

80TH GENERAL ASSEMBLY

GENERAL SESSION

JUNE 23, 1978

1. PRESIDING OFFICER: (SENATOR JOHNS)

2. The hour of 9:00 o'clock having arrived, the Senate
3. will please come to order. The prayer today by Reverend
4. Tony Alhstrand of Chicago. Reverend Alhstrand.

5. REVEREND ALHSTRAND:

6. (Prayer given by Reverend Alhstrand)

7. PRESIDING OFFICER: (SENATOR JOHNS)

8. Reading of the Journal. Senator Kenneth Hall. Senator
9. Hall.

10. SENATOR KENNETH HALL:

11. Mr. President, I move that reading and approval of
12. the Journals of Tuesday, June 20th, Wednesday, June 21st
13. and Thursday, June 22nd in the year 1978 be postponed
14. pending arrival of the printed Journals.

15. PRESIDING OFFICER: (SENATOR JOHNS)

16. You've heard the motion. All those in favor say
17. Aye. All those opposed say Nay. The Ayes have it.
18. Senator Nimrod.

19. SENATOR NIMROD:

20. Yes, Mr. President, as a point of personal privilege,
21. I would just like to take a moment to thank Reverend Tony
22. Alhstrand for being with us these past three days and
23. it's certainly my pleasure to know him and thank him for
24. bringing the message from God. At the same time he was
25. no stranger to us, he was with us last year. And also
26. he and his brother were the ones that ran across our
27. country carrying the Bible and the Declaration of
28. Independence. As you recall, he was here on this very
29. podium and we thank him for his ministry and certainly
30. I thank him for the work he's done here the past few days.

31. PRESIDING OFFICER: (SENATOR JOHNS)

32. ...Senator. I think we all feel the same mood and
33. attitude about this young man. He's disclosed a great

1. deal to us. We are going to stand at ease momentarily.

2. PRESIDENT:

3. If I may have your attention. In order to get the
4. proceedings moving this morning, the leadership on both
5. sides have identified four bills that are viewed as being
6. relatively noncontroversial and we therefore are asking
7. leave to go to the Order of House Bills 3rd reading to
8. consider those four bills. And they are in order, House
9. Bill 3151, House Bill 3152, House Bill 3277 and then
10. finally House Bill 2578. So House Bill 3151, we're
11. on the Order of House Bills 3rd reading. Senator Merlo.
12. Read the bill.

13. SECRETARY:

14. House Bill 3151.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Merlo.

19. SENATOR MERLO:

20. Thank you, Mr. President. I would first like to request
21. leave to consider House Bill 3151 and 52. They are companion
22. bills and would like...to have them heard one time with two
23. separate roll calls.

24. PRESIDENT:

25. You've heard the request. Is leave granted? Leave
26. is granted.

27. SENATOR MERLO:

28. Mr. President and members of the Senate. These two
29. bills are House Environmental Committee bills. It
30. seems that when the bills were heard, many Illinois cave
31. explorers...pointed out to the committee in...the immediate
32. need for legislation which would protect the many caves and
33. caverns that exist in this great State of ours. The rock

1. formations in these caverns are unique and are produced
2. after literally thousands of years of work of nature.
3. There's certainly evidence of damage being done and
4. vandalism in many of these caves and the Department of
5. Conservation feels that these bills should be enacted.
6. In addition to that the bills would empower a park district
7. to convey real estate property to a nongovernmental entity
8. for real estate of substantially the same size and suitability
9. for use for recreational purposes and I would appreciate
10. your favorable consideration.

11. PRESIDENT:

12. Is there any discussion? If not, the question is shall
13. House Bill 3151 pass. Those in favor will vote...Senator
14. Berning.

15. SENATOR BERNING:

16. Just...just one question. I think this is an admirable
17. objective. My question simply has to do with whether there's
18. any penalties attached. I was just trying to glance at
19. the bill to see whether vandalism and damage to these
20. priceless historic sites then does carry penalty.

21. PRESIDENT:

22. Senator Merlo.

23. SENATOR MERLO:

24. Senator Berning, there are a penalty provision that's
25. a Class B misdemeanor.

26. PRESIDENT:

27. Senator Berning. Is there any further discussion?
28. If not, the question is shall House Bill 3151 pass. Those
29. in favor will vote Aye. Those oposed will vote Nay. The
30. voting is open. Have all voted who wish? Have all voted
31. who wish? Take the record. On that question the Ayes
32. are 49, the Nays are none, none Voting Present. House
33. Bill 3151 having received the required constitutional

1. majority is declared passed. House Bill 3152, that has...
2. Senator Merlo has discussed that bill. With respect to
3. House Bill 3152 the question is shall House Bill...the
4. bill has not been read. Mr. Secretary read House Bill
5. 3152.

6. SECRETARY:

7. House Bill 3152.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDENT:

11. The question is shall House Bill 3152 pass. Those
12. in favor will vote Aye. Those opposed will vote Nay.
13. The voting is open. Have all voted who wish? Have
14. all voted who wish? Take the record. On that question
15. the Ayes are 50, the Nays are none, none Voting Present.
16. House Bill 3152 having received the required constitutional
17. majority is declared passed. House Bill 3277, Senator
18. Walsh. Senator Walsh, on the Order of House Bills 3rd
19. reading. House Bill 25...House Bill 3277.

20. SECRETARY:

21. House Bill 3277.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. SENATOR WALSH:

25. Mr. President and members of the Senate. House Bill
26. 3277 is an amendment to the Controlled Substantives Act.
27. It merely corrects misspelled words of the listed opiates.
28. I urge your support.

29. PRESIDENT:

30. Is there any discussion? If not, the question is
31. shall House Bill 3277 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 50, the Nays
2. are none, none Voting Present. House Bill 3277, having
3. received the required constitutional majority is declared
4. passed. For what purpose does Senator Kenneth Hall arise?

5. SENATOR KENNETH HALL:

6. Thank you, Mr. President. I would just like to
7. announce that I was just in touch with Senator Smith. He's
8. at home, he's resting well and sends his regards to all the
9. members of the Senate.

10. PRESIDENT:

11. Thank you, Senator Hall. On the Order of House Bills
12. 3rd reading. Yesterday we adjourned at..after having
13. considered House Bill 2790. The next bill in order is
14. House Bill 2808, Senator Lane. Senator Lane, do you wish
15. to have that bill read? Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 2808.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Lane.

22. SENATOR LANE:

23. Thank you, Mr. President and members of the Senate. House
24. Bill 2808 puts the burden of proof onto the insured. It
25. makes him provide that certification has been issued. That
26. there are no property taxes or demolition expenses outstanding.
27. This is then turned in...turned over to the company who can
28. go ahead and make the payment of the loss. This is...corrective
29. legislation that we passed...we passed the legislation last
30. year and there have been some areas, one, the burden of proof,
31. that has been causing some problem. House Bill 2808 will
32. relieve those problems. I ask for your favorable consideration.

33.

HB 2842
6/23
3rd

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1. PRESIDENT:

2. Is there any discussion? If not, the question is shall
3. House Bill 2808 pass. Those in favor will vote Aye. Those
4. opposed will vote Nay. The voting is open. Have all voted
5. who wish? Have all voted who wish? Take the record. On
6. that question the Ayes are 53, the Nays are none, none Voting
7. Present. House Bill 2808 having received the required
8. constitutional majority is declared passed. House Bill 2834,
9. Senator Clewis. House Bill 2835, Senator Clewis. House
10. Bill 2842, Senator Vadalabene. Read the bill.

11. SECRETARY:

12. House Bill 2842.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Yes, thank you, Mr. President and members of the Senate.
19. House Bill 2848 as amended provides the sale of alcoholic
20. beverages at churches and schools. It allows the issuance
21. of a license to a church or a private school for retail
22. sale of alcoholic liquor. One, if such sales are limited
23. to periods when groups are assembled on premises solely
24. for the promotion of some common object other than the
25. sale of consumption of alcoholic liquors. Senator Berning
26. has amended my bill and his amendment now is the new bill
27. and I would yield to...to Senator Berning for some remarks
28. in regard to House Bill 2842.

29. PRESIDENT:

30. Senator Berning.

31. SENATOR BERNING:

32. Thank you, Mr. President and members of the Senate.
33. 2842 as amended removes the barrier for civic and fraternal

1. activities on church and school grounds when the church is
2. interested in raising funds for its own support and purpose.
3. In my Village of Deerfield, the Holy Cross Church has at
4. least two functions annually. One is a major amateur
5. show attended by everybody in the village. And needless
6. to say food is served and drink is sought to be served.
7. The village has been requested time and time again to
8. issue a license and they felt they cannot. This now will
9. allow the village to issue a limited license for a period
10. of time for such function. I urge a favorable vote.

11. PRESIDENT:

12. Is there any further discussion? Senator Philip.

13. SENATOR PHILIP:

14. Question of Senator Berning.

15. PRESIDENT:

16. Indicates he will yield.

17. SENATOR PHILIP:

18. Yes, Senator Berning, you suggested your amendment said
19. churches and schools. Am I to assume that that means private
20. schools, not public schools?

21. PRESIDENT:

22. Senator Berning.

23. SENATOR BERNING:

24. Yes, public schools are prevented.

25. PRESIDENT:

26. Senator Philip.

27. SENATOR PHILIP:

28. Yeah, I would just like to make a...a few comments
29. in regards to allowing churches and schools to sell liquor.
30. And I really, in good conscience, couldn't justify that
31. under any set of circumstances. You know, maybe we ought
32. to amend the bill to let them sell lottery tickets, tobacco,
33. off track betting, you know, they should be in the business

1. of religion, not in the business of liquor, et cetera,
2. et cetera. And I think in good judgment that we ought
3. to vote No on this bill.

4. PRESIDENT:

5. Senator Sangmeister.

6. SENATOR SANGMEISTER:

7. Yes, one quick question. Supposing the church decides
8. that they want to lease this premises out to some other
9. nonaffiliated organization. I mean not affiliated with the
10. church, say a Veteran's group or let's say I want to have
11. a party at the church and I want to rent the hall, will
12. I be able to get a liquor license for that...for that party?

13. PRESIDENT:

14. Senator Vadalabene. Senator Berning. The question
15. was addressed to Senator Berning.

16. SENATOR BERNING:

17. Yes, I'm sorry, Mr. President, I was distracted for
18. a moment, I didn't quite get the full impact of the
19. question.

20. PRESIDENT:

21. Senator Sangmeister.

22. SENATOR SANGMEISTER:

23. Yeah, my concern is this, it's one thing for the
24. church to be able to do this, but supposing I come and
25. want to have a party and I want to use the church premises
26. and the church says, sure, we'll be happy to lease you the
27. premises. Can I now, through the church, get a...a liquor
28. license to have a party over there. In other words is
29. this restricted strictly to the church and its functions
30. or can the church now lease out the premises to some
31. other organization or party and they use the church for
32. the purposes of dispensing liquor there?

33. PRESIDENT:

1. Senator Berning.

2. SENATOR BERNING:

3. No, Senator, this would be restricted to the church
4. and final determination is with the Local Liquor Control
5. Ordinance, which is the village.

6. PRESIDENT:

7. Is there any further discussion? Senator Leonard.

8. SENATOR LEONARD:

9. Yes, I was intrigued by the remarks about whether
10. we ought to allow by law churches to do certain things.
11. And whether the law ought to allow churches to sell
12. alcohol. I think that's a decision for a church to make.
13. This isn't a law that forces anybody to sell. This is
14. simply one that permits it and I think we ought to pass
15. it.

16. PRESIDENT:

17. Senator Maragos.

18. SENATOR MARAGOS:

19. Mr. President and members of the Senate. I am in
20. favor of this piece of legislation only because I had
21. an experience in my law practice where a church wanted
22. to put up a building and they could not erect because
23. reverse effect is true, if you cannot have the hundred
24. feet situation where they wanted to go in and put a
25. new...take over a new...edifice and...and build a
26. church on it and because the tavern was a hundred feet away,
27. it prevented them from building their church and they
28. had no objections to the fact that the tavern was down
29. the street. And I think this type of legislation is
30. well needed and because there can be reverse discrimination.

31. PRESIDENT:

32. Senator Rupp.

33. SENATOR RUPP:

1. Thank you, Mr. President. Actually...I was mayor and
2. also along with mayor you get the responsibility of being
3. liquor commissioner, too. And what we did in Decatur was
4. to issue a twenty-four or forty-eight hour permit. We
5. did give it to nonprofit organizations, churches and we
6. had that device that we could use and I'm sure if we
7. could do it and our legal counsel said that was perfectly
8. all right and we did it on many, many occasions. We just
9. gave them a...a three dollar permit. It was very reasonable
10. and then they had the same type affairs that you are talking
11. about here. I think that's a...another way it could be
12. done.

13. PRESIDENT:

14. Senator Hickey.

15. SENATOR HICKEY:

16. I'd like to ask Senator Rupp if he wasn't able to
17. do that because he had a home rule unit? What about areas
18. which are not home rule units?

19. PRESIDENT:

20. Senator Rupp.

21. SENATOR RUPP:

22. Thank you, Mr. President. No, I did that even before
23. we were a home rule unit. So I don't know whether I was
24. right or wrong, but according to our legal counsel we did
25. that. We have been doing it for many, many years.

26. PRESIDENT:

27. Senator Vadalabene.

28. SENATOR VADALABENE:

29. Yes, I would appreciate a favorable roll call.

30. PRESIDENT:

31. Excuse me, Senator Mitchler had sought recognition.

32. Senator Mitchler.

33. SENATOR MITCHER:

1. Mr. President and members of the Senate. I have a question
2. to ask of the sponsor and the question would be, you say this
3. ...the churches want this, do you have a position of the
4. Baptist Church?

5. PRESIDENT:

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, I attended a hundred and fiftieth anniversary of
9. the First Baptist at Edwardsville Sunday. Everybody had a
10. good time and Reverend Holman thinks I'm number one.

11. PRESIDENT:

12. Is there any further discussion? Senator Mitchler.

13. SENATOR MITCHLER:

14. Well, Senator Vadalabene, just as an expression of
15. my sentiments on this bill, I'm not a candidate in 1978,
16. but I'm going to be a candidate in 1980 and my record will
17. follow me and my intuition and political astuteness tells
18. me that I'm going to vote No on this because I think I
19. know the position of the people in the churches with
20. respect to a bill authorizing churches and schools to
21. sell liquor on their premises. It's that plain and simple.

22. PRESIDENT:

23. Is there any further discussion? If not, the question
24. is shall House Bill 2842 pass. Those in favor will vote
25. Aye. Those opposed will vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Take
27. the record. On that question the Ayes are 31, the Nays
28. are 15, 4 Voting Present. House Bill 2842 having received
29. the required constitutional majority is declared passed.
30. House...what...Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, having voted on the prevailing side.

33. PRESIDENT:

34. Senator Vadalabene moves to reconsider. Senator Maragos
35. moves to Table. All those in favor signify by saying Aye. Opposed.
36. The Ayes have it. The motion is Tabled. House Bill 2855, Senator Joyce.

1. Read the bill.

2. SECRETARY:

3. House Bill 2855.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDENT:

7. Senator Joyce.

8. SENATOR JOYCE;

9. Yes, thank you, Mr. President. This...bill would make
10. only one change in the existing Statute dealing with the
11. duties of the County Superintendent of Highways by adding
12. four words. And that is "when requested in writing."
13. This year we see a number of incidents where counties are
14. being named as codefendants in liability suits involving
15. accidents on township roads because the interpretation
16. of the law that the county superintendents are required
17. to advise the highway commissioner at all times in
18. the best method of construction and repairs maintenance,
19. whether they knew such work was occurring or not. There
20. have been instances where a township road has been
21. repaired and the county superintendent...has not been
22. repaired, and the county superintendent has been brought
23. into court as a codefendant because he would not advise
24. the county...the county...the township highway commissioner
25. on how he wanted to repair it. I'd ask for a favorable
26. roll call.

27. PRESIDENT:

28. Is there any discussion? If not, the question is
29. shall House Bill 2855 pass. Those in favor will vote
30. Aye. Those opposed will vote Nay. The voting is open.
31. Have all voted who wish? Have all voted who wish? Take
32. the record. On that question the Ayes are 51, the Nays
33. are 1, none Voting Present. House Bill 2855 having received

HB 2875
3rd Reading
6/23/78

- 1. the required constitutional majority is declared passed.
- 2. House Bill 2869, Senator Grotberg. House Bill 2875, Senator
- 3. Guidice. Read the bill.

4. SECRETARY:

- 5. House Bill 2875.
- 6. (Secretary reads title of bill)
- 7. 3rd reading of the bill.

8. PRESIDENT:

- 9. Senator Guidice.

10. SENATOR GUIDICE:

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

12. What this bill intends to do is to require the commission

13. to convene a fact finding conference within a hundred and

14. twenty days after charges have been filed and giving the

15. interested parties at least ten days notice. Also allows

16. the commission to default a party without good cause...

17. fails to attend. The commission also has a hundred and

18. eighty days after the close of the hundred and twenty

19. day period to issue a complaint in the prescribed manner

20. so as the...to forestall any legal action. The bill comes

21. to you because of the recent ruling of the Illinois

22. Supreme Court in the Springfield, Sangamon County, where

23. they indicated that the hundred and twenty days was

24. a mandatory period and statutory in nature and the a...any

25. ...any problem filed with...or not filed within a hundred

26. and twenty days would be barred by the Statute. So I ask

27. your favorable consideration.

28. PRESIDENT:

- 29. Is there any discussion? Senator Glass.

30. SENATOR GLASS:

- 31. I'd like to ask the sponsor a question if he will
- 32. yield.

33. PRESIDENT:

- 34. Indicates he will yield.

1. SENATOR GLASS:

2. Right. Senator Guidice, would you indicate what this
3. ...this new paragraph that provides that within a hundred
4. and eighty days of the...the prelitigation conference, unless
5. there's an agreement to extend the time in writing, the
6. commission is to issue and...and serve a new complaint
7. or order. Now is...is that a new provision and what...what
8. is the...what is the situation at the present time?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator...Senator Guidice.

11. SENATOR GUIDICE:

12. Senator Glass, the reason for that provision is to
13. give the commission enough time to act on the numerous
14. complaints that they've had. They had a problem in the
15. past enacting within that hundred and twenty day period
16. and I believe there were about three thousand cases that
17. fell by the wayside, because of the inability to...have
18. a hearing on these matters.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Glass.

21. SENATOR GLASS:

22. Well...a, doesn't this also extend from six months
23. to ten months the period in which the commission has
24. to investigate the likelihood of whether there's been
25. a violation by the employer?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Guidice.

28. SENATOR GUIDICE:

29. Oh, thank you. Yes, it would. Yes.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Glass.

32. SENATOR GLASS:

33. Well, Ladies and Gentlemen of the Senate. I...I speak

1. in strong opposition to this bill. I notice the vote in the
2. committee was two in favor and zero against. So I...I suppose
3. it had a...a good committee hearing, but I...I...I suspect
4. there weren't too many members there during the...the roll
5. call. But I think to add four months of investigation will
6. not improve the efficiency of the commission and it's an
7. unreasonable burden on the employers to have to sustain
8. this additional four months. I...I think this just goes
9. way too far and I'd urge a no vote.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? Senator Washington.

12. SENATOR WASHINGTON:

13. Will the sponsor yield to a question?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Indicates he will yield. Senator Washington.

16. SENATOR WASHINGTON:

17. Aren't we more or less trapped into this a...additional
18. four month period...Senator Guidice because of the fact that
19. the FEPC has been traditionally undermanned due to the fact
20. that the Legislature simply does not give it adequate
21. appropriation to...to...to process this entire case load?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Guidice.

24. SENATOR GUIDICE:

25. That's exactly the case, Senator Washington, the
26. problem being with all...with the case load that they
27. have, they just don't have the opportunity to manpower
28. the light to make sure that everyone gets a fair hearing
29. in these matters and this is the reason for the need for
30. the extension.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Washington.

33. SENATOR WASHINGTON:

1. Yes, Mr. President, as a matter of public policy, we
2. have said that if there's discrimination in the hiring,
3. upgrading or promotion of minorities, women and other
4. handicapped persons, that they should have a right to
5. recourse through the administrative process called the
6. Fair Employment Practice Commission. We have put a cap
7. or a limit of a hundred and eighty days on...on that
8. period of time. Then we turn around and deliberately,
9. it appears to me, not give that agency sufficient funds
10. to carry out its function. Not only that, last year
11. when we increased that stipend by three hundred thousand
12. the Governor didn't see fit to...to...to spend the money.
13. So what is happening is that people are having recourse
14. in law, but actually no recourse as a matter of practice.
15. It seems to me that the only fair thing to do is to extend
16. the time to make certain that nobody with a right and a
17. grievance is truncated or cut short because the State
18. has failed to give those funds. This is a good bill.
19. It seems to me to be almost unconscionable for us to
20. sit by and let three thousand cases be dismissed with
21. a clear understanding and a clear projection that
22. other cases will be dismissed in the future simply
23. because the process is underfunded and too short in
24. light of that. So I think it's a good bill and it
25. should be voted Aye.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Sangmeister.

28. SENATOR SANGMEISTER:

29. Yeah, a question of the sponsor.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Indicates he will yield, Senator Sangmeister.

32. SENATOR SANGMEISTER:

33. Senator Washington may have answered it already, but

1. I remember the committee testimony. There was the...the
2. matter, the reinstatement of the cases. Is the...is the
3. bill in its present posture, are those thirty-five hundred
4. cases reinstated?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Guidice.

7. SENATOR GUIDICE:

8. No. This is prospective in nature, it's not retroactive.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Newhouse.

11. SENATOR NEWHOUSE:

12. Thank you, Mr. Speaker. I happen to be in...in the...
13. in the committee when that particular bill was heard. I
14. was there to observe the vote and I don't think that it's...
15. would be kind to make a comment of what I thought about
16. that vote. Those of us who think that there ought to be
17. fairness in employment are greatly distressed that we've
18. been provided with a vehicle to not provide fairness, but
19. to give those who have already been treated unfairly, the
20. minimal chance to hang on to their jobs probably at the
21. lost of their self respect and probably at the risk of
22. future harassment, just such as the harassment that was
23. unfair in the initial instance. We held out this olive
24. branch and then the Lord gaveth and the Lord tooketh
25. away. Because we've never funded the operation so that
26. it could, in fact, operate. I want to tell you, I've
27. stopped sending people to the FEPC and I wish you'd
28. listen to me. I see no proper...no purpose in sending
29. people to an organization that will tell you when you
30. walk in the door that they've got a two year backlog.
31. A two year backlog. Now what does an individual do
32. in those intervening two years. Now, we've got thirty-
33. five hundred people who've gone through all their process,

1. who've gone through all the headache and all the heartache,
2. and we're going to say to those thirty-five hundred people
3. that we're going to permit your case to be dismissed even
4. after you've waited this lengthy time to provide some
5. kind of minimal remedy, minimal remedy, for whatever
6. you've been through. To me that's unconscionable, to me
7. I think we're acting awfully irresponsibly. If we were
8. to be responsible, we not only would pass this bill, we'd
9. give that organization a sufficient amount of money so
10. that at least it could do the minimal job for the citizens
11. of this State. I think this is a good bill and ought
12. to be passed.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Netsch.

15. SENATOR NETSCH:

16. Thank you, Mr. President. I was temporarily the
17. sponsor of this bill and would strongly urge its support
18. also. I...in one sense I don't totally agree with Senator
19. Newhouse because I think it is not as good a bill as I
20. would like it to be, but it is the only thing available
21. to solve a problem that is otherwise unconscionable and
22. that is the fact that people are, as Senator Newhouse
23. noted, told that they have a remedy before the Fair
24. Employment Practices Commission, but, in fact, the
25. commission is so either inefficient or underfunded or
26. both that it is not able to process the complaints in
27. the time that the Statute provides, as least as now
28. interpreted by the Illinois Supreme Court and as the
29. result of that, some three thousand preexisting charges
30. are either now stricken from the list or in limbo at
31. best. And if this bill is not passed, that number will
32. be added to over a period of time because there is no
33. way that the commission is yet set up to be able to comply

1. with the one hundred and eighty day mandatory action
2. period. It should be, there is no question about that,
3. but it is not. And so what we are saying is that because
4. the commission cannot meet a deadline, those who have filed
5. charges of discrimination are the ones who should bear
6. the brunt of it. This is obviously discriminatory in
7. itself, it is unacceptable and since this seems to be
8. the only vehicle at the moment for correcting that wrong,
9. it is an absolutely essential bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Walsh.

12. SENATOR WALSH:

13. Mr. President and members of the Senate. I've had
14. very limited experience with the commission, but
15. the commission was quite able to...to investigate the
16. complaint with which I was familiar and come to a...come
17. to a decision. I think if we were to pass this bill,
18. we'd just be making another step toward telling employers
19. in the State of Illinois, they should go elsewhere. The
20. employers of this State have enough burdens without forcing
21. them to...to spend more time and money defending complaints
22. which are leveled against them, against...with the Fair
23. Employment Practices Commission. This is a very significant
24. bill. I would hope that the membership has attended the
25. remarks of the Senators, especially those of Senator Glass
26. and I would urge the defeat of this measure.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Kenneth Hall.

29. SENATOR KENNETH HALL:

30. Thank you, Mr. President, Ladies and Gentlemen of the
31. Senate. I rise in support of this bill. Now, Senator
32. Newhouse has properly told you, it's just unconscionable
33. to think that people would go to an organization and ask

1. for some relief. And this is something that we're having,
2. people who have been unfairly treated, we pass this
3. legislation and now to say that you're not going to properly
4. fund this is really wrong. I would ask all of you to give
5. this a favorable support of this bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Guidice may close.

8. SENATOR GUIDICE:

9. Thank you, Mr. President, members of the Senate.
10. Regarding this bill now, what are we really trying to do
11. here. If we don't extend this...this matter, people are
12. going to be deprived of a hearing. It's not their fault
13. that the commission can't handle the business. That's
14. why we have to give them that time. In every area of
15. the law where we have a statute of limitation, we have
16. two year statutes for personal injuries, we have five
17. year statutes for property damage, we have ten year
18. statutes in other matters, and here we've got people
19. in the first instance who have a problem that come to
20. the commission, who state their problem, and because
21. the commission hasn't got the time to handle it, then
22. they're going to be deprived of their rights. I think
23. this is a good bill and it deserves your support.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question is shall House Bill 2875 pass. Those
26. in favor say Aye. Those opposed vote Nay. The voting
27. is open. Have all voted who wish? Have all voted who
28. wish? Take the record. On that question the Ayes are
29. 35, the Nays are 19, 1 Voting Present. House Bill 2875
30. having received a constitutional majority is declared
31. passed. For what purpose does Senator Clewis arise?

32. SENATOR CLEWIS:

33. Mr. President and members of the Senate. I rise to

1. ask leave to go back to the Order of House Bills 2834 and
2. 35. I...I'm sorry for the inconvenience, but I was called
3. out of my seat and inadvertently...
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Is there leave? Leave is granted. House Bill 2834.
6. For what purpose does Senator Glass arise?
7. SENATOR GLASS:
8. To request that those bills be held for the present.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Clewis, there's been a request that the
11. bills be held.
12. SENATOR CLEWIS:
13. May I ask for what reason?
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Well, perhaps you and Senator Glass would best...take
16. it out of the record. Senator Grothberg on the Floor? House
17. Bill 2869. Read the bill, Mr. Secretary.
18. SECRETARY:
19. House Bill 2869.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator...Senator Rock, for what purpose do you arise?
24. SENATOR ROCK:
25. Request that it be held.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. There's been a request that House Bill 2869 be held.
28. Take it from the record. House Bill 2891, Senator Buzbee.
29. House Bill 2893, Senator Lemke. Read the bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 2893.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Lemke.

3. SENATOR LEMKE:

4. What this bill does is raises the fees charged by
5. county recorder for the recording of plats and I ask for
6. its adoption.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there further discussion? The question is shall
9. House Bill 2893 pass. Those in favor vote Aye. Those
10. opposed vote Nay. The voting is open. Have all voted
11. who wish? Have all voted who wish? Take the record.
12. On that question the Ayes are 37, the Nays are 14, 2
13. Voting Present. House Bill 2893 having received the
14. constitutional majority is declared passed. House Bill
15. 2894, Senator Lemke. Senator Lemke on...all right, read
16. the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 2894.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Lemke.

23. SENATOR LEMKE:

24. What this bill does is raises the charge...the recorder's
25. charge for recording of release of mechanic's liens and so
26. forth from...I think it's from three dollars to five dollars.
27. It also takes and corrects the problem that was caused by a
28. bill that was improperly drafted that Senator Maragos introduced
29. last year. It corrects the error so the mechanic's lien
30. can still be around. The courts had ruled that this error
31. was vital and this...so I ask for its favorable adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? The question is shall House

1. Bill 2894 pass. Those in favor vote Aye. Those opposed vote
2. Nay. The voting is open. Have all voted who wish? Have all
3. voted who wish? Take the record. On that question the Ayes
4. are 52, the Nays are 3, none Voting Present. House Bill
5. 2894 having received a constitutional majority is declared
6. passed. House Bill 2899, Senator Lemke. Read...Senator
7. Lemke, you ready on 2899. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 2899.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Lemke.

14. SENATOR LEMKE:

15. What this does is corrects a mistake that was made
16. by many county boards, because we passed a...we said
17. there's no...a recorder can't collect fees and this involves
18. the real estate transfer tax, but they call it a fee. And
19. what this does is changes it from fee, to tax, like it
20. should be. This is that...tax they charge on transfer
21. of real estate by the counties. I...if this bill doesn't
22. passed, the counties will not be able to collect the...the
23. fee because a recorder can't collect a fee and also since
24. they've been collecting fees, they might have to return
25. the money under the law suits that's been filed. So I
26. ask for its adoption. We can save...many counties from
27. loss of revenue in paying back money they don't have.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? The question is shall House
30. Bill 2899 pass. Those in favor vote Aye. Those opposed
31. vote Nay. The voting is open. Have all voted who wish?
32. Have all voted who wish? Take the record. On that
33. question the Ayes are 55, the Nays are none, none Voting

HB 2928
3rd Reading
6-23-78

1. Present. House Bill 2899, having received the constitutional
2. majority is declared passed. House Bill 2925, Senator Berman.
3. House Bill 2928, Senator Vadalabene. Senator...read the bill,
4. Mr. Secretary.
5. SECRETARY:
6. House Bill 2928.
7. (Secretary reads title of bill)
8. 3rd reading of the bill.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Vadalabene.
11. SENATOR VADALABENE:
12. Yes, thank you, Mr. President and members of the
13. Senate. House Bill 2928 was caused to be introduced by
14. the Illinois Municipal League so as to provide small
15. municipalities with a much needed tool to help them
16. resolve health and water pollution control needs. In
17. 1976 the Illinois Environmental Protection Agency conducted
18. a study of approximately twenty small communities and
19. found a capital cost of constructing a new sewer system
20. and treatment plant was a hundred and ten percent of the
21. average assessed valuation of the communities. This
22. capital cost of construction only with maintenance and
23. operation costs yet to come is beyond the fiscal ability
24. of small communities and represents an intolerable burden
25. upon the citizens. To be eligible for Federal Grant
26. funding in this year, this legislation must pass in this
27. ...in this Session. If Illinois municipalities do not
28. have the authority to participate in a Federal Grant
29. Program, Illinois may lose these funds to Federal Government
30. is devoting to this program. Therefore, timing of the essence
31. is...is in consideration of House Bill 2928. It provides
32. that municipalities may establish a waste water disposal
33. zone or alternative treatment methods other than a convential
34. collection and treatment system could be used and I would

1. appreciate a favorable vote.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? Senator Glass.

4. SENATOR GLASS:

5. Thank you, Mr. President. Question of Senator Vadalabene
6. please.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Indicates he will yield. Senator Glass.

9. SENATOR GLASS:

10. Senator Vadalabene, I...I can see the need for
11. municipalities to comply with the EPA requirements, but
12. what is the procedure by which they can set up these
13. waste water disposal zones? And...and how are they
14. funded? Is there any provision for a referendum here
15. and...and...are they...are they to be allowed to have a
16. new tax to...to support them?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, they would form their own district and then
21. fifty-one of...of the voters within that zone district
22. would have to approve it and then they would tax themselves.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Glass.

25. SENATOR GLASS:

26. Well, that...that was my question. Can a district be
27. created without referendum, without a front door referendum?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Vadalabene.

30. SENATOR VADALABENE:

31. Well, in my opinion, this one can be...if we pass this
32. legislation, it can be established.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Glass.

2. SENATOR GLASS:

3. I...I think the members ought to recognize then, that if
4. this can be established by ordinance, then it is a tax, a
5. provision for a tax without a referendum, unless I'm missing
6. something here. I...not disagreeing that...that the districts
7. are important, but it looks to me like the corporate authorities
8. apparently can create these waste water disposal zones and...and
9. establish a tax to pay for them without consent of the owners.
10. If that's incorrect, Senator, please say so, but that's the
11. way it looks to me.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Yes, that's the way, I'm sure that's the way the
16. legislation reads, however, they can veto the measure
17. with...with fifty-one percent of the vote. They can
18. vote it in or they can vote it out. It's up to the
19. people in the zone districts which want this through
20. a program into their areas. So it's an optional thing
21. with them and...and as long as the people within the
22. zones want these sewer systems, I think it's...it should
23. be up to them to decide whether they want in or want out.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Glass. Further questions? Senator Mitchler.

26. SENATOR MITCHLER:

27. Mr. President, I have a question of the sponsor.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Indicates he will yield. Senator Mitchler.

30. SENATOR MITCHLER:

31. Senator Vadalabene, would this legislation, if enacted
32. and these zones were created for waste water disposal, would
33. they be authorized then to participate in the 1970 Antipollution

1. Bond Act Program, that is on the tripartite funding, the
2. Federal, State and Local for the development and construction
3. of their waste treatment plants?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. I really don't recall, but could I ask you a question,
8. Senator Mitchler? Yes, did you ask that question in committee?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Mitchler.

11. SENATOR MITCHLER:

12. No, I did not.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Vadalabene. Senator Mitchler.

15. SENATOR MITCHLER:

16. The a...the concept behind this legislation is...is
17. excellent, because we have many of these areas that do
18. not have the proper waste water treatment disposal facilities.
19. And if they could get together and form a sanitary district,
20. municipal sanitary district or whatever you want to call it,
21. it would alleviate much of the pollution problems that we have.
22. The problem that Senator Glass alludes to is the...whether
23. or not it has a front door referendum. But I do believe
24. that in the area, if they have the opportunity of the
25. people that voted out, it is very similiar to a special
26. service district, only it's a little more complicated
27. and binding than a special service district that has a tax
28. put on in a peculiar manner, but it disintegrates after
29. the service is provided. I would rather seen this with
30. a front door referendum and I do not question the ability
31. of the local unit of government to be sold because it's a
32. very worthwhile program. For that reason I'm going to
33. support it, but as long as they have that opportunity to

1. vote out by fifty-one percent objecting, I think that is a
2. safeguard that is built in in opposition to any ordinance
3. that would be passed against the will of the people.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion. Senator Schaffer.

6. SENATOR SCHAFFER:

7. If the sponsor would yield. Well, I think we've
8. answered our question over here. If...on a backdoor
9. referendum, what percentage does it take to defeat the
10. proposition?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator...

13. SENATOR SCHAFFER:

14. Is it fifty-one? Okay. Well, the bill I think originally
15. said seventy-five, which I find very distasteful.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Senator Vadalabene may close the
18. debate.

19. SENATOR VADALABENE:

20. I would appreciate a favorable roll call.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The question is shall House Bill 28...2928 pass.
23. Those in favor vote Aye. Those opposed vote Nay. The
24. voting is open. Have all voted who wish? Have all voted
25. who wish? Have all voted who wish? Take the record. On
26. that question the Ayes are 44, the Nays are 9, none Voting
27. Present. House Bill 2928 having received a constitutional
28. majority is declared passed. House Bill 2929, Senator
29. McMillan. House Bill 2946, Senators Berman and Leonard.
30. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 2946.

33. (Secretary reads title of bill)

34. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Berman.
3. SENATOR BERMAN:
4. Thank you, Mr. President, Ladies and Gentlemen of the
5. Senate. This bill does two things in...in...sites in
6. specifically on the needs of handicapped children. The
7. first part of the explanation deals with allowing school
8. districts which have children in orphanages, childrens
9. homes, foster family homes, to receive reimbursement
10. when those children require placement in private nonpublic
11. facilities. It was...been interrupted that there was a
12. gap between two sections of the School Code, Section 14702
13. and 7...and 14703, which allowed these children who are in
14. these orphanages or in these foster homes and require
15. private placement, they weren't being reimbursed as...as
16. they should have been under both sections. They sort of
17. fell in the cracks between them. This bill would eliminate
18. that situation and allow reimbursement to these school
19. districts under both Section 7...14702 and 14703. The
20. other portion of the bill eliminates the eight year limitation
21. on the special...Special Education Building Tax and as amended
22. yesterday, would allow this tax to continue and to be used
23. for more than just Special Education Building purposes,
24. rather for General Special Education needs. The amendment
25. prohibits that tax from being included in the operating
26. tax rate for State aid reimbursement, so it's strictly a
27. local effort to address the needs of the Special Education
28. Programs of these school districts. I'll be glad to respond
29. to any questions.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Is there discussion? Senator Sommer.
32. End of Reel
- 33.

1. SENATOR SOMMER:

2. Mr. President, the Senator yesterday who said that we
3. defeated this bill four years ago and three years ago and
4. two years ago and last year was correct. This is again a...
5. a tax increase without a referendum contrary to the agreement
6. that was made some years ago that this tax would expire. If you
7. wish to do that and vote this tax in again without the referendum
8. of your people back home, you're welcome to, but I think we should
9. be aware of what we're voting on.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Glass.

12. SENATOR GLASS:

13. Well, I...I would like to correct the record. I think
14. both Senator Sommer and Senator Bruce yesterday said that we
15. had defeated this and I suppose that if you take the word
16. we as meaning the entire General Assembly, it's correct. But
17. as a matter of fact, the Senate passed this legislation.
18. And I...I think it's good legislation and I think it is because
19. it's...it answers a real need for our local districts
20. to provide special education services in the face of Federal
21. demands under 94-142. This is a modest continuation of an
22. existing tax. If it offends you to vote to keep it in effect
23. for special education, then so be it. I think it's a reasonable
24. measure and one that our special education districts sorely need
25. and I'd urge an Aye vote.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Wooten.

28. SENATOR WOOTEN:

29. Thank you, Mr. President. I simply like to echo Senator
30. Sommer. We've spent a good deal of time on this bill in years
31. past and while it is true it has gotten out of the Senate,
32. it is, I think, fortunate for us as Senators, that it has
33. not succeeded overall in the General Assembly. When you tell the

1. taxpayers that we're going to put on a tax that will run a
2. certain period of time and then try to extend the tax beyond
3. that time, you are, in effect, taxing them, you're giving them
4. a new tax without a referendum. I don't care how you dress
5. it up, that's exactly what this is. And if we were foolish enough
6. to pass it before, I think we ought to be a little more
7. responsible this year and defeat the bill in this Chamber
8. rather than having the House do it for us.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Leonard.

11. SENATOR LEONARD:

12. I would like to call attention to the amendment that
13. deals with funds paid in 1976 - '77 and say there has been a
14. tax, in essence, imposed here, that should be repaid. There
15. are two parts to this bill and one of them is basically
16. a reimbursement question. The State of Illinois for special
17. ed used to reimburse for the previous year. We came up to
18. '76 - '77, changed the policy and said we would reimburse for the
19. current year. School districts received an annual reimbursement.
20. But we decided in about '76 that it would be wrong to give them
21. last year's reimbursement and this year's reimbursement so we only
22. gave them one year's reimbursement. The school districts with
23. special ed have paid the expenses of one year that they have
24. not received back from us and this amendment in here takes care
25. of that inequity. And I would ask that this Body pass this.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator...Berning.

28. SENATOR BERNING:

29. Question of the sponsor, please.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Indicates that he will yield. Senator Berning.

32. SENATOR BERNING:

33. Under the implementation bills, as I recall, Senate Bills

1. 385, 6, 7, 8, implementing 94-142, and the provisions
2. for states covering at least in a...to a degree, a local
3. governmental...local school districts costs are we not in a
4. sense duplicating with the extention of this special tax?
5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Berman.

7. SENATOR BERMAN:

8. I don't think so. There will be costs that will be
9. involved in the operation by the local districts that are
10. not covered by any specific reimbursement program covered
11. by those other bills. This is merely an additional and I think
12. important resource from local tax monies that the schools can
13. use for implementing their local programs in their public
14. schools for special education. I do not think this is a
15. duplication.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Is there further discussion? Senator
18. Berman may close.

19. SENATOR BERMAN:

20. Well, thank you, Mr. President. Again I think both parts
21. of these...of this bill is important. Number one, we're
22. talking about the reimbursement provisions that Senator
23. Leonard referred to that these school districts are looking
24. for...for...to be repaid by the State. The second part is the
25. question of providing sufficient local resources for the
26. programs that are going to be implemented by these local
27. school districts. It's an extention of a tax which had
28. a time limitation, yes. But it is a...available and needed
29. source of revenue that these school districts are going to be
30. needing in order to respond to the needs of their handicapped
31. children. I would urge...strongly urge an Aye vote on House
32. Bill 2946.

33. PRESIDING OFFICER: (SENATOR BRUCE)

HB 2949
3rd Reading
QDC
4/23/78

1. The question is shall House Bill 2946 pass. Those in
2. favor vote Aye. Those opposed vote Nay. The voting is open.
3. Have all voted who wish? Have all voted who wish? Take the
4. record. On that question the Ayes are 33, the Nays are
5. 17, none Voting Present. House Bill 2946 having received
6. a constitutional majority is declared passed. House Bill
7. 2949, Senator Collins. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 2949.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Collins.

14. SENATOR COLLINS:

15. Mr. President, members of the Senate. House Bill 2949
16. provides another alternative to existing laws for tenants,
17. landlords and utility companies to resolve the problems
18. arising out of past due bills of a landlord and it would
19. hopefully prevent the landlord...the utility companies
20. from disconnecting utility...vital utility services particularly
21. during the cold winter months. What the bill does, it provides
22. for a...in cases of...of outstanding back due bills, it provides
23. an option for the tenants to file a petition with the circuit
24. court within the housing courts for the courts to appoint a
25. partial receiver to collect the rents and to pay a portion of that
26. rent to the past due bills and to current bills. It also
27. provides that the receivership would be...person appointed
28. as a receiver would first go out and make a financial estimate
29. of the building to see whether or not it is economically
30. feasible that the debts would be retired from the rents collected
31. within a twelve month period. If not, the receivership would be
32. then determined. After the bills...has been paid, the
33. receivership is automatically terminated. I would move for a

1. favorable roll call and I would be happy to answer any
2. questions.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there discussion? Senator Coffey.

5. SENATOR COFFEY:

6. Question of the sponsor, please.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Indicates that she will yield. Senator Coffey.

9. SENATOR COFFEY:

10. Senator Collins, I didn't quite understand.

11. Are you saying when the persons that are renting the
12. premises, when their obligations are to pay those utilities
13. that the landlord has to come back and pay those? Are you
14. saying if the landlord is responsible for those bills and
15. debts, that they can be forced to pay those by the...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Collins.

18. SENATOR COLLINS:

19. No. What the bill...you probably got it confused with the
20. next bill, but under 2949 if the utility...if the landlord
21. has an outstanding back due bill, the utility company will
22. notify the landlord that will also post a notice in the building
23. for the tenants to see that within five days, the services of
24. ...of that utility company will be terminated in that building.
25. Okay. Where you have large buildings, you're talking about
26. ...particularly in extreme cold weather, an option to having
27. that utility services disconnected. The tenants then have
28. an option to go to the court...the housing court, or to the circuit
29. court within that area and petition for a...partial receivership
30. to collect the rents and part of that rent would go on
31. the past due bill, part would go on the...the existing
32. bills until such time the back debt has been retired. This...
33. this provides an option for the...you know, to keep the utility

1. services from being disconnected.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Coffey.

4. SENATOR COFFEY:

5. Are you...but these back due debts that we keep talking
6. about, who has these back due debts been...who was
7. responsible originally for those? Is this in a case where the...
8. the land...the landlord was to pay those utilities and he...he
9. has neglected that obligation? And so you're saying that
10. with this legislation...with the rents will force him to pay
11. his due debts? Thank you, very much.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? The question is shall House Bill
14. 2949 pass. Those in favor vote Aye. Those opposed vote
15. Nay. The voting is open. Have all voted who wish?
16. Have all voted who wish? Have all voted who wish?
17. Take the record. On that question the Ayes are 30, the
18. Nays are 5, 4 Voting Present. House Bill 2949 having
19. received a constitutional majority is declared passed.
20. Senator Lemke.

21. SENATOR LEMKE:

22. I want a verification.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Lemke has requested a verification. Will the
25. members please be in their seats. Members please be in their
26. seats. The Secretary will call those who voted in the
27. affirmative.

28. SECRETARY:

29. The following voted in the affirmative: Berman, Bowers,
30. Bruce, Buzbee, Chew, Clewis, Coffey, Collins, D'Arco, Davidson,
31. Glass, Guidice, Kenneth Hall, Hickey, Johns, Joyce, Knuppel,
32. Leonard, McMillan, Maragos, Merlo, Netsch, Newhouse, Sangmeister,
33. Schaffer, Shapiro, Vadalabene, Walsh, Washington and Wooten.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Lemke, do you question the presence of any
3. member who voted in the affirmative? Senator Rock was not on the
4. roll call. Senator Shapiro. Is Senator Shapiro on the Floor?
5. Take his name from the record. Senator Collins asks that
6. further consideration of House Bill 2949 be postponed.
7. The bill will be placed on the Order of Postponed
8. Consideration. 2950, Senator Collins. House Bill 2963,
9. Senator Lemke. House Bill 2969. House Bill 2963,
10. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 2963.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Lemke.
17. SENATOR LEMKE:
18. This is the one that increases the scholarship grants...
19. fifty dollars per student. It's agreed to by the...it's in the
20. Governor's budget and it's agreed to by most educators
21. and most private schools, public schools and scholarship board
22. and I assume most members here in...in the Senate. I ask
23. for its adoption.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Further discussion? The question is shall House Bill
26. 2963 pass. Those in favor vote Aye. Those opposed vote Nay.
27. The voting is open. Have all voted who wish? Have all
28. voted who wish? Take the record. On that question...on that
29. question the Ayes are 29...on that question the Ayes are
30. 55, the Nays are 1, none Voting Present: House Bill 2963
31. having received the constitutional majority is declared passed.
32. House Bill 2969. Senator Bloom, 2969? Read the bill,
33. Mr. Secretary.
SECRETARY:

1. House Bill 2969.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Bloom.
6. SENATOR BLOOM:
7. Yeah, this funds the Police Training Board. It has
8. the Hynes amendment and two committee amendments. I'd
9. appreciate a favorable roll call.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Is there further discussion? The question is shall House
12. Bill 2969 pass. Those in favor vote Aye. Those opposed
13. vote Nay. The voting is open. Have all voted who wish?
14. Have all voted who wish? Take the record. On that question
15. the Ayes are 53, the Nays are none, 1 Voting Present. House
16. Bill 2969 having received a constitutional majority is declared
17. passed. House Bill 2983, Senator Weaver. Read the bill,
18. Mr. Secretary.
19. SECRETARY:
20. House Bill 2983.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Weaver.
25. SENATOR WEAVER:
26. Thank you, Mr. President. This does just as the Calendar
27. states. The annual appropriation to the Commissioner of Banks
28. and Trust Company.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. The question is shall House Bill 2983 pass. Those in
31. favor vote Aye. Those opposed vote Nay. The voting is open.
32. Have all voted who wish? Have all voted who wish? Take the
33. record. On that question the Ayes are 50, the Nays are none,

1. 2 Voting Present. House Bill 2983 having received a
2. constitutional majority is declared passed. House Bill
3. 2995; Senator Merlo. House Bill. House Bill 2998, Senator
4. Vadalabene. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 2998.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes, thank you, Mr. President and members of the Senate.
13. House Bill 2998 provides specific statutory authority
14. for the Secretary of State to continue present procedures
15. for investigating potential employees. New Federal regulations
16. by the Law Enforcement Assistant Administration necessitates
17. the introduction of these bills. And due to the highly
18. sensitive nature of many areas of employment within the
19. Office of the Secretary of State, it is imperative that this
20. ...that this legislation be introduced this Session. The Illinois
21. Department of Law Enforcement as well as the Chicago Police
22. Department support this legislation and I would appreciate
23. a favorable vote.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there further discussion? The question is shall House
26. Bill 2998 pass. Those in favor vote Aye. Those opposed vote
27. Nay. The voting is open. Have all voted who wish? Have all
28. voted who wish? Take the record. On that question the Ayes are
29. 49, the Nays are 2, 1 Voting Present. House Bill 2998
30. having received a constitutional majority is declared passed.
31. House Bill 2999. Read the bill, Mr. Secretary. For what
32. purpose does Senator Vadalabene arise?

33. SENATOR VADALABENE:

1. Yes, I would like to have leave to have 2999 brought
2. back to 2nd reading, have intervening business and then
3. get back to it: Senator Rock wants to offer an amendment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. All right. Senator Vadalabene has asked leave
6. of the Senate to return House Bill 2999 to the Order of
7. 2nd reading. Is there leave? Leave is granted. The bill is on
8. the Order of 2nd reading. Any amendments, Mr. Secretary?

9. SECRETARY:

10. Amendment No. 1 offered by Senator Rock.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Rock is recognized.

13. SENATOR ROCK:

14. Thank you, Mr. President and Ladies and Gentlemen of the
15. Senate. House Bill 2999 is an amendment to the Act which relates
16. to the Office of Secretary of State and what we are doing by
17. virtue of Amendment No. 1 is mandating the Secretary of State
18. to impose a parking fee with respect to the underground
19. parking lot. This matter was studied at length by the
20. Capital Development Board and by the Space Needs Commission
21. and because of the cost of that lot, it was felt that a reasonable
22. fee for monthly parking should be imposed. We hopefully will
23. amortize the cost of that lot over a number of years by
24. the imposition of this fee. Currently, the Secretary does not
25. have statutorily the authority to impose such a fee and that's
26. all this amendment does. And I would ask for its adoption.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Nimrod.

29. SENATOR NIMROD:

30. Yes, Mr. President. A question, Senator Rock.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Nimrod.

33. SENATOR NIMROD:

Yes, Senator Rock, I think this is a fine idea. The only

1. thing I'd like to know is provided we put on this fee, is there
2. some means of reporting back to us so we know that we don't end up
3. with a garage that's half empty. In other words, because
4. of the fees that if they do not fill up the garage, how are
5. we going to know or what kind of followup is there so that
6. we can adjust this because if we end up putting a fee on a
7. garage and that garage ends up being half empty for the
8. money we paid for it, I think we're...we're going to really be
9. leaving ourselves open for some very serious criticism.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Rock.

12. SENATOR ROCK:

13. Yes, that matter also was discussed in the meeting of the
14. Space Needs Commission. We had a special subcommittee appointed
15. to study the question of the imposition of fees. And
16. frankly with the number of requests for parking spaces here
17. in Springfield, particularly,...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. May we clear the center aisle? We take our conferences off
20. the floor? Senator Rock.

21. SENATOR ROCK:

22. Thank you, Mr. President. It...it frankly was not felt that
23. the imposition of a fee would in any way lessen or diminish
24. the number of requests for an actual applicants for parking
25. spaces. We have more than we can handle. As you know, the north
26. drive has only a hundred and five parking spaces and the C
27. lot has a couple of hundred and parking is at a premium around
28. here, but it was just felt that because of the cost of that
29. underground garage where you're talking in the neighborhood
30. of eight or nine thousand dollars per parking space, that a
31. reasonable fee should be imposed and that's what the Space Needs
32. Commission and the Capital Development Board felt should be
33. done. All this does is mandate and authorize the Secretary of

1. State to impose such a fee.
2. PRESIDING OFFICER: (SNEATOR BRUCE)
3. Senators...let's see, we have Senators Regner, Grotberg,
4. Kenneth Hall, Senator Knuppel. Senator Grotberg.
5. SENATOR GROTBORG:
6. A question of the sponsor.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Indicates that he will yield. Senator Grotberg.
9. SENATOR GROTBORG:
10. Is the Secretary limited? Can he establish the fee?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Rock.
13. SENATOR ROCK:
14. Well, again, we have said statutorily or hopefully
15. statutorily, that he shall impose a fee of twenty dollars
16. per month. Now, this again, was a matter that was studied by
17. both the Capital Development Board and the Space Needs
18. Commission. This is the mean figure for other parking
19. facilities in other State complexes. It is reasonable in terms
20. of what else is charged around here per month and we have
21. decided to set it by Statute so that the Secretary, instead
22. of leaving it at his discretion, we are saying start at
23. twenty and ten years from now maybe it will be twenty-five.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Grotberg.
26. SENATOR GROTBORG:
27. Well, as an old dispenser of services, I question the
28. Legislature mandating the twenty dollars. You know, it should
29. be the Secretary, in my opinion, should have the flexibility
30. to take whatever the traffic either will bear or whatever
31. is reasonable and that can change in the summertime when we leave
32. here, he may want to have a summer special, you know, and it
33. ...pretty confining, Senator Rock, with the twenty dollars in

1. it and I...I would like you to consider that if necessary,
2. redraft it and drop it.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Rock.

5. SENATOR ROCK:

6. Well, the only thing I can suggest is this...this is,
7. in fact,...it relates only to the underground parking facility.
8. Now, there are a limited number of spaces there and anyone who
9. wishes to park there, that fee will be imposed upon them,
10. summer specials notwithstanding.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Regner.

13. SENATOR REGNER:

14. A question of the sponsor. Senator Rock, there is no
15. wordage in here regarding the appropriations...you know, the
16. expenditures being subject to the appropriation by the General
17. Assembly and I think wordage such as that should be in. If
18. we go the other way the way it is now, we're really giving
19. an open door policy to the Secretary as to charging and
20. expenditures. If we could add that wordage, I think it would
21. improve it a great deal and make it more workable.
22. We do that in many, many other cases.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rock.

25. SENATOR ROCK:

26. Well, I...frankly, I don't agree. If you'll look at
27. page two of the amendment, appropriations shall be payable
28. from the State Parking Facility Fund. It just seems to me
29. that this fund is like every other State governmental fund,
30. it's subject to appropriation and scrutiny by this Body,
31. as rightfully it should be.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. But these other agencies do have language in...to the effect

1. that they are subject to appropriations which would give the
2. General Assembly control. The way it is now, I don't see us
3. retaining any control over expenditures.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Rock.

6. SENATOR ROCK:

7. Well, I simply disagree.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator...is there further discussion? Senator Kenneth
10. Hall.

11. SENATOR KENNETH HALL:

12. I think that Senator Grotberg...I was trying to get from
13. the sponsor what the fee was and you did say twenty dollars,
14. didn't you, Senator Rock? That answers my question.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, I'm somewhat amazed. You know, the Lord giveth and
19. the Lord taketh away and we have difficulty enough getting
20. people to work for the State with the low salaries that we have
21. with respect to the small increases we give those people
22. and the older the person is the more...generally the lower
23. their salary is, if they're an older widowwoman or something
24. like this driving in here and they have to park. I personally
25. would like to see if we're going to do this, if we're going
26. to charge that we start off by charging according to the
27. salary that people receive from the State, this would include
28. legislators. We've got some real choice parking spots.
29. I don't think we ought to charge at all, but if we are, we
30. ought to start with who makes the most and the Governor's got
31. the number one spot and he gets paid fifty thousand. We charge
32. him according to his location and then we charge each person
33. respectively. Now,...and set something up on this charge so that

1. people who travel in...in car pools and vans get a better
2. break and get some choices with respect to it and
3. this business of just saying we're going to charge these
4. poor people that drive in here is horse manure and I just
5. have to say that. The Lord giveth and the Lord taketh away.
6. By God, we ought to be building some more parking spots. We ought
7. to send that parking garage up to the seventh story so the
8. people at least who work here as paltry as their pay is,
9. that they get to park at least without having to walk
10. five or six miles and I...I just can't find this as being
11. in keeping with...with State policy unless we're going to charge
12. ourselves, unless we're going to charge the Governor, unless
13. we're going to charge other people and I...I...I therefore
14. can't support the amendment. There's a lot of other bills here.
15. If somebody wants to talk to me about working out some kind
16. of a progressive system that favors people who haul more than
17. one person in their car, say a person that hauls five gets...
18. has to pay twenty percent of what a person who hauls one
19. pays and some of this kind of stuff. But just to reach out now
20. that we've got the parking facility and grab twenty dollars back
21. ...and you know the inconsistency of it is so amazing.
22. We've got a bill here on 3rd reading where we're going to start
23. giving people tax refunds that don't amount to a hell of a lot
24. either and we're going to take that tax refund right back
25. from them if they work for the State just to park here. This is
26. bad legislation, unless it's thought out with more detail
27. than this, I'll have to oppose it.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator Ozinga.

30. SENATOR OZINGA:

31. Question. The thought just occurred to me a few minutes
32. ago, what about the entire...let's just make it exaggerated
33. just a little bit, what if a commission contracts with this

1. garage to rent the entire space at twenty dollars a stall
2. and then lets their employees take up that whole stall?
3. Now, that would foreclose everybody else out.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Rock.

6. SENATOR ROCK:

7. Senator, can you run that one by me again? I...you
8. lost me there. I'm having a little trouble here.
9. There's too many conferences going on on the Floor.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Can we clear the aisles? Can we take our conferences
12. off the Floor? Senator Ozinga.

13. SENATOR OZINGA:

14. I'm thinking about...right now, there are various
15. departments, various commissions, various...well, not
16. necessarily individuals, but various commissions especially,
17. which will go out and rent a private parking facility, maybe
18. in a garage or somewhere in the neighborhood. Now, that
19. same commission could contract with the Secretary for X
20. number of dollars which could possibly be the entire garage
21. down there or maybe two or three commissions and allow their
22. employees regardless of what Senator Knuppel is talking about.
23. The answer to it would be that that garage would be not available
24. to the ordinary employee.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Rock.

27. SENATOR ROCK:

28. Well, frankly, the State policy is otherwise.
29. We have...we have built and designated that underground parking
30. facility as a State facility and what we are saying is those who
31. apply for stalls in that underground parking facility should
32. be charged a fee in order to amortize and help pay for that
33. facility. Now, the...that facility as is the Capitol building

1. itself is under the direct control and supervision of the Office
2. of Secretary of State. Statutorily at this point, the Secretary
3. does not have any authority to charge a parking fee. The
4. Space Needs Commission, which is a legislative commission
5. made up of members of both the House and the Senate,
6. has determined that a fee should be reasonably imposed and that's
7. what I am trying to do.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Mitchler.

10. SENATOR MITCHLER:

11. I'd like to ask...I'd like to ask the sponsor of the
12. amendment a question. Senator Rock, is this an amendment
13. proposed by the Secretary of State's Office or
14. by the Space Needs Commission?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Rock.

17. SENATOR ROCK:

18. This is an amendment proposed, frankly, by me. The
19. Space Needs Commission, in conjunction with the Capital Development
20. Board, has suggested rightfully so, that a fee should be
21. charged.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Mitchler.

24. SENATOR MITCHLER:

25. Senator Rock, does the Secretary of State oppose
26. this amendment or would he be willing to live with it?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Rock.

29. SENATOR ROCK:

30. The Secretary of State does not oppose any reasonable piece
31. of legislation that this Body sponsors.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Mitchler.

1. SENATOR MITCHLER:

2. Well, thank you, Senator Rock. What I was alluding to
3. ...Secretary of State Al Dixon, served in this Body and in the
4. House for a period of twenty years and I personally
5. think he is an astute enough politician and office holder
6. ...constitutional office holder that he will administer
7. the...the parking lot over there in the best interest of the
8. employees and in the operation of under control of the
9. Secretary of State's Office and this is a new operation
10. and I think that this amendment, if he does not oppose it,
11. and he would live by it if there was an amendment that
12. were necessary for the future operation of that parking lot,
13. I believe the Secretary of State would come in and ask this
14. legislative Body and the House to make those alterations and
15. amendments and I think that this would be a good amendment.
16. Let's let the Secretary of State give it a try, iron out things.
17. I have all the confidence that he will do a good job.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Schaffer.

20. SENATOR SCHAFFER:

21. Well, Mr. President, I serve on the Space Needs Commission
22. and I served on a subcommittee that looked into this fee
23. proposal. And this...this proposal is a compromise proposal
24. and I think it makes sense. The cost aspects have been
25. gotten into but there's one other aspect that hasn't
26. been mentioned. These underground out of the weather locations
27. ...parking locations are going to be the premiere
28. parking spaces around the Capitol and without a fee basis
29. on a presumably first come first serve basis, they're going to
30. become another form of patronage and they're going to be
31. given out to the bigwigs and the department heads and the executive
32. directors and what have you and this, I think, is a very fair
33. proposal and it will, I think, be fair to everyone and I hope that

1. we will adopt it and I think that it should be adopted.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Berning.
4. SENATOR BERNING:
5. Yes, thank you, Mr. President. I'd like to ask a question
6. also relative to what I understand of the amendment. Senator
7. Rock, do you interpret the amendment to require a form of a
8. contractual arrangement since it says by a monthly withholding
9. from the check? What would that do or...or how would the
10. situation be handled insofar as someone, for instance, a
11. legislator, who is here for four months and might be
12. interested, but for the other eight months wouldn't want
13. that twenty dollars deducted. Is there anyway that this is
14. being resolved?
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Rock.
17. SENATOR ROCK:
18. Yes, all...all we are attempting to do by virtue
19. of Amendment No. 1 is to one, impose the fee, mandate the
20. fee, and secondarily say to the Comptroller that if, in fact,
21. the State employee makes application to park in that facility,
22. and agrees to pay the fee, that it can, in fact...should,
23. in fact, be deducted from their payroll check and I would assume
24. and I...I do know that the Comptroller's office will make
25. accommodation either with the legislative members or
26. whoever makes application and is successful in obtaining
27. a spot in that facility.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Further discussion, Senator Berning? Senator Berman.
30. SENATOR BERMAN:
31. Would the sponsor yield?
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Indicates that he will yield.

1. SENATOR BERMAN:

2. Phil, was the purpose of this new lot, was it just for the
3. employees or was it also to provide spaces for the public?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Rock.

6. SENATOR ROCK:

7. The primary purpose of the underground facility, frankly,
8. was for the employees and when the Space Needs Commission and
9. the Capital Development Board met, it was determined that
10. there will be about two hundred new parking spots on the top
11. that will be available exclusively for the use of the public.
12. The public has a difficult time attempting to park around the
13. capitol complex and the Space Needs Commission rightfully felt
14. that we ought to afford the public some accommodation and so
15. we have designated about two hundred spots when the top is
16. finished. Now, obviously it's not finished yet but when it's
17. finished, that will be designated as visitor public parking.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Rock may close the debate
20. on Amendment No. 1.

21. SENATOR ROCK:

22. Thank you, Mr. President and Ladies and Gentlemen of the
23. Senate. I think Amendment No. 1 is a reasonable one. It's
24. something that has been under discussion since the parking
25. facility...the underground parking facility was talked about
26. and appropriated for some three or four years ago. It is a
27. question that we have built a new million dollar facility.
28. We have a number of parking places available. We're not mandating
29. that anybody park there. We have, frankly, more applications
30. to park there than there are spots. But what we are saying is
31. that if you choose to use this facility, you will have to pay
32. a fee because the facility was built and is run by State money.
33. It's a reasonable amendment and I urge its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The question is on the adoption of Amendment No. 1. Those
3. in favor say Aye. Opposed Nay. The Ayes have it. Amendment
4. No. 1 is adopted. Further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. 3rd reading. House Bill...is Senator Carroll on the Floor?
9. For what purpose does Senator Buzbee arise?

10. SENATOR BUZBEE:

11. To ask you to call my bill, Mr. President.

12. It's the next one on the Calendar.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. I'm sorry, Senator. We were ready to go to that. House Bill
15. 3002. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 3002.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Thank you, Mr. President. The reason for this bill is that
24. I have a small community in my district which had a city or
25. a village library and then later they formed a township library
26. and therefore, taxed the whole township. It's the same library
27. but now the city library board wants to go out of business and
28. the Statutes would not allow them to do so. And so this bill
29. would merely allow those library districts who have no out-
30. standing bonds to go out of business. That's all it does and
31. I would ask for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? Senator Donnewald.

1. SENATOR DONNEWALD:

2. Well, a question of the sponsor.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. He indicates he will yield, Senator.

5. SENATOR DONNEWALD:

6. Does this affect Breese's library?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Buzbee.

9. SENATOR BUZBEE:

10. If Breese's library wants to go out of business and they
11. don't have any outstanding bonds, they would be allowed to go
12. out of business under this bill. But only if they want to.
13. They're not...they will certainly not be forced nor will any
14. of their citizens be forced to do anything they don't want to
15. do with this bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? Senator Ozinga.

18. SENATOR OZINGA:

19. Question of the sponsor. Is the Calendar wrong?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Buzbee. Senator Buzbee.

22. SENATOR BUZBEE:

23. Yes,...yes, Senator Ozinga. I beg your pardon. I
24. didn't even pay any attention to what the Calendar said
25. about it. But the Calendar is absolutely wrong.
26. It doesn't do that at all. What this...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. May I interrupt. The Secretary has informed me that the wrong
29. caption was put on the Calendar for this bill so the Calendar is
30. in error. Senator Ozinga.

31. SENATOR OZINGA:

32. Okay. With regard to the wrong Calendar, is there any
33. amendments on...

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator...Senator....
3. SENATOR OZINGA:
4. ...this bill?
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Let us not discuss a bill that's not on the Calendar.
7. We've got enough...
8. SENATOR OZINGA:
9. No, no, no. No, no, no. No, no, no. I just want to ask
10. a question. There is...I...I will accept the information that the
11. Calendar is wrong. However, I want...
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. And there are...
14. SENATOR OZINGA:
15. ...to ask a question with regard to this going out of business
16. deal. There is nothing in this bill with reference to an
17. amendment that has been put on the bill with regard to a back-
18. door referendum for increasing taxes, is there?
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Buzbee.
21. SENATOR BUZBEE:
22. You are...you are absolutely correct, Senator. There is
23. no such provision in the bill. Let me...let me give you the
24. five points that I have on my staff analysis about the bill.
25. Well, let me give you six points. If you would listen, Senator,
26. I think I can straighten it up.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Buzbee, since the Calendar was in error, perhaps
29. if you would just briefly explain exactly what the bill does
30. in its present form once more, since this bill has now caused
31. the attention of some members, perhaps we could expedite
32. our proceedings if you would do that, if you don't object.
33. Senator Buzbee.
SENATOR BUZBEE:

1. I...I don't object. Senator Ozinga had a...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. May we have some order, Gentlemen and Ladies. Can we take
4. our caucuses off the Floor and our conferences...can we clear
5. the aisles. Senator Buzbee.

6. SENATOR BUZBEE:

7. Senator Ozinga had a question which I am trying to
8. answer. Number one, there is an amendment put on the bill
9. which number one, deleted everything after the enacting
10. clause. Number two, it authorizes the disestablishment
11. of a municipal library if the library has no bonded indebtedness
12. and the municipality is entirely within a township that
13. has a library. Number three, it requires the corporate
14. authorities to provide for the disestablishment by resolution
15. and to give notice of the resolution. Number four, it
16. provides for a back door referendum on the issue of
17. disestablishment. Number five, requires the board of directors
18. of the municipal library to close up the business of the library
19. including the selling of all its property and the paying of
20. all its debts and obligations. Number six, permits the transfer
21. of the municipal library's property and equipment to the township
22. library if the township library agrees to assume the debts of the
23. municipal library. It establishes no additional tax. The back-
24. door referendum portion is only after the board says we
25. want to disestablish our library and then if the citizens
26. say no we don't want you to disestablish the library, we don't
27. want you to close up the library, then they can have a back-
28. door referendum to override the board's decision. That's all
29. that it does.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there further discussion? The question is on the
32. passage of House Bill 3002. Those in favor vote Aye. Those
33. opposed vote Nay. The voting is open. Have all voted who wish?
34. Have all voted who wish? Take the record. On that question the

1. Ayes are 57, the Nays are none, none Voting Present. House
2. Bill 3002 having received a constitutional majority is declared
3. passed. Senator Vadalabene, all right, on House Bill 2999.
4. Read the bill, Mr. Secretary. Oh. Senator Carroll, for what
5. purpose do you arise? Senator Carroll.

6. SENATOR CARROLL:

7. Okay. Thank you Mr. President. I was waiting for the mike
8. to go on. On a point of personal privilege.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. State your point.

11. SENATOR CARROLL:

12. We are pleased to have with us Mr. and Mrs. Maynard
13. Russell who are the working partners of Senators Maragos and
14. Berman in the law firm. They are down here today to see and check
15. upon the stories they have been receiving from Berman and
16. Maragos that they were so hard at work and therefore not able
17. to perform their functions for the law firm. So, we would like them
18. to stand and be recognized and to see that both Berman and
19. Maragos for once are on the Floor which is a very unusual
20. occasion.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Yes. We're happy to have all three of them here.

23. House Bill 2999, read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 2999.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Vadalabene.

30. SENATOR VADALABENE:

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

32. House Bill 2999 as amended, establishes a new...a fee for the new
33. parking lot and also amends the Secretary of State Merit Employment

1. Code. That provides that the Director of Personnel for the
2. Secretary of State may require a person seeking employment with
3. the Secretary of State to authorize and an investigation
4. in relation to past criminal charges against the applicant
5. and I would appreciate a favorable vote.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there discussion? Senator Knuppel.

8. SENATOR KNUPPEL:

9. Question of the sponsor.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Indicates he will yield. Senator Knuppel.

12. SENATOR KNUPPEL:

13. The first question is is what's the purpose of this
14. investigation, to deny employment to people who might apply?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Well, certainly not. That's not the purpose of the legislation.
19. All it does is clear up if...in the event that there is a
20. criminal record against the person who applies for a job with the...
21. with the Secretary of State.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Would this include driving while intoxicated, is that
26. criminal conduct?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. I wouldn't consider that criminal conduct. It has to be a
31. conviction.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? Senator Newhouse.

SENATOR NEWHOUSE:

1. Would the sponsor yield to a question, please?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Indicates he will yield. Senator Newhouse.

4. SENATOR NEWHOUSE:

5. Senator, can you tell us exactly what this is directed

6. at? What is the...what is the specific problem this is

7. directed at?

8. PRESIDING OFFICER:(SENATOR BRUCE)

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Well, in the areas of the Secretary of State, there are

12. some...some positions of a serious and critical nature and

13. the person making application for one of those particular

14. jobs should have a resume or should come in with the facts

15. and if he has a criminal record, it should show...it should so

16. show.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Newhouse.

19. SENATOR NEWHOUSE:

20. Then, Senator, what would be the basis or the rationale

21. for the investigation? You investigate everybody or is

22. it that you find something that you want to investigate?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Vadalabene.

25. SENATOR VADALABENE:

26. The way I understand it, it would involve possibly only

27. the persons who have a criminal record in regard to auto

28. theft.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Newhouse.

31. SENATOR NEWHOUSE:

32. In the present application form, there is nothing that

33. would reveal that kind of information?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Vadalabene.

3. SENATOR VADALABENE:

4. Yes, it does. This is a technical amendment under the new
5. Federal regulations, this is required, Senator Newhouse.

6. PRESIDING OFFICER:(SENATOR BRUCE)

7. Senator Newhouse.

8. SENATOR NEWHOUSE:

9. Well, Mr. President, for the record, I...I inadvertently
10. voted Yes on 2990 and I would like the record to show
11. that I would have voted No had I listened...had I had the
12. opportunity and I will vote No on this one also.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there further discussion? Senator Grotberg.

15. SENATOR GROTBORG:

16. Will the sponsor yield?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Indicates he will yield. Senator Grotberg.

19. SENATOR GROTBORG:

20. Would this in any way, Senator, and I see the Secretary
21. of State's advisor is on the Floor, have anything to do
22. with those sensitive positions that have been concerned about the
23. ...job chop shops and the...and the serial numbers of cars
24. and...one of the biggest frauds that's going on in the State
25. of Illinois and to try to narrow down the playing field
26. a little?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, that is correct. However, the Secretary of State is
31. already doing what we're doing now. This is a...a technical
32. change. The legislation is needed and to...to conform with the
33. Federal regulations. They're already doing it now on a...on
34. a...on a regulation of the Secretary of State.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Further discussion? Further discussion?
3. Senator Merlo.
4. SENATOR MERLO:
5. Thank you, Mr. President. A question of Senator Sam or Senator
6. Rock. In a statement made by Senator Rock he stated of course,
7. that this was intended for the employees, that there would be
8. a charge of twenty dollars per month for a space in the
9. garage. I'm just wondering about the two hundred spaces
10. that have been allocated for the use of visitors. Is there a
11. charge for the space to a visitor coming to the capital of
12. Springfield?
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Rock.
15. SENATOR ROCK:
16. No.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Further discussion? Question is shall House Bill 2999
19. pass. Those in favor vote Aye. Those opposed vote Nay.
20. The voting is open. Have all voted who wish? Have all
21. voted who wish? Take the record. On that question the Ayes
22. are 35, the Nays are 8, 8 Voting Present. House Bill
23. 2999 having received a constitutional majority is declared
24. passed. House Bill 3004. Read the bill, Mr. Secretary.
25. ACTING SECRETARY:
26. House Bill 3004.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Sangmeister.
31. SENATOR SANGMEISTER:
32. Thank you, Mr. President, members of the Senate. So we
33. could put this bill in perspective and understand what we're

1. talking about, this bill will amend the Cannabis Control Act
2. and the Illinois Controlled Substances Act which is fifty-
3. six and a half and the purpose of the bill is to put us in
4. compliance and in the same terminology as the Unified Code
5. of Corrections. What we're talking about here is possession
6. of marijuana which you all...recall for you is a misdemeanor.
7. We're talking about first times only and we're talking about
8. that 2.5 to 10 grams which is generally talked about
9. from three to ten cigarettes, is what it amounts to.
10. The necessity for the bill is is the judges throughout the
11. State of Illinois have kind of routinely placed defendants
12. under this Act on probation, assessed a fine and cost and
13. have not had the authority to do so because they were
14. presuming that they had the authority under the
15. Uniform Code of Corrections and of course, it's not one in the
16. same. So, what this bill will do will be to allow defendants
17. to be placed on probation under this Section the same as you
18. would for another misdemeanor under the Unified Code of
19. Corrections. Be happy to answer any questions. It's as simple
20. as that. If there are any question, be happy to answer them.
21. If not, a favorable roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? Senator Harber Hall.

24. SENATOR HARBER HALL:

25. Would the sponsor yield?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Indicates that he will yield.

28. SENATOR HARBER HALL:

29. Senator Sangmeister, I would interpret from your remarks
30. that you would not consider this piece of legislation as liberalizing
31. the nominal law that we have on the books regarding use or
32. control or possession of marijuana, is that right?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Sangmeister.

2. SENATOR SANGMEISTER:

3. No, under no circumstances, I think you know I would not
4. support that kind of legislation. All it does is allow the
5. judges to place people on probation which they have already
6. been doing, assess a fine and cost, if they want to, which under
7. fifty-six and a half they don't have the authority to do it.
8. It will be the same as if it was under the Unified Code of...

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Harber Hall.

11. SENATOR HARBER HALL:

12. I would point out to the membership that every poll I have
13. seen taken shows that the public in general all over the United
14. States, Illinois in particular, shows that the citizens
15. of our country and our State are roughly seventy-five to
16. eighty percent of them are against liberalized laws or
17. eliminating laws against the possession of marijuana, but
18. since this doesn't do that, I support the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Grotberg.

21. SENATOR GROTBORG:

22. Question of the sponsor.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Indicates that he will yield. Senator Grotberg.

25. SENATOR GROTBORG:

26. Senator Sangmeister, this amends only the Cannibus Act, is
27. that correct?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Sangmeister.

30. SENATOR SANGMEISTER:

31. That is correct.

32. SENATOR GROTBORG:

33. What happens now when the...my kid gets stopped with a six
pack of beer and he's under age? Is there anything similar

1. under the Alcoholic...Alcohol Act?
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Grotberg. Senator Sangmeister.
4. SENATOR SANGMEISTER:
5. No, that...this does not cover that situation at all,
6. Senator Grotberg. That would still be under, in my opinion,
7. of the Unified Code of Corrections under whatever the violation
8. may be. He could be placed on probation under the...
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Grotberg.
11. SENATOR SANGMEISTER:
12. I can't hear you without your mike on.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Grotberg.
15. SENATOR GROTBERG:
16. Can he be fined as well as his probation?
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Sangmeister.
19. SENATOR SANGMEISTER:
20. Yes, under this Act he will be able to...that will be able
21. to be accomplished, yes.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Grotberg.
24. SENATOR GROTBERG:
25. I'm talking about my other case. Are we exclusively
26. handling only marijuana here or does the Unified Code...does
27. this...is this conform with the Unified Code now?
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Sangmeister.
30. SENATOR SANGMEISTER:
31. This bill will put us in compliance with the Unified Code,
32. so what we could have done in probation there, we will be able
33. to do in probation here.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Mitchler.

3. SENATOR MITCHLER:

4. Mr. President and members of the Senate. The important
5. part of this bill is that it applies only to a person on their
6. first offense, first offense. And I think that's the important
7. part and it gives the court the discretion to put them on
8. probation and the other things and fine and cost. But I think
9. these first offenders that get caught in their...I think they
10. should have this opportunity and this chance but it
11. no way legalizes or extends the legalization of marijuana.
12. I'm for the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Ozinga.

15. SENATOR OZINGA:

16. Just a question of the sponsor.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Indicates he will yield. Senator Ozinga.

19. SENATOR OZINGA:

20. Just following up on Senator Hall's question. You mentioned
21. Section fifty-six and a half and we are now doing practically
22. what we are not authorized to do. Now, would Section fifty-
23. six and a half be more stringent than what the practical
24. application is being had right now?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Sangmeister.

27. SENATOR SANGMEISTER:

28. The answer is no.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Graham.

31. SENATOR GRAHAM:

32. Yes, thank you, Mr. President. I think what has caused some
33. concern here is the fact that many people are worried about the
34. legalization and liberalization of marijuana. Now, anyone that

1. knows the gentleman from Joliet, Senator Sangmeister and his
2. past record in this...in the General Assembly and his record
3. in...in Will County, should indicate very clearly to you that
4. he would be the last fellow in this Senate that would ever
5. indicate there would be liberalization or legalization of
6. marijuana. Now, the bill does exactly what he says it
7. does. What we're trying to do is make legal what they're
8. doing now and make them easier for the judges to operate.
9. There isn't anything wrong with this bill and let's get it
10. over with.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Coffey.

13. SENATOR COFFEY:

14. Question of the sponsor.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates that he will yield. Senator Coffey.

17. SENATOR COFFEY:

18. Under the Section that you mentioned and I don't recall, is
19. it...and under the provision of this bill, is there a limit
20. before the judge has that discretion of the amount of cannabis
21. that...

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Sangmeister.

24. SENATOR SANGMEISTER:

25. Well, if I understand your question correctly this will
26. apply to 2.5 to 10 grams which is in lay terms, probably
27. three marijuana cigarettes to ten. That's the first offense
28. and that's the misdemeanor qualifications in the Statute.
29. That's the type of offense we're talking about and we're talking
30. about possession only.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Netsch.

33. SENATOR NETSCH:

1. SENATOR NETSCH:

2. Question...

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Indicates that he...will yield. Senator Netsch.

5. SENATOR NETSCH:

6. ...of the sponsor. In...this is not really the part of the
7. Statute that you are...that your amendment...or that your
8. bill is primarily concerned with, but I...it is a question
9. that I wanted to ask. Have you intended to change
10. the...either the impact or the procedure with respect to the
11. ...the first offenses when the...the record is to be in effect
12. not...not literally expunged, but removed later on? The reason
13. why is you've changed the language and I...I just want to make
14. sure that there is no intent to change that procedure.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Sangmeister.

17. SENATOR SANGMEISTER:

18. The bill reads that upon fulfillment of the terms and
19. conditions of probation, the court shall discharge such a person
20. and dismiss the proceedings against him which is the standard
21. right that a judge has to do under the Unified Code of Corrections.
22. He can do it under here if he wants. Does that answer your
23. question?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Netsch.

26. SENATOR NETSCH:

27. If you'll look a little bit beyond that in Subsection F,
28. and you may not have the same copy of the bill that I do. It's
29. on page 2 of the version that I have, but it's Subsection F,
30. discharge and dismissal under this Section and it used to read
31. shall be without court adjudication of guilt and shall not be
32. deemed a conviction for purposes of disqualification or disabilities
33. imposed by law. Now this is the...this has been in the law

1. and is intended, of course, to...to set up the procedure
2. whereby the first offender under all of these conditions
3. does not carry a heavy criminal record with him the rest of his
4. life. You have modified the language in that subsection and
5. I just want to make sure that it is not intended to...to
6. eliminate that procedure or in any way to...to weaken it.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Sangmeister.

9. SENATOR SANGMEISTER:

10. Well, we've even strengthened that section as far as that
11. goes. It now reads a disposition of probation is considered
12. to be a conviction for the purposes of imposing the conditions
13. of a probation and for appeal. However, discharge and dismissal
14. under this Section is not a conviction for purposes of
15. disqualification or disabilities imposed by law upon conviction
16. of a crime. So, I think it even strengthens the thing
17. you're concerned about.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator D'Arco.

20. SENATOR D'ARCO:

21. Thank you, Mr. President. I think what George is saying
22. is that prior to this bill if it becomes law, a judge was in a
23. position where he would want to place the defendant
24. on certain probationary conditions in order to give him a
25. rigid course of action to follow up on after he placed
26. him on probation and he wasn't able to do that because he
27. couldn't place him on probation without finding him guilty.
28. So, what this bill says is find him guilty, place him on
29. probation and if he complies with the probationary conditions
30. as set forth in the court order, come back and vacate the
31. finding and the first offender will not have a conviction
32. record and that's substantially what it does and it's a good
33. idea. The judges want this bill. They need it to help first
34. offenders and I think we should all vote for it.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Sangmeister may close.

3. SENATOR SANGMEISTER:

4. Well, Senator D'Arco has further amplified the bill and I
5. agree with what he has stated here on the Floor and we would
6. ask for a favorable roll call.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The question is, shall House Bill 3004 pass. Those in
9. favor vote Aye. Those opposed vote Nay. The voting is open.
10. Have all voted who wish? Have all voted who wish? Take the
11. record. On that question, the Ayes are 52, the Nays are 1,
12. 1 Voting Present. House Bill 3004 having received the
13. constitutional majority is declared passed. For what purpose
14. does Senator Hynes rise?

15. SENATOR HYNES:

16. For the purpose of an announcement, Mr. President. If I
17. might have the attention of the membership. It is our intention
18. to work on 3rd reading for approximately another hour, give or
19. take fifteen minutes either way and when we come to a logical
20. breaking point and then we will adjourn...or recess for...for
21. two hours at which time the members can have lunch and do
22. whatever other chores they need to take care of. There is going to
23. be a request for a Republican caucus. We will return, therefore,
24. approximately at 2:30 and at that time we will go to the Order
25. of Motions in Writing.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Graham.

28. SENATOR GRAHAM:

29. I'd like to announce for the edification of the Republican
30. members that one hour after we recess, from the time we recess
31. one hour after that there will be a Republican caucus in Room
32. 400 so the last hour of the two hour recess we'll use in
33. Republican caucus. One hour after we...recess please show up

HB 3006
3rd Reading
6-23-78

1. in Room 400.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Further announcements? House Bill 3006, Senator D'Arco.
4. Read the bill, Mr. Secretary.
5. SECRETARY:
6. House Bill 3006.
7. (Secretary reads title of bill)
8. 3rd reading of the bill.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator D'Arco.
11. SENATOR D'ARCO:
12. Thank you, Mr. President. This is a housekeeping bill to
13. make the Statute consistent with the classification of felonies
14. for the second or subsequent armed violence violation and it
15. provides that the sentence for such violation for such crime
16. while unarmed shall be as great as the sentence provided for
17. the substantive violation that is...that this provision is
18. attached to. It also provides that the Prison Review Board
19. may have hearings and determinations through a panel of three
20. members and it clarifies the time credit for good behavior for
21. those previously earned and that's what it does. It's a
22. housekeeping bill and I would ask for a favorable vote. I want
23. a nice clean vote, you know.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Is there discussion? Senator Rock.
26. SENATOR ROCK:
27. A question of the sponsor if he'll yield.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Indicates he will yield. Senator Rock.
30. SENATOR ROCK:
31. ...The reference to the drivers license has been taken out,
32. has it not?
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator D'Arco.

2. SENATOR D'ARCO:

3. Yes, we had a provision in there that gave the judges some
4. discretion concerning the validation of drivers license and that
5. was taken out as per Senator Rock's request and I saw the wisdom
6. of taking that out, Senator Rock.

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(Continued on next page)

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HB 3024
6/23
3rd Reading

#3

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Further discussion? The question is shall House Bill
3. 3006 pass. Those in favor vote Aye. Those opposed vote
4. Nay. The voting is open. Have all voted who wish? Have
5. all voted who wish? Take the record. On that question
6. the Ayes are 53, the Nays are none, 3 Voting Present. House
7. Bill 3006 having received the constitutional majority is
8. declared passed. House Bill 3009, Senator Lemke. House
9. Bill 3010, Senator Lemke. House Bill 3019, Senators
10. Lemke and Clewis. House Bill 3024, Senator Lemke. Read
11. the bill, Mr. Secretary. Senator Lemke, there's a note
12. at the podium that this bill is to be amended. Do you
13. have the amendment? Read the bill, Mr. Secretary.

14. SECRETARY:
15. House Bill 3024.
16. (Secretary reads title of bill)
17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Lemke.

20. SENATOR LEMKE:
21. What this bill does is amends the Court of Claims Act
22. to change the title of Commissioner to Associate Judge
23. and empowers the court to make rules for the termination
24. and disposition of matters in their court. I ask for a
25. favorable adoption of this bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Is there discussion? Senator Moore.

28. SENATOR MOORE:
29. Thank you, Mr. President, members of the Senate. I
30. rise to oppose this bill and I believe there was a memorandum
31. distributed by the Judicial Advisory Council of which
32. Senator Carroll is the Chairman which also opposes this
33. bill. What this bill does is changes the name of the

1. Commissioners to Associate Judges. I don't think they
2. should be Associate Judges. It also gives the court
3. very broad making ruling or rule making authority to
4. do damn near anything they wanted to by their own rules.
5. The Court of Claims, Mr. President and members of the
6. Senate is a creature of the General Assembly. They
7. are advisory to us, they make recommendations, if we
8. see fit to appropriate the money we do, if we do not
9. see fit, we do not appropriate the money. It is a
10. nonjudicial function, not a part of the Illinois
11. Judiciary. And being a creature of the General Assembly,
12. if they would desire to promulgate certain rules to give
13. these so-called Associate Judges the authority to make
14. a binding decision, I think that is the proper function
15. of this Body to so promulgate those rules by Statute,
16. which we have done in the past, and I think that by delegating
17. this legislative authority to the Court of Claims is bad.
18. I think that by making these commissioners, these hearing
19. officers, which I believe is their present name, giving
20. them the title Associate Judge, I am fearful that we are
21. going to start opening up the Judicial Pension System
22. for the hearing officers that we have. The next thing we
23. know the hearing officers in the Commerce Commission and
24. the Industrial Commission, they're going to want to be
25. Associate Judges and down the tube we go. I think this
26. is a bad bill. There was a recommendation that was
27. unanimously adopted by the Judicial Advisory Council,
28. which I believe Senator Carroll will speak about, objecting
29. to this bill. If the court does desire to have some rule
30. changes made, let them present them to the Judicial
31. Advisory Council, we can have the appropriate bills drafted
32. up and let's keep the Court of Claims an instrumentality
33. of the General Assembly and not delegate our authority away.

1. I think this is a bad bill and should be defeated.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Further discussion? Senator Carroll.
4. SENATOR CARROLL:
5. Thank you, Mr. President, Ladies and Gentlemen of
6. the Senate, as Senator Moore referred to in his comments,
7. the Judicial Advisory Council did meet on this and there's
8. been substantial discussions about courts taking over
9. functions of Legislative Bodies and the Legislature
10. attempting to react to that not always successfully. Here
11. we have a...court type Body that belongs to the General
12. Assembly. It is not part of the court system and we should
13. not abrogate our constitutional duty in letting a commission,
14. in effect, of State government that comes under the General
15. Assembly promulgate its own rules and start calling themselves
16. judges. I think the council took very wise action in deciding
17. to study this over the summer, sit down with the court, see
18. what rule powers are, in fact, needed, and then offer the
19. legislation at the beginning of the next Session to make
20. those rules into the Statutory type rules that we think
21. they should be. The court has said that they would, of
22. course, sit down with us and like to work out the problem
23. that way. I think that is much better than to move this
24. way and totally abrogate our real constitutional authority
25. since they are merely an advisory court to us, they merely
26. recommend to us whether or not to pay awards. They don't
27. have any power at all on their own and I think we should be
28. the ones, therefore, to set the rules and the names and
29. everything else and I would urge opposition to this bill.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Is there further discussion? Senator Netsch.
32. SENATOR NETSCH:
33. Thank you. I don't think I need to repeat it. I agree

1. with everything that Senator Carroll said and I'm not
2. a member of the Judicial Advisory Council.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? Senator Lemke may close.

5. SENATOR LEMKE:

6. I think this is a...a bill that's needed and I think
7. that if you have a...a agency that's called the court,
8. the people in there shouldn't be called Commissioners,
9. they should be called Judges, Associate Judges, otherwise
10. change the name and not...don't call it the Court of Claims,
11. call it the Board of Commissioners, or something, for Claims.
12. But don't let it like it is and confuse the public. I ask
13. for favorable adoption of this bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is shall House Bill 3024 pass. Those in
16. favor vote Aye. Those opposed vote Nay. The voting is
17. open. Senator Carroll. Have all voted who wish? Have all
18. voted who wish? Have all voted who wish? Take the record.
19. On that question the Ayes are 3, the Nays are 46, none Voting
20. Present. House Bill 3024 having failed to receive a constitu-
21. tional majority is declared lost. ...Senator Maragos arise?

22. SENATOR MARAGOS:

23. I see in the rear Gallery a constituent in the 30th
24. District who also happens to be attending the Amvet Convention
25. in Champaign and he and his wife are here. I would like to
26. present Mr. and Mrs. Ray Price, he's the Cook County Council,
27. Amvet's Division I Commander. Will you please have them rise
28. in the rear balcony.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Will they please stand and be recognized by the Senate.
31. House Bill 30...is there leave to return to the Order of
32. House Bill 2950? Leave is granted. House Bill 2950.

33. SECRETARY:

1. House Bill 2950.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER:(SENATOR BRUCE)

5. Senator Collins.

6. SENATOR COLLINS:

7. Mr. President and members of the Senate. This is the
8. second utility bill. This bill is designed to address the
9. issue of illegal tapping on the tenants utility lines. What
10. the bill does it mandates that the utility companies assume the
11. responsibilities for investigating who...the...the bill if...if
12. a tenant receives an outstanding, unusally high bill, the
13. utility company then will determine who is benefiting from the
14. tap. If they find that the beneficiary of the services is, in
15. fact, the landlord, again, the landlord would then be notified
16. he would have the option of paying that portion of the bill or
17. the...the tenant may then petition the courts of the Housing
18. Court to appoint a receiver from which time the rent from that
19. tenant would be collected...by the receiver and the bill would
20. be paid. If, in fact, the utility companies determined that the
21. landlord is not the beneficiary of the services then they would
22. notify the tenant of their rights of due process through the
23. ICC Commission. I think this is a very good bill. It has the
24. support and endorsement of the utility companies. I recognized
25. that when these bills came over from the House that there were
26. a lot of problems with this bill but over the past couple of
27. weeks we have been working with the utility companies. There's
28. no objections to this bill nor to the other bill and I think it
29. offers a reasonable solution to that problem and I can tell you
30. I can witness that I am a victim of that kind of tap. Just last
31. Spring, State Representative Madison and I in our legislative
32. offices the next door tenant...the man came in and put in a store
33. and connected his entire...refrigeration system to our electrical

1. meter and at that time we...we had a huge bill. We didn't know
2. what had happened and we had a serious problem even getting the
3. utility company to even investigate the bill. They were demanding.
4. They were threatening to turn off our utility services but finally
5. after the gentleman knew that we knew due process and that we
6. were going to take him into court he, then, paid the bill but I
7. had several complaints last year from my office of the landlord
8. tapping into a tenant's utility line and then once the tap had
9. been recognized they evicted the tenant and that person is left
10. with that serious high bill and a possibility of never...of not
11. getting utility services when they moved to another apartment.
12. This is a good bill. It offers a reasonable solution. It is
13. an agreeable solution and I urge a favorable roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Lemke.

16. SENATOR LEMKE:

17. I have an opposition just like I have with the other bill.
18. It's very simple. It adds that no...this bill adds that no
19. representative or agent of a utility company who shows proper
20. identification shall be denied permission to enter a building
21. in order to investigate an allegation. This has no...no
22. provisions for subpoena power or anything. It's a direct
23. interference with a person's constitutional right of his property.
24. If he wants to refuse entry to that building he has that permission.
25. You want to go to court and get permission. I do not think a
26. building owner should be subject to this type of a vision by a
27. pure gas inspector who is not even a law enforcement officer. This
28. is a bad bill. It violates...our constitutional rights and our
29. privacy in our homes.

30. SENATOR CHEW:

31. Thank you, Mr. President. At my little humble home that I
32. reside in in Chicago, I...I allow people to read my meters with-
33. out guns or court orders, my gas meter and my light meter, my water

1. meter any other thing I use utilities for. If, by chance, my
2. neighbor decided to tap into my line to secure himself some gas
3. I would want that practice stopped. I wouldn't want to bar an
4. inspector out from ascertaining whether this was or was not
5. happening. These people are not bears. They don't come in
6. and chew off little babies necks and, you know, step on the
7. big boys, you know, they're respectable. They have proper
8. credentials. What the bill does is, it says, you know, if you're
9. tapping it's wrong and we'll cut it out. Now when we're talking
10. about invasion of privacy, how can you invade one's privacy when
11. it's you that subscribed, first of all, for the utility services.
12. Is it an invasion of privacy when a telephone representative
13. comes in and inspects your line or inspects your equipment? Is
14. it an evasion of privacy when he comes in to install your gas
15. meter or does it become an invasion of privacy when he's trying
16. to cut out some illegal activity and those of us that are having
17. problems with this kind of bill might be condoning just exactly
18. what the bill is trying to...prevent and I would urge a favorable
19. roll call.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. UPI has requested leave to shoot still photography. Is there
22. leave? Leave is granted. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Well, we're discussing that same problem, I think...that arose
25. that Ann Landers referred to that time. You recall that letter
26. of hers about the lady who was doing her laundry in the nude and
27. had the football helmet on and the meter reader was there and she
28. turned...she put the football helmet on and she heard somebody
29. clear their throat and say, I hope your team wins, lady. So these
30. people who talk about invasion of privacy, you know, they're
31. there anyway all the time reading meters.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Newhouse. Senator Guidice.

1. SENATOR GUIDICE:

2. Will the sponsor...Thank you, Mr. President. Will the
3. sponsor yield to a question?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Indicates she will yield. Senator Guidice.

6. SENATOR GUIDICE:

7. I believe I understand the problem that you're trying to
8. address, Senator Collins, but I...I wonder if you haven't gone
9. too far with that...that provision that Senator Lemke pointed
10. out.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Collins.

13. SENATOR COLLINS:

14. That provision in the bill has been amended out. There was
15. an agreement...agreed amendment worked out where once the person
16. goes to court and the judge appoints a receivership then that...
17. he will get a court order to go into it to get access to the
18. building. The utilities have promised us that from their
19. records...because they have coding systems as to what type of
20. services are...is provided on what meter in the building. They
21. can tell us from their records who is benefiting from the tap.
22. Then once they determine that someone else is benefiting from
23. that line the person then petitions the court. They...the
24. utility company does not go into the building until such time
25. that they have an order and the receiver is the person who...who
26. will then make the necessary arrangements...legal arrangements
27. to go into the building. No one goes into the buildings without
28. authorization.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Guidice.

31. SENATOR GUIDICE:

32. Thank you. Senator Collins, what amendment are you referring
33. to there? I...I only have the bill here and there were no

1. amendments that were attached to it but...the...the digest does
2. show...the synopsis does show that there is Amendment 1 and
3. Amendment 2 but neither one of them indicate that language.

4. PRESIDING OFFICER:(SENATOR BRUCE)

5. Senator Collins. Senator Collins.

6. SENATOR COLLINS:

7. Yeah. Senator Guidice, it's in Amendment No. 1. The
8. language may not be specific but it...it says here that starting
9. on line 13, "for the appointment of a receiver to collect the
10. rents due and remit a portion to the utility company for payment
11. of a bill for the purpose of the tap services, for current bills
12. and for any expenses occurred by the utility as a result of the
13. tap. The receiver shall make all reasonable efforts to provide
14. to the utility access to the building."

15. PRESIDING OFFICER:(SENATOR BRUCE)

16. Senator Guidice.

17. SENATOR GUIDICE:

18. Senator Collins, if you would, please, could you...would
19. you mind taking this out of the record so that we could straighten
20. that one part out. I...the only objection to the bill...if you
21. have those systems in...from which you're reading it doesn't
22. look to me that you...you've really accomplished taking that
23. part out without the...bringing into court in the first instance.

24. PRESIDING OFFICER:(SENATOR BRUCE)

25. Well, just...the Chair would point out that the...the
26. language quoted by Senator Lenke appeared on lines 20 through 24...

27. SENATOR GUIDICE:

28. I realize...I realize...

29. PRESIDING OFFICER:(SENATOR BRUCE)

30. ...and that was deleted by the amendment.

31. SENATOR GUIDICE:

32. Yes, but there is no provision...what Senator Collins
33. represented was the fact that they were to go to court in the

1. first instance to get a court order to that particular...for
2. that particular...to have them...a receiver appointed. I want
3. to make sure that that's there.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Collins.

6. SENATOR COLLINS:

7. What...what I...what I can do because that is really the
8. intent and the simpler to clarify that language if...if the bill
9. is passed we can go to Conference Committee. I will have him to...
10. to not accept to accept the amendment over there and we will put
11. in the language "the...receiver will make all reasonable efforts
12. to...to receive...get a court order for the utilities to in-
13. vestigate the building. That was the intent. I have no problems
14. with that.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Guidice.

17. SENATOR GUIDICE:

18. ...if that't the Senator's intention.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Netsch.

21. SENATOR NETSCH:

22. Well, I...I think maybe the point has been covered now but
23. I simply could not find in the bill as I read it now the kind
24. of language that you were suggesting that allowed access with-
25. out court order and I still don't find it.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Collins may close.

28. SENATOR COLLINS:

29. I ask...I ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The question is, shall House Bill 2950 pass. Those in favor
32. vote Aye. Those opposed vote Nay. The voting is open. Have all
33. voted who wish? Have all voted who wish? Take the record. On

1. that question, the Ayes are 38, the Nays are 6, 3 Voting Present.
2. House Bill 2950 having received the constitutional majority is
3. declared passed. House Bill 3053. Senator Davidson, there's
4. a...3053. There's supposed to be an amendment offered? All
5. right. All right. House Bill 3054, Senator Nimrod. Read the
6. bill, Mr. Secretary. For what purpose does Senator Nimrod arise?

7. SENATOR NIMROD:

8. Yes, I had agreed to bring this bill back to 2nd reading.
9. Senator Demuzio, I think, has an amendment. Can we do that and
10. then...?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Hynes. We have a...there are several bills on
13. 3rd reading that need to...be returned to 2nd. Will we handle
14. those in order or do you wish to do those at one...one order
15. of business?

16. SENATOR HYNES:

17. Let's hold them...all at one time.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. For what purpose does Senator Nimrod arise?

20. SENATOR NIMROD:

21. Yes, I would seek leave to return Senate Bill...I mean
22. House Bill 3054 to the Order of 2nd reading for...purpose of
23. amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there leave? Leave is granted. The bill is on the Order
26. of 2nd reading. Are there amendments?

27. SECRETARY:

28. Amendment No. 1 offered by Senator Demuzio.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Are there amendments?

31. SECRETARY:

32. Amendment No. 1 offered by Senator Demuzio.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Demuzio is recognized on Amendment No. 1.

2. SENATOR DEMUZIO:

3. Well thank you, Mr. President. This amendment would
4. provide that there would be no permit issued for a refuse
5. or a...a hazardous waste site to any establishment of any
6. new sites until the applicant has had a public hearing and
7. that notice provisions are...are set into the...into the Act.
8. The problem that I think we have right now is a problem that
9. we addressed ourselves to in the surface mine legislation of
10. Senator McMillan's the other day, whereby, we have allowed
11. local government the opportunity to be involved in the...in
12. the process and what occurs now in the EPA is that there is
13. no public hearing process that takes place at the...local
14. level in the establishment of a permit for a hazardous waste
15. site. In addition, it also sets out that the other notice
16. provisions as to who must be notified, such as members of the
17. General Assembly, the county or the municipality or others
18. that would be affected by the decision of the EPA to establish
19. a...a waste site and I would be delighted to answer any questions
20. that any of the members may have in reference to this amendment.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. For what purpose...Is there discussion on adoption of
23. Amendment No. 1. Senator Grotberg.

24. SENATOR GROTBORG:

25. A couple of points of the sponsor. I don't know whether
26. to number this speech number two or what but first of all,
27. I'd like to see a copy of the amendment on my desk and I think
28. the rules provide we're entitled to that privilege.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Demuzio.

31. SENATOR DEMUZIO:

32. Frankly, I'd be glad to supply the membership with a copy
33. of the amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Take the bill...
3. SENATOR DEMUZIO:
4. ...and come back to it.
5. SENATOR GROTBORG:
6. I...I may even have several people joining me in that
7. request.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. It will be provided. Take the bill from the record. House
10. Bill 3083. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 3083.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Donnewald...or Senator Rhoads.
17. SENATOR RHOADS:
18. Thank you, Mr. President and members of the Senate. House
19. Bill 3083 does essentially three things. First, there is a state-
20. ment of legislative finding and intent to the effect that we
21. believe that the paperwork imposed on local governments and
22. private industry is a problem. Secondly, we create a forms
23. management center in the Department of Administrative Services
24. consisting of two positions. Both of these positions are in
25. the Governor's budget. They came out of the House Appropriation
26. temporarily but Representative Matijevecich informed me they're
27. going back in and thirdly, it provides that the forms management
28. center will be responsible for coordinating and approving State
29. paperwork forms. We do exempt the university systems from this
30. program. Lastly, there is a...a provision in here that forms
31. which are sent to local businesses and local governments will
32. have a notice on them as to whether or not the local entity is
33. required to fill them out and if they are what the...what is the

1. penalty for not doing so? I...do not know of any opposition.
2. I'll be happy to answer any questions.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Maragos.
5. SENATOR MARAGOS:
6. Will the sponsor yield to a question?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. He indicates he will yield.
9. SENATOR MARAGOS:
10. Senator Rhoads, first of all, what is the fiscal impact
11. of this...you say there will be two additional jobs created
12. for handling this particular...What is the appropriation going
13. to be that's going to come out of Appropriations?
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Rhoads.
16. SENATOR RHOADS:
17. It's less than forty thousand. I believe it's thirty-
18. eight thousand dollars, Senator.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Maragos.
21. SENATOR MARAGOS:
22. The second question is, what assurances do we have that
23. this itself will not become another form creating...agency which
24. will be defeating the purpose for which it is being established?
25. In other words...
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Rhoads.
28. SENATOR MARAGOS:
29. ...if we're going to have these forms what is this agency
30. going to do specifically? Can you describe its duties because
31. I don't have the bill in front of me at the present time.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Rhoads.

1. SENATOR RHOADS:

2. Sure, I'd be happy to Senator. The...the idea is one of
3. these two positions would be a graphic design person and the
4. other person would be involved with figuring out the legal
5. requirements of the notice. It simply would provide that all
6. agencies that are sending out these forms requesting information
7. from local governments and we're...we're dealing here with both
8. the private sector and the public sector would have to send these
9. forms over to the forms management center for approval. Now the
10. bill also provides that they...the agencies can be delegated to
11. undertake their own...forms management program so we're not
12. creating a super-agency. We can...we can delegate this back...
13. say, for example, the Department of Registration and Education
14. would be a good example.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Maragos.

17. SENATOR MARAGOS:

18. Do they have their own rule making powers? That's my
19. concern.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Rhoads.

22. SENATOR RHOADS:

23. Not other than the general power to approve or disapprove
24. the forms. Now if...if something arises on an emergency basis
25. they can get temporary approval for a form if a director needs
26. some information right away but then ultimately the...the design
27. of the form and that notice provision would have to go in.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Maragos.

30. SENATOR MARAGOS:

31. In closing, Mr. President, I'd like to state that I am
32. much in agreement with the thrust of your legislation and I'll
33. give you support with the hope...fervent hope that it will succeed

1. in what it is doing and not create the opposite effect.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Further discussion? Senator Rock.
4. SENATOR ROCK:
5. A question of the sponsor if he will yield?
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Indicates he will yield. Senator Rock.
8. SENATOR ROCK:
9. Are...are we mandating that only certain forms that are
10. promulgated by this management group will be permitted?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Rhoads.
13. SENATOR RHOADS:
14. No, Senator, we're...we're saying that the...that the forms
15. that the agencies want to use in order to, essentially it's an...
16. an attempted standardization. The forms they want to use will
17. have to go to this forms management center for approval. They
18. themselves...we're talking about two people here. They them-
19. selves will not be promulgating forms.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Rock.
22. SENATOR ROCK:
23. Well, as I indicated in committee when I voted No and
24. I intend to vote No again. I, frankly, don't have any problem
25. with code agencies. It seems to me the Governor's Office can
26. do this right now. He's obviously chosen not to do it right
27. now but he could do it. But when you get in the area of
28. constitutional officers I don't know how the Executive Depart-
29. ment of the Governor's Office is going to tell the Secretary
30. of State or the Attorney General of this State or the Comptroller
31. or any other constitutional officer what forms he can and cannot
32. use. That just doesn't, to me, seem correct.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Donnewald.

2. SENATOR DONNEWALD:

3. Well, Mr. President, and members of the Body. I have
4. a great deal of respect for my seatmate to my immediate left
5. and I...I disagree with his position on this particular bill.
6. I think it's an effort to...to standardize or eliminate a
7. great bundle of paperwork. Now, if it doesn't work we can
8. certainly change the legislation or abolish it but I...I
9. certainly am in favor of the concept.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Mitchler.

12. SENATOR MITCHLER:

13. Mr. President and members of the Senate. You will recall
14. Senator Berning proposing on a number of occasions the standardi-
15. zation of the reports that we get. You know, he wondered what...
16. what was it, Karl, was it three or five holes punched in the side
17. so you could file them in the binder? Now maybe this is the
18. answer to your prayer, Senator Berning, if this bill goes through
19. you could contact the Department of Administrative Services and
20. you could get those holes punched in the standardized reports.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there further discussion? The question is, shall House
23. Bill 3083 pass. Those in favor vote Aye. Those opposed vote
24. Nay. The voting is open. Have all voted who wish? Have all
25. voted who wish? Have all voted who wish? Take the record. On
26. that question, the Ayes are 48, the Nays are 5. None Voting
27. Present. House Bill 3083 having received the constitutional
28. majority is declared passed. House Bill 3097, Senator Sang-
29. meister. Is Senator Sangmeister on the Floor? House Bill 3108,
30. Senator Roe. Read the bill, Mr. Secretary. Senator Roe.

31. SENATOR ROE:

32. Back to 2nd for the purpose...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there leave...

2. SENATOR ROE:

3. ...of an amendment.

4. PRESIDING OFFICER:(SENATOR BRUCE)

5. ...to return the bill to the Order of 2nd reading for the

6. purpose of an amendment? Leave is granted. The bill is on

7. the Order of 2nd reading. Amendments, Mr. Secretary.

8. SECRETARY:

9. Amendment No. 1 offered by Senator Carroll.

10. PRESIDING OFFICER:(SENATOR BRUCE)

11. Senator Carroll is recognized.

12. SENATOR CARROLL:

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

14. Senate. As the result of several complaints in my district

15. both by public officials and private people this would attempt

16. to...allow restriction for the parking of recreational vehicles

17. over twenty-two feet as general parking on public streets and

18. highways unless provided by local ordinance otherwise. This

19. has become a severe problem in our areas where people abuse

20. the RV's as general vehicles and have taken up all the parking

21. spaces available. The local cities would like to be able to

22. pass by ordinance the power to restrict them where necessary and

23. I would move adoption of Amendment No. 1.

24. PRESIDING OFFICER:(SENATOR BRUCE)

25. Is there discussion? Senator Schaffer.

26. SENATOR SCHAFFER:

27. Well, if I owned an RV which I don't and I drive it and

28. carry and I have no problem and I go to another town how am

29. I going to know whether I have a restriction or not?

30. PRESIDING OFFICER:(SENATOR BRUCE)

31. Senator Carroll.

32. SENATOR CARROLL:

33. It's a good question and it's my understanding that this

1. would just be...it would be a general restriction unless there's
2. an ordinance in which case signs would be posted to do opposite
3. to that and it's over twenty-two feet in length. Only those
4. RV's that are over twenty-two feet in length.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Schaffer.

7. SENATOR SHCAFFER:

8. Personally, I...I think it ought to be that the...they can
9. park unless they see signs restricting them. I...I think that
10. to do it any other way is to really put a burden on someone with
11. an RV.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Carroll.

14. SENATOR CARROLL:

15. The point that was made, at least by the aldermen in my
16. ward, was that they are at twenty-two feet and over similar to
17. truck vehicles which are not allowed to park on the streets
18. unless there are specific signs posted allowing them to do so
19. and it has become a serious problem. Some people choose RV
20. plates for certain reasons opposed to regular plates but the
21. concern was over the larger vehicles that are, in fact, blocking
22. the streets and so on and that they not be allowed to park,
23. basically, in areas where the congestion is just too great and
24. that the city councils then by ordinance designate what areas
25. they could park in as public parking as opposed to the pure
26. residential parking.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Schaffer.

29. SENATOR SCHAFFER:

30. Well, I think it's been pointed out that the home rule units
31. could do whatever they want in this area and, personally, I
32. think that...to the ordinance should be that if the signs are
33. posted they can't park there but to...to have the guy drive in,

1. park his RV, not see any sign that there's any restriction unless
2. he's a computer and he knows what the regulations in every
3. municipal village and hamlet in the State are is to really set
4. the RV owners up. Last year we snuck a license plate increase
5. past them and they just figured that out a year later. I'd
6. hate to do this to them. I really think that the thrust of
7. the amendment makes sense but I think you should warn people
8. when you're about to slap them down and I think without that
9. I'd have to oppose the amendment and the bill with the amend-
10. ment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there further discussion on Amendment No. 1? Senator
13. Carroll.

14. SENATOR CARROLL:

15. I think the reason we can't go the way Senator Schaffer is
16. suggesting is that the cost to the municipalities of posting
17. signs everywhere in every municipality...they don't do it for
18. trucks now which would be illegal in these areas and they're
19. treating the...the larger RV's the same as a same size truck
20. would be treated which I think is a fair way to go and to just
21. ...when you're over that size you know you just can't park unless
22. there's a sign that allows you. I don't think they could afford
23. to put up signs on every street to say that you could park your
24. truck, you can't park your truck or your twenty-two foot RV
25. there. I think it's a good idea that's needed by many
26. municipalities in this State as a way of helping their citizens
27. park in areas that are supposed to be residential and I would
28. move adoption of Amendment No. 1.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to adopt Amendment No. 1. All in favor say
31. Aye. Opposed Nay. There's been a request for a roll call.
32. Those in favor will vote Aye. Those opposed will vote Nay.
33. The voting is open. Have all voted who wish? Have all voted

1. who wish? Take the record. On that question, the Ayes are 26,
2. the Nays are 24. Amendment No. 1 is adopted. House Bill 31...
3. Further amendments?
4. SECRETARY:
5. No further amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. 3rd reading. House Bill 3111, Senator Guidice. Read
8. the bill, Mr. Secretary.
9. SECRETARY:
10. House Bill...3111.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Guidice.
15. SENATOR GUIDICE:
16. Thank you, Mr. President and members of the Senate. This
17. bill is to clear up a problem that we created last year when
18. we passed House Bill 1428. We...we set up a program whereby
19. the public museums would receive financial assistance in order
20. to clear up inflationary costs. The only problem is that we
21. didn't give the Department of Registration and Education the
22. right to formulate the rules and regulations to allocate those
23. funds and that's what this bill does.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Is there further discussion? Senator Rock.
26. SENATOR ROCK:
27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. I rise in support of House Bill 3111. This is a
29. problem which the joint committee on Administrative Rules was
30. confronted with. This General Assembly and the Governor approved
31. last year some five hundred thousand dollars to be allocated in
32. grant form to the various museums across the State and it was
33. determined that the Department of Registration and Education,

1. frankly, did not have the authority to formulate rules and
2. regulations in order to properly disperse this money. This
3. is a program that the General Assembly and the Governor have
4. approved. This authority is necessary and I would urge a
5. favorable vote.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Further discussion? The question is,
8. shall House Bill 3111 pass. Those in favor vote Aye. Those
9. opposed vote Nay. The voting is open. Have all voted who
10. wish? Have all voted who wish? Take the record. On that
11. question, the Ayes are 57, the Nays are None, None Voting Present.
12. House Bill 3111 having received the constitutional majority is
13. declared passed. House Bills...Is there leave to return to House
14. Bill 3097? Leave is granted. Senator Sangmeister, you ready?
15. House Bill 3097. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 3097.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Sangmeister.

22. SENATOR SANGMEISTER:

23. Thank you, Mr. President and members of the Senate. As
24. you know some time back in 1969 our local health departments
25. got involved in services for the mentally ill and retarded and
26. at that time in order to get some funds to put that kind of a
27. program together they were allowed to increase their levy from
28. one-half to one mil and they were told at that time that it would
29. be necessary to have a referendum. Then the Attorney General
30. come along in 1970 and said, no, you didn't have to have a
31. referendum so ever since that they've been leveling at the one
32. mil rate without...without a referendum. Now the Attorney General
33. has reversed himself and come out and said that you are going to

1. have to have a referendum to order to increase it and what this
2. bill does will allow the county health departments to continue
3. to levy without having to have that referendum. It's just
4. putting in conformity with what they have been doing and making
5. legal what they have been doing. If there's any questions, that's
6. the synopsis and the substance of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there further discussion? The question is, shall House
9. Bill 3097 pass. Those in favor vote Aye. Those opposed vote
10. Nay. The voting is open. Have all voted who wish? Have all
11. voted who wish? Take the record. On that question, the Ayes
12. are 53, the Nays are None, 1 Voting Present. House Bill 3097
13. having received the constitutional majority is declared passed.
14. Earlier in the day we had some discussion about House Bills
15. 3834 and 2834 and 2835. I believe the differences have been
16. resolved. Is there leave to return to those two bills? And
17. Senator Grotberg, since you were the next one victim to that
18. disagreement, perhaps you should be ready on your bill. Is there
19. leave to return to those bills? Leave is granted. House Bill
20. 2834. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 2834.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Clewis.

27. SENATOR CLEWIS:

28. Mr. President and members of the Senate. This bill has
29. been updated annually to...to include the Fiscal Years. Last
30. year I handled the bill to include Fiscal Year 1975. This takes
31. in 1976 and I would request a favorable roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further...Is there discussion? The question is,

1. shall House Bill 2834 pass. Those in favor vote Aye. Those
2. opposed vote Nay. The voting is open. Have all voted who
3. wish? Have all voted who wish? Take the record. On that
4. question, the Ayes are 54, the Nays are None, None Voting
5. Present. House Bill 2834 having received the constitutional
6. majority is declared passed. House Bill 2835. Mr. Secretary.

7. SECRETARY:

8. House Bill 2835.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. ...Senator Clewis.

13. SENATOR CLEWIS:

14. Mr. President and members of the Senate. In addition to
15. validating Fiscal Year 1976 for Forest Reserve Appropriations
16. this bill had an amendment which addresses itself to the problems
17. of the Cook County Forest Preserve District in the area of
18. eminent domain. It reads that...it provides that property
19. owned by the forest preserve districts shall be not subject to
20. eminent domain or condemnation proceedings and exempts such
21. property from special assessments by other local units of
22. government. The whole thing emanates by one unit of local
23. government being possibly subordinate to another unit and the
24. bill has been requested by the county board.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there further discussion? Further discussion? The
27. question is, shall House Bill 2835 pass. Those in favor vote
28. Aye. Those opposed vote Nay. The voting is open. Have all
29. voted who wish? Have all voted who wish? Take the record.
30. On that question, the Ayes are 48, the Nays are 1, 4 Voting
31. Present. House Bill 2835 having received the constitutional
32. majority is declared passed. House Bill 2869. Read the bill,
33. Mr. Secretary.

1. SECRETARY:

2. House Bill 2869.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg.

7. SENATOR GROTEBERG:

8. Thank you, Mr. President and fellow Senators. The thrust
9. of this bill is to expand the markets of the correctional
10. industries, the workshops within the Department of Corrections.
11. At the present time we're limited to selling...to the State of
12. Illinois only, other units of government in the State and not-
13. for-profit organizations in the State of Illinois. This bill
14. would expand those markets to include units of government in
15. other states wherein other states they are also statutorily
16. allowed. The Federal Government would be added and not-for-
17. profit organizations in other states. Correctional industries
18. is in a period of constantly expanding programs which will be
19. enhanced by the larger market. Other states are currently
20. allowing their Departments of Corrections to sell products in
21. other states most notable of which is Texas License Plate
22. Factory. Since correctional industry expands programs through
23. their...working capital revolving fund it is important that the
24. dollars from sales be kept at a maximum. One way to...assure
25. this is to expand the markets which will allow greater production.
26. Now there are other aspects to this bill to include services and
27. food stuffs. We passed a bill out of here mandating that
28. Corrections sell food to the Department of Public Health, I
29. think last year, in the 80th General Assembly. Just a year ago
30. and now we're in the area of services trying to legalize them
31. because a lot of the furniture refinishing that's done up at
32. Sheridan and in other institutions need this enabling legislation.
33. By including service we are actually legalizing what's being done

1. now with the automobile repair and the furniture and that's what
2. it does. For those of you who are bound to ask, is this enabling
3. legislature for...legislation for future Illinois license plates
4. manufacturing, it is not particularly necessary that we do
5. that because we can also do it now but what it would allow us
6. would be to bid for other states. We can do Illinois without
7. this legislation but in order to keep that shop open if and when
8. it comes we need to be able to bid on other states business in
9. the off years with our new four year plates. I would ask for a
10. favorable roll call or answer any questions that I'm able to.

11. PRESIDING OFFICER:(SENATOR BRUCE)

12. Is there discussion? Senator Maragos...Senator...yeah,
13. Senator Maragos.

14. SENATOR MARAGOS:

15. Will the sponsor yield to a question?

16. PRESIDING OFFICER : (SENATOR BRUCE)

17. He indicates he will yield. Senator Maragos.

18. SENATOR MARAGOS:

19. Senator Grotberg, who receives the...the money from these
20. services or food stuffs? Do the...do the inmates themselves or
21. does any part of it go back to the State?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Grotberg.

24. SENATOR GROTBORG:

25. It all goes back to the State.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Maragos.

28. SENATOR MARAGOS:

29. Is there presently in the State of Illinois a furniture
30. manufacturing establishment in any of these institutions?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Grotberg.

33. SENATOR GROTBORG:

1. You better believe there is. Yeah.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Maragos. Senator Demuzio.

4. SENATOR DEMUZIO:

5. Yes, I'll be very brief on Senator Grotberg's bill speech

6. one and speech two. Thank you.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? The question is, shall House Bill

9. 2869 pass. Those in favor vote Aye. Those opposed vote Nay.

10. The voting is open. Have all...have all voted who wish? Have

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

12. Ayes are 55, the Nays are None. None Voting Present. House Bill

13. 2869 having received the constitutional majority is declared

14. passed. Is there leave to go to the Order of Messages from the

15. House? Leave is granted. Messages from the House.

16. SECRETARY:

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

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

19. House of Representatives passed bills with the following title

20. in the passage of which I am instructed to ask concurrence of the

21. Senate to-wit: House Bills 2585, 2885, 3067, 3197 and 3374.

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

23. Mr. President - I am direct to inform the Senate the

24. House of Representatives concurred with the Senate in the passage

25. of a bill with the following title: Senate Bill 1747 with House

26. Amendment No. 1.

27. A like Message on Senate Bill 1667 with House Amendments 1

28. and 3.

29. A like Message on Senate Bill 82 with House Amendments 1

30. and 3.

31. A like Message on Senate Bill 1790 with House Amendment 1.

32. A like Message on Senate Bill...Senate Bill 1530 with House

33. Amendment No. 1.

1. A like Message on Senate Bill 571 with House Amendments 1
2. and 4.
3. PRESIDING OFFICER:(SENATOR BRUCE)
4. All right. Is there leave to order...to return to the
5. Order of House Bills, 3rd reading? Leave is granted. House
6. Bill 3112, Senator Lane. House Bill 3113, Senator Lane. House
7. Bill 3118, Senator Schaffer. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 3118.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER:(SENATOR BRUCE)
13. Senator Schaffer.
14. SENATOR SCHAFFER:
15. Mr. President and members of the Senate. This bill simply
16. legalizes the possession but not the use or the intended use of
17. antique gambling devices. There are a number of people in the
18. State, a fairly large number, that would like to collect antique
19. slot machines and not use them for gambling. I think this is a
20. part of Americana that should be preserved. I know of no
21. opposition. Would be happy to answer any questions.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Is there discussion? The question is, shall House Bill 3118
24. pass. Those in favor vote Aye. Those opposed vote Nay. The
25. voting is open. Have all voted who wish? Have all voted who
26. wish? Take the record. On that question, the Ayes are 51, the
27. Nays are 1, 2 Voting Present. House Bill 3118 having received
28. the constitutional majority is declared passed. For what purpose
29. does Senator Hynes arise?
30. SENATOR HYNES:
31. Mr. President, I think this would be the appropriate moment
32. to recess and I would, therefore, move that the Senate stand in
33. recess until the hour of 2:30 and I would ask that the members

1. be back on the Floor at 2:30.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to recess. All in favor Aye. Opposed Nay.
4. The Ayes have it. The Senate stands in recess until the hour
5. of 2:30. Senator Graham.

6. SENATOR GRAHAM:

7. Remind the Republican members, again, we will have a
8. caucus at 1:20...1:20 in Room 400.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Republican caucus at 1:20 in Room 400.

11.

12. (END OF REEL)

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1. PRESIDING OFFICER: (SENATOR JOHNS)

2. Just for an announcement please. May I have your
3. attention, please. Members of the Senate, please be advised
4. that the Republicans are still in caucus and we will stand
5. at ease till 3:00 o'clock. Thank you very much.
6. The Senate will now come to order, only temporarily,
7. while we have a slight recess for a Rules Committee meeting
8. at the President's desk to my immediate right. Thank you.
9. All those on the Rules Committee please be in attendance.

10. RECESS

11. AFTER RECESS

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The Senate will come to order. House Bills, 1st
14. reading.

15. SECRETARY:

16. House Bill 2885 will be sponsored by Senator Rock.
17. House Bill 3067 will be sponsored by Senator Kenneth Hall.
18. House Bill 3197 will be sponsored by Senator Leonard.
19. House Bill 3374 will be sponsored by Senator Schaffer.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Rules. To the...do we have consent to go to the Order
22. of Resolutions? Leave is granted. Resolutions.
23. Senator Nimrod, for what purpose do you arise?

24. SENATOR NIMROD:

25. Yeah, Mr. President, House Bill 3054 was taken back to
26. 2nd reading. We were going to get an amendment to be distributed
27. and I talked to Senator Demuzio and I just want to understand
28. that he's going to have the amendment for tomorrow. I just
29. want to understand that bill is on 3rd reading and not on
30. 2nd.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. It technically is on...I'm advised it is technically on
33. 3rd reading.

1. SENATOR NIMROD:
2. Thank you.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Resolutions.
5. SECRETARY:
6. Senate Resolution 446 offered by Senators Washington,
7. Clewis, Kenneth Hall, Newhouse and Netsch.
8. (Secretary reads SR 446)
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Washington.
11. SENATOR WASHINGTON:
12. Mr. President, the Secretary read that beautifully.
13. At the appropriate time, I will move to suspend the appropriate
14. rules for the immediate consideration and adoption of this
15. resolution, but in interim, I wish to say that there has been
16. a gigantic struggle going on on this side of the aisle
17. among some of the male members to determine just who would
18. give Miss Collins away. Unfortunately, Senator Chew and I
19. lost and Senator Newhouse won and so we're going to hear from
20. him at this time, if you please, Mr. President.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Newhouse.
23. SENATOR NEWHOUSE:
24. Mr. President and Senators. With a tear in my eye and a
25. sob in my throat, and without chiding the Senator for
26. impetuosity. I did agree to pick up the gauntlet and give the
27. bride away. It will not be an act of generosity. It will be
28. instead a duty that I've been saddled with, a most unpleasant
29. one. Thank you.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Kenneth Hall.
32. SENATOR KENNETH HALL:
33. Thank you, Mr. President and Ladies and Gentlemen of the
34. Senate. Senator Washington forgot to tell you that he said

1. that I could pick up the tab. I just want to let that be known.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator...Senator Chew.

4. SENATOR CHEW:

5. Now, one of the reasons as to why Senator Collins
6. was victorious in her campaign was the fact that we had a little
7. chat chat prior to the primary. And she promised as long as
8. she was here that I would be her Springfield husband.

9. Now, I have just got through crying in the back hoping that
10. that would last and I walk out here on this Floor and I
11. find that the young lady is going to be given away by
12. Newhouse, Kenneth Hall is going to pick up the tab and that
13. leaves Charlie Chew to commit adultery.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Hynes. Leave is not granted.

16. SENATOR HYNES:

17. Mr. President, I really don't want to follow that act.
18. I'd just like to say congratulations.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Clewis.

21. SENATOR CLEWIS:

22. Mr. President and members of the Senate. My original
23. purpose for rising was to add a little integration to those
24. praises but Senator Hynes beat me to the punch. And
25. best wishes, Senator Collins.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Washington moves to suspend the...Senator Washington.

28. SENATOR WASHINGTON:

29. Before adopting this resolution, I think we should meet the
30. ...the lucky bridegroom and I'm certain that he's listening
31. to all the festivities, remarks made and I'm absolutely
32. certain he did not skip or miss the remarks given by Senator Chew.
33. Mr. John Grant, the bridegroom, is up in the balcony.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Please rise. Senator Washington moves to suspend the rules
3. for the immediate consideration of the resolution. Those in
4. favor indicate by saying Aye. Those opposed Nay. The Ayes
5. have it. The rules are suspended. Senator Washington now
6. moves for the adoption of the resolution. Those
7. in favor say Aye. Those opposed. The Ayes have it.
8. The resolution is adopted. Committee Reports.

9. SECRETARY:

10. Pursuant to amended Temporary Rule 5, the Rules Committee
11. met at...on Friday, January 23rd, 1978, and makes the following
12. report: by unanimous vote, the committee ruled that the
13. following bills can be considered during spring Session of the
14. Senate: House Bills 2885, 3067, 3197, 3374. The foregoing
15. bills were ordered to be read a first time, printed and referred
16. to the Committee on Assignment of Bills.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. House Bills...just a moment. Senator Bloom, for what
19. purpose do you arise?

20. SENATOR BLOOM:

21. On a housekeeping matter. I'd seek leave to go to the Order
22. of Secretary's Desk resolutions.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Do we have leave? Leave is granted.

25. SENATOR BLOOM:

26. Be Resolution 370. This matter was overlooked yesterday
27. afternoon. I checked with President Hynes and I wondered if
28. we could move it out.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there leave? Leave is granted.

31. SENATOR BLOOM:

32. This would have the Auditor General look at EMS and Maternal
33. Child Care in the Department of Public Health. I guess we
could do it on a voice vote.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Your motion is to suspend the rules for the immediate
3. consideration of the...
4. SENATOR BLOOM:
5. Senate Resolution 370.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Technically you already moved the adoption of the resolution.
8. SENATOR BLOOM:
9. I would move the adoption.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. That is your motion?
12. SENATOR BLOOM:
13. That is my motion.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Those in favor indicate by saying Aye. Those
16. opposed. The Ayes have it. The motion carries.
17. SENATOR BLOOM:
18. Thank you, Mr. President.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. House Bills, 1st reading.
21. SECRETARY:
22. House Bill 2885.
23. (Secretary reads title of bill)
24. House Bill 3067.
25. (Secretary reads title of bill)
26. House Bill 3197.
27. (Secretary reads title of bill)
28. House Bill 3374.
29. (Secretary reads title of bill)
30. 1st reading of the foregoing bills.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Committee Reports.
33. SECRETARY:

1. Senator Donnewald, Chairman of the Committee on Assignment
2. of Bills, assigns the following House Bills to committee:
3. 2885, 3067, 3197 to Appropriations I. House Uill 3374 to
4. Appropriations II.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Resolutions.

7. SECRETARY:

8. Senate Resolution 447, offered by Senator Shapiro and
9. Republican Senators and it's congratulatory.

10. Senate Resolution 448, offered by Senator Soper and all
11. Senators and it's a death resolution.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Consent Calendar. Senator Hynes.

14. SENATOR HYNES:

15. Mr. President, members of the Senate. We have...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. May we have your attention, please. We're going to the
18. Order of Motions and President...desires to speak.

19. SENATOR HYNES:

20. We announced this morning that we would go to the Order of
21. Motions in Writing upon our return and the time is now. The
22. President has a list of the sponsors and of the designated
23. opponents to each motion. The sponsor will be allowed two
24. minutes to state his position in support of the bill and the
25. opponent will have two minutes to state opposition to the bill
26. and then the vote will be taken. So, we will read the list
27. of opponents and I would ask that they be prepared to speak
28. when their turn comes.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. On the Order of Motions in Writing, page 18 of the
31. Calendar, Senate Bill 731. Senator Lane as to the proponent.
32. There are two minutes allotted for the proponent. Your time is
33. beginning.

1. SENATOR LANE:
2. Mr. President...
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Just...just a moment. Just a moment. Hold the phone.
5. Senator Glass, for what purpose do you arise?
6. SENATOR GLASS:
7. Point of order, Mr. President. This, I believe, is a
8. Senate Bill and it's not within the rules for this Order of
9. Motions. I think these should all be House Bills.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Lane.
12. SENATOR LANE:
13. Yes, Sir, Mr. President. I was going to ask leave of the
14. Body to hear Senate Bill 731 along with House Bill 869.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. There is objection.
17. SENATOR LANE:
18. Well, seeing we're starting out on the short end
19. I'll wait until we get to 869. Thank you.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. House Bill 396, Senator Berning. Senator Berning.
22. House Bill 869, Senator Lane. Your time is beginning.
23. SENATOR LANE:
24. Who is the opponent on this bill, Senator...Mr. President?
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Glass.
27. SENATOR LANE:
28. I know Senator Lemke has a screw set, but I didn't know about
29. the other side of the aisle over there. Thank you, Mr.
30. President, members of the Senate. As you all well know, House
31. Bill 869 is a collective bargaining bill...collective bargaining
32. bill for school employees. Collective bargaining has been
33. accepted as a logical process for interaction between

1. employers and employees for over forty years. Presently,
2. eighty percent of the school districts do negotiate through
3. confrontation because of the absence of statutory guidelines.
4. Today, you have the opportunity to vote to discharge
5. guidelines to bring order to a chaotic and haphazard bargaining
6. climate. There have been bargaining bills for teachers
7. submitted to the Legislature for the last forty-one
8. years. The Legislature has had ample time for discussion.
9. It is time for the Illinois Legislature to act on House
10. Bill 869 and join thirty-eight other states who have
11. passed Statutes to supervise the collective bargaining
12. process of school employees. Teachers, because of their
13. training and background, have a special knowledge and competence
14. which enables them to make valuable contributions in the
15. bargaining process. I ask for your favorable consideration
16. for discharge.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President and Ladies and Gentlemen. I
21. urge a No vote on this motion. First of all, let me alert the
22. membership to the fact that this bill has been up on a motion
23. to discharge two previous times and was defeated, June
24. 15th, 1977 and May 18th, 1978. This is the third try on this
25. bill. It is a bill that would grant the right to strike to
26. public employees. It also, if the school board is put in a
27. position of having to decide whether to face a strike or
28. binding arbitration, it's possible that it could agree to submit
29. issues to binding arbitration. I think it's an invitation to the
30. boards to do that, thereby taking away from the elected
31. officials decisions which they have been elected to make.
32. So, that...that part of the legislation is also objectionable.
33. The bill also provides for an agency shop which means if the parties

1. ...that is the board and the union agree to a collective
2. bargaining contract that require employees who aren't
3. members of the union to pay their proportionate share of the
4. cost, in other words, their dues, that...that can be done.
5. In other words, you can, under this bill, have agreements
6. which require teachers to pay dues even though they are not
7. members of the union. Those are some of the objectionable
8. features. This is legislation that should not pass. It's
9. a subject which pertains only to teachers and not all public
10. employees and I would strongly urge the Body to reject this
11. motion as it has two previous times.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Lane moves to discharge the Committee on Labor and
14. Commerce from further consideration of House Bill 869 and
15. be placed on the Order of 2nd reading. All those in favor
16. vote Aye. Those opposed vote Nay. The voting is open.
17. Have all those voted who wish? Have all those voted who wish?
18. Take the record. On that question the Ayes are 28, the Nays
19. are 21, 1 Voting Present. The motion fails. House Bill
20. 1357, Senator Bruce.

21. SENATOR BRUCE:

22. Thank you, Mr. Chairman...Mr. President and members of the
23. Senate. I would like to have this motion amended to
24. have the motion reflect that I would like to have the bill
25. placed in committee as opposed to being placed on the Order
26. of 2nd reading. It's my intention when the motion was filed
27. that it would be discharged from Rules Committee and placed
28. at...assigned to the Committee on Assignment of Bills
29. and then assigned to the proper committee. The bill deals with
30. the acquisition by foreign investors of Illinois farmland.
31. About twenty percent of all the farmland being bought in the
32. country today is going to foreign buyers.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator, just a moment. I think prior to your debate,
2. do we have leave to amend the motion on its face?
3. Just a moment. There is objection. Senator Rhoads.
4. SENATOR RHOADS:
5. Just on a point of parliamentary inquiry. I didn't
6. hear what you were trying to do, if you're trying to leave
7. it in committee, why...why not just withdraw the motion?
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. The bill is not in committee. It's in Rules.
10. SENATOR RHOADS:
11. Well, what is he...what is...what is his amendment?
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Bruce.
14. SENATOR BRUCE:
15. The motion would be to discharge the Rules Committee
16. from further consideration and that the bill be printed and
17. sent to the Committee on Assignment of Bills where I assume
18. the committee would then assign it to the appropriate committee.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator Shapiro.
21. SENATOR SHAPIRO:
22. Well, Mr. President, what about reading the first time?
23. It has to be read a first time and I don't think that was
24. in his motion.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. I...Senator Bruce.
27. SENATOR BRUCE:
28. Would be discharged from the Rules Committee, have it
29. read a first time and assigned to the Committee on Assignment
30. of Bills.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. That is the manner in which you want the motion amended?
33. SENATOR BRUCE:
That is correct.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Shapiro.

3. SENATOR SHAPIRO:

4. Well, Mr. President, I'm going to object. That's a pretty
5. radical change to a motion that has nothing to do with
6. discharging Rules and reading it a first time and placing
7. it in another committee for consideration.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Bruce, you are making the motion to suspend
10. the rules, are you not? Senator Bruce.

11. SENATOR BRUCE:

12. Perhaps with leave of the Body, I'd like to take this
13. out of the record for a moment...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Take it out of the record. House Bill 1773, Senator
16. Knuppel.

17. SENATOR KNUPPEL:

18. Mr. President and members of the Body. House Bill
19. 1773 is designed to make the bureaucracy of State Government
20. more responsive to the Governor and to the people. We have
21. some...it applies only to the higher echelon, that is salary
22. grades twenty-three through thirty. That means above nineteen
23. thousand six hundred dollars per year. These are people who
24. are in policy making positions. The bill would provide that
25. every four years that they would have to be reappointed.
26. At the present time, by...we have one thousand seventy-nine of
27. this type of employees and in the past five years only
28. two have been discharged per year. In short, this bill
29. is a sunset provision for bureaucrats whether they be Democrats
30. or Republicans. It would not take effect until after the next
31. Governor is sworn in and implementation is phased in over a
32. four year period. I submit to you this is good legislation
33. designed to break up bureaucracy at the top where it's most
34. meaningful. I am told that there is a provision in the bill that

1. causes some concern dealing with the situation that if there
2. was in, effect, a collective bargaining provision. I have
3. accented to the House sponsor, one of the House sponsors
4. to remove any reference whatsoever to collective
5. bargaining. If this bill were placed on the Order of 2nd
6. reading, I would be willing to accept an amendment which
7. eliminated that reference even though I don't think it's
8. applicable, but just to eliminate entirely the reference
9. to collective bargaining. I think this is good legislation.
10. It's legislation that both parties should want and
11. these people would stay on the...on the eligible list and they
12. have full civil service coverage during the four years, but
13. at the end of the four year term, they would either be
14. discharged or they could be reappointed for a new four year
15. term. This would bring them up on their toes and we would be
16. getting some response. It would be good for government.
17. I submit this is good legislation. It should be discharged
18. and placed on the Order of 2nd reading.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Regner.

21. SENATOR REGNER:

22. Mr. President and members of the Senate. As was said
23. earlier, this bill does contain a clause in it that if the
24. were adopted, it would put us in the posture of approving
25. collective bargaining agreements. We've opposed this
26. consistently in the past. I think we should continue to oppose
27. it. I think it's a bad proposal simply because it puts the
28. legislature in the posture of being a rubber stamp for any
29. private deals made outside the office and we do not have the
30. opportunity to appropriate the monies as is stated
31. in the Constitution and I think it's a bad proposal and we should
32. vote No on the motion to discharge.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Knuppel...Senator Knuppel moves to discharge the
2. Committee on Rules from further consideration of House Bill
3. 1773 and have the bill placed on the Order of 1st reading.
4. Those in favor vote Aye. Those opposed Nay. The voting
5. is open. Have all those voted who wish? Have all those
6. voted who wish? Take the record. On that question the Ayes
7. are 18, the Nays are 17, 4 Voting Present. The motion fails.
8. House Bill 1967, Senator Vadalabene. Senator Vadalabene.
9. SENATOR VADALABENE:

10. Yes, thank you, Mr. President and members of the Senate.
11. House Bill 1967 provides for a quarterly registration of
12. second division vehicles. At this time, under the present
13. Statute, the only time a reduction of fees can be granted is
14. for a newly acquired vehicle registered within the last six
15. months of either a calendar or fiscal registration period.
16. According to the trucking industry, they have indicated that
17. many owners of newly acquired vehicles hold up registration of
18. the vehicles until the annual or semi-annual period arrives.
19. If registration is quarterly, there would not be a delay
20. in registering newly acquired vehicles and perhaps the State
21. would take in money that it's not now receiving. The Secretary
22. of State supports this legislation and also the Department
23. of Transportation.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Shapiro.

26. SENATOR SHAPIRO:

27. Well, Mr. President and Ladies and Gentlemen of the Senate.
28. I think the Rules Committee in this particular bill, just came
29. to the conclusion that there was no emergency involved in it
30. and it should be held in Rules and considered in a future
31. General Assembly.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Vadalabene moves to discharge the Committee on Rules

1. from further consideration of House Bill 1967, have the bill
2. placed on the Order of 1st reading. Those in favor vote Aye.
3. Those opposed Nay. The voting is open. Have all those voted
4. who wish? Have all those voted who wish? Take the record.
5. On that question the Ayes are 14, the Nays are 21, 2 Voting
6. Present. The motion fails. House Bill 2598, Senator
7. Sangmeister.

8. SENATOR SANGMEISTER:

9. I'm sorry, Mr. President. You called 2604, is that
10. correct?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. House Bill 2598.

13. SENATOR SANGMEISTER:

14. Well, 2598 is not...that's Senator Knuppel's...that's
15. his motion, not mine. I...I think the confusion may be I was
16. originally on that bill, but Senator Knuppel took over that
17. bill. That's probably why my name may appear there, but it's
18. his motion and...

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. You did have leave to change the sponsorship I presume.

21. SENATOR SANGMEISTER:

22. Yes, we did. Yes, we did.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. If you didn't, you have it now. Senator Knuppel.

25. SENATOR KNUPPEL:

26. Yes, this...this here bill is a little jewel. It really
27. is. And it's unfortunate...no, really, it's unfortunate
28. that it didn't get out of Rules. It's not an earthshaking
29. bill. What it does is it allows the transportation...Department
30. of Transportation to purchase growing crops or row crops along
31. highways that would otherwise be drifted. They used to put
32. up snow fences. Farmers do fall plowing and they don't want the
33. Highway Department in there putting up snow fences and if you

1. drive along the road and observe where you have clover fields
2. or stock fields that haven't been plowed or otherwise, it does
3. prevent drifting along the road. I've asked the Department of
4. Transportation. They say this would be cheaper than snow fences
5. of putting them up and taking them down and also plowing
6. the snow. They have no position on it, but feel they do not have
7. authority to do this without the bill. Now, this bill, if you've
8. been out on the roads the last couple of years and confronted
9. some of the drifts and been stuck in them and so forth, this is
10. just not a great bill. It's not a biggie, but it's, as I say,
11. a little jewel that I think could help the people by allowing
12. the Department of Transportation to go along and purchase stubble or
13. row crops so that the snow wouldn't be out on the road, it
14. would be up...be in the field along side of the road. I'd like
15. to see it discharged. It's not a very controversial bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator McMillan.

18. SENATOR McMILLAN:

19. Thank you, Mr. President. With all due respect to the sponsor
20. and...and to the possibility that it might, in fact, be a good
21. idea at some time, I don't think it's emergency enough at this
22. time for it to be out. I do think it needs some
23. study. There's some possibility that the authority is
24. already there and I would ask for a negative vote on this
25. motion.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Knuppel moves to discharge the Committee on Rules
28. from further consideration of House Bill 2598 and have the bill
29. placed on the Order of 1st reading. Those in favor
30. indicate by saying Aye. Those...strike that. All those in favor
31. vote Aye. Those opposed Nay. The voting is open. Have all
32. those voted who wish? Take the record. On that question the Ayes
33. are 24, the Nays are 23, 2 Voting Present. The motion fails.

1. House Bill 2604, Senator Sangmeister.

2. SENATOR SANGMEISTER:

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

4. This bill was in the Judiciary Committee and the intent of the
5. bill was to clear up the problem about having a spouse having to
6. sign a deed where they are not entitled but because of the new
7. marriage act that was passed last year, the title companies
8. have been taking the position that they want the spouse's
9. signature on the deed and this bill was intended to clear that
10. up. We had testimony in the committee and agreement in the
11. committee which was chaired by me in the absence of Senator
12. Daley at that time, and the Minority Spokesman, Don Moore,
13. Senator Moore, also was there and we all agreed that in the
14. event that we didn't need this, of course, it would stay in
15. committee. But we have subsequently received information from
16. the banks and from the savings and loans that this bill is needed
17. and on that basis and in keeping in agreement with the committee's
18. agreement, I'd like to see this bill moved out and I believe
19. Senator Knuppel would like part of my two minutes to speak to
20. this bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. He has thirty seconds left.

23. SENATOR KNUPPEL:

24. Yes, I have on the call, House Bill 2772 and the arrangement
25. we have is that that bill will stay in committee and amendment
26. will be placed on...on Senator Sangmeister's bill. This will
27. correct a badly needed situation and guarantee that the
28. decision that had been reached with respect to the Marital
29. Relations Act will be effective.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Glass.

32. SENATOR GLASS:

33. Thank you, Mr. President. What Senator Sangmeister has stated

1. regarding the committee hearing is correct. The witnesses and I
2. don't think there is any contradiction, told us that the recent
3. Supreme Court decision eliminated any problem that the title
4. companies had with this legislation. I found out only today
5. that apparently, some of the savings and loans disagree with
6. that, but the...the testimony we had in committee was that
7. the title companies were satisfied and were going to so state
8. that the decision cleared up any title problems that they had
9. and therefore, I don't think this bill is necessary. If...if
10. it later develops that we're wrong, I...I suggest by vote of
11. the entire Body we can...can reconsider this. But I don't
12. think, Senator Sangmeister, based on the committee hearing or
13. anything else I've heard that the bill is necessary and therefore,
14. I oppose it.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator...Senator Sangmeister moves to discharge the Committee
17. on Judiciary I from further consideration of House Bill 2604 and
18. have the bill placed on the Order of 2nd reading. Those in
19. favor vote Aye. Those opposed Nay. The voting is open.
20. Have all those voted who wish? Take the record. On that question
21. the Ayes are 21, the Nays are 17, 3 Voting Present.
22. The motion fails. House Bill 2626, Senator D'Arco.

23. SENATOR D'ARCO:

24. Thank you, Mr. President. This is a truth in advertising bill.
25. It provides that when an optometrist or optician advertises for
26. the sale of glasses, that he include within that advertising
27. whether it's single vision, bifocal or trifocal glasses and who
28. manufactures the glasses and the...identify name of the lens
29. of the glass. What happens is they're switching baiting
30. tactics. You get an advertisement for fifty dollars for a pair
31. of glasses, you go there, you find out you're only getting the
32. lenses or you find out that you're not getting the physical
33. examination which is not included in the price and therefore, you

1. have to pay extra for that and this bill would prohibit that.
2. It would also...and by the way, Fred Smith was the sponsor
3. of this bill, the Supreme Court has indicated that commercial
4. speech does come under the purview of the first amendment but
5. that the State does have to...the right to restrict any
6. misleading advertising and the FCC regulations that do restrict
7. false advertising were told don't go far enough and the State
8. should have the right to restrict advertising in order to
9. make it more truthful and I would ask that this bill...motion
10. carry.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President and Ladies and Gentlemen of the
15. Senate. For Senator D'Arco's information, I am the designated
16. hitter. Nothing personal, John. It seems to me that
17. this motion should be opposed. What the bill purports to do,
18. it seems, is already provided for in the Fraudulent Advertising
19. Statute already on the books and further, it would appear
20. at least on a quick reading, cursory reading of this,
21. that House Bill 2626 provides for the regulation of a practice
22. that is currently statutorily prohibited. The bill needs a lot
23. of help. This is not the time to do it and I would urge a No
24. vote.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator D'Arco moves to discharge the committee
27. ...the Rules Committee from further consideration of House
28. Bill 2626, have the bill read a first time and placed on the
29. Order of 2nd reading. Those in favor vote Aye. Those opposed
30. Nay. The voting is open. Have all those voted who wish?
31. Take the record. On that question the Ayes are 27, the Nays
32. are 16, 2 Voting Present. House Bill 2626...the motion fails.
33. House Bill 2652, Senator Lemke.

1. SENATOR LEMKE:

2. Representative Polk asked me to file this bill to
3. alleviate a problem that's happened in Rock Island County and
4. to handle this for him in the Senate. The State's Attorney
5. there is now...does not permit any type of not-for-profit
6. organization that could conduct any type of bazaar
7. or raffle or drawing for prizes in that county. I ask for
8. a favorable vote.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Walsh.

11. SENATOR WALSH:

12. Mr. President and members of the Senate. This bill would...
13. would further enlarge the provisions for legalized gambling
14. in Illinois and I think the Rules Committee was...was properly
15. advised when it decided not to take favorable action. The
16. bill really should be heard in a committee before it is
17. acted upon by the full Senate, so I would urge that this motion
18. be defeated.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Lemke moves to discharge the Committee on Rules
21. from further consideration of House Bill 2652, have the bill
22. read a first time, placed on the Order of 2nd reading.
23. Those opposed vote...those in favor vote Aye. Those opposed
24. vote Nay. The voting is open. Have all those voted who wish?
25. Take the record. On that question the Ayes are 12, the Nays
26. are 28, 1 Voting Present. The motion fails. Senator Buzbee,
27. for what purpose do you arise?

28. SENATOR BUZBEE:

29. Parliamentary inquiry, Mr. President.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. State your point.

32. SENATOR BUZBEE:

33. Was that the bill that off track betting was in?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. No.

3. SENATOR BUZBEE:

4. Oh.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. House Bill 2738, Senator Shapiro. House Bill
7. 2753, Senator Vadalabene. Your time is running.

8. SENATOR VADALABENE:

9. Okay. Here's where the enlisted man goes to work.

10. House Bill 2753 is of immediate importance to both AFSCME
11. and the State of Illinois. House Bill 2753, as you may
12. know, all five of AFSCME...House Bill 2753 allows the provisions
13. of the contract to be carried out while continuing the authority
14. of the Civil Service Commission in the cases where a collective
15. bargaining agreement does not provide for arbitration.
16. The bill needs to be passed this year for the following reasons;
17. to comply as soon as possible with an opinion of the Attorney
18. General, to permit full implementation of the contracts and
19. to provide a cost saving for the State because under this
20. provision the union will be paying for half of the cost of the
21. arbitration while the Civil Service Commission pays
22. the full cost under the present system. House Bill 2753
23. has no opposition from the Governor's Office, the Department
24. of Personnel or the Civil Service Commission and I would say of
25. all the motions that are up here today, this is probably one of
26. the most important and I would appreciate a favorable vote.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Regner.

29. SENATOR REGNER:

30. First of all, I'd like to thank Senator Vadalabene for
31. giving a very good introduction and talk on why this is a bad
32. proposal and should be defeated. This is virtually the same as
33. 1773 which just went down a couple of minutes ago. One slight

1. difference, all this one has in it is the bad part of 1773.
2. It's a collective bargaining agreement...proposal and if we
3. do support this, we imply that we support collective bargaining
4. which we have not done in the past in this General Assembly
5. and what we do is we take away our appropriation authority
6. in determining how much money should be spent on salaries and
7. I would urge the defeat of this motion.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Vadalabene moves to discharge the Committee on
10. Rules from further consideration of House Bill 2753,
11. have the bill read a first time and advanced to the Order of
12. 2nd reading. Those in favor vote Aye. Those opposed
13. Nay. The voting is open. Have all those voted who wish?
14. Take the record. On that question the Ayes are 20, the
15. Nays are 23, 4 Voting Present. Motion fails. House Bill
16. 2770, Senator Sangmeister. House Bill 2772, Senator Knuppel.
17. SENATOR KNUPPEL:

18. I'm not going to call this motion for the reason that I
19. had an arrangement with Senator Sangmeister that this would
20. be held in Rules, so I'm not going to insist on my motion but
21. I am going to speak to the proposition now being reviewed by
22. the Republican staff as I understand it and there is and was
23. and continues to be...a letter of which I am having to
24. ...duplicated and distributed by the counsel for the banking
25. and...and loaning institutions of this State that they're not
26. fully satisfied that all questions have been answered by the
27. Joe Kujawinski case with respect to domestic rights
28. in marital property. And in any event, I switched my vote
29. at the closing second and I intend to file a motion to reconsider
30. Senator Sangmeister's bill if and...in...there is a consensus
31. with respect to the need for that legislation of Senator
32. Sangmeister. But I'll not call this bill, but I would want everybody
33. to start thinking about what Senator Sangmeister's bill does and

1. what it has to do, otherwise, we're going to have titles in the State
2. in personal property and otherwise and a confused situation because
3. of the new Marital or Domestic Problems Act.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. House Bill 2941, Senator Clewis.

6. SENATOR CLEWIS:

7. Members of the Senate, 2941, I would ask for a favorable
8. roll call on the basis that I've supported every motion to
9. discharge to this point and I think if all those members
10. would support my bill, which is a good bill, that I'll have
11. more than enough.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Harber Hall.

14. SENATOR HARBER HALL:

15. Oh, yes. Mr. President, this bill, first of all, is not
16. an emergency. These clerks are not in an elective posture this
17. year, so it comes as an increase while they are serving their
18. term. Secondly, it mandates increases for county expenses that
19. they have not planned for in all cases where they have not
20. already taxed the maximum level. Furthermore, we've already
21. indicated that the proposition of setting maximum salaries
22. may be a mistake to do anyway and I suggest it would be for the
23. clerks as well.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Clewis moves to discharge the Committee on Rules
26. from further consideration of House Bill 2941 and have the bill
27. read a first time and advanced to the Order of 2nd reading.
28. Those in favor vote Aye. Those opposed Nay. The voting is open.
29. ...all those voted who wish? Take the record. On that question
30. the Ayes are 23, the Nays are 22, 1 Voting Present. The motion
31. fails. House Bill 2951, Senator Lemke.

32. SENATOR LEMKE:

33. Representative Kornowicz asked me to file a motion on this

1. bill to discharge Rules. I think it's a bill that is an
2. emergency because...this bill generates five million dollars
3. for the school fund in this State which is in bad
4. needs of the money. So, I ask for a favorable vote.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Walsh.

7. SENATOR WALSH:

8. Mr. President and members of the Senate. This is not
9. the off track betting bill either, Senator Buzbee, however
10. this bill would create the Illinois Pull Tabs and Jar Games
11. Act and I think this bill, too, is one that requires considerable study
12. and I would hope Representative Kornowicz would introduce
13. it in January and I hope next spring that the House would
14. see fit to defeat it.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Lemke moves to discharge the Committee on Rules
17. from further consideration of House Bill 2951, have the bill
18. read a first time and placed on the Order of 2nd reading.
19. Those in favor vote Aye. Those opposed Nay. The voting is
20. open. ...all those voted who wish? Take the record. On that
21. question the Ayes are 13, the Nays are 29, 1 Voting Present.
22. The motion fails. House Bill 3014, Senator Harber Hall.

23. SENATOR HARBER HALL:

24. Mr. President, would I have leave of the Body to consider
25. House Bill 3014, 3015 and 3016 on the same motion?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Leave is granted.

28. SENATOR HARBER HALL:

29. Mr. President and fellow Senators. These three bills were
30. Audit Commission bills developed by former State Senator Mike Brady
31. and former State Senator Frederick. They are good bills. They
32. were inadvertently not called in Rules Committee not knowing
33. the importance of them. The first two bills would save the State

1. about twenty thousand dollars a year in...by eliminating
2. unneeded audits. The other one is...sets a permanent system
3. for transfer of State employees from one agency to the other.
4. They're...they're all three good bills and I believe Senator
5. Vadalabene would have a good word for them.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Rock.

8. SENATOR ROCK:
9. I am apparently the designated hitter on these three, too.
10. It just seems to me that the Audit Commission meets on a monthly
11. basis and these bills can well be considered in January
12. along with a number of other super recommendations I know
13. that commission will have. I would urge a No vote.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Harber Hall moves to discharge the Committee on
16. Rules from further consideration of House Bill 3014, have
17. the bill read a first time, placed on the Order of 2nd reading.
18. Those in favor vote Aye. Those opposed Nay. The voting is
19. open. Have all those voted who wish? Take the record. On that
20. question the Ayes are 5, the Nays are 38, 3 Voting Present.
21. The motion fails. House Bill...House Bill 3015. Senator...
22. roll call. The roll call was on all three bills as leave was
23. given. House Bill 3038, Senator Lemke.

24. SENATOR LEMKE:
25. House...House Bill...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Just...just a moment, Senator Lemke.

28. SENATOR LEMKE:
29. House...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Grotberg, for what purpose do you arise?

32. SENATOR GROTBORG:
33. I wonder if a motion is order...is in order to take the last

1. roll call and apply it to all the bills left on the Calendar,
2. we can get on with the business. If so, I would make such
3. a motion.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. We'll discuss that after we're through with this Order
6. of Business. Senator Lemke.

7. SENATOR LEMKE:

8. House Bill 3038 is a bill that was requested by the House
9. Veterans and Registration Committee Chairman Larry DiPrima
10. and also personally by Representative Oral Jacobs and
11. Representative Monroe Finn. They needed this bill for their
12. election and I ask for its adoption.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Walsh.

15. SENATOR WALSH:

16. I sure hate to rise to oppose something that Representative
17. DiPrima is in favor of. But this bill is...is virtually...
18. are you sure...this bill is virtually identical to House
19. Bill 2652 which was just defeated and I urge a No vote.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Lemke moves to discharge the Committee on Rules
22. from House Bill 3038 from further consideration and have
23. the bill read a first time, advanced to the Order of 2nd reading.
24. Those in favor vote Aye. Those opposed Nay. The voting is open.
25. Have all those voted who wish? Take the record. House Bill
26. 3057...just...motion fails. On that question the Ayes are
27. 12, the Nays are 34, 1 Voting Present. The motion fails.
28. House Bill 3057, Senator Newhouse.

29. SENATOR NEWHOUSE:

30. Thank you, Mr. President, Senators. This is...this is the
31. bill that sort of fell through the cracks and never was
32. heard in Rules and I plead mia culpa but it's a serious bill.
33. It's a bill that has to do with accessibility to State facilities
34. by handicapped persons. And it came as a result of a report of the

1. Auditor General which showed that the leased and rental
2. properties utilized by the State were ninety percent
3. deficient in accessibility to handicapped persons.
4. And if there is...this is a meritorious bill and I recognize
5. that it's late both in the Session and in the day. But
6. I would ask for a favorable roll call on it.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Regner. ...Regner.

9. SENATOR REGNER:

10. Mr. President and members of the Senate. I rise in
11. opposition to this motion. I'm certainly not against
12. any program to help the handicapped. I've sponsored several
13. pieces of legislation in the past myself. However, this is
14. an entirely new concept. It's late in the Session to be
15. considering on the Floor...on the Floor rather than in committee
16. where it should be discussed and the entire program laid out
17. and there is a cost factor of a minimum of a hundred and
18. twenty-five thousand which is unbudgeted monies and I would
19. urge a No vote.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Newhouse moves to discharge the Committee on
22. Rules from further consideration of House Bill 3057 and
23. have the bill read a first time and placed on the Order of
24. 2nd reading. Those in favor vote Aye. Those opposed No.
25. The voting is open. Have all those voted who wish?
26. Take the record. On that question the Ayes are 27, the Nays
27. are 19, 3 Voting Present. The motion fails. House Bill 3117,
28. Senator Clewis.

29. SENATOR CLEWIS:

30. Mr. Chairman, members of the Senate. House Bill 3117
31. provides for closure of a demolition lien by a local government,
32. extinguish all delinquent taxes and charges against that property
33. except that the owner at the time of such foreclosure is not
relieved of any liability thereafter. Prohibits such owner

1. and all persons...and entities related to the affiliate
2. with such owner from reacquiring any right, title or interest
3. of such property. Gentlemen, the Corporation Council
4. of the City of Chicago is very interested in this bill.
5. It is of an emergency nature and if I haven't...thirty people
6. by now, I'll eat my hat.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Grotberg.

9. SENATOR GROTBORG:

10. Thank you. I am the designated hitter on this gem.
11. All it does is it takes the taxpayer off the hook no matter
12. how long he's waited and no matter how long he's delinquent.
13. It wipes out his tax bill. It does hold him responsible, but
14. if he's been responsible that many years, I'm sure he'll be
15. that responsible for the rest of his normal life and it will
16. probably cost the law enforcement people three times as
17. much to catch him. I would suggest that this thing die where
18. it was born, right here.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Clewis moves to discharge the Committee on Rules
21. from further consideration of House Bill 3117 and have the bill
22. read a first time and placed on the Order of 2nd reading. Those
23. in favor vote Aye. Those opposed Nay. The voting is open.
24. Have all those voted who wish? Take the record. On that
25. question the Ayes are 16, the Nays are 32, 2 Voting Present.
26. Motion fails. House Bill 3131, Senator Vadalabene.

27. SENATOR VADALABENE:

28. I'm going to yield to Senator Coffey.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. You just yielded and struck out. House Bill 3132,
31. Senator Lemke.

32. SENATOR LEMKE:

33. House Bill 3132 was asked by the senior citizens in
Springfield to vote for this...to have this bill out. What this

1. bill does is corrects an injustice that we, in the General
2. Assembly, imposed upon some of our senior citizens during the
3. last Session. In an attempt to get pickup trucks and vans
4. who are abusing and intended provisions...recreational vehicle
5. licenses, we inadvertently included the pure recreational
6. trailer. Many of these recreational trailer owners are retired
7. people who are at least of all able to pay this increased
8. fee. This would return the fee back to its original
9. basis for recreational vehicles but still take care of the
10. pickup trucks. This, in effect, is what we call a
11. recreational vehicle circuit breaker for our senior citizens.
12. I ask the...for favorable vote 'cause they need this relief
13. now.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Coffey.

16. SENATOR COFFEY:

17. Mr. President and members of the Senate. I...I think
18. I have the same bill and I don't really read that bill the
19. same as it's been explained. I think the bill...the concept
20. is good. It needs some study. It...was a subcommittee
21. assigned to study this bill further. It's not going to
22. hurt the senior citizens as the bill that now...now is
23. drafted. This bill is not going to assist the senior citizens
24. and I would ask you to oppose this bill on the basis
25. it needs further study and there's plenty of time next...next
26. year to study this bill. Ask for a No vote.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Lemke moves to discharge the Committee on Rules
29. from further consideration of House Bill 3132 and have the
30. bill read a first time, placed on the Order of 2nd reading.
31. Those in favor vote Aye. Those opposed Nay. The voting is
32. open. ...all those voted who wish? Take the record.
33. On that question the Ayes are 15, the Nays are 27, 2 Voting
Present. The motion fails. House Bill 3147, Senator Knuppel.

1. SENATOR KNUPPEL:

2. Mr. President, House Bill...is a bill designed to provide
3. tax benefits for those people who would otherwise
4. clear forest land so that we may maintain recreational
5. areas. And it is an emergency. Each year a hundred thousand
6. acres of forest land disappear in the State of Illinois.
7. People with the high price of land for farming purposes
8. are tearing out the forest and the timber everywhere they
9. can, placing every acre in cultivation and to postpone
10. this bill for an additional year only means that there will be
11. at least another hundred thousand, maybe, that would be part of
12. that anyway. Forest land provides a great deal of oxygen
13. which is one of the needs and one of the problems, of course,
14. in southern California where we have a great many automobiles
15. and you don't have enough vegetation, automobiles and other
16. sources use up your oxygen and it's not restored into the air.
17. Forest land does provide that additional service. I think this
18. bill should be discharged. It's not the kind of a bill that
19. requires a committee hearing and it would be a bill that would
20. be beneficial to the citizens of the State of Illinois.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Mitchler.

23. SENATOR MITCHLER:

24. Mr. President and members of the Senate. This is an entirely
25. new Act. It actually creates the Forest Land Incentives Act
26. in the Department of Conservation. There was a very
27. significant House amendment put on this bill after it was
28. first introduced. It does not really have the research
29. that is necessary for a...an Act of this type. If it was
30. held in committee and studied, it would receive many
31. amendments in this Body in addition to the significant
32. amendment in the House. This can be held over because
33. the Department of Conservation couldn't even begin to
implement this until about two years from now so we can hold this

1. over and talk about it next Session, so I would move that
2. the motion would be defeated.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Knuppel moves to discharge the Committee on
5. Rules from further consideration of House Bill 3147,
6. have the bill read a first time, placed on the Order of
7. 2nd reading. Those in favor vote Aye. Those opposed
8. Nay. Have all those voted who wish? Take the record. On
9. that question the Ayes are 15, the Nays are 21, 3 Voting
10. Present. Motion fails. Senator Vadalabene, for what...what
11. purpose do you arise?

12. SENATOR VADALABENE:

13. Yes, I just found some important information that Senator
14. Charlie Chew had given to me that those of you who have
15. leather on your seats, if you turn them around, they're cloth
16. and it will be easier on your...on your you know. On your
17. pants.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. House Bill 3205, Senator Newhouse.

20. SENATOR NEWHOUSE:

21. Well...I think these bills have been debated and everybody
22. knows that they're all about. I've been alerted that there
23. may be some problems with them and I'd ask for a favorable
24. roll call, but I'll take what I can get.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Grotberg.

27. SENATOR GROTBORG:

28. Well, thank you, Mr. President. I think Senator Newhouse
29. said it so ably. All this does is creates two hundred and
30. seventy new jobs in Public Aid at the annual cost of three
31. million four hundred ninety-six thousand seven hundred and
32. forty-one dollars before they do anything and then all they're
33. going to do is create paper.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Newhouse moves to discharge the Committee on
3. Rules from further consideration of House Bill 3205, have
4. the bill read a first time and placed on the Order of
5. 2nd reading. Those in favor vote Aye. Those opposed Nay.
6. The voting is open. Senator Newhouse, for what purpose
7. do you arise?

8. SENATOR NEWHOUSE:

9. I want to make a closing argument.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. You're not allowed. Senator, you're out of order.
12. ...voted who wish? Take the record. On that question the
13. Ayes are 21, the Nays are 23, 3 Voting Present. Motion
14. fails.

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End of reel.

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1. House Bill 3269. Senator Glass. House Bill or Senate
2. Resolution 365, Senator Mitchler. Senator Mitchler. Senate
3. Resolution 401, Senator Mitchler. Senate Resolution 407,
4. Senator Glass. The Senate will stand...the Senate will stand
5. at ease.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Hynes.

8. SENATOR HYNES:

9. Mr. President and members of the Senate. I believe the
10. hour of recess has...has arrived. We've discussed the matter.
11. I think we've had a productive day today. There are a number
12. of things that...that need to be worked out today in the
13. Appropriations I Committee needs an hour or two to have a...a
14. meeting to consider appropriation bills that just have arrived
15. from the House and, frankly, I think from a personal point
16. of view a recess would be a good idea because I was trying to
17. vote for that last bill of Senator Newhouse's and I couldn't
18. understand why my button wasn't working. I was pushing the
19. button that rings the bell to call people to the Floor so
20. at least from a personal point of view I think a recess is in
21. order but, in any event, I would like to announce, therefore,
22. that Appropriations I will meet in Room 212 at 4:45 to consider
23. House Bill 2730, House Bill 2885, House Bill 3062, House Bill
24. 3067, House Bill 3197, House Bill 3237. These...the rules...
25. the Six Day Notice Requirement has been waived but simply to
26. alert the membership we are again reading the numbers of those
27. bills that have come over from the House. In addition they will
28. hear the three or four bills that have been...that were held over
29. from the last meeting so I...if there are no announcements I
30. would move that the Senate stand in recess subject to the call of
31. the Chair and when we return it will be for the purpose of
32. receiving Committee Reports from Appropriations I. The Session
33. tomorrow will begin at 11:00 a.m. and we will be in Session

1. tomorrow and on Sunday. The hour on Sunday is not yet determined
2. but 11:00 a.m. tomorrow morning for Session.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. If no further business or announcements the Senate will
5. stand in recess until the call of the Chair.

6. (RECESS)

7. (AFTER RECESS)

8. PRESIDENT:

9. The Senate will please come to order. Committee Reports.

10. ACTING SECRETARY: (MR. FERNANDES)

11. Senator Carroll, the Chairman of the Committee on Appropriations
12. I reports House Bill 2863 with the recommendation the bill Do Pass.

13. House Bills No. 2730, 2885, 3062, 3197 and 3237 with the
14. recommendation the bills Do Pass as Amended.

15. PRESIDENT:

16. Resolutions.

17. ACTING SECRETARY: (MR. FERNANDES)

18. Resolution 449 offered by Senators Rhoads, Rock and Hynes and
19. it's congratulatory.

20. PRESIDENT:

21. Consent Calendar. Senator Shapiro moves that the Senate
22. stand adjourned until 11:00 a.m. tomorrow morning. The Senate
23. will be adjourned until 11:00 a.m. tomorrow morning.

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