 1. The amendment
27. will be withdrawn. Are there further amendments?
28. SECRETARY:
29. No further amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Weaver, for what purpose do you arise?
32. SENATOR WEAVER:
33. I just wonder'd if the Senator would agree to bring this bill
from 3rd. I may have an amendment for it tomorrow.

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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Harber Hall.

3. SENATOR HARBER HALL:

4. I've agreed with Senator Knuppel that if he has an
5. amendment even tomorrow, that I would bring it back for his and
6. I certainly will for you.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. All right. The bill will be returned to 2nd reading.

9. Is there...are there further amendments? 3rd reading. House
10. Bill 2684, Senators Collins and Clewis. Hold. House Bill 2691,
11. Senator Berman. House Bill 2707, Senators Lemke and Johns.
12. Property tax relief, Senator Lemke. One Floor amendment,
13. a technical amendment I'm told. There's also a fiscal note
14. request and it has not been complied with. The bill will have
15. be...remain on 2nd reading. Senator Lemke.

16. SENATOR LEMKE:

17. Can't we adopt these amendments and get the bill in form?
18. There's a...fiscal notes printed in the book. If you look
19. into the Digest, the fiscal note is printed right into the book.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. But if there's a Senate request, you would have to retype
22. that out of the Digest and present it...

23. SENATOR LEMKE:

24. Okay, that's what's being done. So, that's no problem.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. But we could not move it until such time as that request
27. is complied with. House Bill 2754, Senator Guidice. Read the
28. bill, Mr. Secretary.

29. SECRETARY:

30. House Bill 2754.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. The Committee on Agriculture offers
33. one amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Guidice, will you explain the amendment
3. or Senator Knuppel? Senator Guidice.

4. SENATOR GUIDICE:

5. Thank you, Mr. President. Mr. President, that amendment
6. was offered by Senator Grotberg. I'll have Senator Grotberg
7. explain the amendment. Actually what it does is put the bill
8. in the original form that it was originally and...these
9. particular provisions were amended out. So, I'll yield
10. to Senator Grotberg for the explanation.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Grotberg.

13. SENATOR GROTEBERG:

14. Thank you, Mr. President, members of the Senate.
15. I would move to Table the committee amendment and offer Floor
16. Amendment No. 1.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Can you explain the amendment, Senator?

19. SENATOR GROTEBERG:

20. Fine. The committee amendment amends in in rather poorly
21. constructed language, the exemption of motor racing in the
22. noise pollution field and we narrowed it down considerably
23. in Amendment No. 2...or in the Floor Amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion of the motion to...

26. SENATOR GROTEBERG:

27. To Table.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. To Table...

30. SENATOR GROTEBERG:

31. Or to withdraw.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. No, the motion will be to Table Committee Amendment No. 1.

1. Is there discussion? All in favor say Aye. Opposed Nay. The
2. Ayes have it. Committee Amendment No. 1 is Tabled.
3. Further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Are there amendments from the Floor?

8. SECRETARY:

9. Amendment No. 2 offered by Senator Grotberg.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Grotberg.

12. SENATOR GROTEBERG:

13. Now, members of the Senate, Mr. President. Amendment No. 2
14. exempts as follows from the noise pollution section of the EPA
15. Act, sanction sporting events, meaning national...United States
16. Auto Club, National Association of Stock Car Auto Racing
17. or the Association for Motor Sports and under the request of
18. Senator Shapiro, which I did not realize is a problem in our
19. State, the American Athletic Union, NCAA and Illinois High
20. School Association, who have had events going on that have
21. been football games, et cetera and band concerts and there has
22. been pressure from northern Illinois on these items.
23. It's very specific language. I'd be glad to answer any questions
24. on it. I'm sure Doctor Shapiro...Senator Shapiro would be glad
25. to answer on the high school activities but in...under
26. definitions, we have defined the...the...what the sanction
27. sporting event it and these are the sponsors. So, it is only
28. officially sanctioned events by these organizations that may
29. proceed under this Act and be exempt from noise.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Wooten.

32.

End of reel.

33.

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1. SENATOR WOOTEN:

2. Thank you, Mr. President. Senator, isn't the hooker in this
3. the fact that almost all those things are officially sanctioned?
4. All the auto races, stock car races.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg.

7. SENATOR GROTBORG:

8. They're sanctioned as follows, Senator Wooten. They have
9. to have before, for instance, before one of the major racing
10. events in this State they have to have a test of each auto
11. before it goes in the race. They have the sound and emission
12. equipment. The sound equipment, in particular, and if they got
13. twenty-five or forty cars in the race the added cost to slowdown
14. of the event is a very complicated procedure. I've learned a
15. lot about it dealing with this and that is one of the major
16. complications.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Wooten.

19. SENATOR WOOTEN:

20. It seems to me though that the...what you're saying is we
21. ...remove all noise limitation standards if an event is sanctioned
22. and I know up in our neck of the woods whenever the stock car
23. races get together all those things are sanctioned week after week
24. after week.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Grotberg.

27. SENATOR GROTBORG:

28. There're sanctioned on an extended regulation that hasn't...
29. this...we both know this has been kicking around this General
30. Assembly a long time. This should narrow it down.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Wooten.

33. SENATOR WOOTEN:

1. Narrow it down in what way? Are you saying that by exempting
2. sanctioned racers we are going to have some abatement of noise. It
3. would seem to me that that is doing it a very artful and difficult
4. way. If we just keep them under the regulations then we accomplish
5. that purpose of putting some kind of reasonable cap on the noise
6. levels. I'm not aware if EPA's put anybody out of business in this
7. regard.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Grotberg.

10. SENATOR GROTBURG:

11. May I yield to Senator Mitchler?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Mitchler. Would the Gentleman in front of Senator
14. Mitchler break up your caucus, please? Senator Mitchler.

15. SENATOR MITCHLER:

16. Mr. President and members of the Senate. There exists now
17. and has for a number of years different race tracks, automobile
18. race tracks, drag strips, these are ongoing operations. They get
19. rather large attendance. Normally they operate on one day a week.
20. They usually don't operate every day of the week. This amendment
21. to the bill that Senator Grotberg is putting through would exempt
22. these legitimately operating sporting events involving race cars
23. from rules and regulations of the Pollution Control Board that if
24. they were implemented as promulgated by the Pollution Control Board
25. would literally put them out of business. Now I happen to have
26. a drag strip one quarter of a mile from my home. This was opened
27. by two brothers that owned a farm. They were interested in this
28. type of an operation by local people who were interested in drag
29. racing. I believe this has been...in operation for in excess of
30. some twenty years. I think 1954 was the first year it started
31. operation. It started out in a corn field and developed into a
32. paved track. I've attended these meets long before I came to the
33. Senate. In fact, I helped them out when they got started announcing

1. the times of the dragsters. I have found that these are very
2. beneficial because they are an educational proving ground for
3. young people that go there that are involved in the mysteries
4. of the motor. What makes a motor tick, how they can improve it.
5. They're the people that work in the garages in...they're mechanics.
6. Some are very talented, some are in the learning stage and the same
7. way with motor car racing in its entirety. Now there's no way
8. that you can operate one of these motor tracks without noise. I
9. get the heat from a lot of people. It's very limited that when
10. they operate on Sunday that there's noise. I say how long have
11. you lived in the area. Well this is our second year. I said the
12. track has been here since 1954 and it's no different than when
13. they hit a home run at the White Sox Ball Park a cheer comes
14. from the crowd. How can you control some of these legitimate
15. noises and with this bill and the amendment that Senator Grotberg
16. has on is...is for the people. For these that have been operating.
17. What do you want to do? Put them out of business and yes, the
18. bureaucrats in the Pollution Control Board a delight in putting
19. these out of business. You have the...the legislation that
20. prohibited burning. You couldn't...a farmer couldn't burn his
21. tree stumps on his south forty and I think it...that's what the
22. people want represented here and this is a good amendment and I
23. worked it out with Senator Grotberg after our committee hearings
24. and hearing the people and I would ask for full support. I'll be
25. glad to answer any questions and...and help...if people wonder
26. what this amendment and the bill is about.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Glass.

29. SENATOR GLASS:

30. Mr. President and Ladies and Gentlemen of the Senate. This
31. bill as I see it without the amendment is very similar to Senator
32. Guidice's Senate Bill 1515 which we let out of the Rules Committee
33. on the understanding that it was an emergency because it dealt with

1. a problem that certain gun and ski clubs have but we specifically
2. got an agreement from Senator Guidice that he would not add
3. racing motor cars. I know he's not putting this amendment on but
4. I...I don't think this is an emergency. I think this is within
5. the purview of the EPA. We ought not to be taking over their
6. function while they're still operating. I don't think this is
7. a good amendment. I think it should be defeated.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there further discussion? Senator Shapiro.

10. SENATOR SHAPIRO:

11. Well, Mr. President and Ladies and Gentlemen of the Senate.
12. What Senator Glass has just said as far as the Rules Committee
13. was concerned is correct but after that time it was brought to
14. my attention that the noise levels at athletic contests throughout
15. the State of Illinois are above the standards set by the EPA and
16. any citizen could shut down an athletic event just from the cheering
17. so on and so forth and I would submit their rather facetiously that
18. sometimes the noise level in this Chamber probably exceeds the EPA
19. standards so I'm in favor of the amendment as it concerns athletic
20. events and that and I would urge adoption of it.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there further discussion? Senator Demuzio. Senator Rock.
23. Senator Demuzio.

24. SENATOR DEMUZIO:

25. Ah well, thank you, Mr. President. I just like to ask...ask
26. the sponsor of the bill a question if I may?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Indicates he will yield. Senator Demuzio.

29. SENATOR DEMUZIO:

30. I'm not the sponsor of the bill but the question is, Senator
31. Guidice, the...if you move this bill to 3rd reading would you be
32. in favor of bringing it back if I have another amendment tomorrow?
33. Since the Rules Committee and Senator Shapiro have changed their

1. mind in reference to this bill why I have something else in
2. mind that I would like to try tomorrow if you don't mind. Thank
3. you.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Guidice. The sponsor indicates he will bring the bill
6. back, Senator Demuzio. Is there further discussion? Senator
7. Wooten.

8. SENATOR WOOTEN:

9. I simply want to point out to Senator Shapiro and to others
10. that that is a facetious argument. You're talking about inter-
11. mitten noise. The Pollution Control Board or EPA can deal with
12. that very easily as it has dealt with race...race tracks. There
13. has been no problem and I submit to you that there is no reason
14. why we should make the exemption when everything seems to be
15. handled rather nicely. There's no serious question about athletic
16. events. This is just another ploy in the racing people to try to
17. get that total exemption in and I don't believe we should deceive
18. ourselves. The agreement was that this bill would go through
19. unamended. If it doesn't why then I have some interesting things
20. I'd like to do in violation of commitments made to the Rules
21. Committee regarding something about the telephone company 3058.
22. I think we can get to those things too, but the agreement was
23. that it was only to deal with this narrow area so let's keep it
24. to that.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Grotberg, to close the discussion on Amendment No. 2.

27. SENATOR GROTBORG:

28. Well there are several items of interest regarding this amendment.
29. First of all, this is a revised committee amendment. We did
30. consider it in committee. It was poorly drafted. For your
31. edification, Senator Wooten, and you're one of the most edified
32. gentlemen on the Floor of the Senate so I really am...am hard
33. pressed to edify you on anything. It was Northern Illinois

1. University that called in to Senator Shapiro. This is not a
2. ploy. They have been aware for some time. They've got enough
3. flaming liberals on their campus to shut down anything so that
4. by amending in the sporting activities of the...NCAA maybe the
5. NAACP will be next and...and the High School Association
6. and the...National Athletic Union we have not harmed anybody.
7. Once in awhile you have to speak for your people. I would remind
8. you that for skeet shooting, I have shot skeet and I find that
9. there's one man that throws out some pigeons and a whole lot of
10. guys shooting their guns. When you talk about sport racing
11. we're talking about thousands of employees in the State of
12. Illinois that generate income and take care of those people
13. who enjoy that kind of sport. I have two such tracks in my
14. district. They've been hounding me for my six years in the
15. Legislature. They are constantly hounded by the Pollution Control
16. Board and the EPA or whoever exercises the options on these and
17. therefore, we all know this is an old bill in that format. In
18. order to narrow it down we did dignify that sport by only those
19. sanctioned and I must remind you to read further and I regret not
20. having mentioned it, it is sanctioned motor racing event at motor
21. racing facilities in existence prior to January 1, 1975. Nobody
22. can come in under this and start a new track and be exempt from
23. anything. So that we...we'd have the grandfathering element to it.
24. The bill was brought to me by the Chairman of the Board of
25. Directors of the Indianapolis 500, number one racing fan
26. in the United States, racing participant, helped me draft it. He
27. lives in Illinois. I recommend highly that the sport as such has
28. everything going for it that horse racing doesn't. I don't go to
29. the damn things, I'm sorry. It's not my thing, but I do respect
30. the other guys rights to do his thing and there are thousands in
31. Illinois trying to do their thing and living daily under the cloud
32. of the noise pollution of the Pollution Control Board authority so
33. I would just like to see this thing go and that won't hurt Mr.

HB 2775
For Record
9/21/78

1. Guidice's bill at all. Thank you very much. Please vote Aye...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion...the motion is to adopt Amendment No. 2. Senator

4. Guidice.

5. SENATOR GUIDICE:

6. Thank you, Mr. President. In keeping in...in line with my

7. original agreement with the Rules Committee I take no position

8. on the amendment.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. On the motion to adopt all in favor say Aye. Opposed Nay.

11. Roll call. Those in favor vote Aye, those opposed vote Nay. The

12. voting is open. Senator Newhouse, vote me No. Have all voted who

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

14. the Ayes are 29, the Nays are 16, 5 Voting Present. Amendment No.

15. 2 is adopted. Further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. 3rd reading. For what purpose does Senator D'Arco arise?

20. SENATOR D'ARCO:

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

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. State your point.

24. SENATOR D'ARCO:

25. In the gallery behind me are the parents and uncle and aunt

26. of Senator Guidice and I would just ask that they stand and rise

27. and be recognized by the Senate.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. On page 12 of House Bills, 2nd reading, 2757, Senator

30. Davidson...Glass...-Davidson. Senate Bill 2775, Senator Rock.

31. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 2775.

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?
5. SECRETARY:
6. Amendment No. 1 offered by Senator Rock.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Rock.
9. SENATOR ROCK:
10. Thank you, Mr. President and Ladies and Gentlemen of the
11. Senate. This is the bill that concern itself...it's an amendment
12. to the Criminal Code and concerns itself with the question of
13. child snatching. There was an agreement I was informed by the
14. House sponsor that the bill would be amended in the Senate to
15. provide that one is not culpable or guilty of this Class IV
16. felony if, in fact, within seventy-two hours of the removal or
17. concealment of such child is submitted the child to the jurisdiction
18. of a court within this State. This is an attempt, I think, to
19. alleviate some concern that when, in fact, a...the parent who
20. has...does not have lawful custody or legal custody of a child
21. finds the child in straits, for instance on a Friday night, that
22. he would otherwise be guilty of a felony if, in fact, he attempted
23. to remove that child. This says that he's got seventy-two hours
24. within which to bring the child to the jurisdiction of the court
25. and further it says that nothing in this section shall limit the
26. power of any court to punish any person for contempt. Senator
27. Sangmeister questioned that in committee and I thought it was...
28. the idea was a good one and so this amendment does those two
29. things and I would move its adoption.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Netsch.
32. SENATOR NETSCH:
33. Would the sponsor of the amendment yield for a question?

HB 2928
2nd Reading
6-21-78

1. PRESIDING OFFICER:(SENATOR DONNEWALD)

2. Indicates he will.

3. SENATOR NETSCH:

4. Is this the amendment, Senator Rock, you may have said this
5. at the beginning, if so, I'm sorry I missed it but is this the
6. amendment that the original House sponsors of the bill had intended
7. to put on in the Senate?

8. PRESIDING OFFICER:(SENATOR DONNEWALD)

9. Senator Rock.

10. SENATOR ROCK:

11. Yes.

12. PRESIDING OFFICER:(SENATOR DONNEWALD)

13. Is there further discussion? The question is, shall Amendment
14. No. 1 to 2775...House Bill 2775 be adopted? Those in favor
15. indicate by saying Aye. Those opposed. The Ayes have it. Amend-
16. ment No. 1 is adopted. Are there further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER:(SENATOR DONNEWALD)

20. 3rd reading. House Bill 2818, Senator Hickey. House Bill
21. 2828...2928, Senator Vadalabene. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 2928.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. The Committee on Agriculture offers
26. one amendment.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, Mr. President and members of the Senate. I wish at
31. this time to ask leave to Table Committee Amendment No. 1 to
32. House Bill 2928.

33. PRESIDING OFFICER:(SENATOR DONNEWALD)

1. Is there discussion? Senator Vadalabene moves to Table
2. Amendment No. 1 to House Bill 2928. Those in favor indicate
3. by saying Aye. Those...those opposed. The Ayes have it.
4. Amendment No. 1 is Tabled. Are there further amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Just a moment. Are there amendments from the Floor?
9. SECRETARY:
10. Amendment No. 1 offered by Senator Vadalabene.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Vadalabene.
13. SENATOR VADALABENE:
14. Yes, Mr. President, would that be Amendment No. 2 now...
15. SECRETARY:
16. Amendment No. 2.
17. PRESIDING OFFICER:(SENATOR DONNEWALD)
18. Just a moment. That's Amendment No. 2. Proceed.
19. SENATOR VADALABENE:
20. Yes, Mr. President, Amendment No. 2 when the bill was originally
21. drafted no bonding provisions were included. The bond provisions
22. in this amendment are taken from the Special Service Areas Act.
23. Now this is a corrected version of the...of House Bill 2928 and
24. I move for the immediate consideration and adoptment of Amendment
25. No. 2 to House Bill 2928.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Is there further discussion? The question is, shall Amendment
28. No. 2 to House Bill 2928 be adopted? Those in favor indicate by
29. saying Aye. Those opposed. The Ayes have it. Amendment No. 2
30. is adopted. Are there further amendments?
31. SECRETARY:
32. No further amendments.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

HB 2949
2nd Reading
9/21/78

1. 3rd reading. Senator Johns, for what purpose do you arise?
2. SENATOR JOHNS:
3. I would like for you to call 2790. You skipped it.
4. PRESIDING OFFICER:(SENATOR DONNEWALD)
5. That is an Appropriation bill, Senator...
6. SENATOR JOHNS:
7. I understand. I've talked with leadership here on our side
8. and they said if I want to run it, run it.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. All right. Do we have leave? I did...the Chair did skip
11. the bill because of an Appropriation...
12. SENATOR JOHNS:
13. Yes and I understand your reasoning, Sir.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. All right. As to House Bill...2790. Read the bill, Mr.
16. Secretary.
17. SECRETARY:
18. House Bill 2790.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Are there amendments from the Floor?
23. SECRETARY:
24. Amendment No. 1 offered by Senator Carroll.
25. PRESIDING OFFICER:(SENATOR DONNEWALD)
26. Senator Carroll. Senator Carroll on the Floor? We'll have
27. to take that out of the record, Senator Johns. Senator Carroll
28. is not on the Floor. Take it from the record. House Bill 2949,
29. Senator Collins. Read the bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 2949.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. The Committee on Public Health, Welfare

1. and Corrections offers two amendments.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Collins.

4. SENATOR COLLINS:

5. Mr. President, I move to Table Committee Amendment No. 1

6. for the purposes of offering a corrected amendment. In the rush

7. to get the bill drafted there were several words left out so

8. I would like to Table that amendment and offer the same amendment

9. with the additional...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there...is there discussion? The question is, shall

12. Amendment No. 1 to House Bill 2949 be Tabled? Those in favor

13. indicate by saying Aye. Those opposed. The Ayes have it.

14. Amendment No. 1 is Tabled. Amendment No. 2. Senator Collins.

15. SENATOR COLLINS:

16. ...Committee Amendment No. 2 is merely a technical amendment.

17. It corrects the...the numbering of the Sections and I move for its

18. adoption.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there discussion? The question is, shall Amendment No. 2

21. to House Bill 2949 be adopted? Those in favor indicate by saying

22. Aye. Those opposed. Amendment No. 2 is adopted. Amendment...

23. SECRETARY:

24. No further committee amendments.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Are there amendments from the Floor?

27. SECRETARY:

28. Amendment No. 3 offered by Senator Collins.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Collins.

31. SENATOR COLLINS:

32. Amendment No. 3 clarifies the language which refers to a

33. common system to any changes this to read a common meter because

1. there was some ambiguity over whether or not we were concerned
2. with one meter or one common system and when you talk in terms
3. of utilities that could have meant the whole system in the City of
4. Chicago, for example, so we specified that we're talking about
5. one meter where all of the tenants receive their utility services
6. through that one meter. It also limits the provisions of this
7. bill to buildings with three or more residential apartments and
8. I move for the adoption of Amendment No. 3.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? The question is, shall Amendment No. 3
11. to House Bill 2949 be adopted? Those in favor indicate by saying
12. Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted.
13. Are there further amendments?

14. SECRETARY:

15. Amendment No. 4 offered by Senator Collins.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Collins.

18. SENATOR COLLINS:

19. On Amendment No. 4 clarifies Amendment No. 1 that the receiver
20. has a limited responsibilities and that such...after he receives
21. the funds the rent that would come to him...the remainder of the
22. rent other than that that is used for payment of current
23. utility bills and back utility bills the remainder of the money
24. will be remitted to the courts are to be used as the court directed
25. and I move for its adoption.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? The question is, shall Amendment No. 4
28. to House Bill 2949 be adopted? Those in favor indicate by saying
29. Aye. Those opposed. The Ayes have it. Amendment No. 4 is
30. adopted. Are there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. 3rd reading. Senator Johns, for what purpose do you arise?
2. SENATOR JOHNS:
3. I'd like leave of the Body to return to 2790 upon the return
4. of Senator Carroll to his desk.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Do we have leave? Leave is granted. House Bill 2950, Senator
7. Collins. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 2950.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Are there amendments from the Floor?
14. SECRETARY:
15. Amendment No. 1 offered by Senator Collins.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Collins.
18. SENATOR COLLINS:
19. Mr. President, Amendment No. 1 is a compromise agreement
20. worked out with the utility companies and those persons who
21. had some concerns about House Bill 2950 and what it does its
22. also requires that the customers must notify the utility company
23. within thirty days of an unreasonable high level of consumption. The
24. utility company will then investigate that complaint and then if
25. they find that there is a tap the utility company would then
26. determine whether or not the third party of the...of the beneficiary
27. of the tap is the landlord and then the utility company or the
28. customer may petition the court to appoint a receiver who would
29. collect the rents and pay...and pay the back bill. They also...
30. the amendment also requires that...that if there has been no tap
31. found that the utility company would notify the customers of their
32. rights to go before ICC for the...some decisions about the case and
33. I move for its adoption.

HB 3006
2nd Reading
6-21-78

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Is there further discussion? The question is, shall
3. Amendment No. 1 to House Bill 2950 be adopted? Those in favor
4. indicate by saying Aye. Those opposed. The Ayes have it.
5. Amendment No. 1 is adopted. Are there further amendments?
6. SECRETARY:
7. No further amendments.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. 3rd reading. House Bill 2963, Senator Lemke. House Bill
10. 2969. House Bill 3006, Senator D'Arco. Read the bill, Mr.
11. Secretary.
12. SECRETARY:
13. House Bill 3006.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Judiciary II offers
16. one amendment.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator D'Arco.
19. SENATOR D'ARCO:
20. I move to Table Committee Amendment No. 1.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Is there discussion? The motion is to Table Committee
23. Amendment No. 1 to House Bill 3006. Those in favor indicate
24. by saying Aye. Those opposed. The Ayes have it. Amendment No.
25. 1 to 3006 is Tabled. Are there further amendments?
26. SECRETARY:
27. No further committee amendments.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Are there amendments from the Floor?
30. SECRETARY:
31. Amendment No. 2 offered by Senator D'Arco.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator D'Arco.

1. SENATOR D'ARCO:

2. Amendment No. 2 corrects an inequity that we had in
3. Amendment No. 1 in the committee providing that the judge
4. would have discretion as to what happens to a persons driver's
5. license upon conviction and/or a supervision disposition so
6. Amendment No. 2 corrects that problem and I would move for its
7. adoption.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? The question is, shall
10. Amendment No. 2 to House Bill 3006 be adopted? Those in favor
11. indicate by saying Aye. Those opposed. The Ayes have it.
12. Amendment No. 2 is adopted. Are there further amendments?

13. SECRETARY:

14. Amendment No. 3 offered by Senator Bowers.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Bowers.

17. SENATOR BOWERS:

18. Thank you, Mr. President. When we passed the overall crime
19. legislation in the last Session as you know House Bill 1500 was
20. the vehicle. One of the provisions in that...there was a three
21. time loser provision that was prospective, however, when we got
22. down to that provision we inadvertently, apparently put into it
23. a provision that said, in effect, that if you commit one murder
24. or two murders you can get the death penalty but if you commit
25. a third murder you could not get the death penalty. This merely
26. corrects that, what I'm sure was not the intent of the General
27. Assembly. This corrects that provision and I would move the
28. adoption of the amendment.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? The question is, shall Amendment
31. No. 3 to House Bill 3006 be adopted? Those in favor indicate by
32. saying Aye. Those opposed. The Ayes have it. Amendment No. 3
33. is adopted. Are there further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. 3rd reading. House Bill 3023, Senator Lemke. House Bill
5. 3053, Senator Davidson. House Bill 3112, Senator Lane. Read
6. the bill, Mr. Secretary. Will the members clear the aisles so
7. Senator...so we see Senator Lane.

8. SECRETARY:

9. House Bill 3112.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. The Committee on Local Government offers
12. one amendment.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Lane.

15. SENATOR LANE:

16. Thank you, Mr. President. Amendment No. 1 exempts the State
17. from reimbursing a unit of local government or school district for
18. a mandated program when the General Assembly must enact such a
19. program to comply with the Federal...Federal mandate. It also
20. requires the State Board of Education to estimate the expenses
21. of mandated programs for school districts and the amendment
22. clarifies means by which the Comptroller would pay claims during
23. the initial Fiscal Year following enactment and during subsequent
24. Fiscal Years. It also clarifies other language in the bill. I
25. move for the adoption.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there further discussion? Senator Buzbee.

28. SENATOR BUZBEE:

29. Mr. Chairman, I wish that...Oh, I see Senator Berman is back
30. on the Floor. This bill...I'm sorry, Senator, would...would you
31. say...did you say that what the amendment would do is that it says
32. that if the Feds put a mandate on us that the State does not have
33. to come up with the money. Is that...is that the gist of your

1. amendment?
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senator Lane.
4. SENATOR LANE:
5. Correct. That's correct.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Buzbee.
8. SENATOR BUZBEE:
9. I...I wonder if...if he would mind to hold this bill just a
10. minute and get back to it in just a minute?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Take it from the record. House Bill 3113, Senator Lane.
13. Senator Lane.
14. SENATOR LANE:
15. Hold that. Hold it.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. House Bill 3157, Senator Leonard. House Bill 3160, Senator
18. Lane. House Bill 3161, Senator Leonard. Read the bill, Mr.
19. Secretary.
20. SECRETARY:
21. House Bill 3161.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Are there amendments from the Floor?
26. SECRETARY:
27. No Floor amendments.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. 3rd reading. House Bill 3167, Senator Hynes. Read the bill,
30. Mr. Secretary.
31. SECRETARY:
32. House Bill 3167.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Executive offers
2. two amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Hynes as to Amendment No. 1.

5. SENATOR HYNES:

6. Amendment No. 1 was offered at the request of the Chicago
7. Association of Chamber...Chicago Association of Commerce and Industry
8. which is supporting this bill in order to tighten it up and it
9. would place a ten million dollar limit on any individual loan
10. and remove the interest rate limitation of six percent so that the
11. bonds could be sold at whatever the...the legally permissible and
12. market rate would be and I think it does improve the bill and I
13. would move the adoption of the amendment.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? The question is, shall
16. Amendment No. 1 to House Bill 3167 be adopted? Those in favor
17. indicate by saying Aye. Those opposed. The Ayes have it.
18. Amendment No. 1 is adopted. Amendment No. 2. Senator Hynes.

19. SENATOR HYNES:

20. Amendment No. 2 specifies that the authority has the power
21. to make loans. This is important in...in that it will allow the
22. Small Business Administration to guarantee loans in appropriate
23. cases. I think this is a desirable amendment and I would move
24. its adoption.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there discussion? Senator Rhoads.

27. SENATOR RHOADS:

28. What...what is the guarantee of the loans? What...who's
29. faith and credit is...is pledged behind it?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Hynes.

32. SENATOR HYNES:

33. Of the overall loans or the loan that we're referring to here?

1. These are Revenue Bonds and that...and the...the...to be repaid
2. by the...the revenues from the projects.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Glass.

5. SENATOR GLASS:

6. Well thank you, Mr. President. I'd like to ask Senator
7. Hynes a question also. Senator Hynes, your explanation of
8. the last amendment as I understood it was that the loans would
9. be authorized to a limit of ten million dollars and without a
10. cap on the interest rate and I...so I was a little confused
11. with another amendment to authorize loans. I thought the bill
12. already did that.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Hynes.

15. SENATOR HYNES:

16. You're referring to Amendment No. 2 now?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. He indicates he is.

19. SENATOR HYNES:

20. The...the amendment would include the language necessary
21. to allow the Small Business Administration to guarantee these
22. loans. The original language in the bill created some doubt
23. as to whether the Small Business Administration could be
24. involved and this is the language that is necessary to make
25. it clear that in...in appropriate case SBA could be involved
26. in...in guaranteeing these loans.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? The question is, shall
29. Amendment No. 2 to House Bill 3167 be adopted. Those in favor
30. indicate by saying Aye. Those opposed. The Ayes have it.
31. Amendment No. 2 is adopted. Are there further amendments?

32. SECRETARY:

33. No further committee amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Are there amendments from the Floor?
3. SECRETARY:
4. No Floor amendments.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. 3rd reading. House Bill 3168, Senator Lemke. House Bill
7. 3177, Senator Savickas-Lane. House Bill 3192, Senator Egan-Carroll.
8. The Secretary advises us that there is a fiscal note request on
9. 3192. 3201, Senator Newhouse. Read the bill, Mr. Secretary.
10. SECRETARY:
11. House Bill 3201.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Are there amendments from the Floor?
16. SECRETARY:
17. No Floor amendments.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. 3rd reading. House Bill 3202, Senator Newhouse. There is
20. a...I've been advised there is a request for a fiscal note on the
21. bill. We'll...the bill will be held. House Bill 3224, Senator
22. McMillan. Read the bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 3224.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Are there amendments from the Floor?
29. SECRETARY:
30. Amendment No. 1 offered by Senator Demuzio.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Demuzio.
33. SENATOR DEMUZIO:

1. Well thank you, Mr. President. Amendment No. 1 to
2. House Bill 3224 is an amendment that would provide that the
3. Pollution Control Board provide that the...the hazardous waste
4. site be maintained for a period of seven years. As you know
5. now the regulation of the Pollution Control Board says that
6. a hazardous waste site has to be maintained for a period of
7. two years but there's nothing in the Statue that says that
8. this site has to be maintained at all and as a result what
9. is happening, I think, is we have to have some protection
10. in the Act to assure that when operators of harzardous waste
11. sites or when a waste site...becomes unproductive or full up
12. the taxpayers, in fact, will be stuck with the bill so this,
13. in fact, will provide that there will be monitoring and
14. maintenance of this site. It provides that a site in the State
15. of Illinois must maintain liability insurance. We are one of
16. the few States in the country that does not provide for this
17. nominal requirement that a person who disposes or stores or
18. transports hazardous waste ought to be able to have a...in the
19. Statute the requirement of liability insurance for the health
20. safety and welfare and protection of the public. It also will
21. provide for a perpetual care fund which is similar to a perpetual
22. care fund that has been created and set up in the area of the
23. nuclear waste sites. The...the perpetual care fund would be
24. one that would be administered by the director of the Environmental
25. Protection Agency and the funds deposited in the account of the
26. State Treasury and if there are any questions I would be happy to
27. ...to answer them.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Grotberg.

30. SENATOR GROTBORG:

31. Thank you, Mr. President and members of the Senate. I marvel
32. at the tenacity of my good friend, Senator Demuzio. These are the
33. exact amendments or the bills that are now reposed in interim sub-
34. committee of which he's the chairman and there is an amendment

1. coming up and a resolution to form a joint House-Senate Committee
2. on hazardous and other wastes. The Governor's bills are in the
3. same subcommittee. My bills are in the subcommittee. Bill Mahar's
4. bills are in the subcommittee. Buzz Yourell's bills are in the
5. subcommittee. It really...Vince, that you're dishonoring your
6. own subcommittee by using this...this...this mode of transportation
7. for your...for...for your renewed energy in the field and believe me
8. there's no harder fighter on this Floor than Senator Demuzio for
9. these issues and I don't want to demean him in any sense but I
10. think that we will spend the summer dealing with this problem
11. and I am forced to rise because there rise...lie all of my bills
12. and everybody else that deal with the subject including waste
13. management in general and it...it's a huge task, has yet to be
14. done and therefore I rise in opposition to this amendment and I
15. presume there'll be several others that follow wherever we can
16. find a vehicle to apply them. I'll make the same speech. I'll
17. just...get up and say speech number one and then we'll take less
18. time. Thank you very much.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Glass.

21. SENATOR GLASS:

22. I...I think Senator Grotberg covered my comments so I'll
23. just say that I oppose the amendment for the reasons he stated.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator McMillan.

26. SENATOR McMILLAN:

27. I'll make my comments quite brief, as well. I do rise in
28. opposition to the amendment. The purpose of this bill is a very
29. narrow and simple one and I think Senator Grotberg has otherwise
30. stated my objections to this amendment. I would urge its defeat.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Senator Demuzio may close.

33. SENATOR DEMUZIO:

1. Well, Mr. President, let me just say that these bills have
2. been around for a long time and Senator Grotberg I appreciate
3. your comments and let me say that if you support this amendment
4. and the next four, an amendment that will be offered on Senator
5. Nimrod's bill there won't be any need for subcommittee because
6. your bills, my bills, the Governor's bills are all in these
7. amendments and it would appear to me that, you know, we're just
8. talking about the fact that we're putting into the Statute
9. mandating that hazardous waste sites have liability insurance.
10. We're writing into the Statute that a site must be monitored
11. and we're writing into the Statute that we have some kind of
12. perpetual care funds to take care of these sites, particularly,
13. for the people who have to bear the burden of having these
14. sites located in, on or around or near a municipality and I
15. can't see anything at all that's of any major consequence with
16. this amendment that would have anyone in this Chamber...not
17. support it. I think it's a pressing problem in the State of
18. Illinois. It is not that controversial that...that my colleagues
19. can't support it and I move for the adoption of the amendment.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. The question is, shall Amendment No. 1 to House Bill 3224
22. be adopted? Those in favor indicate by voting Aye. Those opposed
23. Nay. The voting is open. Have all those voted who wish? Take
24. the record. On that question, the Ayes are 21, the Nays are 29.
25. Amendment No. 1 to House Bill 3224 fails. Are there further
26. amendments?

27. SECRETARY:

28. Amendment No. 2 offered by Senator Demuzio.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Demuzio.

31. SENATOR DEMUZIO:

32. Well thank you, Mr. President. This is a very simple
33. amendment. It pertains itself to the conflict of interest

1. provisions whereby we have had several employees of the Environ-
2. mental Protection Agency that have resigned and have gone into
3. private industry, particularly, the waste industry and what is
4. occurring is that these individuals are those who had previously
5. been involved with the issuance of permits, the establishment and...
6. of the guidelines and writing the rules and regulations for waste
7. sites and now that they are in private enterprise they are back
8. dealing with the same agency or department from...whence they
9. came and I think that for this amendment was patterned after the
10. Federal Statute that says that employees of the USEPA cannot go
11. back and work directly with the agency that it dealt with for
12. a period of two years. This amendment reads the...the same as
13. the Federal Statute and I would ask for your favorable consideration.

14. PRESIDING OFFICER:(SENATOR DONNEWALD)

15. Is there discussion? Senator McMillan.

16. SENATOR McMILLAN:

17. Thank you, Mr. President. Again, I would rise in...in opposition.
18. There...there may, indeed, be a great deal of merit to the substance
19. of the amendment which Senator Demuzio has proposed but it is...is
20. not in line with what this bill is trying to do and I think it
21. deserves consideration on its...on its own merits or demerits at
22. a separate time and I would ask that the amendment be defeated.

23. PRESIDING OFFICER:(SENATOR DONNEWALD)

24. Is there further discussion? Senator Demuzio may close if
25. he wishes.

26. SENATOR DEMUZIO:

27. Well, again, it's a conflict of interest provision and
28. for all of us that are concerned about conflict of interest I
29. would urge my colleagues to...to vote Aye on this...on this
30. amendment and, therefore, I move for the adoption of the amendment,
31. Mr. President.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. The question is, shall Amendment No. 2 to House Bill 3224

1. be adopted? Those in favor indicate by saying Aye. Those
2. opposed. The Nays have it. The Amendment No. 2 fails. Are
3. there further amendments?

4. SECRETARY:

5. Amendment No. 3 offered by Senator Demuzio.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Demuzio.

8. SENATOR DEMUZIO:

9. Well thank you, Mr. President. This is a very simple
10. amendment to House Bill 3224. This amendment says that the EPA
11. will not issue any new permit for disposal of hazardous refuse
12. at any site that's located within the corporate limits of within
13. one half mile of the corporate limits of any city, village or
14. incorporated town and they will not issue any permits that will
15. result in the expansion of an existing refuse disposal site to
16. within one half mile of any city or incorporated town and I
17. would, at this time, like to request a roll call on this one. I
18. missed the last one, Mr. President.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator McMillan.

21. SENATOR McMILLAN:

22. Thank you...thank you, Mr. President. I would rise in
23. opposition again. Again, the merits of this proposal may be
24. there but it is...is quite farafield from the intention of this
25. bill and I would ask that the amendment be defeated.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there further discussion? Senator Demuzio may close.

28. SENATOR DEMUZIO:

29. Well it's not that farafield because the bill pertains
30. itself to the Environmental Protection Act and I would urge
31. my...the members of the Senate to...to vote for this provision
32. and ask for a roll call, Mr. President.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. There is a request for a roll call. Do we have another
2. Senator to join in this request? There is a request. A roll
3. call will be had. The question is, shall Amendment No. 3 to
4. House Bill 3224 be adopted? Those in favor indicate by voting
5. Aye. Those opposed Nay. The voting is open. Have all those
6. voted who wish? Take the record. On that question, the Ayes
7. are 23, the Nays are 27. Amendment No. 3 to House Bill 3224
8. fails. Are there further amendments?

9. SECRETARY:

10. Amendment No. 4 offered by Senator Demuzio.

11. PRESIDING OFFICER: (SENATOR DONNEWALD).

12. Senator Demuzio.

13. SENATOR DEMUZIO:

14. Thank you, Mr. President. This is again a very simple
15. amendment. What this amendment does it says that...it requires
16. that the...the Environmental Protection Agency undertake a study
17. to determine the sources of...of refuse that's generated within
18. the territorial limits of the State of Illinois. The...it takes
19. into consideration the amounts of...of refuse that is currently
20. ...involved. It takes into account the projection of refuse and
21. hazardous waste of the future. It would be charged...the part of
22. the study would be charged with the identification of locations suitable
23. for hazardous refuse treatment and for disposal and identification
24. of those sites that are...are deemed to be not suitable and it would
25. require that the EPA consider the variations in the State of
26. Illinois in respect to climate, geology, population density and
27. what have you and it would require that the study be completed
28. and that the recommendations of that are developed...be adopted
29. by the Pollution Control Board and the study would be done by
30. no later than January the 1st of 1982 and, therefore, I move for
31. the adoption of this amendment and request a roll call.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator McMillan.

1. SENATOR McMILLAN:

2. Thank you, Mr. President. Again, with...with all due respect
3. to the sponsor of the amendment as the sponsor of the bill I would
4. ask that this amendment be defeated.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further debate? Senator Demuzio may close if he
7. so desires.

8. SENATOR DEMUZIO:

9. I again can't see anything wrong. We are asking the
10. Environmental Protection Agency to conduct a study of hazardous
11. waste. We're talking about waste that is to be generated in
12. the future as well as what is the current practice as well as
13. what has occurred in...in previous years. It is simply a study
14. and I can't see why any person...I can't see why any member
15. would have any objection to having a study being...being
16. conducted by the Environmental Protection Agency in the area
17. of hazardous waste. Now if there is something wrong with that
18. then I'd like for somebody to get up and tell me. Seeing no one
19. ...no one rise I know that this amendment, in fact, will then pass
20. and therefore, Mr. President, I move for the adoption of this
21. amendment.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there a request for a roll call? That being the case,
24. there will be a roll call. On that question, those in favor
25. of Amendment No. 4 to House Bill 3224 vote Aye. Those opposed
26. Nay. The voting is open. Have all those voted who wish? Take
27. the record. On that question, the Ayes are 29, the Nays are
28. 21. Amendment No. 4 to House Bill 3224 is adopted. Are there
29. further amendments?

30. SECRETARY:

31. Amendment No. 5 offered by Senator Demuzio.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Demuzio.

1. SENATOR DEMUZIO:

2. Well thank you, Mr. President. This, again, is a very
3. simple amendment to House Bill 3224 and what this amendment
4. addresses itself to, it addresses itself to the prohibition
5. against hazardous refuse being transported into the State of
6. Illinois for...for burial or for disposal. As you are...are
7. aware and I'm sure the members are aware that there are states
8. that have prohibitions against hazardous waste from being
9. buried within their territorial limits. Illinois has become
10. the number one State not only in the Midwest but I think in the
11. entire United States for hazardous waste dumping and as a result
12. I would conscientiously and sincerely believe that this Senate
13. ought to prohibit anything that is in the area of hazardous
14. waste from coming into the State of Illinois and, therefore, I
15. move for the adoption of this amendment and ask for a roll call.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator McMillan.

18. SENATOR McMILLAN:

19. Once again I would ask that this amendment be defeated.
20. Its substance has opportunity to be considered pro or con. In
21. other places on other bills I would like to see this amendment
22. not added to what when introduced was a relatively simple and
23. narrow piece of legislation to solve a specific problem and this
24. reaches far beyond that.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Senator Grotberg.

27. SENATOR GROTBORG:

28. Speech number one.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Demuzio may close
31. if he so desires.

32. SENATOR DEMUZIO:

33. Yes, I so desire to close, Mr. President and I appreciate

1. the brevity of Senator Grotberg's remarks in reference to this
2. amendment. Let me say that this is a very simple bill. It simply
3. says that you...that prohibits the hazardous waste from...that's
4. generated from outside of Illinois from being buried in Illinois.
5. I don't know how many tons of hazardous waste come from other
6. states to be buried here but Ladies and Gentlemen of this Body
7. it is substantial and for us to turn our back, to not address
8. ourselves to this problem I think really is...is, frankly,
9. unconscionable. Why should Illinois be the dumping ground for
10. the entire country in the area of hazardous waste? I think that
11. if you'll look at the recent statistics that are available I
12. think that Illinois is the number one dumping ground of nuclear
13. waste so to me I think this is important to the environmental
14. issue of the State of Illinois. I think it's important to the
15. people of this State and I'm sure that when you go back home
16. this summer the people out there that are concerned about this
17. problem will be talking to you and I'm sure that all of you that
18. are running for reelection will be able to answer the reason why
19. you have not voted in favor of this amendment that this is a
20. totally responsible amendment. We ought to be responsible for our
21. own material that is generated within the State of Illinois and
22. we ought not to be the dumping ground for the entire Midwest and
23. therefore, Mr. President, I move for the adoption of this
24. amendment and ask for a roll call.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there discussion? The question is, shall Amendment No.
27. 5 to House Bill 3224 be adopted? Those in favor vote Aye. Those
28. opposed Nay. The voting is open. Have all those voted who wish?
29. Have all those voted who wish? Take the record. On that question,
30. the Ayes are 24, the Nays are 26...Just a minute...Just a moment.
31. I'm going to announce the roll call first. Amendment No...I...
32. Amendment No. 5 fails. There is a request for a verification of
33. the roll. A verification will be had. The Secretary will call,

1. I presume, the negative votes, Senator. Is that correct? The
2. negative votes. Will the members please be in their seats? The
3. Secretary will call the negative votes.
4. SECRETARY:
5. The following voted in the affirmative: Berman...
6. PRESIDING OFFICER:(SENATOR DONNEWALD)
7. ...Mr. Secretary the negative votes.
8. SECRETARY:
9. Negative votes. The following voted in the negative: Berning,
10. Bloom, Bowers, Coffey, D'Arco, Davidson, Glass, Grotberg, Guidice,
11. Knuppel, Ziomek, McMillan, Moore, Nimrod, Philip, Regner, Rhoads,
12. Roe, Rupp, Savickas, Schaffer, Shapiro, Sommer, Soper, Walsh and
13. Weaver.
14. PRESIDING OFFICER:(SENATOR DONNEWALD)
15. Senator Demuzio.
16. SENATOR DEMUZIO:
17. Senator Guidice on the Floor?
18. PRESIDING OFFICER:(SENATOR DONNEWALD)
19. Is Senator Guidice on the Floor? Take him from the roll.
20. SENATOR DEMUZIO:
21. Is Senator Ziomek on the Floor?
22. PRESIDING OFFICER:(SENATOR DONNEWALD)
23. Senator Ziomek is on the Floor.
24. SENATOR DEMUZIO:
25. Is Senator Soper on the Floor?
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Is Senator Soper on the Floor? Take him from the roll.
28. SENATOR DEMUZIO:
29. Is Senator Moore on the Floor?
30. PRESIDING OFFICER:(SENATOR DONNEWALD)
31. Senator Moore is in his chair.
32. SENATOR DEMUZIO:
33. Senator Bowers?

1. PRESIDING OFFICER:(SENATOR DONNEWALD)
2. Senator Bowers is in his chair.
3. SENATOR DEMUZIO:
4. Senator Egan?
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Egan is right in front of you.
7. SENATOR DEMUZIO:
8. How did that happen?
9. PRESIDING OFFICER:(SENATOR DONNEWALD)
10. Senator Soper is on the Floor for the record.
11. SENATOR DEMUZIO:
12. All right. Is Senator Sommer on the Floor?
13. PRESIDING OFFICER:(SENATOR DONNEWALD)
14. Senator Sommer is in his assigned chair. All right. The
15. roll has been verified. It's...25 to 24. Amendment No. 5 fails.
16. Are there further amendments?
17. SECRETARY:
18. No further amendments.
19. PRESIDING OFFICER:(SENATOR DONNEWALD)
20. 3rd reading. House Bill 3225, Senator Rupp. Read the bill,
21. Mr. Secretary.
- 22.
23. (END OF REEL)
- 24.
- 25.
- 26.
- 27.
- 28.
- 29.
- 30.
- 31.
- 32.
- 33.

1. SECRETARY:
2. House Bill 3225.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Are there amendments from the Floor?
7. SECRETARY:
8. Amendment No. 1 offered by Senator Joyce.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Joyce.
11. SENATOR JOYCE:
12. Yes, thank you Mr. President. In light of Senator
13. Demuzio's amendments and the problems that we have been
14. having in the Committee on Local Government...the problems
15. that we have been having in the Committee on Local Govern-
16. ment dealing with the hazardous waste sites and...and
17. the various problems that have come up. We have nineteen
18. bills in a subcommittee dealing with this and I think that
19. I have talked with several members of the Local Government
20. Committee and...and other people involved in hazardous
21. wastes and it seems to me that the most reasonable way to
22. come up with a solution on this is to form a commission
23. and it would be called a Hazardous Waste Study Commission.
24. The commission would consist of fourteen members appointed
25. and two nonvoting ex officio members. The Speaker of the
26. House of Representatives shall appoint three House members
27. and one public member. The House Minority Leader shall
28. appoint two House members and one public member and the
29. Senate President, likewise, three and then the Minority
30. Leader two. The ex officio members would be the Director
31. of the Environmental Protection Agency and the Chairman of the Atomic
32. Energy Commission. I have talked to Mr. Mosley of the
33. EPA and he has no objection, in fact, said he would be very

1. delighted to work with this commission. I've talked to
2. Mr. Day, the ex...the ex...of the Atomic Energy Commission,
3. he also pledged his support and cooperation with this. I
4. think it is a reasonable way to come up with a solution that
5. everyone in this Chamber knows that we...we have to do
6. something in regard to hazardous waste and I would urge a
7. favorable vote on this amendment and try and answer any
8. questions if there are any.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? Senator Glass.

11. SENATOR GLASS:

12. I have a question of Senator Joyce, if he will yield.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Indicates he will.

15. SENATOR GLASS:

16. Senator, you've already described the subcommittee,
17. as did Senator Demuzio, that's reviewing these bills, a
18. number of them that are in the subcommittee and I...I don't
19. oppose commissions just to be opposed to commissions, but
20. I...I do wonder what the commission can do that...that the
21. subcommittee cannot. I mean if we can do this job with the
22. present machinery that we have in the Senate why do we go
23. to the expense of creating a commission? Is there something
24. different the commission could do that the committees could
25. not do?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Joyce.

28. SENATOR JOYCE:

29. Yes, well we have heard extensive hearings on these bills
30. and...quite frankly I don't believe that anybody on the
31. committee and in the subcommittee really has the expertise
32. to come up with the one package of legislation that...that
33. needs...that we need, to actually get at this problem and solve

1. it. What I am looking for and I think other members are
2. looking for is some help...frankly.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Demuzio.

5. SENATOR DEMUZIO:

6. Well, Mr. President, I rise in support of...of this
7. amendment. I think the problem has been such of a serious
8. nature throughout the State of Illinois for the last year
9. and a half to two years that something needs to be done
10. in the area of trying to...tell the Environmental Protection
11. Agency, inform them and to work with them about the seriousness
12. of this problem. I don't see, Senator Glass, where this
13. commission will interfere at all with the work of the
14. subcommittee on the various legislation that is before it
15. and will be before it this summer. I view the commission
16. simply as a means of trying to gather information and
17. make some kind of recommendations that may be forthcoming
18. from the Legislative Investigating Commission who, as you
19. know, is currently conducting the investigation at our
20. request in the last Session of the General Assembly. I
21. would hope that the commission would not be another stumbling
22. block you put in the way of attempting to do something that
23. is responsible for the people of the State of Illinois that
24. the commission will indeed be one that will be a working
25. committee and one that will bring in some recommendations
26. and be charged with a specific purpose.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator, could you conclude your remarks.

29. SENATOR DEMUZIO:

30. My...judging from the clock I see up there, I...I see I
31. still have some time.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. That's because I gave it to you.

1. SENATOR DEMUZIO:

2. So, if we're going to have a commission that's going
3. to develop some goals, plans, priorities and strategies
4. for attacking this problem, then I'm supportive of the...
5. of this measure. I would like to ask one question and that
6. is, how much money would be necessary for this commission
7. to...to function?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Joyce.

10. SENATOR JOYCE:

11. I don't have an answer for that, Senator.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Demuzio.

14. SENATOR DEMUZIO:

15. I'm sure that we could work together on the money.
16. Thank you.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Grotberg.

19. SENATOR GROTBORG:

20. Thank you, Mr. President and members of the Senate.
21. We now have...we just put on an amendment that says the
22. EPA is going to do the job that they've got about ten
23. thousand employees to do anyway and it's the only reason
24. they exist, is to study these matters, but we just mandated
25. them to do it. We've got this amendment, which I think
26. is a good amendment, Senator Joyce, and then we have our
27. other committee. So we're going to study something else
28. to death on about three different fronts. What I would
29. like to do would be to ask you to Table the one that
30. mandates the EPA to do what they were doing anyway, go
31. with Senator Joyce's amendment and I'd ask you, Senator
32. Demuzio, in the interest of good fellowship, forget about
33. EPA. They've been doing it and doing it and doing it and

1. they are an agency, they are not a Legislative Body.
2. Table that one, let's go with Senator Joyce's and I'll
3. support you, otherwise I'll have to ask them to resist.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Rupp.

6. SENATOR RUPP:

7. Well I was just merely going to ask for a point
8. and just ask that we vote on the amendment and stop the
9. discussion of it. I am in favor of it.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Mitchler.

12. SENATOR MITCHLER:

13. Mr. President and members of the Senate, we have
14. authorized the Illinois Commission on Atomic Energy
15. and this commission has as one of its subcommittees,
16. the study of hazardous waste. The transportation of
17. hazardous waste, the disposal of hazardous waste and
18. I think they are currently working with the existing
19. State agencies to do exactly what this special commission
20. is designated to do. This is a duplication. Exactly
21. all the way down the line of what the Atomic Energy
22. Commission is now doing and has been doing. They've
23. sponsored legislation. Senator Maragos, former chair-
24. man of that commission is introduced legislation for
25. both the transportation in the rail and on the highways.
26. It's been under consideration for a...a long period
27. of time. We're currently actively working in the area
28. of the Sheffield Waste Disposal Area, the Morris, the
29. General Electric Project there, the holding and the disposal
30. of the high level nuclear waste from our nuclear generating
31. stations in Illinois and I think that this is exactly a
32. duplication of what the Atomic Energy Commission that is
33. funded, it's staffed, it's operated. Senator Vadalabene

1. has recently been appointed to this commission and he can
2. substantiate my remarks. So I think that this is just
3. a duplication. Nothing against Senator Joyce bringing it
4. in, I think it's a...good idea, but it's being accomplished
5. right now with the Atomic Energy Commission and there's
6. no need for this amendment on House Bill 3225.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Philip.

9. SENATOR PHILIP:

10. Thank you, Mr. President. Will the sponsor of the
11. amendment yield for a question?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. He indicates he will.

14. SENATOR PHILIP:

15. I really have two questions, number one is what is the
16. length of the commission? And I'm...by reading the amend-
17. ment, I'm assuming that you're going to be hiring staff
18. and that you're going to have to have a budget somewhere.
19. Have we have an appropriation for this commission? Where
20. is the money coming from?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Joyce.

23. SENATOR JOYCE:

24. Yes, if you're reading the amendment it...that it is
25. repealed July 1st, '79. We have...first of all I would
26. feel that we'd have to get the commission approved before
27. we would have a budget for it. I don't have an answer
28. to that. I think that we have such a problem in the Local
29. Government Committee with these bills that this seemed to
30. me to be the only reasonable way to try and seek the solution.
31. Now, Senator Mitchler said that this was a duplication.
32. Well, we have held...held extensive hearings on nineteen
33. bills dealing with hazardous waste in Local Government

1. Committee. And, you know, we haven't heard that much from
2. the...Atomic Energy Commission. I think that maybe, with
3. this commission, we could coordinate the Atomic Energy
4. Commission, the EPA and the Local Government Committee
5. and perhaps get at the bottom of this and come to some
6. sort of a solution. The way we're going now, we're going
7. to hold hearings all over the State of Illinois and just
8. spin our wheels and then still not come up with any anything. I
9. think that this is a positive approach to getting a
10. solution and getting all of the agencies and departments
11. coordinated in...in going in one direction.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Nimrod.

14. SENATOR NIMROD:

15. Yes, Mr. President and Ladies and Gentlemen of the
16. Senate. It seems to me that this commission that's being
17. created, instead of being an amendment to a bill and
18. be creating a commission, it should be addressed like
19. the problem was addressed, under the Mental Health Code.
20. What we did, is ~~there~~ had been commissions, they'd been
21. studied, so what we did we brought the issue to the
22. Legislators and we formed a task force between both
23. the House and the Senate and in that basis we came
24. up with some legislative suggestions on these proposals.
25. It seems to me that you're setting up a commission
26. that's going to be reporting back in February that
27. you don't know whether...your members of your commission
28. are even going to be members under the new Session,
29. under the new election and here we're trying to
30. address this for a problem for next year and secondly,
31. I think as far as the money situation is concerned we
32. ought to do within the funds that are available within
33. the Senate so we don't start appropriating additional

1. monies. But we made up as a task force under a Senate
2. Joint Resolution or some of that...far more sensible
3. than creating a new commission. As noble as the cause
4. is, I just don't believe it's the proper way to do
5. it.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? Senator Demuzio for
8. the second time.

9. SENATOR DEMUZIO:

10. Well...come on, fellows, now let's...let's get serious
11. here today. You know this is a problem. You know I don't
12. know who you're in the tank with, but this is a commission.
13. So, you talked about the Atomic Energy Commission, well,
14. you know, what has it done? Why... why is the State of
15. Illinois the number one dumping ground in the United
16. States, because of the Atomic Energy Commission that
17. we have in the State of Illinois? Now don't give me
18. that, that's...that's not true. And don't tell me
19. about the state of the EPA conducting a...a...a study.
20. It's time that the Legislature took over, we're the
21. ones that are elected by the people of the State of
22. Illinois, not the bureaucrats. And I think that this
23. commission ought to be passed and this...amendment ought
24. to be put on this bill.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Joyce may close.

27. SENATOR JOYCE:

28. Yes, Mr. President, I...I would ask that everybody
29. look at this in a reasonable manner and...difficult as
30. that may be, but it does seem to me that it is the only
31. way to keep some saneness in this problem, and I think
32. everyone is aware that we have a problem. So I would
33. ask for a favorable vote, roll call on this amendment.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. The question is shall Amendment No. 1 to House Bill
3. 3225 be adopted. Those in favor indicate by saying Aye.
4. Those opposed? There is a request for a roll call.
5. ...A roll call will be taken. Those in favor of adoption
6. of amendment No. 1 will vote Aye. Those opposed Nay.
7. The voting is open. Have all those voted who wish?
8. Have all those voted who wish? Take the record. On
9. that question the Ayes are 27, the Nays are 27. Amend-
10. ment No. 5...No. 1 fails...There is a request for a
11. verification of the negative votes. Will the members
12. please be in their seats. The Secretary will verify
13. the negative votes.
14. SECRETARY:
15. The following voted in the negative: Berning, Bloom,
16. Bowers, Coffey, D'Arco, Davidson, Glass, Graham, Grotberg,
17. Guidice, Harber Hall, Ziomek, McMillan, Mitchler, Moore,
18. Nimrod, Ozinga, Philip, Regner, Rhoads, Roe, Savickas,
19. Schaffer, Sommer, Soper, Walsh and Weaver.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator...Senator Joyce.
22. SENATOR JOYCE:
23. Guidice?
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Is Senator Guidice on the Floor? Remove him from the
26. roll.
27. SENATOR JOYCE:
28. Senator Weaver.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Weaver on the Floor? Senator Weaver is on the
31. Floor.
32. SENATOR JOYCE:
33. Senator Bloom.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Bloom. Senator Bloom on the Floor? Remove
3. him.
4. SENATOR JOYCE:
5. Senator Berning?
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Berning on the Floor? Senator Berning is
8. on the Floor.
9. SENATOR JOYCE:
10. Senator Soper.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Soper on the Floor? He is on the Floor where
13. he belongs.
14. SENATOR JOYCE:
15. ...Senator Rhoads.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Rhoads? Senator Rhoads on the Floor?
18. Remove him.
19. SENATOR JOYCE:
20. Senator Harber Hall.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Harber Hall...is in his chair. Senator Bloom
23. is on the Floor. On that...there are 25 Yeas...there
24. were 27 Yeas, 25 Nays. Senator Weaver was verified and
25. he is on the roll. The negative votes have been verified.
26. Senator Nimrod.
27. SENATOR NIMROD:
28. There's Rhoads. I...
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Nimrod, for what purpose do you arise?
31. SENATOR NIMROD:
32. Yeah, I would like you to recognize that Senator Rhoads
33. is on the Floor. And...however...I would then after

1. you've recognized...those Present, then I would like to...
2. to verify the affirmative.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Nimrod requests the verification of the
5. affirmative votes. Will the members please be in their
6. seats. Just a moment. The members removed from the
7. list are Senator Guidice and Senator Rhoads.

8. SENATOR NIMROD:

9. Rhoads...Rhoads is...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Rhoads was not on the Floor at the time the
12. roll was verified. The Chair so rules. Senator Glass,
13. for what purpose do you arise?

14. SENATOR GLASS:

15. To...to remind the Chair of a similiar situation
16. when that exact situation happened to me a little while
17. ago, Mr. President. And you ruled that if the member
18. came back anytime during the...before the verification
19. had been completed and the final roll call announced
20. that you would put them back on the roll.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. The Chair...just a moment...just a moment. This
23. particular matter arose in last year's Session and
24. we did, we did in fact at that time, place the Senator
25. back on the roll before the final vote was called.
26. So...the result...the result of the...of the negative
27. ...negative vote is 26 Nays and 27 Ayes. Now, there is
28. a request for a verification of the affirmative vote.
29. The Secretary...will the members please be in their
30. seats. Will the members please...we did this for you,
31. Senator, last year...will the members please be in
32. their seats. The affirmative vote will be called by
33. the Secretary.

1. SECRETARY:
2. The following voted in the affirmative: Berman, Bruce,
3. Buzbee, Carroll, Chew, Clewis, Collins, Demuzio, Donnewald,
4. Egan, Kenneth Hall, Hickey, Joyce, Lane, Leonard, Maragos,
5. Merlo, Netsch, Newhouse, Rock, Rupp, Sangmeister, Shapiro,
6. Vadalabene, Washington, Wooten, Mr. President.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Nimrod.
9. SENATOR NIMROD:
10. Senator Lane here?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Lane on the Floor? He's where he belongs.
13. SENATOR NIMROD:
14. How about Senator Clewis.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Clewis on the Floor? Senator Clewis is on
17. the Floor.
18. SENATOR NIMROD:
19. Is Senator Chew really here?
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. The roll has been verified, there are 26 Aye...27 Ayes,
22. 26 Nays. Amendment No. 1 to House Bill 3225 is adopted.
23. Are there further amendments?.
24. SECRETARY:
25. Amendment No. 2 offered by Senator Rupp.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Rupp.
28. SENATOR RUPP:
29. ...Senate Amendment No. 2 to House Bill 3225 would
30. just make it clear that the Federal standards with which
31. this bill is concerned, would be effective from Illinois
32. when they are effective at the Federal level. And that
33. is if the standards are challenged in the Federal Courts

1. and their effect is staid then they likewise would be staid
2. in the State system. The amendment also makes clear that
3. permit denials in connection with the standards are reviewable
4. in the same manner as other permits. The amendment was proposed
5. by the utility industry. It was agreed to by the Environmental
6. Protection Agency, it clarifies and improves the bill. I
7. ask for an Aye vote.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? Senator Bruce.

10. SENATOR BRUCE:

11. Thank you. I wonder if the sponsor of the amendment
12. would yield to a question.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Indicates he will.

15. SENATOR BRUCE:

16. My concern is, having not been able to see the amend-
17. ment, just...does the mere filing of a...a suit in Federal
18. Court stay the effect? Or does there have to be a ruling?
19. For example, what if there's a challenge and the ruling
20. was that the rule or regulation was appropriate and then
21. the...the moving body appealed, that in effect, that
22. rule of regulation stays in effect pending the appeal.
23. What does your amendment do? Does it say the mere filing
24. of the suit is going to mean that the rule or regulation
25. is not in effect?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Rupp.

28. SENATOR RUPP:

29. I believe the actual wording...any such enforcement
30. shall be staid consistent with any stay granted in any
31. Federal Judicial Action to review such standards.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there further discussion? The question is shall

1. Amendment No. 2 to House Bill 3225 be adopted. Those in
2. favor indicate by saying Aye. Those opposed? The Ayes
3. have it. Amendment No. 2 is adopted. Are there further
4. amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. 3rd reading. House Bill 3227, Senator Schaffer. Read
9. the bill, Mr. Secretary.
10. SECRETARY:
11. House Bill 3227.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. The Committee on Public Health,
14. Welfare and Corrections offers one amendment.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Schaffer.
17. SENATOR SCHAFFER:
18. Mr. President, it's now appropriate to Table the
19. committee amendment and there are two Floor amendments
20. up there which will do the job as proposed in committee.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Is there discussion? The question is shall Amendment
23. No. 1...Committee Amendment No. 1 to House Bill 3227 be
24. Tabled. Those in favor indicate by saying Aye. Those
25. opposed. The Ayes have it. Amendment No. 1 is Tabled.
26. Are there...amendments from the Floor?
27. SECRETARY:
28. Amendment No. 2 offered by Senator Schaffer.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Schaffer.
31. SECRETARY:
32. The shorter amendment, Senator Schaffer.
33. SENATOR SCHAFFER:

1. The...this amendment simply provides and it's the
2. purpose of the bill that the Department of Education and
3. Registration can use some of the money in the Medical
4. Disciplinary Fund for the administration of the function
5. of licensure and this is a compromise. The language was
6. worked out between the department and the Illinois Medical
7. Society, in fact, was being worked out while the committee
8. met and I know of no objections. I believe it solves all
9. the problems. Be happy to answer any questions.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there discussion? Is there discussion? The
12. question is shall Amendment No. 2 to House Bill 3227
13. be adopted. Those in favor indicate by saying Aye.
14. Those opposed. The Ayes have it, Amendment No. 2 is
15. adopted. Are there further amendments?

16. SECRETARY:

17. Amendment No. 3 offered by Senator Schaffer.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Schaffer.

20. SENATOR SCHAFFER:

21. Mr. President, this is the amendment that Senator
22. Rock had some concern about yesterday. It has been
23. rewritten. The principal objection was that this
24. amendment would allow for the department to...grant
25. an extension of license. Senator Rock and Senate
26. Democratic Staff correctly felt that the authority
27. was a little too broad and we have tightened that
28. up and required the department to...or allow them to
29. do it in certain hardship cases as defined by rules
30. and regulations promulgated for the administration
31. of this section. In other words, we get them to put
32. on paper what their standards are and I think that's
33. a good idea and move the adoption of the amendment.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? The question is shall
3. Amendment No. 3 to House Bill 3227 be adopted. Those
4. in favor indicate by saying Aye. Those opposed? The
5. Ayes have it, Amendment No. 3 is adopted. Are there
6. further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. 3rd reading. We have in our presence some honored
11. guests and I would at this time ask Representative...
12. Senator Sangmeister and Senator Mitchler to briefly
13. introduce them.

14. SENATOR MITCHLER:

15. Thank you, Mr. President. It's a pleasure to introduce
16. to the Illinois State Senate today Miss Cecilia Orsbourn
17. who is the 1978 Miss Black Joliet. She won this in
18. competition held in the City of Joliet and was crowned at
19. the annual pageant on May 6, 1978 of this year. We have
20. previously adopted one of our fine resolutions that was
21. introduced by Senator Sangmeister and myself and at this
22. time I would like to present with Senator Sangmeister,
23. Miss Black Joliet of 1978, Miss Cecilia Orsbourn, Cecilia.

24. MISS CECILIA ORSBOURN:

25. I am honored to receive this plaque from Senator
26. Robert Mitchler. I am representating Joliet as Miss
27. Black Joliet, but I would like to feel that I am
28. representating Joliet as a whole. Thank you.

29. SENATOR SANGMEISTER:

30. On that regards, I...I assure you that you do, you
31. come from Senator Mitchler's portion of Joliet, but I'm
32. sure that Joliet as a whole is equally proud of you and
33. wishes you much success in your future endeavors.

1. SENATOR MITCHLER:

2. We have one other introduction. The lady that's
3. responsible for chaperoning Miss Orsbourne and that's
4. Miss Maxine Gillespie. Miss Gillespie would you please
5. stand and be recognized.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. House Bill 3236, Senator Shapiro. House Bill...I'm
8. advised that House Bill 3259 has a request for a Fiscal
9. Note. Senator Savickas, House Bill 3274, Senator Rock.
10. House Bill 3279, Senator Clewis-Hynes. Read the bill,
11. Mr. Secretary.

12. SECRETARY:

13. House Bill 3279.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Revenue offers
16. one amendment.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Clewis.

19. SENATOR CLEWIS:

20. Mr. President and members of the Senate. I would move
21. at this time to Table Committee Amendment No. 1 to House
22. Bill 3279. There's two Floor amendments that are coming
23. up that will address themselves more favorably to this
24. bill and at this time I would ask for favorable considera-
25. tion of Tabling Amendment No. 1.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. The question is shall Amendment No. 1 be Tabled to
28. House Bill 3279. Those in favor indicate by saying Aye.
29. Those opposed. The Ayes have it. Amendment No. 1 is
30. Tabled. Are there further amendments?

31. SECRETARY:

32. No further committee amendments. Amendment No. 2, Floor
33. Amendment, Senator Knuppel.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. At this time, I would move the adoption of Amend-
5. ment No. 2 to House Bill 3279. Now what this amend-
6. ment does is it makes some of what I think are needed
7. corrections in this piece of legislation. One of them
8. you might call the Knuppel Amendment because for me
9. to vote for the bill this amendment would...this part
10. of the amendment would have to go on. As you know
11. ...for political reasons I do not reside...my wife
12. and I do not reside together. And the way this bill
13. was drawn, it would have resulted in the allowance...
14. it would have resulted in the allowance of two...of two
15. circuit breaker awards. So I asked that that be changed
16. and that so happens in the bill if this amendment is
17. adopted so that if people are married living separate
18. and apart in separate residences, they're entitled to
19. only one circuit breaker award. In addition to that
20. I felt that the threshold was too high and asked that
21. the threshold of thirty thousand dollars be reduced
22. to twenty-five thousand. I...I sought further reduction
23. but there's some accord that it should be twenty-five
24. thousand instead of thirty thousand so that's what's
25. in the amendment. Also, where the...I think it was the
26. committee amendment put the circuit breaker for citizen
27. voters on a three year basis. This spreads it out over
28. a four year basis where it will be phased in twelve and
29. a half percent each year, in 1979, 1980, 1981 and 1982.
30. These changes, I think make this a better piece of
31. legislation and in addition to those things, we have
32. made a change with respect to senior citizen. During
33. the first year the percentage goes down from four to

1. three and a half percent as...as the amendment would have
2. it and the limit is reduced, goes from six hundred and fifty
3. minus five percent of income to six hundred and fifty minus
4. four percent of income. And this will...create every
5. senior citizen a more sizable refund and a sizable increase
6. in their circuit breaker payback. The second year the limit
7. goes from six fifty minus four to six hundred and fifty
8. minus three percent and then in the third year from six
9. hundred and fifty dollars less three percent down to six
10. hundred and fifty minus two percent. So that...it will
11. substantially reduce the immediate requirements necessary
12. to fund this piece of legislation. This is not a new
13. concept, that's in this bill. I think these amendments
14. make it a better bill. And I'll address myself at this
15. time only to the amendments, but I think with those amend-
16. ments the bill will be a great more palatable. It does
17. do what the taxpayers of the State of Illinois are demanding,
18. that is some tax relief. In 1975 I proposed a refund which
19. was labeled then, a refund of sales...sales tax on food and
20. drugs and it went down, but since then there's been this great
21. taxpayer's revolt which is sweeping over the nation and
22. the only is...is to make a bill that is acceptable that
23. treats those people who need the relief most fairly and
24. I think with these amendments, by lowering the threshold,
25. by cutting out some of...the loopholes, by providing more
26. immediate relief to senior citizens that this bill is a
27. bill that should be passed and signed into law for the
28. benefit of all the taxpayers in the State of Illinois
29. who qualify. I would suggest a favorable roll call on
30. the amendment.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Glass.

33. SENATOR GLASS:

...Question of the sponsor if he will yield.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Indicates he will.

3. SENATOR GLASS:

4. Senator Knuppel, ...I...I might say, preliminarily I
5. certainly agree with you...the approach that you said
6. you had taken and that is to lower that income figure
7. below twenty-five thousand. I think...still think you've
8. got it way high...and I...and I still believe the whole
9. idea is a bad concept. But let me ask you this, what
10. is your estimate of the cost of this legislation if your
11. amendment goes on in the first year?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Knuppel.

14. SENATOR KNUPEL:

15. Well, I...I don't have an estimate on...on what the
16. difference would be in the amendment. The estimate with
17. thirty thousand dollars was forty-two million. I think
18. this will reduce it by some four or five million dollars.
19. I...I have not made a projection, but I...I was unhappy
20. with the threshold, I felt it was too high. I'm just
21. sure that it's going to be...it's...it's bound to be less,
22. I haven't got that projection.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Glass.

25. SENATOR GLASS:

26. Well, if...if it's only going to reduce it four or five
27. million the...the cost that you quoted the forty-two million
28. was the estimate of the...the sponsor's of the...of the
29. legislation and a the...the IPAC witnesses, but the
30. Bureau of the Budget's estimate was a hundred million the
31. first year moving up to four hundred million after four
32. years and I...I don't know, has your amendment done anything
33. about the...the basic problem of...of having the State reimburse
34. these property owners for fifty percent of the...the real

1. estate taxes that are...that are reduced? Is the State still
2. in the same role?

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Knuppel.

5. SENATOR KNUPPEL:

6. The State is in the same role and I see this as the way
7. it should be done. You will recall if you were here in 1971
8. that Senator...or Representative McCormick and Clyde Choate
9. had a bill that came over to this Body to freeze real estate
10. taxes and I placed an amendment on that bill providing, at
11. that time, that the State should make up whatever was lost
12. by reason of...of increase or inflation in...in value in
13. local governments. That amendment went on with the help of
14. Senator Soper and a few others who felt the same way that
15. I did, that the State if it was going to freeze taxes at
16. the local level should make up the difference or a substantial
17. part of it, this...this bill does. This bill is in, I
18. think, the kind of a condition and the kind of a thought
19. process that has evolved in this Body and in the Constitutional
20. Convention over the last ten years and I think it reflects
21. the thinking that if we're going to freeze local property
22. taxes, we're the one organization, the State, where there is
23. a natural growth through the increased salaries, there's a
24. natural growth of about four hundred thousand a year that we
25. should be making up that...that increase. So that, in a sense,
26. this is going to start freezing or toward freezing, doing the
27. same effect, we refund what...whatever goes up at the local
28. level.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Glass.

31. SENATOR GLASS:

32. Well, Senator, I won't belabor this, but I don't think
33. the bill does anything about freezing taxes. It simply has

1. the State of Illinois paying back the local governments and
2. in effect, saying to them, go ahead and increase your taxes
3. and don't worry about it because for people earning twenty-
4. five thousand more...more that increase will be picked up
5. by the State.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any further discussion? Senator Clewis.

8. SENATOR CLEWIS:

9. I would like to add, Ladies and Gentlemen and Mr. President,
10. Ladies...Ladies and Gentleman of the Senate, that this amend-
11. ment, as Senator Knuppel spelled out, makes a good bill a
12. much better bill. Now, terminology such as giving rebates
13. back to local government, there's nothing in this bill or the
14. amendment to give rebates back to local government. We're
15. giving it to the people, the people who are plagued by
16. property taxes and need some sort of relief. The estimated
17. reduction as a result of this amendment should be somewhere
18. around nine million dollars. It's a good amendment to a
19. good bill and I would urge its passage.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Knuppel has moved
22. the adoption of Amendment No. 2 to House Bill 3279. All
23. in favor signify by saying Aye. All opposed. The Ayes
24. have it, the amendment is adopted. Further amendments?

25. SECRETARY:

26. Amendment No. 3 offered by Senator Maragos.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Maragos.

29. SENATOR MARAGOS:

30. Mr. President and members of the Senate. Amendment No. 3
31. makes this even a more equitable bill because it states that
32. the area of the agricultural area, the farmers, the only
33. area that's going to be given the relief will be the area

1. of the home upon which the farmer resides rather than
2. the whole farm. And the reason why this amendment is
3. being suggested, not only that it will reduce the fiscal
4. impact of this particular bill, but also the fact that
5. it'll make it more equitable that it'll be uniform
6. throughout the whole state in that the farmer who has
7. income producing property should not also be given the
8. "break" or refund for that...portion of the land that he
9. uses for income producing purposes as compared for his
10. residential purposes. And therefore I ask for the
11. adoption of Amendment No. 3 to this House Bill 3279.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Maragos has moved the adoption of Amendment
14. No. 3. Is there any discussion? Senator McMillan.

15. SENATOR McMILLAN:

16. Question of Senator Maragos.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates he will yield. Senator McMillan.

19. SENATOR McMILLAN:

20. I...I can't quarrel with what you have described you're
21. attempting to do because I think that would be the only
22. way to be...be fair. But as I read it, your amendment
23. says, and the parcels of real property on which farm
24. dwellings are immediately situated. Now I'm not that
25. much of a specialist in what the legal definition of
26. property is, but does that also include the dwelling.
27. It...it would appear to me that you're talking about
28. the land on which it's situated, but that you're not
29. talking about the house itself.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Maragos.

32. SENATOR MARAGOS:

33. That is correct because that is the language of the
34. Revenue Act as it now stands and we have to correspond

1. and...and it also ties in with a bill that Senator Joyce
2. sponsored last year to define what areas we're talking
3. about when we wanted to get the productive end of it.
4. So, it's...and the...real property on which farm dwellings are
5. immediately situated, as you just read, is the same
6. language as it is in the Revenue Act.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator McMillan.
9. SENATOR McMILLAN:
10. And that means the farm house?
11. SENATOR MARAGOS:
12. That is correct.
13. SENATOR McMILLAN:
14. All right.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Further discussion. Senator Sangmeister.
17. SENATOR SANGMEISTER:
18. Mr. President and members of the Senate, I...I don't
19. have a very large rural area, but I do have some rural
20. area in my district and I think they ought to be heard
21. on this amendment. I'm totally opposed to this, the
22. farmers are no better, in the State of Illinois, off, than
23. anyone else and they deserve just as much tax relief
24. as anybody. I have to agree with you if they got a
25. hundred and twenty or a hundred and sixty acre farms
26. they're probably sitting on half a million dollars, but
27. by God that doesn't feed their kids either. And if any-
28. body is entitled to tax relief, they are as well and this
29. amendment ought to be defeated.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Further discussion? Senator Knuppel.
32. SENATOR KNUPPEL:
33. Well, I...I do have a very large rural population and

1. I think if there's anybody in this Body who relates directly
2. to farmers, I must, because I have tenants and so forth.
3. I don't think the farmers are going to ask for anymore than
4. anyone else and for the average person, that's his residence.
5. Now, farmers don't ask for special treatment, they ask for
6. fair treatment and they got fair treatment when they got
7. legislation last year that said that their property would
8. be assessed for what it produced. They got some fair
9. treatment out of this Body a couple of years ago and
10. it said land in a...in the urban sprawl would be treated
11. for purposes and taxed as farming land until such time
12. as it was used for something else. They got double exemptions
13. on inheritance taxes for the...for the husband or wife and
14. child. They got treatment that they could...they could
15. appraise their land under Section 2032A for inheritance
16. tax purposes. And just the other day I refigured a return
17. that somebody didn't realize that that existed in the
18. Illinois Inheritance Tax and it was just a simple farm
19. estate, the guy had two daughters, the wife was deceased,
20. and it amounted to eight thousand dollars. Now I say to
21. you, that maybe I'm committing political suicide with
22. the farmers, I don't think so. I think they realize
23. that I stood here and fought for double exemptions for
24. inheritance tax, that I fought for 305 two years ago
25. that allowed apprasial for the use of the property
26. under the Federal Law for...for what it's...real worth
27. was, about a third of what it would otherwise be. All
28. of the other tax benefits they've received. Now, I think
29. if we do not adopt this...this amendment that we very
30. well maybe...we very well may be placing this procedure
31. and this tax bill under some constitutional questions
32. as having classified farmers differently and to be
33. extending special favors to them. And therefore I think

1. that the importance of this bill warrants it. In fact, I
2. was the person in caucus who raised the issue that this
3. bill was extending a double benefit to farmers and that
4. they didn't want special consideration. They want fair
5. tax laws and this amendment will make this fair to farmers.
6. They will get their residence, which under Senator Joyce's
7. bill have been separated, they'll get the same break on
8. that as the city dweller does. What about the...city
9. dweller or someone who has a garage or a service station
10. or a business on a piece of property that he owns. If
11. he...if he doesn't get that and he was cut out from getting
12. special consideration on the total, if he doesn't get it
13. it does make a distinction between the farmer and the
14. small business man who has his property and his business
15. on the same piece of real estate. I encourage all of you
16. who are interested in the passage and the validity of this
17. bill to support this amendment.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Further discussion? Senator Coffey.

20. SENATOR COFFEY:

21. Question of the sponsor of this amendment, sir.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Sponsor indicates he will yield. Senator Coffey.

24. SENATOR COFFEY:

25. Senator Maragos, as with this amendment attached
26. to the bill and how does that bill address itself to
27. other properties? Is that strictly to residential
28. properties, not investment properties?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Maragos.

31. SENATOR MARAGOS:

32. That is correct. The whole bill is addressed only
33. residential properties and this ties in to even the farm

1. agricultural properties, only be the residential portion of
2. the...of the farm rather than the income producing portions.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Coffey.

5. SENATOR MARAGOS:

6. And it makes it more uniform and as was pointed out
7. by Senator Knuppel that we...we over...overcome one consti-
8. tutional objection that could be raised if we left the bill
9. as it is now...to include income producing portions of
10. the farm income.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Coffey.

13. SENATOR COFFEY:

14. Maybe the question I'm asking, maybe I should ask
15. the sponsor prior to this amendment because I...I was
16. not sure whether this bill is drafted, you know, with
17. or without the amendment, I guess, on investment property
18. within, you know, within...within a city, you know.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Maragos.

21. SENATOR MARAGOS:

22. No, the question of the bill as it stands, exclusive
23. of this amendment, still says it's residential property
24. and it should be owner occupied. So therefore, it cannot
25. be investment property. Even if you have a five story
26. building and only that portion that is occupied by the
27. owner, excluding the rental property, which the rental
28. pays, but I'm talking about the portion, that's only
29. that portion of that building. Say it's a six flat
30. building, there's only one...one portion of that building
31. ...the portion of the building would be one sixth, which
32. would allude only to the portion that the owner had.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Coffey.

2. SENATOR COFFEY:

3. Then if...if I owned two homes and one you...I rent to
4. you and that is residential but that does not, that does
5. not apply to this bill?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Maragos.

8. SENATOR MARAGOS:

9. Should be pointed out that...you would not get the
10. credit for that or the rebate, it would be the tenant, of
11. course, would have his own rebate as...if he's paying
12. rent. He or she is paying rent, but that is because the
13. ...the rental...the rental...the tenants also get a
14. rebate on this...based on that basis, but you yourself
15. would not get a double benefit, no.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? Senator Clewis.

18. SENATOR CLEWIS:

19. Mr. President and members of the Senate. I'd just
20. like to compliment Senator Knuppel on his remarks con-
21. cerning his agricultural area. I did want to emphasize
22. a point that no where along the line should this bill
23. be considered a urban bill or an agricultural bill.
24. This is a bill for property taxpayers. The...the sole
25. criteria for eligibility is residency. Residency in
26. the agricultural area, residency in the city. It must
27. be owner-occupied, it's a fair concept and this amend-
28. ment is very important to the bill.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any further discussion? Senator Maragos
31. may close the debate.

32. SENATOR MARAGOS:

33. Mr. President and members of the Senate, I think

1. Senator Knuppel, who is very familiar with the agricultural
2. problems and...and involvements in these tax matters explained
3. it and I also emphasize that if we don't put this amendment,
4. we have constitutional questions which he emphasized also
5. and I ask for the adoption of Amendment No. 3.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Maragos has moved the adoption of Amendment
8. No. 3 to House Bill 3279. All in favor signify by
9. saying Aye. All opposed. The Ayes have it, the amend-
10. ment is adopted. Any further amendments?
11. SECRETARY:
12. No further amendments.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. 3rd reading. On the Order of House Bill...Senator
15. Johns, for what purpose do you arise?
16. SENATOR JOHNS:
17. Sometime ago I asked on 2790 that when Senator Carroll
18. returned to the...his seat that I would have that bill
19. called. Thank you, Mr. President.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Do you wish to go to that order now?
22. SENATOR JOHNS:
23. Yes, I do, Mr. President.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. All right. With leave of the Body, we'll revert to
26. House Bill 2nd reading, House Bill 2790. Read the bill,
27. Mr. Secretary.
28. SECRETARY:
29. House Bill 2790.
30. (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Any amendments from the Floor?

1. SECRETARY:

2. Amendment No. 1 offered by Senator Carroll.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Carroll.

5. Thank you, Mr. President and Ladies and Gentlemen of the

6. Senate. This is to change the effective date to July 1,

7. 1978. The other one...the existing language some held

8. to be confusing that it might have covered two Fiscal

9. Years, so I would move adoption of Amendment No. 1.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Carroll has moved the adoption of Amendment

12. No. 1 to House Bill 2790. Is there any discussion?

13. All in favor signify by saying Aye. All opposed?

14. The Ayes have it, the amendment is adopted. Further

15. amendments?

16. SECRETARY:

17. Amendment No. 2 offered by Senator Coffey.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Coffey.

20. SENATOR COFFEY:

21. Mr. President and members of the Senate. I believe

22. this was Amendment No. 2.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Amendment No. 2 is correct.

25. SENATOR COFFEY:

26. Amendment No. 2 I think is very necessary to this

27. bill. It does make some...some critical changes, but

28. I think it addresses itself to the problem that we have

29. in the State of Illinois in the way of potholes and

30. the...the repair and maintenance in that area. What it

31. does, it gives the local government the opportunity

32. to up their monies that they can spend early in the

33. season to maintain and repair roads up to forty million

1. dollars in Motor Fuel Tax to be repaid by that government,
2. Local Government entity, later in the season. It'll...
3. it will allow them the opportunity to collect those revenues
4. three months in advance and...to be paid back then at a
5. later date in the season in October, November, December.
6. I think this addresses itself to the problem and I would
7. ask a favorable vote on Amendment No. 2.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Johns.

10. SENATOR JOHNS:

11. I reject this amendment and I'll ask by colleagues
12. to reject it also.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you. I agree with Senator Johns and maybe
17. some have asked why and maybe we can explain a little bit.
18. Excuse me. The problem with this amendment is that it...it
19. does change the whole program. It changes it from one
20. of helping local government to hurting local governments.
21. That's all it does. It's a merely amendment, it goes from
22. helping them, as the bill now does, to hurting them, as
23. this amendment would do. And what it does is, it says
24. we'll give you your money in advance, your money, not
25. our money, your money, to do this necessary work and
26. then you'll pay it back to us so that you won't be able
27. to do the projects you would have otherwise been able
28. to do. I don't think that's the way we want to saddle
29. local government to mandate to them that they take their
30. money, even though it's permissive, but if they have
31. potholes that they need to repair, they have to take
32. their own money and do it and all we say to them is
33. instead of doing your regular program, do this program,

1. we'll let you have the money in advance, but then you
2. got to pay us back later so that you won't have the
3. money to do all that is necessary. When the actual
4. expenditures of the Governor's Office and Department
5. of Transportation are looked at, as to how much money
6. they're really spending this year on new construction,
7. et cetera, et cetera. And you see through May 31st
8. out of almost seven hundred million, they've spent
9. about thirty million dollars, out of seven hundred
10. million they've spent about thirty million dollars,
11. there's no need for this approach. The State's got
12. the money there to help Local Government by actually
13. fixing the potholes on our roads and highways. I
14. think it's the wrong way to go to take the money
15. away from those needed programs when the State is
16. doing absolutely nothing, nothing on its own road
17. program in either new construction or reappropriation
18. or Capital construction, whatsoever. Its record is
19. the most dismal we have ever seen, we just did some
20. printouts about two hours ago and their percentages
21. are absolutely unreal, they are the lowest in the
22. history and I think this would be exactly the wrong
23. way to go.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Shapiro.

26. SENATOR SHAPIRO:

27. Well, Mr. President and Ladies and Gentlemen of
28. the Senate. Unless you all be misled by the statements
29. of the last speaker, I want to point out to you that
30. this is Local Government money. This is money that
31. belongs to them. What we are merely doing is allowing
32. them, if they choose, and not mandated, as the last
33. speaker pointed out, if they choose, they can ask for

1. an advance on their money to be repaid during the winter
2. months when there's not the demands on that local money
3. that they would have during the construction years. This
4. in no way has anything to do with the repair of State
5. roads or Federal Aid roads. It's strictly a local program,
6. it's a good program. I think it comes at a time when
7. local governments need this money to repair the extensive
8. damage that occurred over this past winter, as a matter of
9. fact, over the past two winters. There's nothing wrong
10. with the amendment, it's a good amendment and it should
11. be adopted.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Coffey may close
14. the debate.

15. SENATOR COFFEY:

16. Well, Mr. President and members of the Senate. I
17. think that this is a good amendment and I think that
18. Senator Shapiro explained it again. That this amend-
19. ment does just allow those local government to be
20. able to pick up their regular Motor Fuel Tax in
21. advance to do the repair necessary early in the spring
22. and summer before fall gets here. The concept of the
23. bill as it is originally drafted and amended over in
24. the House only creates a problem for the Department
25. of Transportation and the repayments of some two and
26. a half million dollars each month until that amount
27. of money is paid back. I think it creates a...a real
28. problem for DOT and...a potential problem in the reim-
29. bursements or the matching funds, Federal matching
30. funds, when that thirty million has to be returned back
31. to General Revenue by DOT each month. I think this will
32. answer the problems of a...the problems that Local
33. Government had with pothole problems now and I would

1. ask a favorable roll call on this amendment.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. All right. A roll call has been requested. Senator
4. Coffey has moved the adoption of Amendment No. 2 to
5. House Bill 2790. Those in favor of the adoption of
6. the amendment will vote Aye. Those opposed will vote
7. Nay. The voting is open. Have all voted who wish?
8. Have all voted wish? Take the record. On that question
9. the Ayes are 25, the Nays are 31, none Voting Present.
10. The amendment fails. Any further amendment?
11. SECRETARY:
12. No further amendments.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. 3rd reading. Senator Lemke, for what purpose do you
15. arise?
16. SENATOR LEMKE:
17. Ask leave to go back to the...since we're on potholes,
18. 4...House Bill 1470 for...
19. PRESIDING OFFICER: (SENATOR ROCK)
20. You've heard the request. Is leave granted? On
21. the Order of House Bills 2nd reading, House Bill 1470.
22. Read the bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 1470.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. Committee on Transportation
27. offers one amendment.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Lemke.
30. SENATOR LEMKE:
31. What this bill does now, it amends the bill to make
32. it a...the authorization for fixing the potholes in the
33. State of Illinois for thirty million dollars. I ask for

1. its adoption. Senator Lemke has moved the adoption of
2. Amendment No. 1 to House Bill 1470. Is there any discussion?
3. All in favor signify by saying Aye. All opposed. The Ayes
4. have it. The amendment is adopted. Further amendments?
5. SECRETARY:
6. No further committee amendments.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Any amendments from the Floor?
9. SECRETARY:
10. Amendment No. 2 offered by Senator Coffey.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Coffey.
13. SENATOR COFFEY:
14. Mr. President and members of the Senate. Amendment
15. No. 2 that...that we have before us now, I think is a
16. ...a very necessary amendment. It addresses...the same
17. problem that we just spoke of while ago. I think it's
18. a better alternative than what we are attempting to do
19. now and I would ask for a...a favorable roll call on
20. Amendment No. 2.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Is there any discussion? Senator Lemke.
23. SENATOR LEMKE:
24. I...I will have to oppose this amendment. Instead
25. of helping Local Government, this will hurt Local
26. Government. I ask for an...a No vote on this amendment.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Further discussion? Senator Carroll.
29. SENATOR CARROLL:
30. Would just like to incorporate by reference my
31. comments on the last bill on Senator Coffey's amendment
32. and...and do them again, double, on this.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any further discussion? Senator Coffey has moved
2. the adoption of Amendment No. 2 to House Bill 1470. All
3. in favor signify by saying Aye. All opposed. The opinion
4. of the Chair the Noes have it, the amendment fails. Further
5. amendments?

6. SECRETARY:

7. Amendment No. 3 offered by Senator Bloom.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Bloom.

10. SENATOR BLOOM:

11. Thank you, Mr. President. This amendment would
12. fund the local bridge program. In 1976 Senators Knuppel
13. and Glass sponsored and passed legislation that the
14. General Assembly made the commitment. There are about
15. fifteen hundred bridges around the State as well as
16. railroad crossings in states of disrepair. What this
17. would do would provide, empower to provide fifteen
18. million annually after 1, July, '79 for an ongoing
19. local bridge program. Each year the...State gets
20. deeper and deeper into the bond route and we made
21. this commitment in '76 and we are not honoring it.
22. I'd answer any questions they may have and ask for
23. a favorable roll call.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Is there any discussion? Senator Lemke.

26. SENATOR LEMKE:

27. I oppose this amendment. This amendment will...is
28. ...is designed for one purpose and that is to gut the
29. pothole repairs in this State. It has no other reasons
30. but that. There's other bills that can be used to...
31. for appropriating money for bridges, in fact, the DOT
32. bill is in committee and I'm sure Senator...Bloom, if
33. he has some money to be appropriated for bridges, we

1. can add, we can talk about that in the Appropriation
2. Committee on a DOT bill and do what they do in the House
3. and start hanging some of our own Christmas trees on the
4. DOT appropriation. But this bill is designed, it's...it's
5. thirty million dollars for potholes. There's no other way
6. potholes will get fixed and we...we add this amendment,
7. it will gut the bill. I ask...we oppose this amendment.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Further discussion? Senator Hickey.

10. SENATOR HICKEY:

11. Thank you, Mr. President. I'd like to ask the
12. sponsor a question.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Sponsor indicates he will yield. Senator Hickey.

15. SENATOR HICKEY:

16. Did we use up all of that twelve million dollars
17. bond authorization for bridges that...that, wasn't
18. that just two years ago that we authorized that? Has
19. that all been used?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Bloom.

22. SENATOR BLOOM:

23. No. About half of it has been obligated and about
24. one million has been spent, right? Well, all right, close.
25. Right. The point is, we have to have an ongoing bridge
26. program and I might point out in response to Senator Lemke's
27. remark, other than the obvious one on the...to the prior
28. debate involving teaching family life was that the members
29. of the Transportation Committee agreed to this, except
30. for Senator Carroll, when 1470 was reported out. Of which
31. Senator Lemke is a member.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Hickey.

1. SENATOR HICKEY:

2. Thank you, Mr. President. I simply don't understand why,
3. if we aren't spending the money that we now have available for
4. this, we need to add more. No way can I understand that.

5. SENATOR BLOOM:

6. We're not adding more, Senator Hickey. What we're
7. doing is funding a commitment made in 1976 to Senators Knuppel
8. and Glass's bill for an ongoing bridge program. We attempted to
9. do this last spring and failed. And as part of the cross town
10. deal, twelve million was allocated to bridges last year as a stop -
11. gap measure. We have to have an ongoing year...yearly program.
12. These...these bridges and railRoad crossings are falling apart.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion? Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
17. I rise to oppose this. Senator Bloom, by way of correcting
18. your comments, 1.6 million of the twelve million has been obligated
19. and spent. That's it. There is a lot of money there. A lot of
20. money that's available for this purpose as an ongoing program.
21. It seems to me silly that when we've already made a decision of
22. the General Assembly to create this, as you call it, a deal, not
23. to then use it for the purposes intended and try and raid local
24. governments once again by taking away from local governments
25. some fifteen, twenty million dollars a year of their MFT funds,
26. taking it away from local governments and giving it back to the
27. Illinois Department of Transportation to let DOT decide which
28. roads...which bridges, et cetera, will, in fact, be done. I think
29. local government would prefer to have that money to use as it
30. needs to help its local constituencies rather than losing
31. twenty million dollars of MFT money to go back to DOT for DOT
32. to parcel out under no guidelines and no plans, especially when
33. we already have some 10.4 million available for that purpose in a

1. bond fund. So, I think that this is a ill-conceived amendment
2. and should be defeated.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further discussion? Senator Knuppel.

5. SENATOR KNUPPTEL:

6. Well, I...I'm normally right there in support of Senator
7. Bloom on this. We put in this concept that we were going to
8. work to restore the township bridges and so forth, but I get
9. caught in a kind of a vice as to where this money is going to
10. come from here with this being the pothole bill and being
11. a Democratic more or less sponsored bill. I assume
12. that Senator Lemke has not yet offered that amendment to put
13. the seventy-six million dollars in place of the thirty
14. some million, but he will because the money is available
15. apparently. But if it isn't available there, and I assure
16. you, Senator Bloom, that I will be with you and I thought I heard
17. some promises here on the Appropriations Committee and from
18. leadership, that where we're taking this from is kind
19. of a sacred spot that they would see that we got the money
20. since there's seventy-six million dollars available apparently,
21. that they would see we got the necessary funds for our
22. bridges. There's some...some log rolling and things that can
23. be done and that if this...if this is defeated, that we
24. should not despair, that we are going to get that money, Senator
25. Bloom.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Further discussion? Senator Coffey.

28. SENATOR COFFEY:

29. Mr. President and members of the Senate. I rise in favor
30. of this amendment and it was just mentioned by the sponsor
31. of this amendment. It was an agreement in Transportation Committee
32. that they would allow this amendment to go on. Some of the
33. questions asked why the money hasn't been spent and they were talking

1. about a million eight that has been spent to date, but there
2. has been obligated up to six million dollars for projects
3. in this State. There is an additional six million dollars
4. and part of the reason that that has not been spent, it was
5. late in the year last year, I believe, in September when
6. the version...this money was...the bill was signed to
7. allow this money to be allocated to township bridges and at
8. that time, many of the Superintendent of Highways or superintendent
9. ...county superintendents was not prepared to come forth with
10. their programs and since that time, I've talked with many of
11. them and not just from my district but all over the State and
12. the president of that association said they are going forward
13. with their studies and programs and putting in their applications
14. for those bridges. If...if we don't put this amendment on
15. for you people that's interested in township bridges,
16. there's not going to be anything. The House has already taken
17. another version over there. They've taken the amendment
18. out. There's no where that I can see that we're going to get
19. any additional monies except for the reappropriation possibly of the other
20. six million dollars. That means that again, township bridges
21. are going to be left out and I think that this is the answer.
22. DOT has told me that this is the only area that we can put
23. this...that we can deal with putting additional monies in
24. so we can have fifteen million dollars to update our bridge
25. system. It's the same old story we've put off for one more
26. year and the people in the local townships are left out again
27. and I think this amendment is very important. I think
28. you Senators on both sides of the aisle in favor of repairing
29. township bridges and making them safe for school buses
30. and our emergency equipment should be in favor of this amendment
31. and I would ask a favorable roll call.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Further discussion? Senator Chew.

1. SENATOR CHEW:

2. Thank you. I made a commitment to Senator...Senators
3. Bloom and Coffey that I would support a bridge program. I did not
4. commit to them that I would agree that their amendment to a
5. bridge program would, in fact, go on this bill. I stand by my
6. commitment, Senators, to support your bridge program and as you
7. so well know, it was not intended for it to go on this bill.
8. Had it been that way, it could have been attached in committee
9. meeting. Let us be as honest as we know how and I oppose
10. the amendment going on this bill, 1470, but I'll certainly
11. support your bridge bill whenever it comes up.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Further discussion? Senator Bloom to close the debate.

14. SENATOR BLOOM:

15. Yeah, briefly. This is now or never and it's unfortunate
16. that we...we have to keep coming back each year, catch as
17. catch can, to fund both township bridges and railroad crossings
18. because there are railroad crossings in...in every district
19. in the State, not just downstate. There are guidelines
20. and plans in the legislation contrary to what Senator Carroll
21. said, that passed in '76 when we made this commitment and
22. there is six million obligated already. Only 1.8 has been
23. spent. Now, I would ask for a favorable roll call on this.
24. Thank you, very much.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Roll call has been requested. Senator Bloom has moved the
27. adoption of Amendment No. 3 to House Bill 1470. Those in favor
28. will vote Aye. Those opposed will vote Nay. The voting is
29. open. Hvae all voted who wish? Have all voted who wish? Take
30. the record. On that question the Ayes are 24, the Nays are
31. 31, none Voting Present. The amendment fails. Any further
32. amendments?

33. SECRETARY:

1. No further amendments.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. 3rd reading. 3327, Senator Guidice. House Bills,
4. 2nd reading, top of page fifteen. 3350, Senator Maragos.
5. On the Order of House Bills, 2nd reading, House Bill 3350.
6. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House Bill 3350.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. The Committee on Local Government
11. offers one amendment.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Maragos.
14. SENATOR MARAGOS:
15. Mr. President and members of the Senate. We discussed this
16. bill yesterday and I ask that we Table the committee amendment
17. because it is not needed and I think even the sponsor of it
18. in the committee realized that it is not as important and
19. Senator Bloom was the cosponsor with me on this bill, as a lawyer,
20. also realizes that that's not necessary because it's going
21. to jump or die...purposes of this bill, especially in view of
22. the fact that we have adopted the Administrative Procedures
23. Act of last year, which can, many times, approach this problem
24. the same...differently than the Federal regulations, however
25. will not do anything beyond what the Federal regulations
26. says that we should do in this area of hazardous materials.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Senator Maragos has moved to Table Amendment No. 1 to House
29. Bill 3350. Is there any discussion? All in favor of the motion
30. to Table signify by saying Aye. All opposed. The Ayes have it.
31. The amendment is Tabled. Further amendments?
32. SECRETARY:
33. No further amendments.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. 3rd reading. On the Order of House Bills, 2nd reading,
3. House Bill 3388. Read the bill, Mr. Secretary.

4. SECRETARY:

5. House Bill 3388.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. No committee amendments.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any amendments from the Floor?

10. SECRETARY:

11. No Floor amendments.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. 3rd reading. 3394. No. Hold. Senator Hynes.

14. Senator Hynes.

15. SENATOR HYNES:

16. Mr. President, we had hoped to be able to go to the Order of
17. House Bills, 3rd reading, to bring bills back for the purpose
18. of amendment, but it...the hour is late. We have one or two
19. housekeeping items to take care of. The committee begins
20. at 2:00 o'clock and therefore, I would suggest that we put that
21. over until tomorrow morning and I would announce that we will
22. go to that at an early point in tomorrow's Session. So, any
23. member having a bill on 3rd reading and wishing to bring it back
24. to the Order of 2nd for amendment, please be prepared to do...
25. do that tomorrow morning early. Please notify the Secretary
26. either now or first thing in the morning so that we can be
27. prepared for those bills. I would like to ask for a brief
28. recess of the Senate for the purpose of a Rules Committee meeting.
29. There is one appropriation bill in the Rules Committee and I'd
30. like to have a recess for purpose of a Rules Committee meeting
31. at the President's Desk.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right. The Senate will be in recess for a few moments.

RECESS

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PRESIDENT:

.The Senate will please come to order. Resolutions.

SECRETARY:

Resolution 442 offered by Senators Hynes, Shapiro, and ...Senators Hynes, Shapiro and Rock and it's congratulatory. Oh, I'm sorry, it is not. It is a death resolution.

PRESIDENT:

With leave of the Body, all members will be shown as cosponsors. Leave is granted. Consent Calendar. Committee Reports.

SECRETARY:

Pursuant to Amended Temporary Rule 5, the Rules Committee met at 1:15 p.m. Wednesday, June the 21st, 1978 and makes the following report: by unanimous vote, the committee ruled that the following bill can be considered during the Spring Session of the Senate, House Bill 3392. The foregoing bill was ordered to be read a first time, printed and referred to the Committee on Assignment of Bills.

PRESIDENT:

House Bills, 1st reading.

SECRETARY:

House Bill 3392.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDENT:

Committee Reports.

SECRETARY:

Senator Donnewald, Chairman of the Committee on Assignment of Bills Committee, assigns the following House Bills to Committee: Appropriations I, House Bill 3392.

PRESIDENT:

Is there any further business to come before the Senate?

1. If not, the Senate stands adjourned until 9:00
2. a.m. tomorrow morning.
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