

80TH GENERAL ASSEMBLY

GENERAL ASSEMBLY

JUNE 27, 1978

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senate will come to order. Prayer by Father Eugene Bungae,

3. St. Joseph Church, Prairie du Rocher, Illinois, will the guests in

4. are gallery please rise.

5. FATHER BUNGAE:

6. (Prayer by Father Bungae)

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Johns.

9. SENATOR JOHNS:

10. Thank you Mr. President, I move that reading and approval

11. of the Journals of Tuesday, June the 20th, Wednesday, June the 21st,

12. Thursday, June the 22nd, Friday, June the 23rd, Saturday, June the

13. 24th, Sunday, June the 25th and Monday, June the 26th and the year

14. 1978 be postponed pending the arrival of the printed journals.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Heard the motion those in favor indicate by...saying aye.

17. Those opposed. The ayes have it. Motion carries. Resolutions.

18. SECRETARY:

19. Senator Resolution 451 offered by Senators Maragos, Hynes

20. and all members it's congratulatory. Senate Resolution 452

21. offered by Senator Harber Hall and Rhoads and it's congratulatory.

22. Senator Resolution 453 offered by Senator Rupp, Rhoads and

23. Harber Hall and it's congratulatory. Senate Resolution 454

24. offered by Senator Mitchler and all Senators and it's congratulatory.

25. Senator Resolution 455 offered by Senator Maragos, Berman, Hynes

26. and all Senators and it's congratulatory. Senate Resolution 456

27. offered by Senator Leonard, it's congratulatory. Senate

28. Resolution 457 offered by Senator Mitchler, it's congratulatory.

29. Senate Resolution 458 offered by Senators Rock, Hynes and all

30. Senators and it's congratulatory. Senate Resolution 459

31. offered by Senators Philip, Bowers, Graham, Mitchler and

32. Rhoads and it's congratulatory.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Consent Calendar. Senate will stand at ease. Resolutions.

1. SECRETARY:

2. Senate Joint Resolution 102 offered by Senators Sangmeister,  
3. Rhoads and Regner.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Executive. House Bill 2984, read the Bill, Mr. Secretary.  
6. House Bills on 3rd reading.

7. SECRETARY:

8. House Bill 2984.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator McMillan.

13. SENATOR McMILLAN:

14. This is the...appropriation bill for the Department of  
15. Mines and Minerals and for the Department of Conservation. It's  
16. for a grant total of ninety million, two hundred forty-two  
17. thousand dollars. I seek a favorable roll call.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there discussion? Question is shall House Bill 2984  
20. pass. Those in favor vote Aye. Those opposed Nay. The voting  
21. is open. Have all those voted who wish? Have all those voted who  
22. wish? Take the record. On that...question is...fifty-one Ayes,  
23. no Nays. House Bill 2984 having...received the constitutional  
24. majority is declared passed. Senator Hickey. House Bill 2635.  
25. Senator Davidson. Senator McMillan, are you prepared to...  
26. deal with 2989 and bring it back to the Order of 2nd reading  
27. for the purpose of amendment?

28. SENATOR McMILLAN:

29. 2989 is that the appropriations for EPA...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. ...Yes...

32. SENATOR McMILLAN:

33. ...I am...

34. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. ...Pollution Control Board, yes...
2. SENATOR MCMILLAN:
3. Yes. Yes.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Do we have leave to return to the order of second
6. reading for the purpose of amendment as to House Bill 2989?
7. Leave is granted. Bill is on second reading, Senator McMillan.
8. SENATOR MCMILLAN:
9. I believe there's an amendment that...Senator Regner or
10. Senator Sommer has on that.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Well, I think Senator Carroll.
13. SENATOR MCMILLAN:
14. Alright, Senator Carroll.
15. SECRETARY:
16. Amendment No. 7 offered by Senator Bloom.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Just a moment. Senator Carroll.
19. SENATOR CARROLL:
20. Either way you want to go we have...one up there too and we
21. also have to table a prior one. Do you want to go with Bloom's
22. first or you want us to straighten out first?
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Well, yeah.
25. SENATOR CARROLL:
26. We'll offer that.
27. SECRETARY:
28. Senate...Senator Carroll I have two amendments and I had one
29. from Senator Bloom and...then I now...I now...
30. SENATOR CARROLL:
31. ...I'll take Sommers.
32. SECRETARY:
33. ...have another one from Senator Bloom which is identical

1. and then I have one from Senator Sommers.
2. SENATOR CARROLL:
3. I'll handle Sommers.
4. SECRETARY:
5. Okay...okay then amendment...
6. SENATOR CARROLL:
7. ...First...first, Mr. President, I would move having
8. voted on the prevailing side to reconsider the vote by which
9. Amendment No. 6 had been adopted so that we can Table Amend-
10. ment No. 6.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. You've heard the motion those in favor indicate by saying
13. aye. Those opposed. The ayes have it...the matter is reconsidered.
14. Senator Carroll now moves to table Amendment No. 6 to House
15. Bill 2989 those in favor indicate by saying aye. Those opposed.
16. The ayes have it Amendment No. 6 is Tabled.
17. SECRETARY:
18. Amendment No. 7 offered by Senator Sommer.
19. SENATOR CARROLL:
20. On behalf of Senator Sommer, Mr. President, this would restore
21. some monies in the area of public water supplies, air pollution
22. and water pollution, a total of a hundred and twenty-four
23. thousand, seven hundred of General Revenue dollars, what had
24. happened was that while we felt that EPA was not performing
25. at a Statewide function, we had been advised by the Director that
26. if we went below certain General Revenue levels we would lose
27. all federal dollars. We found that Ohio had cut them in half
28. about three years ago and the feds disallowed Ohio. They
29. appealed that process and were successful in that appeal
30. getting back the money from the feds. In the meantime they had
31. to raise their general revenue level to pay for those programs.
32. during those three years and when they were put back in to
33. the program they now had to keep that new and higher level

1. so, in fact, they had bitten off their nose to spite their face.
2. Deciding not to go that route we have found other areas of
3. savings that would move to restore the General Revenue provisions
4. in these three accounts, I would move adoption of Amendment No. 7.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Is there discussion? Question is shall amendment No. 7 to
7. House Bill 2989 be adopted. Those in favor indicate by saying aye.
8. Those opposed. The ayes have it. Amendment No. 7 is adopted.
9. Are there further amendments?
10. SECRETARY:
11. Amendment No. 8 offered by Senator Bloom.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Bloom.
14. SENATOR BLOOM:
15. Thank you Mr. President, this would add 2.6 million to
16. Illinois anti-pollution bond fund...we'd like...
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. ...Just a moment, Senator Bloom we're going to have to
19. turn up your microphone.
20. SENATOR BLOOM:
21. ...Okay...
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. you've been accused of mumbling.
24. SENATOR BLOOM:
25. ...thus it adds 2.6 million to the Illinois anti-pollution
26. bond fund. We have two small communities that have been middled
27. between the U.S. EPA and State EPA and this is for sewage treat-
28. ment, Wyoming and Abingdon.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Is there discussion? Senator Carroll.
31. SENATOR CARROLL:
32. I don't like to oppose the project but Senator Bloom may
33. have mumbled a little bit. It's about 2.7 million dollars in

1. anti-pollution bond funds. Senator Bloom, is this in the
2. budget?
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Bloom.
5. SENATOR BLOOM:
6. No they...they all are...reappropriations. This would be new money.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Carroll.
9. SENATOR CARROLL:
10. Not only does he mumble, he double talks. Is this a reappropriation
11. or new money or is it in the budget?
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Bloom.
14. SENATOR BLOOM:
15. New money, not in the budget.
16. PRESIDING OFFICER: (SENATOR CARROLL)
17. Senator Carroll.
18. SENATOR CARROLL:
19. Have you gotten the approval of the Governor or of Dr.
20. Mandeville, the acting Governor...for this project?
21. SENATOR BLOOM:
22. No. Zale Glauberman.
23. PRESIDING OFFICER:
24. Senator Carroll.
25. SENATOR CARROLL:
26. Well Glauberman hasn't talked to our side of the aisle
27. about this one that I know of and Carter seems to be tossing his
28. hands up in the air. I don't know if we want to go over the
29. Governor's budget on this or not...I don't think it's a good idea.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Mitchler.
32. SENATOR MITCHLER:
33. Well this...Mr. President, members of the Senate, this attracts

1. me because what Senator Bloom is attempting to do is to get  
2. some money appropriated out of the Anti-pollution Bond Act  
3. of 1970 which the people authorized an expenditure of up  
4. to seven hundred and fifty million dollars. That is off to a  
5. very slow start. It's a very worthwhile program and it's by  
6. referendum of the people of the entire State of Illinois  
7. that these projects go through. Now of course there evaluated  
8. by the Environmental Protection Agency and to determine if  
9. they're ready to go and ready to move. It's a tri-party fund-  
10. ing Federal, State and local participation and if Senator  
11. Bloom has a...a unit that he feels is ready to go in  
12. conformity with the mandate of the people by referendum,  
13. I think that it should be put into action by this General  
14. Assembly and then if the Environmental Protection Agency or  
15. the office of the Governor or any other code department can  
16. find a reason that it's not ready to move outside of the  
17. financing, I'm not worried about the financing. That was  
18. approved by the people but if there's some reason that it's  
19. not ready to go then they, of course, can delay it or take  
20. the necessary action, but this was approved by the people  
21. and Senator Bloom, you are perfectly within your...represent-  
22. ing the people of your district or this area in putting this  
23. in and...this should be added and it should be up then to  
24. the determination of the Executive Branch of Government  
25. whether it can be implemented. But the people have spoken  
26. and they want this sewage treatment cleaned up and this is  
27. the best way to do it by treating the greatest polluter...  
28. pollution of our rivers and streams and that's inadequate  
29. treatment of sewage.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Bloom may close.

32. SENATOR BLOOM:

33. Well, briefly these communities are like a lot of small

1. communities in...in the State and that is the Illinois EPA
2. says try for your federal dollars and the grant procedures
3. are set up for paper work for communities of fifty, sixty
4. thousand people and...these communities get lost in the
5. paper work and the State EPA has encouraged them to do this
6. and instead it's a lot easier to get the State anti-pollution
7. bond money and I'd urge your support on this roll call, I'd
8. ask for roll call.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Quest...question is shall Amendment No. 8 to House
11. Bill 2989 be adopted? Those in favor indicate by saying aye.
12. Those opposed. The ayes have it, the Amendment No. 8 adopted.
13. Are there further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Third reading. House Bill 2818, Senator Hickey. Read the
18. bill Mr. Secretary.

19. SECRETARY:

House Bill 2818.

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

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Hickey.

23. SENATOR HICKEY:

24. Thank you Mr. President, this is simply a small clean-up
25. job on the Public Community College Act that substitutes...that
26. takes out full fare cash value which is now out of date and
27. inserts equalized assessed in about four or five places, I
28. ask for a favorable roll call.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? Is there discussion? The question
31. is shall House Bill 2818 pass? Those in favor vote aye. Those
32. opposed nay. The voting is open. Have all those voted who
33. wish? Have all those voted who wish? Take the record. On



1. that question the ayes are fifty-one, the nays are none,
2. House Bill 2818 having received the constitutional majority
3. is declared passed. House Bill 2989. Read the bill, Mr.
4. Secretary.
5. SECRETARY:  
House Bill 2989.
6. (Secretary reads title of bill)  
3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator McMillan.
9. SENATOR MCMILLAN:
10. This is the bill that we just amended and I would seek
11. a favorable roll call.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Is there discussion? Senator Demuzio.
14. SENATOR DEMUZIO:
15. I have a question of the sponsor. How much is it now?
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator McMillan.
18. SENATOR MCMILLAN:
19. I would yield on that question to Senator Sommer or
20. Senator Regner or Senator Carroll.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Well, who do you want to yield to...which one...
23. SENATOR MCMILLAN:
24. Senator Regner.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Regner.
27. SENATOR REGNER:
28. What was the question?
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator McMillan.
31. SENATOR MCMILLAN:
32. ...What is the total appropriation now, as this bill has
33. been amended?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Do we have a response? Senator Regner.

3. SENATOR REGNER:

4. Right in the general area of three hundred and forty-six  
5. million dollars.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Alright. Senator Demuzio. Alright, the question is...  
8. question is shall House Bill 2989 pass? Those in favor  
9. vote aye. Those opposed nay. The voting is open. Have all  
10. those voted who wish? Have all those voted who wish? Take  
11. the record. On that question the ayes are forty-eight, the  
12. nays are two, House Bill 2989 having received the constitu-  
13. tional majority is declared passed. We're going to proceed  
14. to the order of third reading for the purpose of pulling  
15. several bills back to the order of second reading for  
16. the purpose of amendment. On that list first we have 2632,  
17. Senator Rock. House Bill 2757, Senator Glass...Senator  
18. Glass-Davidson. Do we have leave to return to the order  
19. of second reading for the purpose of amendment? Leave  
20. is granted. Bill is on second reading, Senator Glass.

21. SENATOR GLASS:

22. Thank you Mr. President, I would like to offer the  
23. amendment that was placed on the desks...Secretary's desk  
24. yesterday and...also described by me yesterday and get it on  
25. this bill even though the Body has, in fact, passed another  
26. school aid bill and...I therefor move adoption of the  
27. amendment...I...I ask for leave to...to return it to  
28. second reading...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. ...We've already had that leave, Senator...

31. SENATOR GLASS:

32. I...I move for adoption of the amendment.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

34. Is there discussion?

1. Is there discussion? Senator Berman...Senator Berman.

2. SENATOR BERMAN:

3. Thank you Mr. President, I rise in opposition to this  
4. amendment. Yesterday we passed...yesterday we passed out a...  
5. revised School Aid Formula Bill. I think that all that can  
6. happen by...injecting this amendment into this bill at this  
7. time is just adding confusion to a situation, I would urge  
8. a no vote on the amendment.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there...further discussion? Is there further discussion?  
11. Senator Glass may close.

12. SENATOR GLASS:

13. Thank you Mr. President, Ladies and Gentlemen I did go  
14. through the...the elements of this amendment yesterday the...  
15. the bill that Senator Berman spoke about was passed out.  
16. Senator Buzbee's bill, it's over in the House...I don't believe  
17. the House has acted on it yet, I think this bill at least  
18. should be put in the shape the sponsor wishes. This amend-  
19. ment was approved by the House sponsor Representative  
20. Hoffman. It makes some changes that are consistent with  
21. the school problems Commission, I have made a print out  
22. or at least a partial print out available to those who are  
23. interested and I would appreciate having this amendment  
24. adopted and therefore request an aye vote.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Question is shall Amendment No. 1 to House Bill 2757 be  
27. adopted. Those in favor indicate by saying Aye. Those opposed  
28. No. Opinion of the Chair...there is a request for a roll call...  
29. roll call will be taken. On that question...those in favor  
30. of the adoption of Amendment No. 1 to House Bill 2757 indicate  
31. by voting Aye. Those opposed Nay. The voting is open. Have  
32. all those voted who wish? Have all those voted who wish?  
33. Have all those voted who wish? Take the record. On that

1. question the Ayes are 24 the Nays are 28, amendment No. 1
2. fails. Are there further amendments?
3. SECRETARY:
4. No further amendments.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Third reading. House Bill 2987, Senator Davidson. Request
7. leave to return to the Order of second reading for the purpose
8. of amendment. Is leave granted? 2987, leave is granted. The bill
9. is on second reading, Senator Davidson.
10. SENATOR DAVIDSON:
11. Who has the amendment?
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Carroll...as to House Bill 2987, is there an
14. amendment?
15. SECRETARY:
16. Amendment No. 5 offered by Senator Regner.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Regner.
19. SENATOR REGNER:
20. Okay, this amendment adds a hundred and sixty thousand
21. dollars to Administrative Services bill is for the...
22. purpose of purchasing reinsurance for the auto liability.
23. This is left out of the budget. It's a hundred and sixty thousand
24. dollars and its to cover any claims or cases that are over
25. two million dollars. Right now the division is just appropriating
26. enough money to make the paybacks on small claims but if there is
27. a large claim against the State we have no coverage for and
28. I move its adoption.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Carroll.
31. SENATOR CARROLL:
32. That's a good idea.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Question is, shall Amendment  
2. No. 5 to House Bill 2987 be adopted? Those in favor indicate  
3. by saying Aye. Those opposed. The Ayes have. Amendment No.  
4. 5 is adopted. Are there further amendments?

5. SECRETARY:

6. Amendment No. 6 offered by Senator Regner.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Regner.

9. SENATOR REGNER:

10. Mr. Secretary, is this the one in the third line that  
11. has one million five hundred and two nine hundred?

12. SECRETARY:

13. Right.

14. SENATOR REGNER:

15. Okay. What this amendment does it adds two jobs back  
16. in for the forms management position. This is a bill that...  
17. passed the...to take care of a bill that passed about three  
18. or four days ago...that's twenty-eight thousand seven hundred.  
19. It offers a...two people...two workmen's comp employees  
20. for the Office of Fiscal Management. It's estimated for  
21. each one of these employees handling State workmen's comp  
22. claim, we'll save about a hundred thousand dollars. Total  
23. on that is fifteen thousand one hundred ninety dollars and  
24. it provides the phase in and it adds one information  
25. systems executive of twenty-three thousand four hundred and  
26. I move its adoption.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Carroll.

29. SENATOR CARROLL:

30. This one's a bad idea.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Question is, shall Amendment  
33. No. 6 to House Bill 2987 be adopted. Those in favor indicate

1. by say...there is a request for a roll call...will...roll call  
2. will be taken. Those in favor of Amendment No. 6 to House  
3. Bill 2987 vote aye. Those opposed vote nay. The voting is  
4. open. Have all those voted who wish? Have all those voted  
5. who wish? Take the record. On that question the ayes are  
6. twenty-five, the nays are twenty-seven, amendment No. 6 fails.  
7. Are there further amendments?  
8. SECRETARY:  
9. Amendment No. 7 offered by Senator Regner.  
10. PRESIDING OFFICER: (SENATOR DONNEWALD)  
11. Senator Regner.  
12. SENATOR REGNER:  
13. Mr. President, members this adds three hundred sixty-four  
14. thousand two hundred and eighty-one dollar total for the...  
15. armory maintenance in Geneva and some other additions and we  
16. do have a letter from the Bureau of the Budget that this is  
17. money supported by them and I move the adoption.  
18. PRESIDING OFFICER: (SENATOR DONNEWALD)  
19. Senator Regner.  
20. SENATOR REGNER:  
21. ...Why dont we withdraw this. we're getting the letter  
22. now. I thought we had it already and we'll just hold this bill  
23. where it is right now.  
24. PRESIDING OFFICER: (SENATOR DONNEWALD)  
25. The bill will remain on second reading. House Bill 3062  
26. on the order of third reading, Senator Hall, Kenneth. Request  
27. that the bill return...be returned to the order of second  
28. reading for the purpose of amendment. Do we have leave?  
29. Leave is granted. Senator Kenneth Hall.  
30. SECRETARY:  
31. Amendment No. ...3 offered by Senator Regner.  
32. PRESIDING OFFICER: (SENATOR DONNEWALD)  
33. Senator Regner...Senator Regner.

1. SENATOR REGNER:
2.       Okay, this amendment changes it to...changes to the
3. IEC, the Illinois Energy Council and I move its adoption.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5.       Is there further discussion? The question is shall
6. Amendment No. 3 to House Bill 3062 be adopted. Those
7. in favor indicate by saying Aye. Those opposed. The
8. Ayes have it, Amendment No. 3 is adopted. Are there
9. further amendments?
10. SECRETARY:
11.       No further amendments. Amendment No. 4 offered by...
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13.       There are further amendments. Yes.
14. SECRETARY:
15.       Amendment No. 4 offered by Senator Regner.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17.       Senator Regner.
18. SECRETARY:
19.       Same...same...same....
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21.       Amendment No. 4 is withdrawn. Are there further amend-
22. ments?
23. SECRETARY:
24.       No further amendments.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26.       3rd reading. House Bill 3069, Senator Egan. House
27. Bill 3108, Senator Roe. Do we have leave to return to
28. the Order of 2nd reading for the purpose of amendment?
29. Leave is granted. The bill is on 2nd reading. Senator
30. Roe.
31. SENATOR ROE:
32.       Mr. President, Senator Carroll wishes to Table Amend-
33. ment No. 1.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Somewhere around here I have...I would move to...

5. having voted on the prevailing side, I move to Table

6. Amendment No. 1. This dealt with the recreational

7. vehicles on public streets. We have a substitute

8. amendment that we think clears up some of the problems

9. of some of the members. I would move to Table...I move

10. to reconsider the vote by which Amendment No. 1 was

11. adopted...

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Heard the motion. Those in favor indicate by saying

14. Aye. Those opposed. The Ayes have it. Amendment No. 1

15. is being reconsidered. The motion now is to Table Amend-

16. ment No. 1. Those in favor indicate by saying Aye. Those

17. opposed Nay. The Ayes have it. Amendment No. 1 is Tabled.

18. Are there further amendments?

19. SECRETARY:

20. Amendment No. 2 offered by Senator Egan. Section 1.24,

21. the sum of ninety-five thousand for appropriation to Illinois

22. Public Employees Pension Laws Commission. Oh, wait a minute.

23. Okay. Amendment No. 2 offered by Senator Carroll.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of

28. the Senate. This substitute amendment would save at...

29. the restriction would be in urban areas. That answered

30. some of the problems from the Motor Vehicle Laws Commission. And

31. I would move adoption of Amendment No. 2.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

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



1. to House Bill 3108 be adopted. Those in favor indicate by  
2. saying Aye. Those opposed Nay. The Ayes have it. Amendment  
3. No. 2 is adopted. Are there further amendments?  
4. SECRETARY:  
5. No further amendments.  
6. PRESIDING OFFICER: (SENATOR DONNEWALD)  
7. 3rd reading. House Bill 3160, Senator Lane. Senator  
8. Lane, you wish to recall the bill? Senator Lane moves that  
9. the House Bill 3160 be returned to the Order of 2nd reading  
10. for the purpose of amendment. Do we have leave? Leave is  
11. granted. The bill is on 2nd reading.  
12. SECRETARY:  
13. Amendment No. 1 offered by Senator Kenneth Hall.  
14. PRESIDING OFFICER: (SENATOR DONNEWALD)  
15. Senator Kenneth Hall. The bill will remain on 2nd  
16. reading. All right, the bill...take it out of the record.  
17. House Bill 3233, Senator Grotberg. House Bill 3237, Senator  
18. Shapiro. House Bill 3259, Senator Savickas. House Bill  
19. 3276, Senator Coffey. House Bill 3370, Senator Maragos.  
20. You wish the bill to be returned to the Order of 2nd  
21. reading for the purpose of amendment? Will the members  
22. please break up the caucuses. Will the members also please  
23. be in their proper chairs. Senator Maragos. All right.  
24. Do we have leave to return to the Order of 2nd reading  
25. for the purpose of amendment? Leave is granted. The bill  
26. is on 2nd reading.  
27. SECRETARY:  
28. Amendment No. 1 offered by Senator Carroll.  
29. PRESIDING OFFICER: (SENATOR DONNEWALD)  
30. Senator Carroll.  
31. SENATOR CARROLL:  
32. Thank you, Mr. President and Ladies and Gentlemen of  
33. the Senate. When we were dealing with the Court of Claims

1. Bill a few days ago, we indicated there was the fourth or  
2. fifth list, whichever one this is, and this is the list  
3. of those additional claims that have been signed off by  
4. the judge since, excuse me, since we passed the Court of  
5. Claims Awards Bill, so we would like to amend it into  
6. this Court of Claim award and I would move adoption of  
7. Amendment No. 1. Hold it. Oh, let me reexplain that.  
8. Do we have both up there? Let's take this out of the  
9. record for now.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Take it out of the record. House Bill 3374, Senator  
12. Schaffer. Do we have leave to return to the Order of  
13. 2nd reading for the purpose of amendment? Leave is  
14. granted. Those on...2nd reading.

15. SECRETARY:

16. 3374...Amendment...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Hold the bill. Take it out of the record. House  
19. Bill 3395, Senator Lemke. House Bill 3160. Do we have  
20. leave to return to the Order of 2nd reading for the purposes  
21. of amendment? Leave is granted. The bill is on 2nd reading.

22. SECRETARY:

23. Amendment No. 1 offered by Senator Kenneth Hall.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Kenneth Hall.

26. SENATOR KENNETH HALL:

27. Thank you Mr. Chairman, Ladies and Gentlemen of the  
28. Senate. Now, Amendment No., is it 1 to 3160, is that  
29. it erases the balance of what I call one of the most  
30. discriminating laws on the Statutes. It's a Public Aid  
31. which required by law to stop demanding the age of blind  
32. disabled signed the lien on their home. All the remains  
33. on the law...laws, the liens that were signed previous

1. to October, 1976. So that's the reason that I'm asking
2. for this amendment to be asked on this bill.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Is there discussion? Senator Rhoads.
5. SENATOR RHOADS:
6. Question of the sponsor if he will yield.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. If he can hear, he will. Will the members please be
9. in their seats.
10. SENATOR RHOADS:
11. Senator Hall, I remember this bill in committee and
12. I...what you are now offering is a Floor Amendment. Is
13. that correct?
14. SENATOR KENNETH HALL:
15. That's correct.
16. SENATOR RHOADS:
17. And would you give us just a little bit more explanation
18. as to the Section of the Statutes that you are deleting by
19. virtue of this amendment.
20. SENATOR KENNETH HALL:
21. Gladly, Senator. It amends House Bill 3160 on page 1,
22. line 1 and by inserting immediately after the 2nd to the
23. following, "and to repeal Section 310, 310.1, 310.2, 3, 4,
24. 5, 6, 7, 8, 9, 10"and by inserting below line 17 the following,
25. and that's Section 310, and on 3, line 11, of the Illinois
26. Public Aid Code approved April the 11th, 1967, as amended
27. or repealed.
28. SENATOR RHOADS:
29. All right.
30. SENATOR KENNETH HALL:
31. I put those on your desk yesterday, Senator.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Rhoads.

1. SENATOR RHOADS:

2. I'm sorry, you did say it was distributed on our desks  
3. yesterday?

4. SENATOR KENNETH HALL:

5. It was distributed yesterday.

6. SENATOR RHOADS:

7. Well, I don't think the minority spokesman or the  
8. Republican Staff have had a chance to...to look at it.  
9. This was a very simple bill when it came through committee  
10. and this amendment looks like it's going to make it a great  
11. deal more complicated. And I wonder if you could hold this  
12. till a little bit later in the day.

13. SENATOR KENNETH HALL:

14. Okay.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Take it out of the record.

17. SENATOR KENNETH HALL:

18. No problem.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. House Bills. 3rd reading. House Bill 236, Senator Rock.  
21. House Bill 255, Senator Knuppel. House Bill 256, Senator  
22. Knuppel, House Bill 562, Senator Regner. House Bill 1088,  
23. Senator Kenneth Hall. House Bill 1226, Senator Graham.  
24. House Bill 1264, Senator Savickas. House Bill 1436, Senator  
25. Clewis. House Bill 1533, Senator Kenneth Hall. House Bill  
26. 2359, Senator Chew. House Bill 2529, Senator Knuppel.  
27. House Bill 2539, Senator Demuzio. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 2539.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Demuzio. Will the members please be in their seats

1. and break up all the caucuses. Will the Sergeant-at-Arms  
2. clear the aisles of all unauthorized personnel. Senator  
3. Demuzio.

4. SENATOR DEMUZIO:

5. Thank you, thank you, Mr. President. House Bill  
6. 2539 is the substantive bill that will provide for funding  
7. to local jails throughout the State of Illinois. ... Amend-  
8. ment No. 1 or 2, as I recall correctly, was an amendment  
9. of Senator Carroll's which reduced the amount of State  
10. participation from ninety percent to forty percent and  
11. also would change the...the allocation as it came over  
12. here from Representative Dunn and the House passed it  
13. ninety percent State, ten percent local. The Senate amend-  
14. ment makes it forty percent State, sixty percent local.  
15. It provides the mechanism that we need for the appropriation  
16. and the authorization to establish for these municipalities  
17. throughout the State that are in construction of jails from  
18. October the 1st of 1975 through the present day and I would  
19. ask the support of the...of the Senate. And would answer  
20. any questions.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there discussion? Senator Sommer.

23. SENATOR SOMMER:

24. Mr. President and members. What we have here is a three  
25. stage process. It's necessary to create a loss so that we  
26. can fund these jails. It's necessary to authorize bonds so  
27. we get some money to fund these jails and then it's necessary  
28. to appropriate the bond money. This is the first step, to  
29. commit the State into a program that will ultimately cost us  
30. around two hundred million dollars and I submit to you in  
31. the event that this would happen to pass, there'd probably  
32. be no way within the next year or two that this program  
33. could be stopped. This is the place to stop it right here.

1. If we defeat this bill, there's no law which allows us to  
2. expend this money and therefore this kind of idea is dead  
3. for this year.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there...Senator Carroll.

6. SENATOR CARROLL:

7. Thank you, Mr. President, Ladies and Gentlemen of the  
8. Senate. I rise to support this legislation. While I was  
9. not enamored with it the way it came over and as somebody  
10. suggested to me from the staff, maybe this a bad idea whose  
11. time has come. The point is, Senator Netsch caught that,  
12. a bad idea whose time has come, thank you. The point is  
13. that we have, in fact, since October 1, '75, mandated the  
14. smaller local counties, especially, to close their jails  
15. or upgrade them to new State requirements. And I think  
16. the least we can do as a State then, is to assist the  
17. locals in funding them. Not to carry the major burden,  
18. but to be the minor partner in assisting the local communities  
19. in meeting the new guidelines that the State has mandated on  
20. local communities. Once again I say...with the amendment,  
21. it takes it from the date of our mandate to present and future.  
22. I think it's a good idea that we assist these local communities  
23. since we have closed their local prisons and I would urge  
24. support for House Bill 2539.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Vadalabene.

27. SENATOR VADALABENE:

28. Yes, just briefly, I also would rise in support of this  
29. legislation. While we in Madison County have...are under  
30. construction presently, of a new court house which is going  
31. to cost millions and millions of dollars. And it was after  
32. the inspections by the State officials that they mandated  
33. that we have to do something with our prisons. And we have  
34. justifiably done so. And of course we feel now that under

1. this program and under this legislation that some relief should  
2. be given to our county and I would appreciate every consideration  
3. on House Bill 2539 and also I am a cosponsor of this bill.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Mitchler.

6. SENATOR MITCHLER:

7. Mr. President and members of the Senate. In listening  
8. to the debate on this particular bill and not having had  
9. the expertise that some of them that are talking about it,  
10. all I can deduct is, that this is getting into a new program  
11. where the State through bonded indebtedness is going to  
12. construct county jails and make improvements on existing  
13. jails. Now I ask you, did the people of the State of  
14. Illinois by a referendum or any time say that, gee, they  
15. wanted you to spend their tax dollars like this. Haven't  
16. you got the message about cutting down on the expenditures  
17. and the spending. The Senator just pointed out that this  
18. is going to run into hundreds of millions of dollars and  
19. this is just the foot in the door. In five, six years  
20. from now you'll be spending billions on a program like  
21. this. Now if you've got the money and the people ask  
22. for it, fine. But who said to update these programs?  
23. Who said to update these jails? Somebody got talked into  
24. it. It wasn't the people that were screaming to give  
25. these prisoners featherbeds. I think we ought to take  
26. a good look at this. The Governor is opposed to it  
27. I'm told, will cause a veto, and this is another example  
28. the people should watch how we're spending money that's  
29. going to get into spending not only now, but in the  
30. future. Cast a no vote.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Berning.

33. SENATOR BERNING:

1. Thank you, Mr. President, Ladies and Gentlemen of the  
2. Senate. I also rise in opposition to House Bill 2539. Let  
3. me point out to the members of the Senate, that if we have,  
4. inadvertently, mandated improvements in these local jails,  
5. let's go back and review whatever it was that this Body did  
6. in authorizing the Department of Corrections or by Statute  
7. mandated certain types of construction and certain quality  
8. of facilities for these jails. Your fellow taxpayers  
9. and mine would be much happier with all of us if we relaxed  
10. requirements rather than made requirements and then mandated  
11. the spending of local as well as State dollars. My county,  
12. as an example, has gone ahead and has completed and paid  
13. for its own new jail. Why then in all fairness, in all equality,  
14. in all equity, should my citizens in Lake County be required  
15. through their State Tax dollars to support construction in  
16. other counties. This I submit, is totally unfair. We owe  
17. it to all of our citizens to remove unnecessary requirements  
18. and certainly in this instance, this bill ought to be defeated.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Glass.

21. SENATOR GLASS:

22. I...I wonder if the sponsor would yield for a question,  
23. Mr. President.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Indicates he will.

26. SENATOR GLASS:

27. Senator Demuzio, can you tell me whether the...the State  
28. grants that are provided for in this bill, would be available  
29. to pay the full cost of new buildings or would they be available  
30. specifically and only for cell and detention facilities to  
31. bring the...the local facilities into compliance with...with  
32. regulations?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)



1. Senator Demuzio.

2. SENATOR DEMUZIO:

3. Thank you, Mr. President. The bill would provide to  
4. approve grants for the construction or improvement of  
5. county or municipal correctional facilities that do not  
6. meet minimum standards of the Department of Corrections  
7. under the...the Code. We have left the allocation of the...  
8. of the funding, should the bill pass, to the Capital Development  
9. Board and I would assume that it would be limited to that  
10. which is required on page 3 of...of this legislation.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Glass.

13. SENATOR GLASS:

14. Is there any definition of project?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Demuzio.

17. SENATOR DEMUZIO:

18. No, there's no definition of...of project, but I  
19. think the Section to which I just alluded to would...would  
20. meet the objection that I think you are about to raise.

21. SENATOR GLASS:

22. Well, I think it's good at least to get this on the  
23. record, that it would be your opinion then that the grants  
24. would be limited to specifically bringing up...the project,  
25. or the existing facilities to standards and not available  
26. for constructing entirely new buildings. Would that be  
27. accurate?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Demuzio.

30. SENATOR DEMUZIO:

31. No, that is not correct. On page 2, line 11 of the  
32. bill, it says the department may issue grants for construction  
33. to counties or municipalities or public building commissions

1. for the purpose of meeting minimum correctional facility  
2. standards issued by the department under this Session.  
3. It does not say that all counties are going to be involved  
4. with new construction. As a matter of fact, the Department  
5. of Law Enforcement has furnished us with a copy of the ten  
6. jails that are currently notified that they have substandard  
7. standards. And there are another six, I think, that are under  
8. construction and those that are...six counties that are planning  
9. construction, which includes either new construction and/or  
10. ...renovating of existing facilities. And there are approximately  
11. eighteen additional counties that are in that same posture.

12. SENATOR GLASS:

13. Well, Senator Demuzio, I would call your attention to the  
14. bill, page 2, lines 24 through 27. There is a...apparently  
15. a definition of project, it says, "as used in this subsection."  
16. The project means only that part of a facility which is constructed  
17. for jail, correction, or detention purposes and does not include  
18. other areas of multipurpose buildings. So hopefully, it...it  
19. would be so limited. I...I would like to speak in opposition  
20. to the bill also, Mr. President, which I will do briefly. I  
21. think what we're looking at here is...is another episode in  
22. what we've seen beginning yesterday with the adoption of the  
23. so-called Taxpayer's Reform Bill. It's a way of having the  
24. State of Illinois, as has been pointed out, use State tax  
25. dollars for local facilities. The idea being that somehow  
26. this is going to relieve local taxpayers of an obligation.  
27. I think we have to remember who it is that pays those State  
28. taxes and it certainly is no tax relief and it's a burden  
29. which the State can ill afford. So I would urge opposition.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Graham.

32. SENATOR GRAHAM:

33. Mr. President and members of the Senate. What we are really

1. doing if we adopt this, we are adopting again the big brother  
2. attitude that anything that you want done, can either be done  
3. better for you from Springfield or Washington. Now Proposition  
4. 13 in California told us one thing and we are telling the people  
5. another. The people have said, fellows, knock it off, we don't  
6. want anymore of the government that you think we want at the  
7. cost that we cannot afford. That's what they're telling us.  
8. And let me tell you something about when the State gets to  
9. meddling around and building jails, I can compare it very  
10. favorably to an experience I had when we wanted to build  
11. a chicken house up at Sheridan Institution, correctional  
12. institution. We asked a local contractor to give us a  
13. bid on this chicken house and it came in at seventeen  
14. thousand dollars, but we couldn't do it that way, we had  
15. to go through the State organization, the bid came out at  
16. sixty-five thousand. Now we're going to get tangled up  
17. with CDB and we're going to double the price of everyone of  
18. these jails that they have their fingers in. We're not only  
19. going to do that, we're going...we're going to increase the  
20. expense of bonding at the time when people are telling us that  
21. they don't want anymore. And on my desk right now, Ladies  
22. and Gentlemen of the Senate, I have several packets of letters  
23. and I had more come in today, the total of about twenty-five  
24. hundred to three thousand from three townships in DuPage  
25. County. You know what they're telling us, we want up, we want  
26. up, from that burden of taxes that you're placed upon us and  
27. these home owners are serious and some of them are going to  
28. forty-seven percent increase in this year and they're telling  
29. us, don't give us any more of the imposition of State and  
30. Federal Government that we don't want.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Knuppel.

33. SENATOR KNUPPEL:

1. Well, of course, this is an example of a mandated program. We  
2. passed 297 here yesterday that there wasn't going to be anymore  
3. mandated programs from the State after January 1, 1980 but  
4. these counties don't want to build these jails. They have to  
5. build them. You know, the jails shouldn't be the Ritz.  
6. It was good enough for my grandfather, it was good enough  
7. for me, you know and it ought to be good enough for my  
8. children but as you will recall, when they arrested me, the  
9. jail was in such bad condition that they didn't even want  
10. to hold me there. You're right. So they sent me to Spring-  
11. field, that was better. But what I'm trying to say is this.  
12. The State of Illinois and possibly the Federal Government  
13. are saying you have to upgrade these jails and we're standing  
14. behind it. Instead of saying to hell with you, these jails  
15. are good enough for criminals, we're saying you got to build  
16. them and that is coming out of local taxes so the whole  
17. argument is inconsistent. We are putting our heel on those  
18. people who have written you those letters and telling them  
19. they have to build the jails. Now what I'm saying to you is,  
20. if we're saying the jail has to be better. It has to be the  
21. Ritz. It has to have fur-lined toilet seats. You have  
22. to have thicker bricks than by God, we ought to pay for it and  
23. that's what this bill does. There's a whole bunch of downstate  
24. jails that we have sitting here in Springfield, one of our  
25. agencies or another, Law Enforcement or somebody is saying that  
26. jail is not good enough for that criminal. Now I'm just saying  
27. to you that the...that the jail for example in Fulton County,  
28. my grandfather stayed in that jail you know, sixty, almost a  
29. hundred years ago. I don't want to stay there again.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Grotberg.

32. SENATOR GROTEBERG:

33. Yes, Mr. President, members of the Senate. I stand  
in opposition to this bill. In my district, in Kane County, we

1. have built a multimillion dollar jail. In DeKalb County  
2. we're about to build one through local initiative. Livingston  
3. County...LaSalle County has a new jail, a multimillion dollar  
4. facility. Livingston County could care less. Kendall County  
5. could care less and if you just leave the people alone  
6. once in a while they will find out a way to solve their  
7. problem. This does nothing retroactively. It makes two  
8. classes out of our counties and I think that this is a bad,  
9. bad bill and urge its defeat.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Rhoads.

12. SENATOR RHOADS:

13. Question of Senator Demuzio.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Indicates he'll respond.

16. SENATOR RHOADS:

17. Senator, not all of the mandates on correctional facilities  
18. come from the State government. Some of these mandates have  
19. come as a result of recent Federal court decisions, specifically  
20. with respect to the square feet that you have to have in a  
21. cell and so forth, minimum standards that are dictated by  
22. the Federal courts. What impact would your bill have with respect  
23. to those Federal mandates? Would the State also be picking  
24. up the tab for anything mandated by the Federal courts.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Demuzio.

27. SENATOR DEMUZIO:

28. If it were incorporated into the Law Enforcement criteria  
29. for the evaluation of the facility, yes.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rhoads.

32. SENATOR RHOADS:

33. Well, let me...let me make sure I understand you.

1. Let's say for example that a Federal court rules that you must  
2. have a certain square footage in a cell. The State in order  
3. to comply with that, the General Assembly enacts legislation.  
4. Now does your bill have the further consequence of the State  
5. picking up the tab as an indirect result, at least, of that  
6. Federal court decision?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator...Senator Demuzio.

9. SENATOR DEMUZIO:

10. In the way in which he described it, if it...if it is in-  
11. cluded in the criteria that...that is adopted by Law Enforcement,  
12. yes indeed.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rhoads.

15. SENATOR RHOADS:

16. Well, then just to make another observation in opposition.  
17. I think we're getting into an area where there would be a totally  
18. open ended cost factor over which we have no control.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator Vadalabene, for the  
21. second time.

22. SENATOR VADALABENE:

23. Yes, Mr. Speaker. Just briefly, when you're talking about...

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. This is the Senate, Senator.

26. SENATOR VADALABENE:

27. Yeah, I talked to Speaker Redmond this morning and he's  
28. still on my mind, I guess. In...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. You're forgiven.

31. SENATOR VADALABENE:

32. In regards to who pays the freight in the construction of  
33. these jails, as Senator Knuppel said, you know, it's still

1. going to be the taxpayer whether it's paid up here or whether  
2. it's paid down home. Now these are mandated programs and when  
3. Senator Mitchler talks about you know, giving them feather  
4. beds and televisions and so forth, this is exactly not the  
5. case. What we're trying to do is not protect the criminal,  
6. what we're trying to do is see that there are safeguards for  
7. the citizens. Now some of these jails downstate..We're taking  
8. our prisoners over to Belleville until they can be safely  
9. guarded in our Madison County prisons. In my opinion, you can  
10. break out of some of these prisons with a fingernail file and  
11. I'm...I'm sure this isn't what we want. We wanto to update these  
12. programs. It's a mandated program and I think it's time that  
13. we address ourselves to that fact and not to the fact that we're  
14. trying to make the life of a criminal better.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

17. SENATOR DEMUZIO:

18. Thank you, Mr. President. I've heard some rhetoric  
19. here this morning pertinent to the relaxing of the mandates  
20. of the State of Illinois. As a matter of fact, as I recall  
21. correctly in debate of a few days ago, Senator Grotberg even  
22. mentioned the fact that what we'd have to do is relax some of  
23. those standards. The facts of the matter are that this bill  
24. has been around all Session and I haven't seen anything from  
25. that side of the aisle that has come in with any legislation  
26. to see about relaxing some of those standards. As a matter  
27. of fact, the Governor has quoted himself in some of the various  
28. newspapers about the relaxing of various standards for the  
29. correctional institutions at the local level and yet nothing  
30. has been done. I hear also some rhetoric this morning about  
31. Proposition 13 in California. Well I'm amazed, Gentlemen,  
32. that I don't think you really understand what Proposition 13  
33. in California is all about. What happens in the state-mandated

1. program in Illinois is that the local property tax owners  
2. are the ones that pick up the tab and I know in my particular  
3. counties in my district we simply do not have the funds  
4. available at the local level, at the county level to meet  
5. all of the state mandates for these local correctional  
6. institutions and as a result what happens is that the local  
7. property tax owner is the person who is assessed. It is  
8. he who has to pick the tab for the...for the mandates of the  
9. State of Illinois. I think it's a good bill. It ought to  
10. be passed and I'd ask for your support and I'd simply sum up  
11. by reading a very short paragraph from the Peoria Journal  
12. Star. It says that there is no way except through careful  
13. use of both State and Federal aid that there can be a fair  
14. distribution of the cost of maintaining law and order in  
15. jails across the State of Illinois. I ask for your favorable  
16. support.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Question is shall House Bill 2539 pass. Those in favor  
19. vote Aye. Those opposed Nay. The voting is open. Have all  
20. those voted who wish? Have all those voted who wish?  
21. Have all those voted who wish? Take the record. Senator Demuzio  
22. moves to postpone consideration. Consideration will be  
23. postponed. House Bill 2575, Senator Lane. House Bill 2632,  
24. Senator Rock. House Bill 2635, Senator Davidson. House Bill  
25. 2684, Senator Collins. The Chair inadvertently skipped House Bill  
26. 562. Senator Regner, do you wish to call that? Read the  
27. bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 562

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Regner.

SENATOR REGNER:



1. Mr. President, members of the Senate. This bill is  
2. designed to solve a particular problem in my district  
3. between two library districts where there is a double taxation.  
4. One being a township library and one is a village library  
5. and it provides a method by which the township may abate  
6. the taxes in the affected area and I would move its favorable  
7. adoption.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there discussion? Question is shall House Bill 562  
10. pass. Those in favor vote Aye. Those opposed Nay. The  
11. voting is open. Have all those voted who wish? Have  
12. all those voted who wish? Take the record. On that question  
13. the Ayes are 53, the Nays are none. House Bill 562 having  
14. received a constitutional majority is declared passed.  
15. House Bill 2684, Senator Collins. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 2684

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Collins.

22. SENATOR COLLINS:

23. Mr. President and members of the Senate. This bill was  
24. designed to allow inmates in a Cook County correctional  
25. facility who has the ability to take the GED test at age seventeen.  
26. Now this is a privilege that is already granted to inmates at  
27. seventeen under the Department of Corrections and also in  
28. military services so that I...I think that the sponsor of the  
29. bill and I also agree that this is another way to, in terms of  
30. the whole rehabilitation program of young people who get into  
31. trouble and who is, in fact, in custody under Department of  
32. Corrections that if we can assist them in passing and getting  
33. a high school diploma that the possibilities for getting a job

1. and becoming productive, self-supporting students. People  
2. will be greater than...if they don't have a high school  
3. diploma and I move for a favorable roll call. I'd be happy  
4. to answer any questions.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Schaffer.

7. SENATOR SCHAFFER:

8. I was just wondering, does it have any interesting amend-  
9. ments on it that maybe we ought to know about?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Collins.

12. SENATOR COLLINS:

13. Well, of course, they are very interesting amendments.  
14. I will yield to Senator Clewis however: to explain Committee  
15. Amendment No. 1.

16. PRESIDING OFFICER: (SENATOR BONNEWALD)

17. Senator Clewis:

18. SENATOR CLEWIS:

19. Mr. President, members of the Senate. Committee...Amend-  
20. ment No. 1 addresses itself to a Chicago Board of Education  
21. problem. We explained it on 2nd reading where inadvertently  
22. the language of the bill at the time that the original bill  
23. was drawn up solved the problem originally monies or proceeds  
24. from the board of education lands...went into a land trust  
25. fund. There was a bill drawn up to say the school districts  
26. could put this money into any district fund. The language of  
27. the bill said that the proceeds on deposit at the time the  
28. bill was signed into law. This amendment is striking out that  
29. language so that subsequent profits and sales can still  
30. adhere to the original intent of the original bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Senator Berning.

33. SENATOR BERNING:

Mr. President. It has come to my attention that Amendment

1. No. 4 I think it was having been added to this bill really  
2. addresses itself or is pertinent to the...the Capital  
3. Development Board. My question then has to do with the validity  
4. of that as a viable amendment, Mr. President and I'll ask  
5. for a ruling.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? Senator Berning, did you  
8. ask for...request a ruling on the number of votes required?

9. SENATOR DONNEWALD:

10. No, my question was, Mr. President, does Amendment No. 4  
11. qualify as a valid amendment. In my opinion, it is not  
12. germane and therefore invalidates the whole act.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President, ladies and gentlemen of the  
17. Senate. I was momentarily distracted but it appears that  
18. Senator Berning has addressed himself to Amendment No. 4  
19. which is the amendment I offered yesterday which was, in  
20. fact, adopted. It seems to me the question of germaneness  
21. at this point is untimely. We considered at some length  
22. the germaneness question and as the Senator well knows, the  
23. School Construction Bond Act which this amendment addresses  
24. is contained, in fact, in Chapter 122. This bill relates itself  
25. to Chapter 122 and therefore is unquestionably germane.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Well, I might add that the Chair is going to rule that  
28. the amendment is, in fact, germane. Senator Berning.

29. SENATOR BERNING:

30. Well, Mr. President, I'd like to point out that there  
31. are actually two acts here and I respectfully suggest that your  
32. ruling is improper.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Well, Senator, the matter should have been brought up  
2. and was, in fact, brought up on the Order of 2nd reading and  
3. it was disposed of at that time. I think you're a little late  
4. in the...to bring up that point at this time.

5. SENATOR BERNING:

6. Well, thank you, Mr. President...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. ...but the Chair will still rule that it is germane.

9. SENATOR BERNING:

10. I recognize your right to rule so and I can count so  
11. I'm not going to appeal the ruling of the Chair.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Thank you.

14. SENATOR BERNING:

15. But then I ask you, Mr. President what does the...what is  
16. the required vote for this to become effective.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. It requires thirty-six votes.

19. SENATOR BERNING:

20. Thank you.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Soper.

23. SENATOR SOPER:

24. Well as long as we couldn't win on an appeal the ruling  
25. of the Chair on that, then you've got to get thirty-six votes  
26. on the...I count thirty-two over there right now so I just  
27. want to tell our people over here if we ride along with this  
28. maybe we'll take care of this gem.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Clewis.

31. SENATOR CLEWIS:

32. Just a point of information, Mr. Chairman. Thirty-six votes  
33. on what?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. On this particular bill. It's increasing the bonding  
3. authority and it does require three-fifths.

4. SENATOR CLEWIS:

5. Oh, I see, all right.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Graham.

8. SENATOR GRAHAM:

9. Yes, Mr. President and members of the Senate. Senator  
10. Collins, you have heard Senator Kenneth Hall at various times  
11. complain about Senator Soper "soperizing" his bills and  
12. something strange always happened to them. I might say to  
13. you that the original intent of this bill as you originally  
14. explained it is good and it does work in the Department of  
15. Corrections. But unfortunately your bill got "Chicagoized"  
16. and you got yourself in a sort of a bind here where the  
17. entire...the original intent of the bill that you were speak-  
18. ing to is a good bill but somewhere along the line something  
19. strange happened to you.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further discussion? Senator Collins may close.

22. SENATOR COLLINS:

23. I'll ask for a favorable roll call.

24.

25.

26.

27.

28. (the following typed previously)

29.

30.

31.

32.

33.

4/27/78  
HB 2691

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The question is shall House Bill 2684 pass. Those  
3. in favor vote Aye. Those opposed Nay. The voting is  
4. open. Have all those voted who wish? Have all those  
5. voted who wish? Have all those voted who wish? Take  
6. the record. On that question the Ayes are 32, the...just  
7. a moment, Senator Collins.

8. SENATOR COLLINS:

9. ...Consideration.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. There is a request for postponed consideration. Consideration  
12. will be postponed. ...Bill 2691, Senator Berman. Read the bill,  
13. Mr. Secretary.

14. SECRETARY:

15. House Bill 2691.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Berman.

20. SENATOR BERMAN:

21. Thank you, Mr. President. House Bill 2691 was introduced  
22. by my...Representative from the 11th District, our former  
23. colleague and the gentleman to my right, Senator Brady.  
24. It's a...it's similiar to a bill that we introduced and  
25. passed out of this House and the House of Representatives  
26. last year, but it ran into some technical problems on an  
27. Amendatory Veto. The purpose of the bill is to encourage  
28. the Department of Aging and the Department of Public Aid  
29. to cooperate in providing services to prevent institu-  
30. tionalization of our citizens. This bill mandates the  
31. Department of Public Aid to cooperate with the Department  
32. of Aging in providing services that would prevent our  
33. citizens from being placed in nursing homes, homes for

1. the aged, sheltered care homes or any other institution  
2. and to allow them to remain in their own homes. There have  
3. been some administrative questions raised by the Department  
4. of Public Aid and some fiscal questions raised by the  
5. Bureau of the Budget. Yesterday we adopted an amendment  
6. which partially addresses both of those concerns. Number  
7. one, we have allowed the Department of Public Aid by  
8. the amendment to have the flexibility in determining  
9. the eligibility standards that the standards can be  
10. broader than just income eligibility. We struck the word,  
11. income, and now the Department can evaluate the participation  
12. in this program without restriction as to income. Secondly,  
13. we have put in a financial cap as to the total expenditure  
14. that will be involved in this program. This is a program  
15. which when utilized under Title 20 of the Federal programs  
16. provides a seventy-five percent match by the Feds. We  
17. are...we have put a six million dollar cap on this program  
18. for the 1st Fiscal Year of its implementation. Which means,  
19. in effect, a million and a half dollars of State money,  
20. three...four and a half million dollars of Federal money  
21. for a first year allocation of six million dollars. This  
22. is an important program, Ladies and Gentlemen, for our  
23. seniors, for our handicapped, for people that would other-  
24. wise be faced with institutionalization. I commit this  
25. bill to you, soliciting your Aye vote. We glad to respond  
26. to any questions.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Thank you, Mr. President. I wonder if the Senator  
31. would yield for a couple of questions.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Indicates he'll yield.

1. SENATOR WOOTEN:

2. You say that we now have income flexibility. How flexible  
3. does that get upwards? Are you just taking off all restraints  
4. of income by your amendment? I...I'm sorry, I do not have  
5. a copy of the amendment in front of me.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Berman.

8. SENATOR BERMAN:

9. Let me give you a little bit of background so that you  
10. understand what we're talking about income wise. Last year  
11. House Bill 571 was introduced and had no limits as to who  
12. could be served. The Governor in his Amendatory Veto said  
13. that only Public Aid recipients could be served and it was  
14. our position, Senator Brady and myself, that that was too  
15. restrictive. That there are many poor people that aren't  
16. on Public Aid. When I say poor, I'm using that in a  
17. relative sense, that could dramatically use this kind of  
18. program to prevent their institutionalization. That was  
19. the debate on the Amendatory Veto. We rejected the Amendatory  
20. Veto, we sought a full override and we failed. It passed  
21. the House, we failed in that here. What we have done with  
22. this program, is again, not limit it to just Public Aid  
23. recipients. Again, it's broader, the language provides  
24. for providing services to anyone who would benefit. What  
25. we have done here is take a different approach and we're  
26. putting a dollar cap on it, recognizing that the Department  
27. of Public Aid will first recognize, A, the need and B, the  
28. financial status of the recipients and hopefully use that  
29. six million dollars in the best way possible. We are  
30. not dictating a floor and we're not dictating a ceiling  
31. outside of the general restrictions of a six million  
32. dollar appropriation.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)



1. Senator Wooten.

2. SENATOR WOOTEN:

3. Well, Senator, if the only limitation is six million  
4. dollars, in other words if you have cap on the entire  
5. program, that bothers me a little bit. I have seen  
6. people of means take advantage of programs. I can think,  
7. for example, of housing for the elderly where I know  
8. rather substantial citizens, parents have signed over  
9. their goods to their children and then moved into housing  
10. which was really not intended for people in their station.  
11. It happens and I...that...that's another matter all together.  
12. But I'm just wondering how you address the problem of making  
13. a decision. I absolutely agree the program should not be  
14. limited to those only on Public Aid, but there should be  
15. some kind of upward limit on this. I might also ask, 'cause  
16. I'm afraid in your explanations I'll...lose all my time.  
17. Another question that occurs to me, is do we not presently  
18. have a similiar program in another department, I think  
19. perhaps Department of Children and Family Services or  
20. it seems to me there is a program like this...so my...  
21. I have a twofold concern. One, you have no income limitations  
22. at all on this and two, is there not a similiar program  
23. conducted by another State agency...which this would,  
24. in effect, duplicate. Those are my two major concerns  
25. on the bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Berman.

28. SENATOR BERMAN:

29. All right. The second question is, to my knowledge, there  
30. is no other agency that does this type of program. On the  
31. question of the first one, let me read to you the purpose  
32. as set forth in the language of the bill. "In providing the  
33. services, the Illinois Department shall establish eligibility

1. standards to permit persons to remain in their own homes  
2. instead of being placed in a nursing home, home for the  
3. aged, sheltered care home or any other institution, the  
4. service eligibility criterion shall include,"and then it  
5. goes into the elements that are involved here. I think  
6. that what you will find is that the department is certainly  
7. not going to let any rich person take advantage of this.  
8. In order to strike a reasonable compromise, we are saying,  
9. and there is a specific exclusion, that says that it shall  
10. not limit such services only to those persons eligible  
11. for or recipients of Public Aid under certain Article  
12. numbers. So you're talking about a broader group than  
13. just Public Aid recipients and the upward limit is going  
14. to be on their need for the service and the total dollar  
15. appropriation. That's about the best we can do if we...  
16. if we pick an arbitrary dollar figure, it would be, in  
17. fact, arbitrary. And we're leaving this up to the department.  
18. I invite you to join with Senator Brady and myself, a year  
19. from now, we want to see how they're running this and...  
20. and really what's doing it because again it will be  
21. appropriation time as to see how much money do we want  
22. to put in and who has, in fact, received these services.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Wooten.

25. SENATOR WOOTEN:

26. Well, Senator, I certainly don't want to throw any  
27. roadblocks in the way of this. It...there are questions  
28. in my mind. I regret that we have these problems in State  
29. Government, in agencies where we have to set up guidelines  
30. and if you meet that requirement, you're in, if you don't,  
31. you're not. We should have flexibility, but I don't know  
32. how we provide that flexibility under the law. And in  
33. leaving this open and in leaving it to the department's

1. discretion and establishing rules, maybe that is the correct  
2. approach. I find the proposition a little troubling. And  
3. there is some kind of homemaking service, in-home care,  
4. provided by the Department of Children and Family Services.  
5. I...I'm almost certain of that because we've had long  
6. discussions about it. And one more question, how does  
7. this articulate or does it in any way articulate with  
8. the program you passed out of here yesterday, which also  
9. affected Public Aid and into a General Systems Program?  
10. This would not have any lock in with that at all. All  
11. right, thank you.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Schaffer.

14. SENATOR SCHAFFER:

15. Mr. President, if I might. Senator Wooten, the service  
16. provided by the Department of Children and Family Services  
17. ...is called a homemakers service. There the similarity  
18. ends. Simply put when someone appoint...notifies the  
19. department that their children have been abandoned in an  
20. apartment and there are no parents around, the department  
21. is authorized to send someone who is technically called  
22. a homemaker who goes and stays in the apartment a certain  
23. number of hours waiting for the parents to return to assume  
24. care of their children. If they don't show up after a certain  
25. number of hours, they go to the circuit court and they take  
26. the kids. It really doesn't have anything to do with this  
27. program. Mr. President and members of the Senate. I rise  
28. in support of this bill and like Senator Wooten, I am troubled  
29. by the lack of a...a upper...upward limit, but I am going to  
30. give the Department of Public Aid the benefit of the doubt  
31. this first year. I think sometimes we make a mistake by  
32. wanting to dot every i and cross every t in the...in the  
33. bill and then every six months we're back here trying to

1. undot an i or uncross a t. The bottom line is the concept  
2. and the concept is the one that was endorsed by the Governor  
3. in his State of the State Speech and simply put is, it is  
4. that all too often we are too quick to pitch somebody out  
5. of their home and put them in a nursing home for a thousand,  
6. eleven hundred dollars a month, and I don't think we should.  
7. I think that many people could remain in their homes or  
8. in apartments with some level of care provided to them.  
9. I think that this bill would be a mechanism to provide that  
10. alternative. And that alternative, by the way, could save  
11. money for the State of Illinois. Whether it will or not,  
12. I don't know, all too often these wonderful plans to save  
13. money end up being boondoggles. But on the surface of it,  
14. it makes sense to me to spend two or three hundred dollars  
15. a month on someone to keep them at home where they really  
16. want to be and where they're happy and where they've lived  
17. most of their lives rather than pitch them into a nursing  
18. home and the concept is one that appeals to me. I think  
19. all of us would agree they...the bill is not perfect, but  
20. then how many perfect bills do we pass. I urge an Aye  
21. vote on this bill.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further discussion? Senator Berman...Berning.

24. SENATOR BERNING:

25. Thank you, Mr. President. May...maybe the sponsor and  
26. I should get into a corner and wrestle this out. We are...  
27. we are nearly identical, I understand, in pronunciation. My  
28. question of the sponsor is...does this bill have an effective  
29. date or are you anticipating if it is passed now that it  
30. becomes effective July 1?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Yes, just a moment, Senator, his answers usually  
33. consume up all of your time, but go ahead. Senator Berman.

1. SENATOR BERMAN:

2. It'll be..it'll be effective January 1. It has no  
3. effective date, that's why it will be effective January 1  
4. and that's the kind of time that the two departments need  
5. to tool up.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Berning.

8. SENATOR BERNING:

9. My next question is, and it could have been part of  
10. the first one, but a separate question. Is this provided  
11. in the Governor's budget?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Berman.

14. SENATOR BERMAN:

15. There is no line item appropriation for this. Again  
16. our discussions have talked about a million and a half  
17. dollars of State money that would be matched by three  
18. and a half...four and a half million dollars of Title 20  
19. money. Let me point out in answer to that, for every dollar  
20. that we spend in this program, it saves the State money  
21. because keeping them at home, first of all you're getting  
22. seventy-five cents from the Federal Government for  
23. this program. If they are not...if they are institutionalized  
24. it's either all State money or at least fifty-fifty State  
25. money under Public Aid other types of programs. So whatever  
26. we spend in this program, in effect, saves the State money.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Berning.

29. SENATOR BERNING:

30. Thank you, Mr. President and members of the Senate.  
31. Then I...I just want to speak briefly to the bill. This  
32. is a concept that obviously has great appeal and should  
33. be defensible under most circumstances. It is, however,

1. in my opinion, a little premature. The bill was introduced  
2. March 1st, 1978, primarily as the result of some investigations  
3. by one of the major Chicago newspapers. Obviously, there  
4. has not been enough time to seriously and carefully evaluate  
5. the bill and the provisions therein. May I refer you to  
6. page 2, line 6, where it says, provide services to persons  
7. that will...enable them to remain in their own homes instead  
8. of being placed in a nursing home. Fine. What services are  
9. those? I can conceive of the time and place where a very  
10. fine old gentleman or lady could stay in their home if  
11. they just had a nice little car to get back and forth to  
12. the store or to the doctor's office. Now, that may be farfetched,  
13. but I emphasize that the bill in its present form, and I'm not  
14. critical of the idea, I support the concept, but it is in  
15. my opinion, premature. It ought to have a good deal of  
16. careful refinement before we just summarily pass it and  
17. then say, oh my, we made some mistakes, we better go back  
18. and correct it. I would much prefer, Mr. President, that  
19. the bill be held, but if it's going to be voted on, I  
20. would suggest that it be defeated so that we can go back  
21. to it in January and properly design and construct the  
22. bill so that we do what we want to do without establishing  
23. an open-ended, unfortunate set of circumstances. Thank  
24. you, Mr. President.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Senator Wooten.

27. SENATOR WOOTEN:

28. Just briefly, I plan to support this bill, Senator,  
29. and the...my last reservation is about that cap. I hope  
30. the department spends this money judiciously. It doesn't  
31. suddenly find out it's expended it all in one area and  
32. not in another because we have a...a high proportion of  
33. elderly people that face this very problem in my community

1. and I'm sure our community is not unique. So I will join  
2. you in taking a careful look at the end of the year.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator D'Arco.

5. SENATOR D'ARCO:

6. Thank you, Mr. President, I rise in support of this  
7. bill. I think what we have is a new idea in a concept of  
8. health care for our senior citizens and with any new idea  
9. it's going to take a little while to get all the bugs out  
10. of the concept, but initially, we have to put forth this  
11. idea for our people and I think it'll save money to the  
12. State because senior citizens won't be going to institutions  
13. anymore, they'll be able to get their health care in  
14. homes and apartments where they reside. So let's work  
15. it out now and then if...come back in a year, if we have  
16. problems with it, we'll resolve them.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Soper.

19. SENATOR SOPER:

20. Thank you, Mr. President. I...I was busy with  
21. a few things here and I...I didn't get the full impact  
22. of this thing, but I think...my...the people from my  
23. district that handle this type of...is that Title 10 money  
24. that, the money that...what...Title I money? Title 20 that  
25. goes in for transportation? For the senior citizens...that's  
26. money I'm talking about. Now, you're not going to have the  
27. local community handle that money, but you're going to have  
28. ...have the...the...the department...the Welfare Department  
29. handle this money?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Berman.

32. SENATOR BERMAN:

33. I think the program you're talking about is also programs

1. that channel through the Department of Public Aid. The  
2. Illinois recipient for Title 20 money is the Illinois  
3. Department of Public Aid. This program does not make  
4. any requirements that a service that's provided locally  
5. would not continue to be provided locally. It's just,  
6. we have to funnel it through department...Department of  
7. Public Aid because they are the applicant qualified to  
8. receive Federal Title 20 money...Title 20 monies. The  
9. services that are spelled out in the bill and that are  
10. anticipated to be provided to these people will be services  
11. that will very well be..may be contracted on a local level.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Soper.

14. SENATOR SOPER:

15. You'll assure me that the services that they're now...  
16. that are now performed on the local level will not be taken  
17. away from the local level. Is that what you're telling me  
18. about transportation, that's what they were involved in?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Berman.

21. SENATOR BERMAN:

22. This is supplementary, this is a new program. This doesn't  
23. take...take the place of any of these things that you're talking  
24. about. We're talking about keeping people out of institutions.  
25. And most of those programs, I believe, that you're talking  
26. about are...are for a different purpose to help the seniors  
27. get around, go shopping, those kind of things. That has...that's  
28. not this program.

29. SENATOR SOPER:

30. Well, you know, we see many amendments go on a bill and  
31. before...when the bill comes out you...you don't recognize  
32. it. If you'd tell me that you'd give me that assurance, fine.  
33. If not, I'm going to send all the seniors citizens to your house.



1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Very briefly, in support of the bill, Mr. President.

5. I voted for it in committee. I think it's...as a pilot

6. program, it's a very worthwhile concept. I share the

7. concerns of Senator Berning, Wooten, Schaffer and others

8. about the long range cost, but we do...will have an opportunity

9. to look at that again a year or two down the road. And as

10. a pilot program, I think it's a...an outstanding idea and

11. ought to be supported.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Berman may close.

14. SENATOR BERMAN:

15. I ask for a favorable roll call. Thank you.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The question is shall House Bill 2691 pass. Those in

18. favor vote Aye. Those opposed Nay. The voting is open.

19. Have all those voted who wish? Have all those voted who

20. wish? Take the record. On that question the Ayes are 53,

21. the Nays are none. House Bill 2691 having received a

22. constitutional majority is declared passed. House Bill 2695,

23. Senator Lane. We'll put that on the recall list, Senator.

24. House Bill 2730, Senator Rupp. House Bill 2757, Senator

25. Glass. House Bill 2863, Senator Grotberg. 2683. House

26. Bill 2925, Senator Berman. House Bill 2970, Senator

27. Grotberg. House Bill 2986, Senator Ozinga. House Bill

28. 2987, Senator Davidson. House Bill 3012, Senator Wooten.

29. House Bill 3019, Senator Lemke. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 3019.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Lemke.

3. SENATOR LEMKE:

4. This bill is like a bill that we passed out, 460. It  
5. cuts the fee charge on bingo licensees from ten percent to  
6. five percent. I ask for its adoption.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there discussion? Question is shall House Bill  
9. 3019 pass. Those in favor vote Aye. Those opposed vote Nay.  
10. The voting is open. Have all those voted who wish? Have  
11. all those voted who wish? Take the record. On that question  
12. the Ayes are 46, the Nays are 5, 3 voting Present. House  
13. Bill 3019 having received a constitutional majority is  
14. declared passed.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. House Bill 3023, Senator Lemke. Read the bill, Mr.  
17. Secretary.

18. SECRETARY:

19. House Bill 3023

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Lemke.

24. SENATOR LEMKE:

25. What this bill does is it makes various changes in the  
26. child labor laws suggested by the Department of Labor and also  
27. sets up the authority for the Labor Laws Commission. Plus  
28. has an amendment to assist fraternal and charitable groups  
29. to let busboys work in their establishments because they  
30. serve beer there or something. I ask for its adoption.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there discussion? Senator Glass.

33. SENATOR GLASS:

1. Question of the sponsor if he will yield.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Indicates he will yield. Senator Glass.

4. SENATOR GLASS:

5. Senator Lemke, how many amendments are on the bill?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Lemke.

8. SENATOR LEMKE:

9. We only put one amendment on this bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Glass.

12. SENATOR GLASS:

13. And would you briefly describe what that amendment does?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Lemke.

16. SENATOR LEMKE:

17. That was the amendment that we put on for Representative  
18. Schoeberlein to assist Moose Heart to allow their children  
19. to work in the kitchens or as busboys because they serve  
20. dinner and serve sometimes have alcoholic beverages and  
21. the Department of Labor says they can't do this anymore  
22. on these private clubs or fraternal clubs where these  
23. kids earn their extra spending money.

24. SENATOR GLASS:

25. And then there is in the major body of the bill itself  
26. it creates, I should say, continues the Commission on Labor  
27. Laws and makes various administrative changes. That's the  
28. way it came from the House. Yeah, okay. Thank you, I wanted  
29. to just be sure we knew what was in the bill. I...I don't see  
30. any objection to it.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion? The question is shall House  
33. Bill 2...3023 pass. Those in favor vote Aye. Those opposed  
vote Nay. The voting is open. Have all voted who wish? Senator

1. Carroll. Have all voted who wish? Take the record. On that  
2. question the Ayes are 50, the Nays are none, 4 voting Present.  
3. House Bill 3023 having received a constitutional majority is  
4. declared passed. House Bill 3053, Senator Davidson. Read the  
5. bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 3053

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Davidson.

12. SENATOR DAVIDSON:

13. Yes, Mr. President, members of the Senate. House Bill  
14. 3053 was amended here so it would be identical to the wording  
15. of Senate Bill 1546 that we sent out of here 50 some odd to  
16. nothing. It is a bill that now reads institutions its  
17. customers and its for essential services and for law enforcements  
18. under government direction and has to due with natural gas  
19. curtailment. Appreciate a favorable roll call.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Question is shall House Bill 3053 pass.  
22. Those in favor vote Aye. Those opposed vote Nay. The voting  
23. is open. Have all voted who wish? Have all voted who wish?  
24. Take the record. On that question the Ayes are 55, the Nays  
25. are none, none voting Present. House Bill 3053 having received  
26. a constitutional majority is declared passed. House Bill  
27. 3062, Senator Hall. Kenneth Hall. Senator Kenneth Hall on  
28. 3062. Read the bill, Mr. Secretary.

29. SECRETARY:

30. House Bill 3062

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Kenneth Hall.

2. SENATOR KENNETH HALL:

3. Thank you, Mr. President and ladies and gentlemen of  
4. the Senate. This bill will provide for the preparation of  
5. an information base which will aid in the development of  
6. energy self-sufficient industrial park system capable of  
7. supplying the needs of industries and producing surplus  
8. power for use in surrounding communities. Many benefits  
9. can be realized from such a project. Benefits which include  
10. the revitalization of an area's economy through increased  
11. employment opportunities and stabilization of area's tax  
12. base in addition to energy needs. This is self-contained and  
13. self-sufficient. We need the proper feasibility study  
14. to begin these new paths. The Department of Energy in Washington  
15. expressed an interest of this sort in which will provide  
16. making available to four million dollars in Fiscal Year  
17. 1979 for which this project will be eligible. Now there was  
18. an amendment put on by Senator Regner that changes and makes  
19. this Act appropriations of the Institute of Environmental  
20. Qualities for development. I would ask your most favorable  
21. support of this bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? Senator Regner.

24. SENATOR REGNER:

25. Just a short statement on it. The bill isn't as bad as  
26. it was when it was first...was introduced, however, it is all  
27. part of the Progress Plaza Industrial Park in East St. Louis  
28. and I think the entire series of bills should be defeated.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, thank you, Mr. President, members of the Senate.  
33. As a joint sponsor of House Bill 3062 we find that industries

1. and communities are finding it exceedingly difficult to  
2. find suitable sources and quantities of energy especially  
3. where natural gas is concerned. These industries tend to  
4. move to areas where they can get this energy and by providing  
5. this energy Illinois can keep these industries and attract  
6. new ones. And to do this we must carry out our projects of  
7. this sort and to determine the capabilities of various  
8. innovative energy systems. The information which will result  
9. from the study funded by House Bill 3062 goes beyond just  
10. ...aiding the energy economic and employment situations in the  
11. Metro East area. The results will be transferable to  
12. similar projects across the State and across the nation. This  
13. makes the project of interest to the United State Department  
14. of Energy which has unofficially reviewed this project and  
15. indicated that they would be receptive to its submission as a  
16. solicitation for funding. It is important for Illinois to do  
17. it's part to support projects of this sort and the responsibility  
18. for developing new energy supplies does not rest with the  
19. Federal Government or private industry alone. The State has  
20. a role as well, particularly when in-State resources can be  
21. used and the project's results can be used across the State.  
22. We should go on record. My colleagues, with our support and  
23. I ask you to do this by voting Aye for House Bill 3062.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there further discussion? Senator Soper.

26. SENATOR SOPER:

27. All right. Thank you, Mr. President. Now, in the first  
28. instance the sponsor, would he answer a few questions?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Kenneth Hall, question of Senator Soper. Senator  
31. Soper.

32. SENATOR SOPER:

33. Maybe I could use your advisor, I don't know who he is.

1. Senator Hall, the first instance you said that this would help  
2. St. Clair County, Madison, Monroe, Clinton County and now  
3. this...this is something that you...you want...you want four  
4. million dollars for the whole State. I understand that  
5. development of new energy sources and so forth is adequately  
6. taken care of in the...in the budget with the Economic  
7. Development Department and a few other resource departments  
8. that we have. What do...what do we need this for?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Hall.

11. SENATOR KENNETH HALL:

12. Senator, as you know that this is going to be Federal  
13. dollars. This is not going to cost the State one cent.  
14. Now we need this because the Federal Government has or like  
15. everywhere, they are looking for some other source of energy  
16. and this is what we need and this is not only for the Metro  
17. East area. This is for the entire State.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Soper.

20. SENATOR SOPER:

21. The Federal dollars weren't allocated for this project,  
22. not four million dollars. The Federal dollars were on a  
23. proposition that you had on another bill and that bill that  
24. was supposed to be matching funds. Who's the...is that a  
25. Senator talking to...who is he?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Hall's aid, I believe. Senator Hall.

28. SENATOR SOPER:

29. Well, do I have to go through another party. He doesn't  
30. listen to me and he's got somebody else talking...is the Floor  
31. supposed to be cleared of all the...is he staff or is he a  
32. lobbyist or what is he, who is he?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Kenneth Hall.

2. SENATOR KENNETH HALL:

3. Senator Soper, I hear you clearly. You are coming over  
4. loud and clear. I'm very attentive e and I'm listening to  
5. every word you say. Carry on.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Soper, your time has nearly expired.

8. SENATOR SOPER:

9. Well, I'll tell you one thing. You want to clear the  
10. Floor, I don't want...I don't want anybody on this Floor that  
11. doesn't belong here. Now does he belong here or he doesn't  
12. belong here. I want a ruling from the Chair.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Kenneth Hall.

15. SENATOR SOPER:

16. I want...I want to ask...that this Floor be

17. SENATOR KENNETH HALL:

18. Mr. President, this is a staff person of mine and he has  
19. been doing some research for me on this particular legislation.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Soper.

22. SENATOR SOPER:

23. Are we supposed to have anybody on this Floor that we want  
24. on this Floor? Aren't there...isn't this Floor private to the  
25. Senators? Is he entitled to have someone next to him...sitting  
26. next to him?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator, by rule and custom of this Body, we have always  
29. allowed members of the Senators own staff to be on the Floor  
30. with them.

31. SENATOR SOPER:

32. We have!

33. PRESIDING OFFICER: (SENTOR BRUCE)



1. Senator, right now, Senator Regner has someone from  
2. his Appropriation staff talking to him. I'm sure that there  
3. are members on this side who have people on the Floor who are  
4. members of their staff. We've never precluded although our  
5. rules are explicit. They are supposed to be one person  
6. from the Senate President's office and one from the Minority  
7. Leader. But if we...

8. SENATOR SOPER:

9. Well, can we follow that rule then. If the rules are  
10. explicit. You just said that the rules are explicit, so let's  
11. follow them.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The rules state that there are two majority staff members  
14. and two minority staff members and if that...if that's your...

15. SENATOR SOPER:

16. Well, it seems that this fellow that you're talking about  
17. is on contract with the Energy Resources Commission and he's  
18. not on his staff.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion?

21. SENATOR SOPER:

22. Well, you're going to cut me off anyway you want to.  
23. You've got the gavel. I know you are very fair and I know  
24. you are going to be very fair all your life but you're going  
25. to be fairer to some people than to others.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Well, Senator, if you wish to violate the rules, you may  
28. continue. I'll give you an additional five minutes. Senator  
29. Soper is recognized, a second time for five minutes.

30. SENATOR SOPER:

31. Well, thank you. As long as you violate the rules that  
32. you read, maybe it's...no...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. For what purpose does Senator Buzbee arise?

2. SENATOR BUZBEE:

3. I object to allowing the Senator extra time, Mr. President.

4. And as a matter of fact, Mr. President, a point of personal

5. privilege, I was going to stand and speak in opposition to

6. the bill but since the Senator has so eloquently stated his

7. opposition to allowing another Senator to have staff assistance

8. on the Floor in contrast...it contrary to all rules of

9. decency and good judgment and just plain old human kindness

10. I'm going to rise in support of the bill and I'm going to vote

11. for it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further discussion? Senator Buzbee has made

14. objection and under our rules, Senator so we proceed under

15. our rules. Rule 31 says that no Senator shall speak more

16. than five minutes on the same question without the consent

17. of the Senate. There has been objection by Senator Buzbee

18. and under the rules of the Senate as interpreted by this

19. Chair you cannot continue. Is there further discussion?

20. For what purpose does Senator Nimrod arise?

21. SENATOR NIMROD:

22. I know that Senator Buzbee, Mr. President, has made an

23. objection but I think that came after you had...you had said

24. that I'm giving you the extra time so once you've made your

25. statement then he would have to object to the ruling of the

26. Chair and not just change your mind arbitrarily. I think

27. that's the only decent way to do it.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. No, Senator, I operate by the rules of the Body. I

30. extended the courtesy to the Senator as the Presiding Officer.

31. There was objection and we proceeded by the rules and the

32. rule is under Rule 31 that he cannot proceed if there is

33. objection and there was objection and therefore the Chair

1. proceeds by the rules of the Senate till changed. Is there  
2. further discussion? For what purpose does Senator Rhoads  
3. arise?

4. SENATOR RHOADS:

5. Question of Senator Hall.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Indicates that he will yield. Senator Rhoads.

8. SENATOR RHOADS:

9. Senator, it...it isn't clear to me from the debate so far  
10. the distinction between Federal and State funds involved here.  
11. Senator Vadalabene made the representation that the Department  
12. of Agriculture, I believe he said had unofficially reviewed  
13. this and indicated they would be receptive to its submission.  
14. Now, what does that mean? Do we have some sort of an  
15. assurance from the Federal Government that this will be funded?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Hall.

18. SENATOR KENNETH HALL:

19. Senator, before I answer you, for Senator Soper's  
20. edification, Senator, I've asked the young gentleman to leave.  
21. Now to answer your question that the...they have up to four  
22. million dollars for this particular purpose and that's what I  
23. was trying to make clear to Senator Soper. He is asking  
24. about the four million dollars and I was just simply telling  
25. that the Federal Government has...they're concerned and...  
26. as all of you know that we're all concerned with the energy  
27. crunch. We're just trying to...to get something off the ground  
28. that will be beneficial to all of us in this emergency situation  
29. that we have. Now there's four million dollars available.  
30. I say let's use it. Let's get something going and that's  
31. where it's beneficial not only to my area, it's to the entire  
32. State.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Rhoads.

2. SENATOR RHOADS:

3. Well, is the four million earmarked for Illinois  
4. and do you have some sort of assurance from them that...  
5. that they would commit it if your bill passes?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Kenneth Hall.

8. SENATOR KENNETH HALL:

9. Well, Senator, in all of these programs that you know that  
10. you know that you must have some type of...of a program to  
11. go in and ask the Federal Government something. If we don't  
12. do anything, naturally it's not going to be available. We have  
13. to make an effort to get it.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Question is shall House Bill 3062  
16. pass. Those in favor vote Aye. Those opposed vote Nay.  
17. The voting is open. Senator Vadalabene. Have all voted who  
18. wish? Have all voted who wish? Take the record. On that  
19. question the Ayes are 31, the Nays are 21. None voting  
20. Present. House Bill 3062 having received a constitutional  
21. majority is declared passed. Senator Vadalabene moves to  
22. reconsider the vote by which House Bill 3062 passed. Senator  
23. Hall moves to Table that motion. All in favor say Aye. Opposed  
24. Nay. The Ayes have it. The motion to Table prevails.

25.

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1.

2. House Bill 3108, Senator Roe. Read the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 3108.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Roe.

9. SENATOR ROE:

10. Mr. President and members of the Senate. This bill applies  
11. to two provisions of Motor Vehicle Code which presently  
12. require a mandatory jail sentence. Driving after suspension  
13. requires a sentence of not less than seven days nor more than  
14. a year. Driving with an expired license more than six months  
15. expired, requires a mandatory sentence of not less than three days  
16. or up to a year. This bill would change both of these offenses  
17. to Class A misdemeanors which would not have any mandatory  
18. sentence associated with them. Although a jail sentence of up  
19. to a year and/or five hundred dollar fine would be possible for  
20. both of these offenses. These are the only two misdemeanors that  
21. I'm aware of that presently carry a mandatory sentence.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there further discussion? Senator Wooten.

24. SENATOR WOOTEN:

25. Just a question of the sponsor. What does the amendment  
26. do, Senator Roe? I don't have a copy of it.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Roe. Senator Roe.

29. SENATOR ROE:

30. I would yield to Senator Carroll to explain the amendment.  
31. I don't see him on the Floor right now.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Carroll is on the Floor.

1. SENATOR ROE:  
2. Excuse me.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. Senator Carroll, there's a question on the amendment  
5. which was placed on, I believe, this morning. Senator Carroll.  
6. SENATOR CARROLL:  
7. If he would repeat the question. I didn't hear the question.  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9. Senator Wooten is the...questioning. Senator Wooten.  
10. SENATOR WOOTEN:  
11. I was just curious about the amendment. I don't have a copy of  
12. it. What does it do?  
13. PRESIDING OFFICER: (SENATOR BRUCE)  
14. Senator Carroll.  
15. SENATOR CARROLL:  
16. The amendment says that in urban areas you cannot park  
17. an RV vehicle over twenty-two feet on the public streets in the...  
18. in other words, in the residential areas, et cetera, unless a  
19. local ordinance allows it. Restricts RV's in urban areas over  
20. twenty-two feet in length.  
21. PRESIDING OFFICER: (SENATOR BRUCE)  
22. Senator Wooten.  
23. SENATOR WOOTEN:  
24. I am not that familiar with lengths of recreational  
25. vehicles. This would prohibit...if a person has a recreational  
26. vehicle, they could not park it in front of their home. Give  
27. me some idea, you know, of sizes here, Senator. I'm not at all  
28. acquainted with that.  
29. PRESIDING OFFICER: (SENATOR BRUCE)  
30. Senator Carroll.  
31. SENATOR CARROLL:  
32. Twenty-two feet is the larger of the recreational vehicles,  
33. as I understand it, and what has, in fact, happened in the urban  
areas, they have created a parking and traffic problem in that

1. they take up multiple spaces in neighborhoods that don't have  
2. driveways, et cetera, and they're taking up all the parking  
3. spaces, people who have RV plates, instead of having those  
4. larger vehicles in garages or somewhere else when they're  
5. not using them and they're using them, in fact, for general  
6. transportation and taking up all the parking in urban areas.  
7. The original was...when I originally proposed the amendment, it  
8. would have been State-wide in any...in any village or municipality  
9. as well as urban area. At the request of the Motor Vehicle  
10. Laws Commission, we took that part of it out and...and left it  
11. with where the problem is and that is in the urban areas  
12. where people find it impossible to find parking places because  
13. of these overly large vehicles that are on special plates  
14. parking there. Now, the cities can, by ordinance, however,  
15. allow them in any area they want.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Wooten.

18. SENATOR WOOTEN:

19. I suppose what I need now is a definition of urban.  
20. You know, what size urban settlement would...would qualify.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll.

23. SENATOR CARROLL:

24. I honestly don't know the exact answer to that. That's  
25. a Federally defined term when it comes to transit, what...what  
26. the urban areas are and I would assume it's any major...including  
27. ...I would assume, including Rock Island. I don't have an  
28. exact definition, however.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Wooten.

31. SENATOR WOOTEN:

32. Well, that's my concern. In my district, we have cities  
33. and villages and towns and I wonder, does this just apply to cities?

1. Is it also villages, towns? Is there any distinction that  
2. you're aware of here?

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Carroll and...and Senator Wooten, your time has  
5. expired.

6. SENATOR CARROLL:

7. Just the Federal distinction between urban and rural areas  
8. and I honestly don't know the exact answer. This was  
9. suggested by the Motor Vehicle Laws Commission and just  
10. remind that anyone who would be so subject to this by ordinance  
11. could just say no. In the larger metropolitan areas,  
12. I would assume they would designate areas by ordinance  
13. and post signs where they allow them to park these longer  
14. vehicles.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Schaffer.

17. SENATOR SCHAFFER:

18. Senator Carroll.

19. SENATOR CARROLL:

20. Yes.

21. SENATOR SCHAFFER:

22. The thing that I found offensive about the original amendment.  
23. I don't think has been corrected by the second amendment, and that's  
24. that there's no requirement on the municipality to post a sign  
25. to warn somebody with an RV that they are, in fact, violating  
26. the law so that if somebody in one of my towns, several of which  
27. probably qualify as urban, one town the guy can park in anywhere  
28. he wants. He drives five miles away, through no fault of his  
29. own, parks his car, comes out and finds a ticket on it. I have  
30. no objection to municipality designating an area and preventing  
31. someone from parking an RV there because of...causes a traffic  
32. problem or eliminates parking spaces. But I do think that  
33. the guy ought to be notified and there ought to be a sign there.



1. At the very least, there ought to be some sort of posting  
2. requirement on this and that's my objection and that was the  
3. objection we voiced in the 2nd reading. You know, with  
4. every little urban area, if you will, having one rule or another,  
5. and...and presumably some town saying, well, you can park it in  
6. this side of town, but you can't park it in that side of town,  
7. and you can park it in this downtown section, but not that  
8. downtown section and not doing any signposting. It just seems  
9. to me that you really are putting the drivers of RV's in a  
10. tremendous disadvantage which is totally unfair and also, I think  
11. Senator Knuppel brought up a point, what about somebody with a  
12. twenty-two foot horse trailer? Are they qualified...or are they  
13. prevented? And they aren't. And so, a guy can park his twenty-two  
14. foot horse trailer and do exactly what you're worried about  
15. but an RV can't. I...

16. SENATOR CARROLL:

17. I assume that that was a question.

18. SENATOR SCHAFFER:

19. Yeah, I'm...

20. SENATOR CARROLL:

21. Somewhere in there.

22. SENATOR SCHAFFER:

23. Yeah, on the horse thing.

24. SENATOR CARROLL:

25. All right. Let me just...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Carroll.

28. SENATOR CARROLL:

29. Thank you, Mr. President. To answer Senator Schaffer, as I  
30. attempted to do yesterday or the day before, you can't park  
31. armored tanks on city streets, you can't park buses on city  
32. streets, you cannot park larger vehicles unless signs are  
33. posted to allow it. To say to a city on every one of its residential

1. streets, post a sign that says any of these larger than normal  
2. homeowner vehicles are to be parked there, would be a prohibitive  
3. cost to all of the municipalities of this State. I don't  
4. personally think that makes sense. I think the more standard  
5. rule is that all of these larger vehicles should be prohibited  
6. in the residential areas unless the locale, by village ordinance  
7. or...or city ordinance, passes such an ordinance to open up  
8. those areas to these oversized vehicles. Yes, it deals only  
9. with the RV plates because that's, very honestly, the problem  
10. we've been having, that they're just is no parking on the  
11. streets, for example, in Chicago, in Lincolnwood, Skokie  
12. and my district, where we've gotten substantial number of  
13. complaints because these larger vehicles are taking up  
14. multiple spaces and should not be allowed to do so when  
15. people are leaving them for days, weeks and months at a time  
16. just sitting in front of apartment buildings or homes.  
17. So that, where you want to allow it, the exception should be  
18. where you post the sign, not the general rule.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator...Senator Schaffer.

21. SENATOR SCHAFFER:

22. What Senator Carroll seems to be suggesting is that every town that  
23. doesn't want to prohibit RV's should be required to post  
24. signs. My...my attitude is that every town that wants to post  
25. ...or wants to restrict these RV's on certain streets, should  
26. be required to put the signs up. I don't think that's  
27. too much of an imposition. I would suggest to the members  
28. of the Senate that this bill in this form is...is perhaps  
29. the sleeper of the Session because believe me, when those  
30. RV people start getting all those tickets through no fault of their  
31. own, they're smart enough to start looking around to see who  
32. did it to them and that would be this Body, if we pass this bill.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Senator Glass.

1. SENATOR GLASS:

2. My concerns are similar to Senator Schaffer's and I...I  
3. did have a question of Senator Carroll, if he will yield.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. He indicates that he will yield.

6. SENATOR GLASS:

7. I thought when I first heard about this amendment,  
8. Senator Carroll, that you were concerned about your district  
9. and frankly, about the city, and...and it was your intention to  
10. apply the...the restriction only in that area and not State-wide.  
11. Is that correct, or did you intend for it to apply all over  
12. the State?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Carroll.

15. SENATOR CARROLL:

16. It wouldn't matter to me, Senator Glass. That's why  
17. we changed it to urban areas at the suggestion of the Motor  
18. Vehicles Laws Commission. I have heard of the problem in not  
19. only the City of Chicago portion, but the suburban portion of  
20. my district. Other members have said to me that they have had  
21. the same problem in their urban areas. Motor Vehicle Laws  
22. was the one who suggested that I Table the other amendment and  
23. adopt this one using that urban definition. You know,  
24. again, that those who don't have the problem don't want it and  
25. there's some solution, fine. This has been a severe problem in  
26. at least the metropolitan area, both city and suburb and that's  
27. where the substantial number of complaints that I've gotten  
28. have come from.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Glass.

31. SENATOR GLASS:

32. One final question. Would you be willing to take this bill  
33. back, Table this amendment, and put on another amendment giving

1. the power to any municipality that wished to prohibit parking  
2. of these RV's. That...that, I'm sure, would make the objectors  
3. happy.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Roe, there has been a suggestion that this bill be  
6. taken out of the record. No, there's been a suggestion by  
7. Senator Glass that you...before we proceed with all the  
8. ...is there leave to take it from the record? Leave is granted.  
9. House Bill 3160, Senator Lane. Is Senator Lane on the Floor?  
10. Could we please clear the aisles. We're...Senator Lane.

11. SENATOR LANE:

12. Yes, we were going to put an amendment on 3160.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. All right. If you...if you will...if you're going to  
15. do that, we'll have to take that one order of business. We're  
16. going to wait until all the bills are ready to roll on amendments.  
17. We'll hold 3160 until such time as we go back to pull all the  
18. bills back from 3rd. Oh, okay. 3161, Senator Leonard. Read  
19. the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 3161.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Leonard is recognized.

26. SENATOR LEONARD:

27. Mr. President, this is very similar to a Senate Bill that  
28. we passed out of here. It requires the Department of Public  
29. Aid to report annually to the General Assembly on the provisions  
30. and utilization of medical services and the current and proposed  
31. rate structures of medicaid vendors. It gives us an annual  
32. report as to how the money is being spent, what the trends are  
33. and gives us an idea of possible legislation that might help  
us improve the system and I think we're in agreement that the

1. system can use a little tightening up. I also think everybody is  
2. familiar with this and I would ask for passage. Take any  
3. questions anybody might have.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Senator Moore.

6. SENATOR MOORE:

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

8. The Department of Public Aid is opposed to this bill. It  
9. would cause problems with them to be required to publically  
10. disclose the current rate structures and the proposed changes  
11. in those rates. I think when this matter was up on a similar  
12. bill, I rose in opposition to it. It passed the House by, I  
13. believe, thirty votes on the...on the button after verification  
14. but I think that we are going to and there is money in the  
15. Public Aid budget to upgrade all of our medical vendors  
16. to the seventy percentile of the 1977 usual and customary fees.  
17. I don't think there is any necessity for this bill, assuming  
18. that the appropriation bill for the department does go through,  
19. and I...I don't think that it's going to do anything more than to  
20. have the department put some additional employees on in order  
21. to come on up with the report to the General Assembly.  
22. I think it's a bad bill and should be defeated.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Leonard may close.

25. SENATOR LEONARD:

26. Yes, we have different information, Senator Moore and I...I  
27. am told the Department of Public Aid is neutral on the bill.  
28. I think it's very basic that we have some information as to  
29. how the department is spending its money and I think that's  
30. a very real responsibility of this Chamber. I would certainly  
31. ask for passage. Roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The question is shall House Bill 3161 pass. Those in favor

1. vote Aye. Those opposed vote Nay. The voting is open.  
2. Have all voted who wish? Have all voted who wish? Have  
3. all voted who wish? Take the record. On that question the  
4. Ayes are 31, the Nays are 20, none Voting Present. House Bill  
5. 3161 having received a constitutional majority is declared  
6. passed. House Bill 3167. House Bill 3168, Senators Lemke  
7. and Vadalabene. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 3168.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Lemke.

14. SENATOR LEMKE:

15. Why don't you take this out of the record for the time  
16. being.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there leave to take it out of the record? Leave is  
19. granted. House Bill 3202. Is Senator Newhouse on the Floor?  
20. House Bill...House Bill 3224, Senator McMillan. Hold.  
21. House Bill 3233. That bill is not back, Senator Grothberg.  
22. House Bill 3236, Senator Shapiro. ...Washington. The Senate  
23. will be at ease. Is Senator Carroll on the Floor? Are we ready  
24. to proceed with all the appropriation bills and the amendments  
25. to be added thereto? Could we take the amendments that you have  
26. prepared? May I have the attention of the Senate? We are now  
27. going to those bills, House Bills on 3rd reading, that any  
28. sponsor wishes to recall for the purpose of an amendment.  
29. Would you please advise the Secretary now if you have a bill on  
30. 3rd reading that you wish to recall to the Order of 2nd  
31. for the purpose of amendment? We have several amendments that  
32. have been filed, some of the Senate sponsors may not wish to have  
33. the bill recalled. But unless you inform us, we will not recall

1. this...will probably be the last time today that we recall bills  
2. from the Order of 3rd to 2nd. Senator Grotberg on the Floor?  
3. I understand Senator Grotberg, that the amendments have been  
4. filed for 2970. Senator Grotberg asks leave of the Senate  
5. to return House Bill 2970 to the Order of 2nd reading for the  
6. purpose of amendment. Is there leave? Leave is granted.  
7. Mr. Secretary.

8. SECRETARY:

9. Amendment No. 13 offered by Senator Schaffer.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Schaffer is recognized on Amendment No. 13  
12. to House Bill 2970. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Mr. President and members of the Senate. This amendment  
15. adds the provisions of House Bill 2970 into this bill. That  
16. particular House Bill was the transfer bill that we passed  
17. out of here. That bill has evidently been snarled up in the House  
18. and the concensus is that by adding it to this bill, we expedite  
19. the total situation.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? All in favor say Aye. Opposed  
22. Nay. The Ayes have it. Amendment No. 13 is adopted. Further  
23. amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. 3rd reading. Senator Grotberg, is it your desire to pass  
28. this after intervening business? Senator Grotberg.

29. Well, since we've adopted the amendment, the question is do you  
30. plan to return to this so the Secretary can either hold the bill  
31. here or send it back to his office. Senator Grotberg.

32. SENATOR GROTBORG:

33. No, hang onto it. We'll move it.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. All right. Senator Lane on the Floor? Senator Lane on  
3. 3160. Are you ready to proceed? All right. Senator Lane asks  
4. leave of the Senate to return House Bill 3160 to the Order of  
5. 2nd reading for the purpose of amendment. Is there leave?  
6. Leave is granted. The bill is on the Order of 2nd reading.  
7. Are there amendments Mr. Secretary?

8. SECRETARY:

9. Amendment No. 1 offered by Senator Kenneth Hall.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Hall is recognized.

12. SENATOR KENNETH HALL:

13. Thank you, Mr. President and Ladies and Gentlemen of the  
14. Senate. I pulled this out of the record...ask to...because of  
15. Senator Rhoads's question and he wanted some time to look at it  
16. and so I'll defer to Senator Roe right now.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Rhoads.

19. SENATOR RHOADS:

20. Thank you, Mr. President and members of the Senate. I  
21. understand that this is a...this amendment is a bill which has  
22. been defeated several times over the last three or four years  
23. by this Chamber. I believe that Senator Schaffer, our Minority  
24. Spokesman, would like to speak on it and I will be opposing the  
25. amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there discussion? Senator Schaffer.

28. SENATOR SCHAFFER:

29. Mr. President and members of the Senate. This is  
30. the Monroe - Flinn vulture bill. You'll recall that we have  
31. over the years, passed a series of...of bills that exempted  
32. the estates up to twenty-five thousand from the liens of the  
33. Department of Public Aid. This would just forgive estates regardless



1. of size, and why do we have a lien against these estates?  
2. It's because the Department of Public Aid has supported the  
3. individuals whose...have left the estates. And who is going to  
4. get the money? The poor stiff on Public Aid? No, the people that  
5. abandoned them to Public Aid. Their heirs. And this is  
6. offensive to me. I don't see why the State should not collect  
7. this money. These people were on Public Aid because their  
8. children or their relatives or whoever chose not to help them.  
9. Then after they die, these people come in fluttering like  
10. vultures to pick up the pieces. I can recall in my time as  
11. county auditor dealing with my county nursing home and the  
12. director telling me about the people that would ignore the  
13. people in the nursing home. I remember one woman ignored  
14. her mother for twelve years. She lived seven miles from the  
15. nursing home, didn't visit her for twelve years. But after  
16. that woman died and after the daughter made sure she wasn't  
17. going to get hit for the funeral expenses, she was there to pick  
18. up the estate as quick as she could come. Now, I find this  
19. offensive. I...these people don't want to support their parents,  
20. then why should they get the estate? This money is not going  
21. to be given to Public Aid recipients. It's going to be given to the  
22. people who abandoned these people to be on Public Aid and  
23. I oppose this amendment and I hope that this Senate will beat  
24. this bill just like we have for the last three General Assemblies.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Kenneth Hall may close.

26. SENATOR KENNETH HALL:

27. Well, Senator Schaffer, I hope you are aware that as of  
28. October, 1976, a bill was passed saying that the Public Aid was  
29. required by law to stop demanding the aged, the blind and  
30. disabled to sign a lien on their home. Are you aware of that?  
31. Are you aware of that, Senator? All right. Now, what this simply  
32. does is all that remains of this law is that the liens that were  
33.

1. signed previous to October 1st, 1976. Now, it is costing in  
2. many cases, more for the Department of Public Aid to collect  
3. these than the actual cost of the homes. What I'm saying, that  
4. it's really unfair for these people to have to pay when the  
5. aged, the blind...and that's the reason that I asked that  
6. this amendment be put on this bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there further discussion? On the motion to adopt, all  
9. in favor say Aye. Opposed Nay. Been a request for a roll  
10. call. Those in favor will vote Aye. Those opposed will vote  
11. Nay. The voting is open. Have all voted who wish? Have all  
12. voted who wish? Take the record. On that question the Ayes  
13. are 23, the Nays are 22. Amendment No. 1 is adopted. For what  
14. purpose does Senator Rhoads arise?

15. SENATOR RHOADS:

16. Request a verification of the affirmative vote.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. There's been a request for a verification of those who  
19. voted in the affirmative. Will the members please be in their  
20. seats. Will those not entitled to the Floor, please vacate.  
21. The Secretary will call those who voted in the affirmative.

22. SECRETARY:

23. The following voted in the affirmative: Berman, Bruce,  
24. Carroll, Chew, Clewis, Collins, D'Arco, Demuzio, Donnewald,  
25. Egan, Guidice, Kenneth Hall, Johns, Ziomek, Lane, Maragos,  
26. Merlo, Newhouse, Rock, Savickas, Vadalabane, Washington, Mr.  
27. President.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Rhoads, do you question the presence of any member?

30. SENATOR RHOADS:

31. Yes, is Senator Buzbee on the Floor?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is Senator Buzbee on the Floor?

SENATOR RHOADS:

1. I'm sorry. He didn't vote. I'm sorry.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Buzbee is not on the Floor.

4. SENATOR RHOADS:

5. Is Senator Rock on the Floor?

6. PRESIDING OFFICER:(SENATOR BRUCE)

7. Is Senator Rock on the Floor? Take his name from the

8. record. Question the presence of any other member?

9. SENATOR RHOADS:

10. Senator Hynes.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is Senator Hynes on the Floor? Question...no. Senator

13. Rock is on the Floor. Place his name back on the record.

14. SENATOR RHOADS:

15. Is Senator Savickas on the Floor?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Savickas is in his chair.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. All right. The roll call has been verified. The Ayes

20. are 33...30...the Ayes are 23, the Nays are 22. Amendment

21. No. 1 is adopted. Further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. 3rd reading. Senator Carroll, are we ready on 2970

26. of Senator Grotberg's? Do we have all the amendments we need?

27. Senator Regner. 2970. For what purpose does Senator Lane

28. arise?

29. SENATOR LANE:

30. Yes, Sir, Mr.President. I have another bill I'd like to bring

31. back to 2nd for purpose of an amendment.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. All right. Let's go to that order. What...what bill is that,

1. Senator Lane?

2. SENATOR LANE:

3. House Bill 2695.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. House Bill 2695. Senator Lane asks leave of the Senate  
6. to return the bill to the Order of 2nd reading for purpose of  
7. an amendment. Is there leave? Leave is granted. The bill is on  
8. 2nd reading. Are there amendments, Mr. Secretary?

9. SECRETARY:

10. Amendment No. 1 offered by Senator Regner and Lane.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Regner is recognized on Amendment No. 1.

13. SENATOR REGNER:

14. Mr. President and members of the Senate. Since income  
15. taxes were first instituted here in Illinois, we've had a  
16. tremendous inflation factor. The amendment to House Bill  
17. 2695 is simply setting a tax indexing provision in this bill  
18. which means each year as the inflation rate goes up, the  
19. individual exemptions on the income tax will go up by that  
20. percentage. I move its adoption.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Lane, would you take this out of the record for a  
23. moment? Senator Lane.

24. SENATOR LANE:

25. Take it out of the record.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Take it from the record. For what purpose does Senator Lemke  
28. arise?

29. SENATOR LEMKE:

30. While we're waiting here, maybe we could do a...get leave  
31. to do a amendment on a resolution. It's uncontroversial...just  
32. changes the wording as to who is supposed to be notified.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to go to the Order of Resolutions? Leave is

1. granted. Senator Lemke, do you know the number of the resolution?  
2. SENATOR LEMKE:  
3. 340. You have the amendment up there?  
4. PRESIDING OFFICER: (SENATOR BRUCE)  
5. Senate Resolution 340.  
6. SECRETARY:  
7. Amendment No. 1 offered by Senator Lemke.  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9. Senator Lemke is recognized.  
10. SENATOR LEMKE:  
11. What this amendment does is adds the...the copy of the  
12. resolution should be sent to the...United States House of  
13. Representatives Subcommittee on Communication and Broadcasting  
14. which is chaired by Lionel VanDeerlan. I ask for its adoption.  
15. PRESIDING OFFICER: (SENATOR BRUCE)  
16. Is there discussion? Senator Wooten.  
17. SENATOR WOOTEN:  
18. Mr. President, I simply want to rise in support of this.  
19. This makes the resolution meaningful because it goes right to the  
20. person who can be most effective and I would urge the adoption of  
21. the amendment.  
22. PRESIDING OFFICER: (SENATOR BRUCE)  
23. Further discussion? All in favor say Aye. Opposed Nay. The  
24. Ayes have it. And the resolution...Amendment No. 1 to Senate  
25. Resolution 340 is adopted. For what purpose does Senator  
26. Demuzio arise?  
27. SENATOR DEMUZIO:  
28. Yes, Mr. President. Are you on the Order of Resolutions?  
29. PRESIDING OFFICER: (SENATOR BRUCE)  
30. We are at that order of business.  
31. SENATOR DEMUZIO:  
32. You want to go to House Joint Resolution 77?  
33. PRESIDING OFFICER: (SENATOR BRUCE)  
I don't believe we're going to take any other resolutions

1. at this time.

2. SENATOR DEMUZIO:

3. Is there anything else you could do for me today?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The Senate will be at ease. May I have the attention of the  
6. Senate. Senator Buzbee has a presentation.

7. SENATOR BUZBEE:

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

9. We have with us today Dean Lazar who is Dean of the S.I.U.

10. School of Law, Mr. Robert Heckenkamp of Springfield who is the  
11. immediate past President of the Illinois Trial Lawyer's Association,  
12. is the second Vice-President of the Illinois State Bar  
13. Association and Mr. John Alber, who is a law student at S.I.U.  
14. Law School in Carbondale and Mr. Heckenkamp is going to make  
15. a presentation today to Mr. Alber for the winning of a national  
16. essay contest sponsored by the Bar Association and I wanted to  
17. take the opportunity for the Senate to have this...to have  
18. this opportunity for the Senate to...to meet these gentlemen and  
19. to hear the presentation. And Mr. Clyde Choate, who I think...  
20. I didn't know Clyde was up here, most of you probably know. He was  
21. ...in case you don't know him, he's a lobbyist.

22. Mr. Heckenkamp.

23. MR. HECKENKAMP:

24. Thank you, Senator. Mr. President, distinguished members  
25. of the Senate. On behalf of the Association of Trial Lawyers of  
26. America and the Illinois Trial Lawyers Association, I am pleased  
27. to present this award to John Alber, a student at Southern  
28. Illinois University College of Law. I'm particularly happy  
29. about this occasion and I think that you should be proud of the  
30. fact that Mr. Alber, the winner of this national contest is a  
31. student at the institution which was created by this Legislature  
32. just a few short years ago. I also want to compliment Dean Lazar  
33. who stands here behind me, for his outstanding efforts in raising

1. the stature of this school of law at Southern Illinois University  
2. to the position which it now enjoys in legal circles.  
3. Mr. Alber, I present to you the Certificate of the...of the  
4. Association of Trial Lawyers of America in appreciation of  
5. your efforts and of your essay. I likewise present to you  
6. your certificate of membership in the Illinois Trial Lawyers  
7. Association together with a token contribution from the  
8. Association of Trial Lawyers Association. Thank you for  
9. your valuable time.

10. MR. ALBER:

11. Well, I would like to thank both the State and National  
12. Trial Lawyers Association for presenting this forum for essays on  
13. environmental law, a topic that I feel is quite important and  
14. important for legislators to consider. I'd like to thank also  
15. ...I'm in a good position to thank right now the Senate  
16. for giving us a law school and hopefully a building. I'd like  
17. to thank Dean Lazar for...I guess for organizing S.I.U.  
18. Law School. It's an institution dear to my heart now.  
19. Thank you very much.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. For what purpose does Senator Graham arise?

22. SENATOR GRAHAM:

23. Mr. President, I would like to introduce this gentleman,  
24. you...perhaps...invite him to the podium. I have the honor today  
25. of entertaining Representative from the great State of Wisconsin,  
26. who is either fortunate or unfortunate enough in his area in  
27. Beaver Dam to have Waupon State Penitentiary as part of his  
28. responsibilities...down...seeing how we don't do it in Illinois.  
29. I'd like for the Senate now to recognize, if I could do it from  
30. here, fine, I would appreciate it, recognize Representative Tom  
31. Hanson from the great State of Wisconsin.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. ...Hanson.

SENATOR GRAHAM:

1. And for the edification of Senator Buzbee and others,  
2. he's leaving shortly to go down to Menard and see how we handle  
3. that penitentiary when we have twenty-six hundred prisoners  
4. in an institution that's built for sixteen hundred. So, Representative  
5. Hanson will get a fine education from Illinois today and I know  
6. all of us wish him well and he invites us to come to Wisconsin  
7. and see him and would you like to extend your greetings to  
8. the Senate? Could I do that, please?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. I would think that would be appropriation, if you can  
11. pass on any wisdom from Wisconsin, now would be the time to do it,  
12. Representative.

13. SENATOR GRAHAM:

14. Use my microphone, please.

15. REPRESENTATIVE HANSON:

16. Thank you, very much, Senator. I appreciate very much your  
17. hospitality and the time that you have taken to tell me some of  
18. the things about the problems you have had in Illinois. I might  
19. just say this that for your benefit and the best thing I could  
20. tell you about the Wisconsin Legislature right now is that  
21. we're adjourned. We're enjoying the summer very much  
22. at this time and we don't intend to be back until after the  
23. fall elections. Thank you again for your hospitality here in  
24. Springfield.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. For what purpose does Senator Maragos arise?

27. SENATOR MARAGOS:

28. Mr. President and members of the Senate. I, too, wish to  
29. welcome the Wisconsin State Representative because they  
30. were host to a committee, ad hoc Committee, of this Body  
31. last year when Senator Hickey, Senator McMillan, myself, and Senator  
32. Savickas went to study their procedures up there. We still  
33. haven't adopted many of their procedures. That's why



1. we're still in Session and they are not. But we welcome him  
2. also and again, thank you for the hospitality they afforded us  
3. last year..

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Graham.

6. SENATOR GRAHAM:

7. Mr. President, I knew we couldn't get by without Sam  
8. making a speech and thank you very much. I'd also like to say  
9. to the Gentleman on the other side of the aisle that  
10. Representative Tom Hanson is a Democrat and he feels very  
11. comfortable over here. And I am sure he would like to shake  
12. hands with Senator Hynes and Senator Rock before he leaves.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The Senate will be at ease. ...to go to the Order of  
15. Messages from the House? Leave is granted. Messages from the  
16. House.

17. SECRETARY:

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

19. Mr. President - I am directed to inform the Senate  
20. that the House of Representatives has concurred with the Senate  
21. in the passage of a bill with the following title:

22. Senate Bill 252 with House Amendments 1, 4 and 5.

23. A like message on Senate Bill 250 with House Amendments  
24. 1, 8, and 19.

25. A like message on...on Senate Bill 386 with House Amendments  
26. 1, 3, 4, 6, 7, 10, and 11.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The Senate will be at ease. Messages from the House.

29. SECRETARY:

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

31. Mr. President - I am directed to inform the Senate that the  
32. House of Representatives has concurred with the Senate in the  
33. passage of a bill with the following title, to-wit:

Senate Bill 253 with House Amendment No. 1.

1. A like message on Senate Bill 255 with House Amendments  
2. 1 and 2.

3. A like message on Senate Bill 309 with House Amendment No. 1.

4. A like message on Senate Bill 388 with House Amendment No. 1.

5. A like message on Senate Bill 393 with House Amendment No. 2.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The Senate will be at ease. The Senate will come to order.

8. Messages from the House.

9. SECRETARY:

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

11. Mr. President - I am directed to inform the Senate  
12. that the House of Representatives has concurred with the Senate  
13. in the passage of a bill with the following title, to-wit:

14. Senate Bill 736 with House Amendment No. 5.

15. A like message on Senate Bill 1455 with House Amendment No. 2.

16. A like message on Senate Bill 1562 with House Amendment No. 1.

17. A like message on Senate Bill 1617 with House Amendments

18. Nos. 1 and 3.

19. A like message on Senate Bill 1630 with House Amendment No. 1.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The Senate will stand at ease. The Senate will come to order.

22. Messages from the House.

23. SECRETARY:

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

25. Mr. President - I am directed to inform the Senate  
26. that the House of Representatives has passed...has concurred  
27. with the Senate in the passage of a bill with the following  
28. title:

29. Senate Bill 395 with House Amendments 1 and 3.

30. A like message on Senate Bill 1055 with House Amendments  
31. 1 and 2.

32. A like message on Senate Bill 1672 with House Amendments

33. Nos. 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, and 15.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there leave to go to the Order of Resolutions?
3. Leave is granted. Resolutions.
4. SECRETARY:
5. Senate Resolution 460, offered by Senator Soper and
6. all members. It's congratulatory.
7. Senate Resolution 461, offered by Senator Joyce and all
8. Democrat Senators. It's congratulatory.
9. Senate Resolution 462, offered by Senators Philip, Mitchler,
10. and all Senators and it's congratulatory.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Resolutions Consent Calendar. The Senate will stand at
13. ease. The Senate will come to order. The Senate will come to
14. order. Is there leave to go to the Order of House Bills,
15. 3rd reading? Leave is granted. We are going to proceed through
16. the Calendar with the first bill on House Bills, 3rd reading.
17. Any Senator that has a bill on that order of business, this would
18. be an appropriate time to call it. It's now 5:00 o'clock.
19. This may be the last time through this series of bills.
20. House Bill 236, Senator Rock. Senator Rock on the Floor? House
21. Bill 255, Senator Knuppel. House Bill 256. House Bill 1088,
22. Senator Kenneth Hall. Senator Kenneth Hall is recognized on
23. House Bill...read the bill, Mr. Secretary.
24. SECRETARY:
25. House Bill 1088.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Kenneth Hall is recognized.
30. SENATOR KENNETH HALL:
31. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
32. This bill is the grant authority to the Illinois Industrial
33. Development Authority to make loans to the Regional Business

1. Economic Development...place the bill number up, will you,  
2. Mr...Secretary, will you place the bill number up, please.  
3. Thank you. This bill impowers the Illinois Industrial Development  
4. Authority to approve loans to the Regional Business  
5. Economic Development Council for the development of the Progress  
6. Plaza Industrial Park. This industrial development organization  
7. has a grant offer of 2.3 million for the U.S. Department of  
8. Commerce. Now, all this does is give them authority  
9. to act in this behalf. Now, this money has been lying there  
10. waiting for someone to make application for it. This bill  
11. simply gives them the authority to make application for this  
12. to approve loans for the purpose of industrial park. So, I  
13. approve...I ask your approval of this matter.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? Senator Berning.

16. SENATOR BERNING:

17. Yes, just a question of the sponsor.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Indicates that he will yield. Senator Berning.

20. SENATOR BERNING:

21. This ten million dollar loan you're talking about is then  
22. the prelude to what in a...in anticipated future obligation?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Kenneth Hall.

25. SENATOR KENNETH HALL:

26. Senator, I said it was two million three hundred thousand,  
27. not ten million. Well, the reason...but...to tell you  
28. the whole thing is that this bill, Senator, would require  
29. the State to invest only a dollar ninety-nine cents of every  
30. eleven thousand dollars of State money in industrial development  
31. to create jobs, to create State revenues through retained  
32. corporate taxes, new buildings and new payrolls. This bill  
33. would make an investment in industry to build a more

1. stable economy and you certainly can't afford to miss  
2. this investment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? Senator Berning.

5. SENATOR BERNING:

6. Well, I either did not make myself clear or you chose not to  
7. respond. My question is what will be...will we be obligated to  
8. in toto after this initial first step? Are we talking about  
9. twenty million dollars, two hundred million dollars or two  
10. billion dollars? There has to be some projection that  
11. you and your advisors have come up with that will ultimately  
12. be the total cost for the Progress Plaza Industrial Park and  
13. other industrial development purposes in St. Clair County.  
14. In other words, this seems to me to be very broad, very all-  
15. inclusive and I want to be sure that we're not going to be buying  
16. St. Clair County.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Moore.

19. SENATOR MOORE:

20. Will the sponsor yield?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Indicates that he will yield. Senator Moore.

23. SENATOR MOORE:

24. What is the interest on the repayment of these...these  
25. loans, Senator? What interest rate...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Kenneth Hall.

28. SENATOR KENNETH HALL:

29. Senator, what we're doing, we're simply trying to pick  
30. up two million three hundred thousand dollars. There's no  
31. interest that is asked for at this time. This money was allotted  
32. over three and a half years ago and we've never been able to get  
33. legislation through to authorize that this money be used. Now,

1. we're at a standstill or at a point of losing this money now.  
2. This is money that was placed by the Federal Government, U.S.  
3. Department of Commerce and Economic...Development Administration  
4. for the development of industrial parks throughout the United  
5. States. We're simply trying to get authority to the Illinois  
6. Industrial Development Authority to get a hold of this money.  
7. It's just that simple, Senator.  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9. Senator Moore.  
10. SENATOR MOORE:  
11. Well, the reason I inquired is that our staff notes indicate  
12. that these specific loans may be repaid and the word may bothers  
13. me, but I'll pass that up, may be repaid at three percent  
14. simple interest rate. And it seems to be a pretty good deal for  
15. you, Senator, at three percent.  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17. Senator Kenneth Hall.  
18. SENATOR KENNETH HALL:  
19. Well, Senator, we have a large number of unemployed and  
20. subunemployed and welfare recipients. These are target groups  
21. and what we are trying to do is to simply stimulate some  
22. economy, get some people off of the Public Aid and you well  
23. know it because you've been chairman of the Public Aid Commission  
24. for a long time and to try to stimulate some businesses and make  
25. a significant factor to...to turn that place around down there in  
26. that area and that's why we're trying to get this.  
27. PRESIDING OFFICER: (SENATOR BRUCE)  
28. Further discussion? Senator Graham. Well, Senator Berning,  
29. you've spoken once and Senator Graham will speak and...  
30. Well, Senator Berning, in answering your question, your time  
31. expired. That's why I went to Senator Moore and perhaps  
32. a second time around, Senator Berning, I'll recognize you again,  
33. for further comments. Senator Graham.

1. SENATOR GRAHAM:

2. I only have a couple brief questions. I'm sure I'll  
3. get an answer to them. Senator Hall, do we have an executive  
4. director picked out for this disbursement of this money?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Kenneth Hall.

7. SENATOR KENNETH HALL:

8. No, Senator. I know what you have reference to. No, we don't  
9. have that in this...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Graham.

12. SENATOR GRAHAM:

13. You wouldn't be willing to sign an affidavit, though, that  
14. the House member...the House sponsor of this does not have  
15. something in that order in mind, would you? Or could you?  
16. You can't answer that. I know, you don't know what she has  
17. in mind. I withdraw it. But I...you know what I'm talking  
18. about.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Kenneth Hall.

21. SENATOR GRAHAM:

22. I...I think if...I don't think we need more than one  
23. member of the family really being too involved in this General  
24. Assembly in expenditure of funds. That's the only thing  
25. I'm worried about.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Berning.

28. SENATOR BERNING:

29. Well, thank you, Mr. President. I asked the sponsor a  
30. question to...and I never got an answer. And I'll repeat it.  
31. What projected total expense do you anticipate for the accomplishment  
32. of the establishment and building of this Progress Park...Progress  
33. Plaza Industrial Park and other industrial developments in Lake  
County. What are we talking about? St. Clair County.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Kenneth Hall.

3. SENATOR KENNETH HALL:

4. Senator, we're not talking about Lake. We're talking about  
5. St. Clair County. Now, I don't have the figures for a projected...  
6. that's the reason I didn't answer you. I don't have those  
7. figures at hand, Senator. I've sent for the House sponsor.  
8. But I just don't have those figures at hand.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Berning.

11. SENATOR BERNING:

12. Well, then, Mr. President, I have to rise in opposition  
13. to this bill as most of us have over the years and this is not  
14. a new proposal. It goes back several years and I'd like to point out  
15. that it, from all appearances, really is a conflict of interest.  
16. The House sponsor, according to the information I have, is a...  
17. an associate, if not a direct partner with her husband who has  
18. set up a not-for-profit corporation with the express purpose  
19. of developing this particular project. They have not been  
20. successful in producing the local matching funds for this  
21. development and industrial park and consequently,  
22. there is the effort being made to have the State and the Federal  
23. Government proceed to provide this Progress Plaza Industrial  
24. Park. And laudable as its objectives may be, Mr. President and  
25. members of the Senate, I submit to you that there isn't an  
26. area in the State of Illinois that could use the same kind of  
27. largess. It is inconceivable that we should seriously consider  
28. subsidizing an almost in toto, a program which is single centered,  
29. single interest and for all intents and purposes, is a reshuffling  
30. of assets. In my opinion, Mr. President, it is high time  
31. that this EDA, Economic Development Administration, five year  
32. old. 2.2 million grant, be allowed to lapse and that the  
33. State of Illinois be relieved from any potential obligation  
of unlimited, totally unlimited proportions.



1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Kenneth Hall may close.

3. SENATOR KENNETH HALL:

4. Thank you, Mr. President, Ladies and Gentlemen. This is  
5. a step toward the solution of unemployment and welfare  
6. problems in this development of industry. It's a practical and  
7. intelligent toward the solution. What we are asking is this.  
8. We anticipate maybe as high as thirteen thousand jobs. We're  
9. preventing how many families from becoming welfare recipients.  
10. We will remove a hundred and fifty families from welfare and  
11. that alone would save the State nearly a million four hundred  
12. and ninety-two thousand dollars for food stamps and other  
13. types of values in terms of years. What are the dollar cost...  
14. and the benefits of this...migration to this State.  
15. What we are simply doing is to not lose money that has  
16. been appropriated by the Federal Government and all we're asking  
17. is the authority through this bill to gain that money.  
18. In reference to what you have said, Senator Benning, that  
19. Attorney Young has waived any fees. If there is anything due him,  
20. it's all been waived and he will not gain one...single  
21. dime out of this. I would ask your most favorable support  
22. of this bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there further...question is shall House Bill 1088 pass.  
25. Those in favor vote Aye. Those opposed vote Nay. The voting is  
26. open. Have all voted who wish? Have all voted who wish?  
27. Take the record. On that question the Ayes are 27, the Nays are  
28. 26. None Voting Present. Senator Hall moves that the bill be  
29. placed on the Order of Postponed Consideration. It will be placed  
30. on that order of business. House Bill 1226, Senators Graham  
31. and Mitchler. House Bill 1264, Senator Savickas. Is Senator  
32. Savickas on the Floor? House Bill 1436, Senator Clewis.  
33. House Bill 1533, Senator Kenneth Hall. Read the bill, Mr. Secretary.

End of reel

1. SECRETARY:

2. House Bill 1533.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Kenneth Hall.

7. SENATOR KENNETH HALL:

8. Thank you, Mr. Chairman, Ladies and Gentlemen of the  
9. Senate. This bill would create the Illinois Depressed  
10. Area Land Use and Community Development Authority which  
11. would serve as a public developer that in conjunction  
12. with private enterprise and the local citizens and the  
13. local, State and Federal Government would carry out  
14. comprehensive community development in depressed areas.  
15. The authority would be responsible for the development  
16. of long range comprehensive plans for the growth and  
17. development of depressed areas. These plans shall be  
18. the result of the cooperative effort of local advisory  
19. committee working in conjunction with local, State and  
20. Federal agents...agencies and private companies. The  
21. plan should and must include a sound and detailed financial  
22. structure as how the development plan will be built. The  
23. plan shall be presented to the General Assembly for approval.  
24. Should the General Assembly approve the plans, the Depressed  
25. Areas Land Use and Community Development Authority will in  
26. conjunction with and in cooperation with State, Federal and  
27. local government units implement said plan. I would ask your  
28. most favorable support of this bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? Senator Glass.

31. SENATOR GLASS:

32. Thank you, Mr. President and Senators. I stand up to  
33. oppose this legislation. This is a major attempt at a

1. rip-off of State funds. First of all, there are a couple of  
2. companion bills to this one, although this involves no financing.  
3. House Bill 3061 and 3292 create a special earmark fund for this  
4. new governmental entity that would be created by House Bill  
5. 1533. And it would be funded by an increase in our cigarette  
6. tax of one mil per cigarette and earmarking of ten percent  
7. of all Federal Housing and Urban Development Funds coming  
8. into Illinois for this group. House Bill 3067, which is a  
9. one hundred and fifty thousand dollar appropriation, would  
10. provide funding for the Depressed Area Land Use and Community  
11. Development. And I'd...I'd also point out that the bill is  
12. similar to one which was Vetoed by Governor Walker and is  
13. the fourth redraft of this bill since 1975. The Governor has  
14. Vetoed the act on two other occasions and I'd urge a No vote.  
15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Kenneth Hall.

17. SENATOR KENNETH HALL:

18. Well, Senator Glass, you're in error when you refer to  
19. it as being part of cigarette tax, now you're in error there.  
20. The only bill we have before us is 3067 and it's the only  
21. one before the General Assembly. And the reason Governor  
22. Walker Vetoed this bill, that some of the members would have  
23. been chosen by the General Assembly. This leaves it entirely  
24. to the Governor. That was the reason of the veto before.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there further discussion? The question is shall House  
27. Bill 1533 pass. Those in favor vote Aye. Those opposed vote  
28. Nay. The voting is open. Have all voted who wish? Have all  
29. voted who wish? Take the record. On that question the Ayes  
30. are 28, the Nays are 23, 1 Voting Present. ...Senate, all it  
31. requests that further consideration of House Bill 1533 be  
32. postponed...be placed on the Order of Postponed Consideration.  
33. Is there leave to go back to House Bill 1264? Senator Savickas

1. was off the Floor. Leave is granted. House Bill 1264.

2. Read the bill, Mr. Secretary. Please.

3. SECRETARY:

4. House Bill 1264.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Savickas.

9. SENATOR SAVICKAS:

10. Yes, Mr. President and members of the Senate. As you  
11. all know this bill is the grandfather clause for those  
12. working in the State Board of Elections. And I guess the  
13. issue here has been, in the past, and it is now, not the  
14. protection of employees who cannot pass examinations, but  
15. of board employees who have passed two examinations already.  
16. And I think the issue here is recognition of experienced  
17. professional employees who should not have to be rehired  
18. all over again to keep their jobs and I urge that you  
19. support Senate Bill 1264.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Senator Rhoads.

22. SENATOR RHOADS:

23. Thank you, Mr. President and members of the Senate. I  
24. rise in opposition to House Bill 1264. It is another attempt  
25. ...to pass a bill which this Chamber defeated at least twice  
26. last year in...in bill form and once in amendment form, trying  
27. to exempt the employees from the State Board of Elections from  
28. the Personnel Code. This is clearly in violation of the under-  
29. standing that was reached in Chicago back in January when the  
30. compromise bill on the State Board of Elections was drafted.  
31. There was absolutely no reason that these employees can't  
32. pass a...a Personnel Code examination. Particularly with  
33. the understanding as the one we arrived at in Chicago, that

1. that examination would be geared to the specific duties  
2. that those employees had to perform. This is a bad bill.  
3. I urge its defeat.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator D'Arco.

6. SENATOR D'ARCO:

7. Thank you, Mr. President. I supported this bill last  
8. Session. I thought it was a bad idea to require them to  
9. take an examination under the Personnel Code since they  
10. had already qualified taking more than two examinations  
11. for their positions as employees in the State Board  
12. of Elections. They, in fact, are tired of going through  
13. the mill of having to qualify themselves to be employees  
14. at the State Board. You know what it's like, Mark, you  
15. took the law exam. How many exams you want to take? Two,  
16. three, to be a lawyer? Well they qualified for their job  
17. and they're tired of it and they want to be thankful and  
18. rested in their position as...as employees. And I move  
19. for the...a favorable vote.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Savickas may close.

22. SENATOR SAVICKAS:

23. You all heard Senator D'Arco's comments. I would urge  
24. you support of Senate or House Bill 1264.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The question is shall House Bill 1264 pass. Those in  
27. favor vote Aye. Those opposed vote Nay. The voting is  
28. open. Have all voted who wish? Have all voted who wish?  
29. Have all voted who wish? Take the record. On that question  
30. the Ayes are 30, the Nays are 18, 1 Voting Present. House  
31. Bill 1264 having received a constitutional majority is...is  
32. declared passed. For what purpose does Senator Rhoads arise?  
33. Snap...snap.

HB 1436  
3rd reading  
6-28-78

1. SENATOR RHOADS:
2. To request a verification of the affirmative votes.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. There's been a request for a verification of those
5. members who voted in the affirmative. Will the members
6. please be in their seats. Secretary will call those
7. who voted in the affirmative.
8. SECRETARY:
9. The following voted in the affirmative: Berman,
10. Buzbee, Carroll, Chew, Clewis, Collins, D'Arco, Davidson,
11. Demuzio, Donnewald, Egan, Guidice, Kenneth Hall, Johns,
12. Knuppel, Ziomek, Lane, Lemke, Leonard, Maragos, Merlo, Moore,
13. Regner, Rock, Rupp, Savickas, Soper, Vadalabene, Washington
14. and Mr. President.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Rhoads, do you question the presence of any
17. member?
18. SENATOR RHOADS:
19. Senator Buzbee.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Buzbee is at the...back of the Chamber. You
22. question the presence, Senator, of any other member? Roll
23. call has been...verified, the Ayes are 30, the Nays are 18,
24. 1 Voting Present. Senate Bill...House Bill 16...1264, verified
25. and the bill has been declared passed. Senator Ziomek moves
26. to reconsider the vote by which the bill passed. Senator
27. Lemke moves to Table that amendment. All in favor say Aye.
28. Opposed Nay. The Ayes have it. The motion to reconsider
29. is Tabled. ...Bill 1436, Senator Clewis.
30. SECRETARY:
31. House Bill 1436.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Clewis.
3. SENATOR CLEWIS:
4. Mr. President and members of the Senate. House Bill
5. 1436 provides that no law shall be enacted to limit or
6. deny the power of a home rule unit unless, and this is a
7. very important unless, there is clear and specific language
8. to what degree and to what extent we would like to limit
9. or deny that home rule power. This bill is designed to
10. put an end once and for all for inadvertent preemption
11. of home rule powers and I would urge a favorable roll call.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Is there discussion? ...Senator Grotberg.
14. SENATOR GROTBORG:
15. Question of the sponsor.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Indicates he will yield. Senator Grotberg.
18. SENATOR GROTBORG:
19. Senator Clewis, does this mean in Local Government
20. Affairs Committee that we will no longer be faced with home
21. rule amendments to every legislation that goes through our
22. committee, if this bill were to pass?
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Clewis.
25. SENATOR CLEWIS:
26. Yes, this means that if you want to limit or deny a
27. home rule power, you have to be specific in your language in
28. so doing.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Grotberg.
31. SENATOR GROTBORG:
32. Now you just undid your answer.
33. PRESIDING OFFICER: (SENATOR BRUCE)
34. Senator...

1. SENATOR GROTEBERG:

2. I've said...I'm asking, Senator, if this bill were to  
3. pass, we no longer have to specifically exempt anything the  
4. way the synopsis reads? That...that...this...this amendment  
5. then would override all legislation we pass from here on?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Clewis.

8. SENATOR CLEWIS:

9. As regard to home rule?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Clewis.

12. SENATOR CLEWIS:

13. Again, Senator, it would not limit or deny home rule  
14. powers unless the bill specifically provided for limitation  
15. or denial of that home rule unit's power or function.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Grotberg.

18. SENATOR GROTEBERG:

19. Well, it is just not my understanding of what this says.  
20. The synopsis says, in fact, that it provides that no law  
21. enacted will deny or limit any power or function of a home  
22. rule unit. It looks like it's a grandfather bill and would  
23. be law that we no longer deal with the home rule concept bill  
24. by bill, but statutorily home rule powers apply to all statutes  
25. and I don't know whether it's retroactive or not.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Was that a question, Senator?

28. Senator Grotberg.

29. SENATOR GROTEBERG:

30. Well, kind of, I...I don't know why the parliamentarian  
31. is helping in this. Is it a parliamentary question? Maybe  
32. it is.

33. PRESIDING OFFICER: (SENATOR BRUCE)



1. No it isn't. Question the sponsor, Senator Clewis.

2. SENATOR CLEWIS:

3. Again, step by step. If it happened to be the intent  
4. of that committee or the Legislature to limit a home rule's  
5. power, let me go back to the way that it is now under the  
6. present rules of our Senate. If it does not apply to a  
7. home rule unit, we have a one little sentence at the end  
8. of the bill saying that this does not apply to a home rule  
9. unit. If this sentence or statement is inadvertently excluded  
10. from the bill then it would provide, it would pertain to a  
11. home rule unit. If it was the intent of either that committee  
12. or the Senate, it would have to be clearly defined and stated  
13. and I don't think anybody could answer it any further than  
14. that.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? ...We have Senators Walsh, Nimrod,  
17. Glass, Moore, Wooten, Netsch and Rock. Senator Walsh.

18. SENATOR WALSH:

19. Mr. President, members of the Senate. This bill is in  
20. substantially, if not the exact form it was in, I had it's  
21. in the exact form it was in when we defeated it just one  
22. year ago tomorrow. It's...it's my feeling that any legislation  
23. passed by the General Assembly should apply to all citizens  
24. of the State of Illinois, unless we specifically provide otherwise.  
25. I'm afraid if...if this bill were to pass that it wouldn't be  
26. necessary for any of our colleagues from Chicago to come down  
27. to the General Assembly. I think that we represent all of the  
28. people of the State of Illinois and the legislation should  
29. apply to all people unless we have an amendment which specifically  
30. provides otherwise. The court case which apparently is...referred  
31. to by the gentleman to the contrary, notwithstanding. I...I  
32. think the membership should know in...in Cook County especially,  
33. we have many very small home rule units. We have communities that

1. are as small as four thousand people which are home rule units.  
2. And some of those people don't even know their home rule units  
3. and I...I think it's wrong that legislation passed by the  
4. General Assembly not apply to them. I think it's wrong to  
5. put the home rule amendment on as many bills as we do, because  
6. I think our action should apply to them. But to pass this bill  
7. which would automatically provide that legislation does not  
8. apply unless we have a contrary provision in the Statute, is...is  
9. just plain wrong and I would hope that the Senate would treat  
10. this bill in just the same way we did one year ago and I urge  
11. a No vote.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Nimrod.

14. SENATOR NIMROD:

15. Yes, Mr. President and Ladies and Gentlemen of the Senate.  
16. It seems to me that there is adequate language in our Consti-  
17. tution under Article VII, Section 6 under paragraphs G, H, I, J  
18. and K. And I think that what we're doing here is trying to  
19. put in the Statutes something that's already taken care of and  
20. we're trying to reverse what the...what the original intention  
21. was of those who framed the Constitution, and I think we're  
22. going about it the wrong way. It says under Section G, it  
23. says the General Assembly by law provided by the board of  
24. three-fifths of the members of either House may limit  
25. the power to tax or the powers of the State. The General  
26. Assembly may provide specifically for the laws exclusive of  
27. the exercise of the function of a home rule unit other than  
28. a taxing power. Home rule units may exercise, perform  
29. concurrently with the State any power or function of a home  
30. rule except the General Assembly by law does not specifically  
31. limit the concurrent exercise or the specific declare of the  
32. State's exercise. It goes on in J and K and covers the others, that  
33. pertain to debts and other. And specifically covers this subject.

1. And what we're trying to do, I...I know that those home rule  
2. amendments that have been on have been superfluous up until  
3. now and we just been doing this kind of an insurance...has  
4. been done as a kind of an insurance...try to protect themselves.  
5. I really don't believe that it's necessary. I...think we're...  
6. we're kidding ourselves and that what we do is...is we have  
7. the Constitution and I think this law, this particular part  
8. of the Statute is totally necessary since it is covered in  
9. the Constitution and we've had no problems to this point.  
10. I...I think it's just a very foolish amendment that demands  
11. something which was not intended by the Constitution.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Glass.

14. SENATOR GLASS:

15. Thank you, Mr. President. In addition to...to what  
16. Senator Nimrod said and Senator Walsh, there is a supreme  
17. court case as Senator Walsh mentioned which has construed  
18. the Constitution and that's pretty much settled the law.  
19. It...it provided, as I understand it, that unless there is  
20. a specific statement by the Legislature limiting or denying  
21. a home rule power then...then we're not limiting or denying  
22. it. I think the matter has been put to rest. However, this  
23. piece of legislation really goes further than that and it  
24. would require us to specify the manner and extent to which  
25. we are limiting a home rule power. I think...that should  
26. not be part of the law and I would urge a No vote on this  
27. bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Wooten.

30. SENATOR WOOTEN:

31. Thank you, Mr. President. Simply to take the same  
32. position I've taken through the years on this measure.  
33. I believe we ought to address the problem as we have in the

1. past. I don't know if it's the intention in putting this on  
2. to require that we would automatically be faced with the  
3. necessity of coming up with a three-fifths vote on almost  
4. any bit of legislation we wanted to affect more than cows  
5. and crossroads. I think it is a backward way to approach  
6. the matter and I earnestly solicit a No vote from my colleagues.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Netsch.

9. SENATOR NETSCH:

10. In addition to all of the other points that have been  
11. made and do not need to be repeated, I would add that I think  
12. that the...what is there in the Constitution is what is  
13. necessary for limiting or denying home rule units and  
14. nothing more. And in addition, I am troubled by the language  
15. in this bill, which I understand to be a general rule, or  
16. intended to be a general statutory interpretation bill, but  
17. I am troubled by the language that the specific limitation  
18. must state in what manner and to what extent it is a  
19. limitation. If that should prevail somehow over the constitutional  
20. language and the limitation in each of the individual bills  
21. where there is an attempt to limit home rule units I think  
22. we would be really bringing on unwarranted and in some cases  
23. very mischievous law suits and confusion about what we have,  
24. in fact, done. I think it is not a wise move.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Rock.

27. SENATOR ROCK:

28. Thank you, Mr. President, Ladies and Gentlemen of the  
29. Senate. I rise in support of House Bill 1436, which as  
30. Senator Clewis so adequately and well explained, is an  
31. amendment to the Statute on Statutes. And what it simply  
32. provides is as Senator Grotberg tried to point out,  
33. that there will no longer be the necessity of attaching

1. a home rule amendment on every bill that comes down the  
2. pike. All this says is, that if, in fact, the intent of the  
3. sponsor and the intent of the assembly is to preempt a home  
4. rule unit in accordance with the Constitution then it has to  
5. say that, it's very simple and I think it's a worthwhile  
6. idea.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Moore.

9. SENATOR MOORE:

10. Thank you, Mr. President and members of the Senate.  
11. I remember after the adoption of the Constitution of 1970  
12. we had the so-called famous Dougherty Amendment that was  
13. placed upon every bill that dealt with cities and villages  
14. in the State of Illinois. The Supreme Court, in the case  
15. of Rossner versus Korshack, which was held or decided  
16. on September 25th, 1973, held that a law passed by the  
17. General Assembly does not limit or deny the power of  
18. a home rule unit unless a specific statement to do so is contained  
19. therein. Now, many members perhaps think this a bill for  
20. the City of Chicago, but I want to call to their attention  
21. that there are other home rule units in the State of Illinois,  
22. Peoria, Springfield, Decatur, Champaign, McCook, Bedford Park,  
23. Oak Park, Rockford, Rock Island, Evergreen Park, Oak Lawn, Blue  
24. Island and some seventy others that are home rule units of  
25. government. And I think all that...that the Senator or the  
26. sponsor of the bill is attempting to do is to codify into the  
27. Statute the Rossner versus Korschack Supreme Court decision,  
28. so that we don't have to go through the BS of putting on the  
29. Dougherty Amendment, which the Chicago Democrats insist on  
30. putting on everything. I think this is a good bill and I  
31. urge your support.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Clewis may close.

1. SENATOR CLEWIS:

2. Mr. President and members of the Senate. I agree with  
3. the previous speakers who feel that it is a good bill. It's  
4. a bill with the primary intent to end inadvertent preemption  
5. of home rule powers. It is, as Senator Rock stated, consistent  
6. with our Constitution. Yes, we will have to be specific in  
7. the language of our bills. There are some, possibly in the  
8. Chamber, who feel that maybe we should pass haphazard or  
9. inexplicit legislation, I for one do not feel that that is  
10. a thing that we should leave in the hands of the people who  
11. are not going to look at it in the area where we're going  
12. to have clear and concise language in a bill. Now, legal  
13. language, and there's plenty of attorneys in this Chamber,  
14. is an important thing. I think our bills should be clear,  
15. concise and understandable and I would appreciate a favorable  
16. roll call.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The question is shall House Bill 1436 pass. For what  
19. purpose does Senator Grotberg rise...rise, the Senator had  
20. closed, Senator Grotberg.

21. SENATOR GROTEBERG:

22. Yes, I have a parliamentary inquire, Mr. President.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. State your inquiry.

25. SENATOR GROTEBERG:

26. Based on the discussion and the references to the  
27. Constitution, I'd just like to know how many votes it will  
28. take to pass this to kind of override the Constitution of  
29. Illinois?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. In answer to your question, my two parliamentarians  
32. indicate that this would require thirty votes to pass.  
33. Shall House Bill 1436 pass? Those in favor vote Aye, those

1. opposed vote Nay. The voting is open. Have all voted who
2. wish? Have all voted who wish? Take the record. On that
3. question the Ayes are 28, the Nays are 23, none Voting Present.
4. The sponsor asks that further consideration of House Bill 1436
5. be postponed. The bill will be...placed on that order. House
6. Bill 2359, Senator Chew. House Bill 2529, Senator Knuppel.
7. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 2529.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Knuppel.
14. SENATOR KNUPPEL:
15. This originally shows a 43.7 million dollar appropriation,
16. it's been reduced to twenty-seven million and the purpose of
17. this is to build the bypass on Route 20, U.S. 20 around
18. Freeport, Illinois. That's part of the...supplemental freeway
19. program. It's supposed to come out of Series A Bonds and this
20. is a long delayed project that the people in that area have
21. fought very desperately for and I would ask for a favorable
22. roll call.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Is there discussion? Senator Sommer.
25. SENATOR SOMMER:
26. Mr. President and members. First of all a question of
27. the sponsor. Could you tell me what county Freeport is in,
28. Senator Knuppel?
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Knuppel.
31. SENATOR KNUPPEL:
32. Yes, I...I think that it's in Stevenson County. Now
33. I don't know just where Stevenson County is, but I think it's

1. in Stevenson County.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Sommer.
4. SENATOR SOMMER:
5. Senator Knuppel, would you indicate to us whose Senatorial
6. District that is?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Knuppel.
9. SENATOR KNUPPEL:
10. I...I just couldn't be real sure, but it's in the
11. northwest corner of the State somewhere. Could be in Senator
12. Hickey's, Senator Roe's or someone like that. I don't know.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Sommer.
15. SENATOR SOMMER:
16. The fact of the matter is, it is in Senator Roe's and
17. it's an unusual procedure. I'm sure that you wouldn't like
18. it if Representative Kent passed a bill in the House for
19. a major improvement in your district and then came over and
20. gave it to me. ...However, Senator Roe has persuaded me that
21. I ought to vote for this to help his community and I certainly
22. will.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Is there further discussion? Senator Knuppel may close.
25. SENATOR KNUPPEL:
26. Well, I don't want it to seem like I'm a bill grabber...
27. but someone asked me to take this bill, I didn't grab it and
28. I took it because I believe that these people who live up
29. there, live in the west part of the State. And I've been
30. up through there, it's up there somewhere close to Galena
31. and I don't think all the roads ought to run through Chicago.
32. Course I've always gone through Freeport running north and south
33. and not east and west. And they got a little town up there called



1. Pecatonica, I believe or something. I got a friend that lives  
2. up there and that's one of the garden spots of the earth, so  
3. I'd appreciate a favorable roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The question is shall House Bill 2529 pass. Those in  
6. favor vote Aye. Those opposed vote Nay. The voting is open.  
7. Have all voted who wish? Have all voted who wish? Take the  
8. record. On that question the Ayes are 38, the Nays are 16,  
9. none Voting Present. House Bill 2529, having received a  
10. constitutional majority is declared passed. House Bill 2575,  
11. Senators Lane and Johns. Senator Lane is recognized.

12. SECRETARY:

13. House Bill 2575.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Lane.

18. SENATOR LANE:

19. Thank you, Mr. President, Ladies and Gentlemen of the  
20. Senate. House Bill 2575 increases the Homestead Exemption  
21. for senior citizens from fifteen hundred dollars to twenty-  
22. five hundred dollars. It requires the State to reimburse  
23. local governments for lost revenues beginning this year.  
24. It makes the Homestead Exemption available for the first  
25. time to disabled persons under the age of sixty-five. These  
26. people would also qualify for the new twenty-five hundred  
27. dollar exemption. This bill addresses an area where some  
28. help is needed and I think it's a good bill and I ask for  
29. your favorable consideration.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there further...is there discussion? Senator Glass.

32. SENATOR GLASS:

33. Well, Mr. President, Ladies and Gentlemen. This is a...

1. a bill that the State can ill afford. I'd call the Body's  
2. attention to the fact that Senator Joyce sponsored Senate  
3. Bill 311, which passed this House. That increased the Home-  
4. stead Exemption to twenty-five hundred dollars with the State  
5. paying the cost of the increase. I don't know whether Senator  
6. Lane mentioned what this would cost the State, but I wonder  
7. if I...I might ask him that at this time. If...if he has a  
8. figure on that?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Lane.

11. SENATOR LANE:

12. The total cost of the bill with the disabled persons  
13. would be between thirty and thirty-two million dollars  
14. annually.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Glass.

17. SENATOR GLASS:

18. Well, I...I would just again mention that we...we've  
19. already used up that Federal Refund we're supposed to get,  
20. two or three times so I would urge a No vote.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Davidson.

23. SENATOR DAVIDSON:

24. Yes, would the sponsor of the bill yield for a question?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Indicates he'll yield, Senator Davidson.

27. SENATOR DAVIDSON:

28. Senator Lane, what will this impact on the school formula  
29. and the amount of money it will cost the State to make up to  
30. that local district since you're going to remove this out of  
31. the assessed valuation, which is an intricate part of the formula?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Lane.

1. SENATOR LANE:

2. I didn't...give it to me again, Senator Davidson.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Davidson.

5. SENATOR DAVIDSON:

6. Yes...how much...how much will this impact on the State  
7. for the State to make up the loss of revenue to the school  
8. district by the removal of the assessed valuation? This  
9. is another thousand dollars off the assessed valuation, which  
10. is an intricate part of the school formula. When the local  
11. money goes down, the State has to pick it up. What's the  
12. impact on the State budget?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Lane.

15. SENATOR LANE:

16. I think we're talking about apples and oranges. I don't  
17. really think this affects the school aid formula.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Davidson.

20. SENATOR DAVIDSON:

21. Well...I will speak in opposition to the bill because  
22. it does affect the school aid formula,'cause anytime you  
23. ...reduce the assessed valuation at a local level, you reduce  
24. the amount of money that's coming from the local area. Therefore  
25. it...impacts on the State budget because the State has to make  
26. up that difference. Anytime you have a reduction in local source  
27. of income, the State has to make up the difference to come to  
28. the cost we're...striving to achieve. We already have the State  
29. budget over several millions of dollars of what we agreed on  
30. in school formula, this is going to make an additional cost.  
31. Depending on who you talk to, of another twenty or twenty-five  
32. million dollars, which is impact. You said it goes into effect  
33. this year. Consequently, this is going to be a disaster to the

1. rest of the budget. I urge a No vote.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Nimrod.

4. SENATOR NIMROD:

5. Yes, thank you, Mr. President and Ladies and Gentlemen of  
6. the Senate. I'd just like to call to your attention the fact  
7. that Senator Glass made a point that this exact bill, that  
8. does the exact thing, was passed by the Senate before. It  
9. seems to me this is not a sincere bill and I was just wondering  
10. whether we're just trying to get propaganda here during election  
11. year because there seems to be two other sponsors on this list  
12. rather than Senator Joyce and I...I just think this is not a  
13. very proper way of handling legislation and being sincere  
14. about it.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Walsh.

17. SENATOR WALSH:

18. ...Mr. President and members of the Senate. In addition  
19. to the...the impact on the school aid distribution and the...the  
20. thirty to thirty-two million dollars which is going to be  
21. distributed to the...to the local government directly. I  
22. think it's important to note that this provision applies across  
23. the board regardless of need. So the wealthy home owner over  
24. sixty-five is going to get the benefit of this Homestead Exemption  
25. just as the home owner who is in need. The circuit breaker  
26. legislation, which we have, applies to those who demonstrate  
27. need. We shouldn't extend this Homestead Exemption. In ten  
28. years it would apply to Senator Soper and he too would qualify  
29. and we all know that Senator Soper doesn't need any more money.  
30. I urge a No vote.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Soper.

33. SENATOR SOPER:

1. All right. Thank you, Mr. President. I...was going to  
2. speak anyway, but I just want to let Walsh know that I've  
3. already qualified for this for the last six years, so I'm  
4. glad he made me, what, fifty-five, ten years? Oh, thank good-  
5. ness. I...I couldn't live through another ten years like the  
6. last ten years being around with...with some of these moralists  
7. that...that...that oppose gambling and everything else and  
8. then go shoot craps and they...and...in the telephone booth  
9. over here, I'm not mentioning any names, but the sanctimonious  
10. scoundrels, you know, they've got to go to church three times  
11. a day because they couldn't be forgiven just by going once.  
12. Well, now, as long as you mentioned my name there, Curley,  
13. I'm going to get to say what I'm going to say. I didn't mention  
14. any names, but all those that are blushing, you can see who  
15. it is. I'll say this, that it's nice to try and do things  
16. for senior citizens and but when you approach this in this...  
17. this way, it makes people believe that you're being political.  
18. And I know that you fellows don't want to be political, you  
19. want to be fiscally responsible and I think fiscal responsibility  
20. means that when you...when you vote on a subject like this, you  
21. should know where the money is coming from, where it's got to  
22. paid from and what you've got to make up. Now, you put your  
23. foot in a trap in this thing. If you want to take it from the  
24. schools and if you want to have your...if you want to have your  
25. municipalities run a little short, then give all the...all the  
26. millionaires in this...in this Body and all those that are over  
27. sixty-five another thousand dollars and...and maybe all the  
28. poor people will love you later on, but I doubt it. I think  
29. this is a bad bill and I think you ought to defeat it.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Further discussion? Senator Joyce.  
32. SENATOR JOYCE:  
33. Yes, Mr. President, thank you, members of the Senate.

1. I might just comment that somebody must have forgotten to  
2. toll the...to tell the House members that this was a political  
3. bill because they held mine in Rules. Thank you.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Lane. Senator Lane may  
6. close.

7. SENATOR LANE:

8. Thank you, Mr. President. I would like to comment upon  
9. the comments by Senator Davidson. This bill would not affect  
10. the assessed valuation whatsoever that it be taken from the  
11. total property tax. And also the fact that Mr...or Senator  
12. Soper in ten years will be up in Michigan, I don't think he'll  
13. qualify for this exemption. And as you've stated, this House  
14. Bill 2575 is identical to Senate Bill 311 which was sponsored  
15. by Senator Joyce. It's got out of this here Chamber with an  
16. overwhelming vote. I ask for your favorable consideration.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The question is shall House Bill 2575 pass. Those in  
19. favor vote Aye. Those opposed vote Nay. The voting is open.  
20. Have all voted who wish? All voted who wish? Have all voted  
21. who wish? Take the record. On that question the Ayes are  
22. 27, the Nays are 15, 10 Voting Present. House Bill 2575  
23. having failed to receive the constitutional majority is declared  
24. lost. House Bill 2632, Senator Rock. Is there leave to return  
25. to this in a moment? Senator Rock has an amendment being  
26. prepared. Leave is granted. House Bill 2635. Same leave,  
27. same amendment? Leave is granted. House Bill...House Bill  
28. 2730, Senator Rupp. Senator Rupp, 2730? Hold. Senator  
29. Lane.

30. SENATOR LANE:

31. I think you skipped a bill there. I have a bill on...I  
32. don't know where it's at, 20, it should be on 3rd.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. It is on 3rd reading, Senator, I...

2. SENATOR LANE:

3. I'd like to...I'd like leave of the Body to bring it

4. back to 2nd for the purpose of putting an amendment on it.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there leave? Leave is granted. The bill is on the

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

8. SECRETARY:

9. Amendment No. 1 offered by Senator Regner and Lane.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Regner.

12. SENATOR REGNER:

13. Mr. President and members of the Senate. About three

14. hours ago we started this and this is an amendment that

15. puts tax indexing into this bill. The reason for it is, we've

16. had a tremendous amount of inflation since 1969 when the State

17. Income Tax was enacted and what this amendment would do, set

18. up a base year of 1976 and each year thereafter based upon

19. the inflation rate for that year the individual exemptions

20. for the State Income Tax would go up by that percentage and

21. I ask for a favorable vote.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? Senator Rock.

24. SENATOR ROCK:

25. Well, I've heard in the past few days of a lot of discussion,

26. Mr. President and Ladies and Gentlemen of the Senate, concerning

27. political bills. Is this a political bill?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is that a question of Senator Regner?

30. SENATOR ROCK:

31. Or of the Chair or of anybody who cares to answer.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. I'll...I'll let Senator Regner answer it. Senator Regner.

1. SENATOR ROCK:  
2. Thank you.  
3. SENATOR REGNER:  
4. It has...bipartisan sponsorship on the amendment, Senator  
5. Rock. Myself and Senator Lane.  
6. PRESIDING OFFICER: (SENATOR BRUCE)  
7. Senator Rock.  
8. SENATOR ROCK:  
9. Well, just so we're aware. What is the cost of this  
10. gem?  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. Senator Regner.  
13. SENATOR REGNER:  
14. Well, really, it's free. I...I knew that would get your  
15. attention. No, but each year our resources and our revenue  
16. goes up in this State and all it's doing is letting the  
17. taxpayers keep a little bit of those increased...resources  
18. which are basically generated by inflation.  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. Senator Rock.  
21. SENATOR ROCK:  
22. All right then, I'll start the other way. How much  
23. are we letting them keep this year and next year.  
24. PRESIDING OFFICER: (SENATOR BRUCE)  
25. Senator Regner.  
26. SENATOR REGNER:  
27. That wasn't what you asked the first time, Senator Rock.  
28. The first year we'll be allowing the taxpayers to keep 16.8  
29. million dollars.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Senator Regner. 2nd year.  
32. SENATOR REGNER:  
33. Well we want to go down...36.5, 58.0, 80 million, in



1. 1981 it will be a hundred and two.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Rock. Further discussion? Senator Knuppel.
4. SENATOR KNUPPEL:
5. question the sponsor.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Indicates he will yield. Senator Knuppel.
8. SENATOR KNUPPEL:
9. Those figures that you were so glibly speeling off
10. up...over there Senator Regner, they...they anticipate a
11. certain rate of...of inflation in order to arrive at
12. those figures. If we had a depression, it would be less,
13. is...is that what you're saying?
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Regner.
16. SENATOR REGNER:
17. These figures are arrived at by using Chase Econometrics
18. outlook for inflation through Fiscal Year 1980.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Knuppel.
21. SENATOR KNUPPEL:
22. Of course this is an intelligent approach, the way
23. taxes should be assessed. If an exemption means anything,
24. it ought to mean that initial cost of living that a person
25. has. It coincides with my concept, as I said yesterday,
26. when I spoke on the bill that we passed over here, that
27. a person ought to be able to get the necessities of life without being
28. taxed on them. And the sales tax on food, drugs or the
29. exemption. In a way this is similiar to the bill that we
30. passed in that a person ought to be able to establish that
31. nest, that minimun without having to pay tax and we,as
32. taxpayers,are losing more and more every year as inflation
33. grows the exemption becomes smaller and we haven't done

1. anything in almost ten years. So I think this is a...is  
2. enlightened...an enlightened approach to it and I compliment  
3. you, Senator Regner.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Grotberg.

6. SENATOR GROTEBERG:

7. Just briefly, to say that it's the first fair and  
8. equitable approach to tax remedy that we've had in this  
9. Session. Everything else you've had to either vote yes  
10. politically, or no fiscally, or Present because you don't  
11. know the difference. And there is no money like the money  
12. that you don't have to send to somebody and I think this  
13. is a brilliant approach and I too would like to compliment  
14. Senator Regner, who has saved enough money along with  
15. Senator Carroll in Appropriations Committee in order to  
16. pay for it all the first year and I'm going to vote Aye.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Soper.

19. SENATOR SOPER:

20. Thank you, very much. Finally got me on the low  
21. boat here. I think that this all sounds like motherhood  
22. and free milk, and I'm going to ask you a question. All  
23. the wages now are tuned into inflation. When the...when  
24. a certain formula goes up, Senator Regner, automatically  
25. there's an increase in wages. What are you going to do  
26. about that? Are you going to keep the wages down, the  
27. difference? Or are you just going to say that when the  
28. government needs more money and there's inflation, that  
29. you can't collect because of the inflated salaries and  
30. inflated income? Are you going to say that inflation  
31. is going to only be used on taxes, but not on wages?  
32. How about...how about the cost of...how about the cost of  
33. milk, how about the cost of shoes, how about the cost of

1. automobiles? When inflation comes, that cost goes up. How  
2. about the people who manufacture those things get larger  
3. wages, they get larger wages, but the people that are in  
4. government that...serve, then their wages can't be increased?  
5. And you say that the cost of government shouldn't go up  
6. because you're going to return money to people through  
7. inflation. Then they want to buy paper, they want to pay  
8. for some of those sophisticated figure machines that you  
9. monkey around with, you come up with all these names and  
10. everyting else. I still use a pencil and paper and when  
11. I figure interest, you going give us fourteen different  
12. figures and you're so sure about what this is going to  
13. cost, you throw out 16 million .8 or if you call it a  
14. billion, you say .15 billion, I say one thousand, five  
15. hundred million. I never say .1 billion or something.  
16. But you see, there's two sides to this coin. If you...  
17. if you want the government to stop and when there's  
18. inflation, fine, then you can stop the government. Why  
19. don't you say that nobody in this State, nobody, but nobody,  
20. should pay over ten dollars taxes. I think you'd get a  
21. lot of guys to vote for it. We got some applauding in the  
22. other Gallery there, but it's not really realistic. You  
23. got to tie everyting into here. Then you've got to say that  
24. ...that the salaries in this State shall not be increased  
25. to anybody, that the...that...that all costs, all services  
26. to the State shall not increase. They shall decrease with  
27. inflation. If inflation went up fifteen percent and you  
28. give a man back that fifteen percent in taxes, then you  
29. should say that all sales tax should be reduced fifteen  
30. percent. Now, I don't know, you know, it's easy to put  
31. in an amendment like this, but you don't know what the  
32. consequences...of this thing is. Now if you want to put  
33. this in one of those famous committees that they're going

1. to...aggrandize over this thing for about five years, maybe  
2. you'll be able to accomplish something.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Graham.

5. SENATOR GRAHAM:

6. Thank you, Mr. President. I feel that perhaps we are  
7. in a argument here in the difference of mathematical solutions.  
8. We have the Bohemian approach and the German approach. I  
9. want to ask Senator Regner a very specific question insofar  
10. as this...political situation involved. Senator, are you  
11. on the ballot this fall?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Regner.

14. SENATOR REGNER:

15. No.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Senator Rhoads.

18. SENATOR RHOADS:

19. Thank you, Mr. President, members of the Senate. I  
20. rise in support of this amendment. Let me try to explain  
21. as very briefly as I can why this is a matter of basic  
22. fairness.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rhoads.

25. SENATOR RHOADS:

26. I was just waiting for a little order. If the standard  
27. exemption, now please bear this in mind, if in 1969 when the  
28. Illinois Income Tax was voted in, we had a standard exemption  
29. of one thousand dollars. If we had indexed that exemption  
30. so that it kept pace with inflation to this year, 1978, that  
31. exemption today would be worth over sixteen hundred dollars.  
32. In effect, by not increasing the standard exemption, we have  
33. let inflation do the dirty work of sandbagging the taxpayer.

1. That is not fair. It is a tax which is imposed on the taxpayer  
2. without voting a tax. The amendment that Senator Regner is  
3. trying to offer is a matter of basic fairness and honesty  
4. with the taxpayer. Put another way, because of the sixty-five  
5. percent rate of inflation since 1969, that thousand dollars  
6. is worth less than six hundred dollars today. This is a very  
7. important matter of fairness to the taxpayer. It's one that  
8. I think will gain a lot of support from the public and it  
9. is good tax relief. As to the matter of the so-called cost,  
10. the anticipated revenues are revenues that the State is  
11. simply not entitled to to begin with because it belongs back  
12. with the taxpayer if we're going to live up to the legislative  
13. intent of 1969. I urge the adoption of Amendment No. 1.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Wooten.

16. SENATOR WOOTEN:

17. Thank you, Mr. President. Just two or three questions  
18. of Senator Regner. It caught my attention that you did not  
19. answer Senator Knuppel when he asked you, does the rate decrease  
20. in time of depression. I would like an answer to that. Is  
21. it so structured that the exemption would go down if there were  
22. a depression?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Regner.

25. SENATOR REGNER:

26. No, I don't think we have that built in.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Wooten.

29. SENATOR WOOTEN:

30. That's interesting, because that I...I wondered how...how  
31. you would handle that if we got into a bind as we did in 1975.  
32. If there were a two year lag and we'd be cutting our throats a  
33. little more deeply. What factor...I'm just curious, what factor

1. have you allowed in that...I, it seems to me that if you increase  
2. the exemption...is...do we also have an increase in revenues then  
3. every year? Have you allowed for the increased needs of the State  
4. because our cost will go up in the public sector as they do in  
5. the private sector. What allowance have you made there?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Regner.

8. SENATOR REGNER:

9. There hasn't been any specific allowance and I don't  
10. think it's necessary because inflation increases our revenues  
11. will automatically increase. All we are doing is allowing  
12. the taxpayers to keep a few more dollars of his money.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Wooten.

15. SENATOR WOOTEN:

16. I'm assuming that you didn't just pluck the figures  
17. out of the air that you must have had some kind of rate  
18. ...I'm wondering it...are you increasing the exemptions  
19. at the...at such a level so that the amount of money the  
20. State gets every year will be the same?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Regner.

23. SENATOR REGNER:

24. Senator Wooten, the way it's based is it's based on  
25. the inflation factor each year. For 1977 the inflation  
26. factor was .058, for 1978 it's projected to be .126, for  
27. '79, .2, and that factor is applied to the exemption, the  
28. standard exemption as it's set right now.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Wooten.

31. SENATOR WOOTEN:

32. You're telling me then that the real inflation will  
33. have no bearing on this. In other words, if there is inflation,

1. double digit inflation, you'll still go up by the gradation  
2. you have there. If there's a depression, it'll still go up  
3. by the gradation you have there. This...in other words,  
4. this isn't really tied to what actually happens in the State.  
5. Is that correct?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Regner.

8. SENATOR REGNER:

9. It is tied to what the inflation factor will be that  
10. year.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Wooten.

13. SENATOR WOOTEN:

14. Well, wait a minute, you're telling me what it's going  
15. to be...all right...am I assuming, since you said there's  
16. no provision for the...for a depression, there's no provision  
17. for that. Do you have a set number of figures or are these  
18. figures arrived at independently each year?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Regner.

21. SENATOR REGNER:

22. Yes, it will be tied in to the inflation factor that  
23. year. All this was from, the numbers I read off, Senator  
24. Wooten, were the projections by Chase Econometrics, what they  
25. were projecting for that year or for the future years. These  
26. aren't the set numbers. The numbers used will be those that  
27. are actually happening that year.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Wooten.

30. SENATOR WOOTEN:

31. Will you not, in fact, be basing that on projections  
32. then? You...I don't see how you would have the data collected  
33. so that you could speak with any accuracy as to what the figure

1. should be that year.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Regner.

4. SENATOR REGNER:

5. Senator Wooten, we have used both the Bureau of the  
6. Budget has used, Illinois Economic Fiscal Commission has  
7. used, the various projections for revenue for in...for in-  
8. dividuals income and for the taxes that will be applied to  
9. them, they have used Chase Econometrics to make their projections.  
10. That's one of the...one of the uses...or one of the outfits  
11. they have to use that they use when they do their revenue  
12. estimate each year. Sometimes they've proven correct in  
13. their projections, sometimes they've proven wrong. But the  
14. figure to be used each year under this amendment will be the  
15. actual inflation rate. It will have nothing to do with Chase  
16. Econometrics.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Wooten, your time has nearly expired.

19. SENATOR WOOTEN:

20. I imagine with answers it has well expired, but I...I  
21. think the point I'm trying to make is that I don't believe  
22. this was based on anything real. It's...we're picking a number  
23. and we are all anxious to do something to make these gestures,  
24. oh, yes we are, Senator Rhoads, I'm sure of it. And the...the  
25. thing that puzzles me is in this elaborate approach to it, if  
26. you have not provided for some inflation factor in the States  
27. needs because I think what we continually overlook is that  
28. our costs rise as rapidly as costs in the private sector. And  
29. as long as you're giving us some kind of hedge that way, why  
30. then this is indeed a responsible approach. But if it is not  
31. tied realistically to the shifts in inflation that can occur,  
32. nor allowing the State the opportunity to...to grow and not  
33. have to cut drastically in the services year after year, if you've



1. made that kind of careful provision then you truly have something  
2. to be supported.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Does any Senator. Senator Nimrod?

5. SENATOR NIMROD:

6. Yes, Ladies and Gentlemen of the Senate. Thank you,  
7. Mr. President. I think that we have realized that in past  
8. years when there's been inflation, especially in Economic and  
9. Fiscal Commissions and some of these other areas. I think  
10. Senator Wooten what we're referring to is the fact that  
11. wherever there's been inflation, the State has received extra  
12. money that they didn't expect and what's happened is we have  
13. spent that money on new projects. And we found that during the  
14. recession a few years ago, that, in fact, we...we had a very  
15. great difficulty in finding our cash flow and...and money just  
16. disappeared. And I think what happens in...in a case of this  
17. kind of a...of an amendment, is that we will not be having  
18. that extra money that's going to be available to us and we  
19. will then not be spending it, so it won't affect us in any  
20. way so it does affect those State programs and things you're  
21. talking about. So that what...we receive extra money that  
22. we weren't expecting, it will be returned back to the taxpayers  
23. rather than to the State government which will be spending it.  
24. I think this is a good concept.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Soper.

27. SENATOR SOPER:

28. Just to remind...if we can get some attention here.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. May we have some order please. Senator Soper.

31. SENATOR SOPER:

32. I think Senator Regner, what...what part of the State  
33. Income Tax goes to...to tax sharing with the municipalities?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Regner.

3. SENATOR REGNER:

4. One twelfth.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Soper.

7. SENATOR SOPER:

8. Oh, that's about, that's about a little over eight  
9. percent, right? And now, of course, the municipalities  
10. aren't going to have any added costs when there's inflation,  
11. they're...they're going to be able to buy their goods  
12. cheaper and they...they won't have to pay anybody any extra  
13. money. There won't be any plumbers, there won't be any  
14. painters, there...there won't be any...sewer cleaners that  
15. get a raise in salary, there won't be any bus drivers that  
16. get a raise in salary and the municipalities, will there  
17. be. So you're going to cut that whole thing and you're  
18. going...and...and the...the municipalities are going to  
19. be able to fund this all by themselves. Well that's very  
20. good, very good concept you've got and this is the first  
21. time I've ever seen Senator Regner get up and blush.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Hynes.

24. SENATOR HYNES:

25. Mr. President and members of the Senate. On a point  
26. of personal privilege, mine and...and yours. I just would  
27. like to point out to the membership that we have considered  
28. eighteen bills today and we have thirty-seven left and today  
29. is the deadline. And I might note that it has not been necessary  
30. since the new Constitution of 1970 to stop the clock at midnight,  
31. but it may well be necessary tonight if we don't speed up the...  
32. the process for the rest of the evening.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Rhoads.

2. SENATOR RHOADS:

3. Thank you, Mr. President. Just to answer the question  
4. that was raised by Senator Wooten. Senator, the figures  
5. are based on the consumer price index as determined by the  
6. Federal Government for the previous year. If, in 1978,  
7. the Nation experiences or the State experiences, seven  
8. percent rate of inflation, next year, on the '79 Income  
9. Tax, the exemption would be one thousand seventy dollars  
10. rather than one thousand dollars for the base year of 1978.  
11. That's the answer to your question.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Regner may close the  
14. debate.

15. SENATOR REGNER:

16. Senator Soper, I'm not blushing and I wish you under-  
17. stood the concept which I'm sure you don't. The local  
18. governments would receive more money just because there  
19. is more dollars available. All we're doing is letting  
20. the taxpayers keep a very small portion of the monies  
21. they earn. Government will continually receive more money  
22. as the inflation rate goes up and I'd ask for a favorable  
23. vote on the adoption of Amendment No.1.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question is on the adoption of Amendment No. 1.  
26. All in favor say Aye. Opposed Nay. The Ayes have it.  
27. Amendment No. 1 is adopted. Further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. 3rd reading.

32. End of Reel

33.

6/27/47

1.

2. Yeah. Senator Lane..well yeah. Senator Lane, you wish to  
3. move that in a moment, after intervening business? All right.  
4. The Secretary will hold the bill. The bill is on 3rd...House  
5. Bill 2730. Hold? House Bill 2757, Senators Glass and Davidson.  
6. Senator Glass on the Floor? House Bill 2863, Senator Grotberg.  
7. Senator Carroll? 2863? Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 2863.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. There's been a request...Senator Grotberg that you hold  
14. this bill...Senator Grotberg.

15. SENATOR GORTBERG:

16. (Machine cutoff) out of the record.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Take it out of the...Is there leave to take it from the  
19. record? Leave is granted. House Bill 2925, Senator Berman.  
20. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 2925.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Could we clear the aisle around Senator Berman? May we  
27. have some order, please? Senator Berman is recognized on House  
28. Bill 2925.

29. SENATOR BERMAN:

30. Thank you, Mr. President. House Bill 2925 is a bill to  
31. streamline the budgeting process for the Chicago Board of  
32. Education. At the present time the Chicago Board makes two  
33. tax levies for each Fiscal Year. One bill...one levy is for the

1. period September 1 through December the 31st and the second  
2. levy is from January through August. This bill would allow  
3. the board to levy a single levy for the entire Fiscal Year  
4. period. There were two amendments that were put on. The  
5. bill contains nothing more than this allowance for a single  
6. levy. The amendments were technical in nature only. The bill  
7. was supported in committee by Jack Beatty testifying in behalf  
8. of the Civic Federation. I would appreciate a favorable roll  
9. call and be glad to answer any questions.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? Senator Davidson.

12. SENATOR DAVIDSON:

13. Mr. President and members of the Senate. I rise in support  
14. of this bill. What you really need to know this bill will let  
15. Chicago do what all the other school districts can now do in  
16. the State of Illinois and that's on their tax intents of the  
17. patient warrants to fund their school when they need to borrow  
18. the money. Under the present system Chicago has to go at it  
19. twice or else they can't get it at all due to the peculiarity  
20. of when you changed the assessment several years ago. This will  
21. allow them to do what the rest of the districts are able to do  
22. in the State if they need to. I urge a favorable roll call.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Glass.

25. SENATOR GLASS:

26. Is...is this the bill that Senator Regner just amended?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. No. No. Further discussion? The question is, shall House  
29. Bill 2925 pass. Those in favor vote Aye. Those opposed vote  
30. Nay. The voting is open. Have all voted who wish? Have all  
31. voted who wish? Take the record. On that question, the Ayes  
32. are 49, the Nays are 1, 1 Voting Present. House Bill 2925  
33. having received the constitutional majority is declared passed.

1. House Bill 2695, Senator Lane. Read the bill, Mr. Secretary.
2. SECRETARY:
3. House Bill 2695.
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Lane is recognized.
8. SENATOR LANE:
9. Thank you, Mr. President and members of the Senate. House
10. Bill 2695 amends the Illinois Income Tax Act to allow taxpayers
11. to deduct from their Illinois taxable income the amount of new
12. jobs tax credit taken on their Federal Income Tax return. It
13. also does other things. Other things which I'd like to have
14. the amendment sponsor discuss that part of the bill. Senator
15. Regner.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Is there further discussion? Senator Regner, Senator Lane
18. has asked that you might explain the second portion of this bill
19. as amended. Senator Regner.
20. SENATOR REGNER:
21. We just did it about three or four minutes ago and I suggest
22. an Aye vote on this great bill as it exists at the present.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Is there discussion? Senator Glass.
25. SENATOR GLASS:
26. Well, I...I'd urge a No vote not only on the amendment but
27. also on the bill before it was amended. This was an amendment to
28. the income tax providing an additional deduction from base income
29. of individuals and corporations equal to the amount credited
30. against the income for the taxable year under the Internal
31. Revenue Code on account of the special jobs tax credit. This
32. was a very controversial bill in committee and would introduce
33. an exemption into the State Income Tax that I think is ill-advised

1. and ought to be defeated in and of itself and I think as much as  
2. I admire the sponsors of the amendment for an ingenious approach  
3. to tax relief I...I certainly don't think it ought to come about  
4. in the form of an amendment to a bill at...at the eleventh hour  
5. without a lot more consideration of it than we've had and  
6. certainly without the recognition of the...the impact on the  
7. State revenues. So I would urge a No vote on the bill.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Harber Hall.

10. SENATOR HARBER HALL:

11. I, too, rise to oppose this bill. Many of you weren't in  
12. the legislature when the State Illinois Income Tax Act was  
13. passed and you may not be aware that it was passed at a...at  
14. what was considered to be the lowest possible rate to raise  
15. the needed revenue and for that reason it provided that a flat  
16. rates would be charged flat exemptions. Now if we continue  
17. to infringe upon that and water it down and take from the  
18. proceeds there's only one result that we can anticipate and  
19. that is an increase in both personal and corporate income  
20. taxes in this State so I suggest we leave this alone and defeat  
21. this bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there further discussion? Senator Wooten.

24. SENATOR WOOTEN:

25. Yes, Mr. President, against the advice of my good friends  
26. I'm going to oppose the bill. It seems to me that one of the  
27. most confusing messages we have heard is the message that has  
28. been interpreted by almost everyone in this Chamber, the vote  
29. on Proposition 13. We have a couple of goodies in here for the  
30. taxpayer but I'm really concerned that we may not have paid  
31. close attention to what this may do to State revenues. Now  
32. Ladies and Gentlemen of the Senate, I happen to think that this  
33. Chamber has been pretty responsible in the last few years. I think

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1. we've done a pretty good job. We have tried to keep up with the  
2. demands made upon us from all sectors of the State. We have  
3. not increased taxes and I think that I, for one, am content to  
4. stand on that record. I believe we have really been responsible.  
5. We went through an agonizing period in 1975 and the Governor's  
6. Veto and I think that kind of turned things around for this  
7. Chamber and for the legislature. I believe that the...the low  
8. tax rate we have in this State is a just one and no matter how  
9. attractive it may seem I just think that we have not looked  
10. as carefully as we might at what the fiscal implications may  
11. be. We may be cutting things just a little bit too fine and  
12. with that suspicion in my mind that's enough for me to cast a  
13. No vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Lane may close.

16. SENATOR LANE:

17. Thank you, Mr. President. In response to Senator Glass  
18. House Bill 2695 is similar to Senate Bill 1819 which we passed  
19. out here a few weeks ago. House Bill 2695 was originally  
20. corrective legislation. I ask for a favorable...roll call.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The question is, shall House Bill 2695 pass. Those in  
23. favor vote Aye. Those opposed vote Nay. The voting is open.  
24. Have all voted who wish? Have all voted who wish? Have all  
25. voted who wish? Take the record. On that question, the Ayes  
26. are 48, the Nays are 7. House Bill 2695 having received the  
27. constitutional majority is declared passed. House Bill 2929,  
28. Senator McMillan. Read the bill, Mr. Secretary.

29. SECRETARY:

30. House Bill...excuse me, 2929.

31. (Secretary begins reading title of bill)

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. ...For what purpose does Senator Rock arise?



1. SENATOR ROCK:

2. I would just like the tape or the record or the world to  
3. know that inadvertently the wrong switch was pushed on 2695  
4. as amended. I would have been...a No vote most certainly.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. The record will so show...2929, Mr. Secretary. Read the  
7. bill a third time.

8. SECRETARY:

9. House Bill 2929.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator McMillan.

14. SENATOR McMILLAN:

15. House Bill 2929 has in it the provision that would extend  
16. for one year the hold harmless provision in the Farm Land  
17. Assessment bill passed last year and the whole purpose of this  
18. is to make sure that the new system of assessing farm land does  
19. not push any assessments of farm land below the 1976 assessment  
20. level. There's another provision in this bill that makes it  
21. clear that this part of the Revenue Act dealing with assessment  
22. ...gives to the Department of Local Government Affairs the same  
23. oversight provisions that other segments of it has. There was  
24. in an earlier draft of this bill a...a provision providing for  
25. a penalty of fifty percent of the supervisor of assessments  
26. salary. This has been taken out and now has the...concurrence  
27. of the leadership on both sides. I would seek a favorable roll  
28. call.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? Senator Joyce.

31. SENATOR JOYCE:

32. Yes, Mr. President and members of the Senate. Thank you.  
33. I would rise in support of this legislation and urge everyone on

1. this side of the aisle to vote for it. Thank you.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further discussion? Senator Maragos.

4. SENATOR MARAGOS:

5. Will the sponsor yield to a question? Mr. McMillan, I

6. want to ask you...Senator McMillan, what was the explanation

7. that was taken out? You said it was something was taken out

8. in the process and I want to know what it was? I didn't hear

9. you.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator McMillan.

12. SENATOR McMILLAN:

13. In an earlier draft of the bill there was in there a

14. special...

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. May we have some order, please.

17. SENATOR McMILLAN:

18. ...there was in the earlier draft a provision that the

19. Local Government Affairs Department could place a penalty on

20. the local supervisor of assessments if he didn't carry out

21. the provisions of the Act which would amount to withdrawing

22. ...withholding from the county fifty percent of the salary.

23. That extra club was taken out of the Act.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Maragos.

26. SENATOR MARAGOS:

27. And that is the only difference in the bill that you

28. originally initiated.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator McMillan. Further discussion? Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, I too, would urge support of this legislation since

33. it was Senator McMillan and Senator Joyce and myself who were

1. the Senate sponsors of the Farm Productivity legislation and  
2. at the proper time I would also like leave to show myself as  
3. being joint sponsor of House Bill 2929.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there leave? Leave is granted. Is there further  
6. discussion? The question is, shall House Bill 2929 pass. Those  
7. in favor vote Aye. Those opposed vote Nay. The voting is open.  
8. Have all voted who wish? Have all voted who wish? Take the  
9. record. On that question, the Ayes are 56, the Nays are None,  
10. None Voting Present. House Bill 2929 having received the  
11. constitutional majority is declared passed. House Bill 2970.  
12. For what purpose does Senator Rock arise?

13. SENATOR ROCK:

14. Oh, I was just going to suggest before we turn the page,  
15. I don't mean to preempt Senator Grotberg, we're ready on 2632  
16. and 2635. The amendments have now been delivered.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. With leave to return to that order of business, we will  
19. go to 2632 and 2635. Is there leave? Leave is granted. House  
20. Bill 2632, Senator Rock.

21. SENATOR ROCK:

22. Yes, I'd seek leave to...or ask leave to bring House Bill  
23. 2632 back to the Order of 2nd reading for an amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there leave? Leave is granted. The bill is on the  
26. Order of 2nd reading. Amendments, Mr. Secretary.

27. SECRETARY:

28. Amendment No. 7 offered by Senator Berman.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Berman on Amendment No. 7.

31. SENATOR BERMAN:

32. Mr. President, this is the amendment to fund the categorical  
33. grants for the Illinois Office of Education for Fiscal Year '79.

1. The bottom line total on the...I'm sorry, Mr. President, that  
2. was the wrong amendment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Berman.

5. SENATOR BERMAN:

6. Amendment No. 7 is a...an amendment for the funding of  
7. monies of thirty-five million dollars which the State is to  
8. receive under Public Law 94142 to the Illinois Office of  
9. Education for the funding of handicapped children programs.  
10. The...this amendment was submitted by the Bureau of the  
11. Budget and Illinois Office of Education. I move its adoption.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there discussion? Senator Egan. Oh. No. Is there  
14. discussion? Senator Berning.

15. SENATOR BERNING:

16. I was just going to question whether we were on 2nd reading  
17. or not. I see the board has been changed. Thank you.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion of Amendment No. 7? All in favor say  
20. Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is  
21. adopted. Further amendments, Mr. Secretary.

22. SECRETARY:

23. Amendment No. 8 offered by Senator Shapiro.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. ...Senator...

26. SECRETARY:

27. Amendment No. 8 offered by Senator Regner.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Regner.

30. SENATOR REGNER:

31. Would you read the first line of that amendment, please?

32. SECRETARY:

33. On page 3 by deleting line 12.

1. SENATOR REGNER:

2. Okay, that's right. First I would...I want to Table  
3. Amendment No. 6 which was put on yesterday. It had an error  
4. in the total on it so having voted on the prevailing side on  
5. Amendment No. 6 I'd like to reconsider the vote by which that  
6. amendment was adopted.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. You've heard the motion. Is there discussion? All in  
9. favor say Aye. Opposed Nay. The Ayes have it and the motion  
10. prevails. The vote is reconsidered. Senator Regner now moves  
11. to Table Amendment No. 6. Is there discussion? All in favor  
12. say Aye. Opposed Nay. Amendment No. 6 is Tabled. Amendment  
13. No. 8.

14. SENATOR REGNER:

15. Okay. Amendment No. 8 is a replacement for 6 and what it  
16. did it broke out the EDP, Electronic Data Processing and  
17. establish a...separate EDP division. I'd move its adoption.  
18. It's the same as 6 with the correct totals.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. You've heard the motion to adopt. Is there discussion?  
21. All in favor say Aye. Opposed Nay. The Ayes have it. Amend-  
22. ment No. 8 is adopted. Further amendments?

23. SECRETARY:

24. Amendment No. 9 offered by Senator Regner.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Regner, on Amendment No. 9.

27. SENATOR REGNER:

28. Mr. President and members of the Senate. There are two  
29. amendments that really go together. One is a correction  
30. amendment which is necessary because of Amendment No. 1 and  
31. then so 9 and 10 go together and what it does, it initiates  
32. a savings of two hundred seventy-six thousand fifty-three  
33. dollars in personal services both General Revenue and Federal

1. and it goes to the problem that I think is established and  
2. existing in this particular office and the very high-priced  
3. help. The cost per student of IEO, Office of Education, employees  
4. has more than quadrupled in the last several years and it reduces  
5. the personal services for those employees making over twenty-  
6. five thousand dollars by ten percent and I'd move its adoption.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there discussion? Senator Davidson.

9. SENATOR DAVIDSON:

10. Yes, Mr. President and members of the Senate. I rise in  
11. opposition to this amendment. There's many, many people in the  
12. school systems throughout this State making more than twenty-  
13. five thousand dollars and you're not trying to reduce them by  
14. any ten percent cut. This is trying to take a...not only a  
15. meat ax but a battle ax approach to some people who are employees  
16. who are competent employees who are doing a good job and trying  
17. to punish them. Now this amendment is total out of order. Now  
18. if you got someone over there you want to punish or somebody  
19. you want to hang, do him individually. Let's not pick on all  
20. the good other dependable employees by trying to get at one  
21. or two bad if that's what you're after. I urge everybody to  
22. defeat this motion. None...nobody here would like somebody  
23. to pass to take ten percent off of your salary off the top just  
24. because you happen to make twenty thousand. What about if a  
25. person makes twenty-four thousand nine hundred and ninety-nine  
26. dollars and ninety-nine cents he isn't affected. You're discriminating  
27. against these people just because they're up this...part a  
28. professional standards and I urge everybody to vote against this  
29. amendment.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Buzbee.

32. SENATOR BUZBEE:

33. Well Mr. President, I agree with Senator Davidson. Senator

1. Regner is not often irresponsible but this is one time when  
2. he is to just go out and flat say and...and I have a lot of  
3. problems with the way I think I've expressed...this many times  
4. to...to Superintendent Cronin and to those of high-priced...  
5. high-priced employees on his payroll. I have a lot of problems  
6. with some of their salaries. However, just to say that every-  
7. body who makes more than twenty-five thousand dollars will be  
8. reduced by ten percent is simply not the way to go and I rise  
9. in adamant opposition to this...this amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Further discussion? All in favor  
12. say Aye. Opposed Nay. In the opinion of the Chair the negatives  
13. prevail and the amendment is lost. The same roll call on No. 10,  
14. Senator Regner? All in favor say Aye. Opposed Nay. The Ayes...  
15. the Nays have it...Amendment No. 10 is lost.

16. SECRETARY:

17. Amendment No. 11 offered by Senators D'Arco and Guidice.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator D'Arco on the Floor? The sponsor wishes to with-  
20. draw the amendment.

21. SECRETARY:

22. Amendment No. 11 offered by Senator Buzbee.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Buzbee, you do have one down here. It could have  
25. been from several days before. Senator Buzbee.

26. SENATOR BUZBEE:

27. Thank you, Mr. President. If somebody would explain to me  
28. what the amendment is why maybe I could...

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Perhaps the Secretary could read it very quickly.

31. SENATOR BUZBEE:

32. Okay. I...I found it...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Buzbee.

2. SENATOR BUZBEE:

3. Yes. This is a...an addition. We have found that in the  
4. amendment we put on yesterday which reduced IOE's operations  
5. that we went too deep in one area in contractual services. We  
6. have added with this amendment twenty-nine thousand two hundred  
7. forty dollars to restore funds...deleted in Senate Amendment  
8. No. 1 for the cost of renting space used for storage of books  
9. and instructional materials. Because this space is located in  
10. the center of other space rented by IOE that space cannot be  
11. rented to tenants other than IOE. IOE has indicated that an  
12. effort will be made to utilize this space in the manner which  
13. will reduce the total amount of space rented and I would move  
14. the adoption of this amendment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. You've heard the motion to adopt. Is there discussion?  
17. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
18. No. 11 is adopted.

19. SECRETARY:

20. Amendment No. 12 offered by Senator Rock.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Rock on Amendment No.12.

23. SENATOR ROCK:

24. Yes thank you, Mr. President and Ladies and Gentlemen of  
25. the Senate. Amendment No. 12 is the...hoped for consensus with  
26. respect to the categorical grant line items. The House has seen  
27. fit and did send us some three hundred and twenty-one million  
28. dollars worth and I will yield, Mr. President, to Senators  
29. Buzbee and Berman for the explanation in response to any questions  
30. that the membership might have.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Buzbee.

33. SENATOR BUZBEE:



1. Thank you, Mr. President. For those members who have an  
2. interest it would probably be easier if you were to follow the  
3. little printout sheet as we go down the list. On the Adult  
4. Education portion we have reduced the Americanization from two  
5. million that the House had in there to a million five. On Special  
6. Ed personnel we have reduced the...from the House of one hundred  
7. seventeen million to one hundred fifteen million. On bilingual  
8. for Chicago it's now twelve million for...downstate, four million  
9. the three to one ratio. For Gifted Reimbursement we have reduced  
10. from three million nine hundred thousand to three million seven  
11. hundred fifty thousand. For the Centers we have gone from a  
12. million down to six hundred thirty thousand. On the Transportation  
13. portion it has been reduced from fifty-three million one hundred  
14. fifty thousand to forty-seven million and eight hundred thirty-  
15. five thousand. The reason here is that IOE had figured that their  
16. allocation of the Governor's budget they had allocated at a per-  
17. centage of eighty-two percent...pardon me, eighty-four percent  
18. of claims. This figure would represent an allocation at ninety  
19. percent of claims. And then the other cut is for Summer School  
20. reimbursement which the House had not touched. The Governor's  
21. allocation...pardon me, the board...allocation of the Governor's  
22. budget was two million eight hundred fifty thousand. We have cut  
23. it down to two million five hundred thousand. IOE tells us that  
24. they think that will be adequate to meet the Summer School pay-  
25. outs and the total figure now...pardon me, the Summer School is  
26. not in this amendment. I...I apologize. This reduces the  
27. appropriations for categorical grants approved by the House by  
28. seven million eight hundred four thousand two hundred dollars.  
29. The total appropriation provided for Elementary and Secondary  
30. Education including retirement and General State Aid with this  
31. amendment exceeds the Governor's budget recommendation by thirty-  
32. two million nine hundred fifty-two point seven thousand dollars  
33. right at thirty-three...thirty-three million dollars and we...we

1. are never able to all of us get what we want in the various  
2. line items but we think this is an acceptable compromise and  
3. we have reason to believe that we...that this will pass from  
4. in the House and I think it's a good amendment that Senator  
5. Rock is offering.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Berman.

8. SENATOR BERMAN:

9. Merely to add...merely to add a footnote to Senator Buzbee's  
10. ...explanation. I think in going down the list on the Special  
11. Ed transportation we dropped two million from the House, from  
12. thirty-five five to thirty-three million five hundred thousand  
13. and on the Lunch-Breakfast Program we cut five hundred thousand  
14. out of there from fourteen eight twenty to fourteen three twenty.  
15. I support the amendment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion of the...Senator Buzbee moves the  
18. adoption of Amendment No. 12. Is there discussion? Is there  
19. discussion? Well...well...Senator Shapiro, the two sponsors  
20. have explained it. Now would be the time to make your comments.  
21. Senator Shapiro.

22. SENATOR SHAPIRO:

23. Senator Buzbee, on the...in the right hand column which  
24. reads subtotal GRFR grants it reads 308.9 million. That's  
25. in error. Is that not correct?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Yes, that is in error. The...the copy I have it says three  
30. hundred thirteen million nine hundred fifty thousand so...so the  
31. copy you have is in error, Senator.

32. SENATOR SHAPIRO:

33. Okay. Now on the Special Ed personnel there is a reduction

1. of two million from the figure that came over from the House.
2. Is that not correct?
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Buzbee.
5. SENATOR BUZBEE:
6. The State Board of Education recommended one hundred fifteen
7. million dollars. The State Board's allocation of the...Governor's
8. budget was one hundred eleven million one hundred fifty thousand
9. dollars. The House upped that to one hundred seventeen million.
10. We are simply going back to the State Board of Education's
11. recommended level which we believe is adequate to fully fund that
12. line item.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Shapiro.
15. SENATOR SHAPIRO:
16. The hundred and seventeen would fully fund the line item.
17. SENATOR BUZBEE:
18. Well...
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Buzbee.
21. SENATOR BUZBEE:
22. The State Board of Education says a hundred and fifteen
23. because that's the amount they had requested and that's the
24. amount we are allowing it.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Shapiro.
27. SENATOR SHAPIRO:
28. Okay, then in Special Ed transportation it's been reduced
29. two million from what the House allocated. Now is the thirty-
30. three five the full funding of that line item?
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Buzbee.
33. SENATOR BUZBEE:

1. We think that that will be very close, Senator Shapiro.  
2. This is about four hundred and eight thousand dollars higher  
3. than the Governor's budgetary recommendation and we think it  
4. will accomplish what you've requested.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Shapiro.

7. SENATOR SHAPIRO:

8. Now as the bill came from the House I noticed that the  
9. bilingual for Chicago and downstate has been increased three  
10. million over the House action total for Chicago and downstate  
11. and that...that reflects a three million increase also over  
12. what was allocated in 19...1978 for this Fiscal Year. What  
13. was the reason for increasing that over the House action?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Buzbee.

16. SENATOR BUZBEE:

17. The...we are a million and a half under the State Board's  
18. recommendation for that line item and the reason for increasing  
19. it was we thought that's what was necessary to be able to pass  
20. the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. In downstate pupil transportation the House allocated  
25. 53.150 million and the...this amendment will allocate 47.835  
26. million. A reduction of six million. Now what was the reason  
27. for that?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. Well as you know, Senator Shapiro, the school superintendents  
32. send in their...their claims and we have absolutely no control over  
33. how much claim they send in and at...by doing it this way we think

1. that we are making them remain responsible in that they're  
2. going to have to bear a portion of that cost and so, therefore,  
3. they, perhaps, will send us the true figures that they actually  
4. need.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Shapiro.

7. SENATOR SHAPIRO:

8. Senator, I noticed the textbook appropriation line item  
9. has been increased six million over a year ago. In view of  
10. the fact that Special Ed, Special Ed transportation and down-  
11. state transportation may not be fully funded. I understand  
12. the proration for the items that affect downstate directly  
13. will be approximately ninety-five percent. Do you think this  
14. is warranted? After all it's a...it's a new program. It's  
15. an increase of over a hundred percent. Don't you think we  
16. could cut this one back and put the money into downstate  
17. transportation and Special Ed?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. I will defer to Senator Rock on that one.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Rock.

24. SENATOR ROCK:

25. Yes, as the sponsor of House Bill 2632 I felt that this  
26. direct educational service to the children of this State in  
27. both the private and parochial and public schools was, in fact,  
28. necessary and should, in fact, be increased and I felt that for  
29. once, at least, this Session the House did what was right and  
30. when the House is right I like to agree with them.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Shapiro.

33. SENATOR SHAPIRO:

1. Well Mr. President and Ladies and Gentlemen. I would like  
2. to speak to the amendment, if I may. It appears to me that the  
3. programs that benefit downstate or, at least, that downstate would  
4. like a fair shake on, had been reduced. In other words, I would  
5. like to see Special Ed, Special Ed transportation and regular  
6. pupil transportation funded fully. Those are mandated programs.  
7. I think we have an obligation to fund those fully because that  
8. action would be twofold. It would give the school districts the  
9. amount of money that is promised by law as well as freeing up  
10. the money that they are now spending out of the Education Fund  
11. to finance these programs because we are not fully funding and  
12. then in...in conversely those programs that are not mandated  
13. and that seemed to benefit the largest school district in the  
14. State are being increased. I don't think it's fair and I think  
15. that the...this Body should reject this amendment and attempt  
16. to work out something that is more equitable to our rural and  
17. downstate school districts.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Davidson.

20. SENATOR DAVIDSON:

21. Will the...excuse me. Senator Buzbee, on the funding for  
22. the pupil transportation downstate all through this Session we've  
23. been talking about a hundred percent funding of the categorical  
24. grants and Special Ed and on pupil transportation. By this  
25. reduction to forty-seven mil, eight hundred and thirty-five  
26. thousand what percentage are we funding of the pupil transportation?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Buzbee.

29. SENATOR BUZBEE:

30. Senator, as I said earlier that we are funding at ninety  
31. percent whereas had we gone with the Governor's recommended  
32. level we would have been funding at eighty-four percent and...and  
33. you referred to a reduction of forty-seven million. That is not

1. the case. It's we are, in fact, funding at forty-seven million  
2. eight hundred thirty-five thousand which is over eight million  
3. dollars more than we funded at last year in that very line item.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Davidson.

6. SENATOR DAVIDSON:

7. On that same item of following Senator Rock's speech about  
8. when the House is right we should concur with them. The House  
9. was right when they took the fifty-three million a hundred and  
10. fifty thousand. I think this is the time we ought to stay right  
11. with them. The public transportation is the biggest cost to the  
12. downstate unit districts and the thing that's going to hit us  
13. the hardest. Also the thing that most school districts have  
14. spoke to you and I about, they have a difficulty to comprehend  
15. and to cope with because they're limited on their transportation  
16. assessments, specifically to that fund. The other part is on  
17. the transportation of Special Ed students is that we downstate  
18. units districts are getting hit the hardest when we go on Special  
19. Ed. The pupil transportation doesn't bother Chicago 'cause they  
20. get it back through the CTA funding but we don't and I think we  
21. need to look at this amendment and get a little more equitable  
22. that we downstate unit districts on transportation and this Special  
23. Ed.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Yes. Well again, I would point out on the Special Ed, on  
28. the personnel portion we are still nine million dollars above  
29. last year, above FY '78 with the bill as now...as...with this  
30. amendment rather. We're nine million above FY '78. We are at  
31. ...at the State Board of Education's request of one hundred and  
32. fifteen million. That's exactly where we are at and we believe  
33. that this will fully fund as to the...as to the...the pupil

1. transportation question. Again, we are eight million...eight  
2. million above what we appropriated in FY '78. We are three  
3. million above...three and a half million above the Governor's  
4. budget allocation. IOE has found vast disparity in the cost  
5. of...transporting pupils from district to district. They want  
6. to be able to get a handle on that. They are experimenting with  
7. new formulas and, perhaps, at some time in the future, Senator,  
8. the proper way to handle this whole thing is to do as Representative  
9. Kane has recommended and that is to eliminate all categorical  
10. grants and put all of this money into a...general distributive  
11. formula.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Lemke.

14. SENATOR LEMKE:

15. Did I hear you right where you say you're taking money  
16. away from the Americanization programs?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Buzbee.

19. SENATOR BUZBEE:

20. Senator Lemke, there is in the Adult Education section...

21. SENATOR LEMKE:

22. Yeah.

23. SENATOR BUZBEE:

24. ...under Public Assistance there is five million four  
25. hundred thousand dollars which is a million dollars higher than  
26. last year. There is six hundred thousand dollars in the basic  
27. line and there's one million five hundred thousand in the  
28. Americanization line. The feeling here is that that Americanization  
29. ...that most of those people that would qualify for Americanization  
30. type training would also qualify under the Public Assistance  
31. training and probably the million five is more than is  
32. needed, however, the Department of Public Aid is getting some  
33. Federal money this year and it's going to be a year of change and



1. we're just going to see how it works out.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Lemke.

4. SENATOR LEMKE:

5. Well I'm against any taking money away from any Americanization  
6. programs and I'm not waiting on the Public Aid or on the Federal  
7. Government to...to make people citizens in this country because  
8. we're waiting forever. My people want the programs there so these  
9. people have the opportunity to become citizens and I will not  
10. support this amendment even though there's bilingual funds in here.  
11. I'm the sponsor of that program and I'm...I know the funds were  
12. increased but if we're going to increase bilingual education funds  
13. then we also should keep the Americanization funds up and maybe  
14. we should increase them and encourage people to become citizens  
15. because if they become citizens we can decrease the bilingual  
16. grants and eventually everybody will be in...in...in the main-  
17. stream of this country. I cannot see why we're doing this and  
18. I know that some people are going to be very critical of me if  
19. I don't vote for this amendment but without Americanization  
20. money I cannot vote for it and I'm not taking money...away from  
21. Americanization programs so you're not going to have my support  
22. on this bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Was that...was that a...a question?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. It really wasn't, Senator. Perhaps we can...

29. SENATOR BUZBEE:

30. Okay.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. ...you can handle that...

33. SENATOR BUZBEE:

1. I will.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. ...on closing debate. Further discussion? Senator  
4. Berman.

5. SENATOR BERMAN:

6. Thank you, Mr. President. I merely want to respond to  
7. some of the comments of Senator Davidson and Senator Shapiro.  
8. I would point out that in both the Special Ed transportation  
9. line and in the downstate pupil transportation line...Special  
10. Ed transportation is having...is getting an increase over  
11. last years expenditures of eighteen percent. That's about  
12. triple the cost of inflation and the downstate pupil transportation  
13. is also getting an increase of about twenty percent. The only  
14. way as far as the transportation, non-Special Ed transportation  
15. to keep some kind of a handle on this formula is not only  
16. to take a very serious look at the whole program of reimbursement  
17. but also to deliver a message to the superintendents that these  
18. costs have to be cut down and that's the...and the only way  
19. we're able to do that is by appropriating...

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Excuse me, Senator Berman. Can we...can we restore some  
22. order. Will the Gentlemen please take their caucuses off the  
23. Floor and please clear the aisles. Senator Berman.

24. SENATOR BERMAN:

25. And the only way that we can try to keep those costs some-  
26. what in line is by delivering a message by funding it less than  
27. the requested level. Regarding the mandated programs, a mandate,  
28. I think, it like beauty. It's in the eyes of the beholder and  
29. to every different person one program is or is not a mandate.  
30. Regarding the bilingual program, I'll point out to you that  
31. both the downstate and the Chicago bilingual programs are re-  
32. ceiving increases and they are kept in the traditional proportion  
33. of three to one as far as the appropriations are concerned but the

1. reason for that is because we are, in fact, under a mandate  
2. by the Federal Government regarding our bilingual programs.  
3. This is in line, at least, with a decision handed down by  
4. an administrative law judge that said that we have to even  
5. expand the programs from where they were and that is the main  
6. reason for the increase in the appropriations, a modest  
7. increase in the appropriations for the bilingual program.  
8. On the question of the Americanization, I understand Senator  
9. Lemke's concern. I believe, however, in our discussion of this  
10. three part program, Public Assistance, the basic and the  
11. Americanization that we will not find that any of our citizens  
12. that want to learn it will be hurt at all and for the most part  
13. they are completely separate programs from the bilingual program.  
14. I would again urge a Aye vote on the amendment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Shapiro.

17. SENATOR SHAPIRO:

18. Well Mr. President, I would just like to respond to the  
19. comments made by the last speaker. Yes, it is true that there  
20. had been increases in Special Ed transportation and downstate  
21. transportation but I want to point out that those two programs  
22. had been grossly underfunded in the past and that the increases  
23. are necessary to bring them up to full funding. I further want  
24. to point out to you that in the Special Ed transportation the  
25. cut is two million and in downstate transportation the cut is  
26. six million and I submit to you that the reimbursement to the  
27. Chicago Transit Authority for the transportation of Chicago  
28. school pupils is never prorated and it's never cut back.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Further discussion? Senator Guidice.  
31. No. The motion is to adopt Amendment No. 12. There's been a  
32. request for a roll call. Those in favor will vote Aye. Those  
33. opposed will vote Nay. The voting is open. Have all voted who

1. wish? Have all voted who wish? Take the record. On that  
2. question, the Ayes are 28, the Nays are 25, None Voting Present.  
3. Amendment No. 12 is adopted. Further amendments?  
4. SECRETARY:  
5. No further amendments.  
6. PRESIDING OFFICER: (SENATOR BRUCE)  
7. 3rd reading. Senator Rock, do you plan to come back to  
8. this after intervening business? The Secretary will hold the  
9. bill. House Bill 2635. Senator Davidson. Read the bill, Mr.  
10. Secretary. Read the bill, Mr. Secretary. Senator Davidson.  
11. SENATOR DAVIDSON:  
12. I got to request leave to bring it back to 2nd...  
13. PRESIDING OFFICER: (SENATOR BRUCE)  
14. Is there leave? Leave is granted. The bill is returned  
15. to the Order of 2nd reading. Amendments, Mr. Secretary?  
16. SECRETARY:  
17. Amendment No. 1 offered by Senator Buzbee.  
18. PRESIDING OFFICER: (SENATOR BRUCE)  
19. Senator Buzbee. May we have some order, please. Senator  
20. Buzbee to explain Amendment No. 1.  
21. SENATOR BUZBEE:  
22. Yes, thank you, Mr. President. This amendment is a merely  
23. amendment that merely adds one billion three hundred sixty-eight  
24. million eight hundred sixty thousand dollars for distributive aid  
25. in the School Aid Formula. As you know we passed the School Aid  
26. Formula distributive aid out of here several weeks ago. I was  
27. the principal sponsor of that bill. It was at a higher level  
28. than what this one is, however, that bill has it seems run into  
29. some difficulty in the House in that several agencies and  
30. departments and so forth have been amended into it and we're  
31. not sure what's going to happen and so we think this is the  
32. method of going ahead and getting the School Aid problem solved  
33. for this Session. This appropriation provides an increase of

1. seventy-six million eight hundred sixty thousand dollars over  
2. FY '78 appropriation. Of this amount one million three hundred  
3. fifty-nine thousand seven hundred dollars will go into General  
4. State Aid. Summer school will get two million five hundred  
5. thousand dollars which is a reduction of three hundred fifty  
6. thousand dollars from the action that the...that the House took  
7. or the action that came out of rather the State Board of Education's  
8. allocation of the Governor's budget and this will be at the full  
9. amount that the State Board of Education thinks is necessary for  
10. funding of summer school. Six million six hundred sixty thousand  
11. dollars goes for the hold harmless portion of that bill that was  
12. psssed last year for a total appropriation, a total addition of  
13. one billion three hundred sixty-eight million eight hundred  
14. sixty thousand dollars which will fund the School Aid Formula  
15. that passed out of this Senate yesterday with forty-four affirmatives  
16. votes. It passed out of the House this morning with one hundred  
17. seventy-three affirmative votes and this amendment will fund that  
18. formula that was passed yesterday and I would move the adoption  
19. of the amendment.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Senator Davidson.

22. SENATOR DAVIDSON:

23. I rise in support of this amendment. This will fund the...  
24. this distributive formula money for what we sent out of here  
25. and was concurred in the House this morning on the School Formula.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? All in favor say Aye. Opposed Nay.  
28. The Ayes have it. Amendment No. 1 to House Bill 2635 is adopted.  
29. Senator Glass, have you sought recognition on that amendment?

30. SENATOR GLASS:

31. I...I wanted to simply ask Senator Buzbee a question as...  
32. if I may. It's on there now but if I may...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Proceed...

2. SENATOR GLASS:

3. ...have leave I think it ought to be brought out that that  
4. ...the amount was, it's true, it was adequate to fund the...the  
5. bill that you sponsored 2891, the School Aid Formula but it  
6. is thirty million over the Governor's recommended allocation.  
7. Is that right, Senator?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Senator, with this and the categoricals together we are  
12. about...we are thirty-two million nine hundred fifty-two point  
13. seven thousand over the Governor's allocation and we think we  
14. have made sufficient cuts in appropriation bills to be able to  
15. ...to fund that.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Glass.

18. SENATOR GLASS:

19. As I...as I recall your presentation yesterday, you indicated  
20. that you felt you'd saved, I thought, sixteen or seventeen  
21. million at that time so this would be substantially more than  
22. that.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Well Senator, we, in fact, have made some more cuts since  
27. then. I would...I would say to you that on the work that went  
28. in on the categorical bill that Governor's budget was kept very  
29. much in mind and we were trying to be conservative every place  
30. we could be that was possible to be we thought in order to not  
31. go so far over the Governor's budget that we would get out of  
32. the realm of...of reality.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further amendments?
2. SECRETARY:
3. No further amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. 3rd reading. House Bill 2632, Senator Rock. Read the bill,
6. Mr. Secretary.
7. SECRETARY:
8. House Bill 2632.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Rock.
13. SENATOR ROCK:
14. Thank you, Mr. President and Ladies and Gentlemen of the
15. Senate. This is the annual appropriation for the Illinois
16. Office of Education for its operations in the amount of
17. fourteen million two hundred thousand dollars and for the
18. categorical grants in the amount of three hundred eighteen
19. million dollars. I would solicit a favorable roll call.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Is there discussion? The question is, shall House Bill
22. 2631...26...the question is, shall House Bill 2632 pass. Those
23. in favor vote Aye. Those opposed vote Nay. The voting is
24. open. Have all voted who wish? Have all voted who wish? Take
25. the record. On that question, the Ayes are 51, the Nays are 5,
26. None Voting Present. House Bill 2632 having received the
27. constitutional majority is declared passed. House Bill 2635,
28. Senator Davidson.
29. SECRETARY:
30. House Bill...
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Read the...read the bill, Mr. Secretary.
33. SECRETARY:

1. House Bill 2635.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Davidson.

6. SENATOR DAVIDSON:

7. Mr. President and members of the Senate. This bill now

8. ...amendment which we just added a minute ago funds both the

9. downstate and Chicago teachers pension payout, two hundred and

10. twenty-seven million eight hundred...nine hundred and eighty-

11. six thousand one hundred dollars. With the additional money that

12. we just added of one billion three hundred and sixty-eight

13. million eight hundred and sixty thousand dollars we've...for

14. a grant total of one billion five hundred and ninety-six

15. thousand eight hundred and ninety-four million one hundred

16. dollars. I ask for a favorable roll call.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there further discussion? Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, thank you, Mr. Speaker. Senator Davidson, does this

21. fund the current responsibilities or does this put additional

22. monies that were delinquent?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Davidson.

25. SENATOR DAVIDSON:

26. I...I'm sorry the...the first part of your question I

27. didn't hear due to listening to another question. This...if

28. you're asking about the downstate teacher's pension payout, it

29. funds the current payout.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Vadalabene.

32. SENATOR VADALABENE:

33. And that's all.



1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Davidson.

3. SENATOR DAVIDSON:

4. That's all.

5.

6. (The following typed previously)

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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? The question is, shall House Bill  
3. 2635 pass. Those in favor vote Aye. Those opposed vote Nay.  
4. The voting is open. Have all voted who wish? Have all voted  
5. who wish? Take the record. On that question, the Ayes are  
6. 50, the Nays are 3, 3 Voting Present. House Bill 2635 having  
7. received the constitutional majority is declared passed. Let's  
8. see. Senator Grotberg on 2970. Does that need to be...Senator  
9. Grotberg asked leave of the Senate to return House Bill 2970 to  
10. the Order of 2nd reading for the purpose of amendment. Is there  
11. leave? Leave is granted. The bill is on the Order of 2nd reading.  
12. Amendments, Mr. Secretary. The...the Secretary informs me that  
13. he does not have amendments to this bill. Can one of the members  
14. of the Appropriations Committee supply copies? Senator Grotberg.  
15. SENATOR GROTBORG:

16. The amendment is on. Okay. 3rd reading.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The amendment is...

19. SENATOR GROTBORG:

20. I'm sorry, Sir. Yes. The amendment is on and we're ready  
21. for 3rd reading.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. All right. Further amendments? 3rd reading.

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Grotberg without...since no amendment was adopted,  
28. we can proceed now if you're ready. Read the bill, Mr. Secretary,  
29. a third time.

30. SECRETARY:

31. Senate Bill 2970.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Grotberg is recognized.

3. SENATOR GROTBORG:

4. Thank you, Mr. President and fellow Senators. This is a  
5. bill that is no longer recognizable by its digest but it does  
6. fund the Commission on...Delinquency Prevention and it amended  
7. into that as the eight hundred thousand dollar cost of the  
8. alternative program. Then added today or yesterday on 2nd  
9. by Amendment No. 4 is the Department of Children and Family  
10. Services ordinary and contingent at a hundred and seventeen  
11. million and other funding from Federal, et cetera, three million.  
12. Amendment No. 5 reduces the pay increases to the 5.5 level the  
13. four hundred and twelve thousand dollar reduction. Amendment  
14. No. 6 adds a child abuse case workers and a Homemakers Grant  
15. line some million and seventy thousand dollars. Amendment No. 7  
16. adds a hundred thousand to the Adoption Services and Amendment  
17. No. 8 adds seventy thousand five hundred in Federal funds to  
18. the School for the Deaf in Jacksonville and adds thirty-six  
19. thousand in Federal funds for Child Abuse Research. No. 9 adds  
20. fifty thousand for the School for the Deaf television decoder  
21. that Senator Moore offered along with the sale of the home of  
22. the administrator at Jacksonville. Amendment No. 10 adds seventy-  
23. eight thousand seven hundred for child abuse case workers to  
24. bring it to the total of four hundred thousand which was the  
25. Governor's request out of those funds that were saved by the  
26. ...the employees health insurance refund. Amendment No. 12  
27. adds four hundred and forty-five thousand to the Children's  
28. Personal and Physical Maintenance Grant line for medical payments  
29. for wards of the State. Amendment No...deletes the two percent  
30. transfer authority in grant lines only and No. 13 was offered  
31. by Senator Schaffer which is as I recall a transfer within the  
32. department and I would move for a favorable roll call.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Maragos.

2. SENATOR MARAGOS:

3. Senator Grotberg, does this have to do with  
4. the...one of the agencies involved with the Commission for  
5. Juvenile Prevention...Juvenile...Delinquency?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Yeah, I know what it...

8. SENATOR MARAGOS:

9. We discussed the question of the file the other day. Was  
10. that also removed out of this appropriation to...to be given to  
11. the Department of Law Enforcement?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Grotberg.

14. SENATOR GROTBERG:

15. The...as I understand the...the file was a substantive...the  
16. removal of the file was a substantive bill. There's some three  
17. hundred and ninety-five thousand dollars that followed a file as  
18. I understand and that's taken care of.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Grotberg.

21. SENATOR GROTBERG:

22. What...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Sorry. Senator Maragos.

25. SENATOR MARAGOS:

26. No, I'm asking was...was that three hundred and ninety-  
27. five thousand in this original bill or was that not put in there  
28. because of with the anticipation that the...the thing would be put  
29. in the other department?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Grotberg.

32. SENATOR GROTBERG:

33. I see no reference to it in the original bill that I have

1. before me, Senator. I do know...to help answer your question
2. that the money that...followed the file...what bill it's in
3. only God knows any more. Okay. It follows the function. Thank you.
4. SENATOR GROTBORG:
5. Good statement.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Further discussion? The...Senator Collins.
8. SENATOR COLLINS:
9. Question of the sponsor, Sir.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. He indicates he will yield. Senator Collins.
12. SENATOR COLLINS:
13. Senator Grotborg, how much money is allocated in the
14. Department of Children and Family Services budget for re-
15. organization?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Grotborg.
18. SENATOR GROTBORG:
19. I'm looking, Senator. Allowed for the...for the cost
20. of reorganization?
21. SENATOR COLLINS:
22. Yeah.
23. SENATOR GROTBORG:
24. None. It doesn't cost anything to reorganize.
25. SENATOR COLLINS:
26. Well. I...I think...
27. SENATOR GROTBORG:
28. Senator Collins, we'll do the whole General Assembly a favor
29. if we just vote on the bill. I'll answer all of your questions but
30. they brought me the whole DCFS budget at 10:00 o'clock this
31. morning, you wanted to amend it and...go ahead if you have some
32. points to make I'd be glad to listen to them but hard answers
33. are it's a general budget. It is not allocated to areas which

1. is one of the questions you're going to ask. Neither is any  
2. other department in the State of Illinois allocated to areas.  
3. Go ahead.

4. PRESIDING OFFICER:(SENATOR BRUCE)

5. Senator Collins.

6. SENATOR COLLINS:

7. I'm not so much concerned, Senator Grotberg, whether or  
8. not this budget gets allocated to areas but knowing the...having  
9. the experience with the Department of Children and Family  
10. Services and it appears as though every two years there is a  
11. reorganization. There's a centralizing and there's a de-  
12. centralizing and there's a recentralizing and I'm very much  
13. concerned about what happens to the...to the families in the  
14. process. You talk about there is no need for or there is no  
15. money in this budget for reorganization. Well, I want to know  
16. how you are going to centralize and improve management services  
17. and management control of the kinds that they are talking about  
18. in this reorganization plan without money to do it with. Now,  
19. I mean it's...it's about time that this Body respond more  
20. responsibly to the needs of the people and be concerned about  
21. budgets that come in and budget requests that deals with crucial  
22. human services and in particularly when you cannot find any  
23. answers. Now there are some of us here have been trying to find  
24. some answers not only from the department's staff and administration  
25. but also from the Governor. We are concerned about the growing  
26. problems in Children and Family Services and inadequate services  
27. and battered kids that...that's occurring all over this State and  
28. we are told that no one have any answers when you ask them about  
29. budgets in correlation with the service needs and where the  
30. service needs are. I'm also concerned that this budget as it is  
31. now, it does not separate the money out for Child Protective  
32. Services and I have a lot of other concerns about this department  
33. that the black legislators try to sell and try to find some answers

1. to it that by requesting a meeting with the Governor to talk  
2. about it. We get numerous calls. I got stacks of letters on  
3. my desk from people in the Department of Children and  
4. Family Services. Service providers, administrators in the  
5. Department of Children and Family Services. The recipients  
6. of services. Questions that we are unable to answer and then  
7. when I go to the Appropriations staff in the Senate and in the  
8. House and I raise questions with them and they say to me, the  
9. department refused to give us answers to these questions. They  
10. don't supply us with any information. They can't tell us where  
11. the needs are. Well, what the hell are we doing down here?  
12. We just giving them a lump sum of money every year and we say  
13. to them, you submit annual report from us and we won't read it  
14. like we don't read any other annual reports and we just go on  
15. with business as usual and next year the next administration  
16. will say, well, we are going to decentralize the Department  
17. of Children and Family Services. Well, I was there and I happen  
18. to know what happened the last time the reorganization. We lost  
19. hundreds of kids that they have not found now. Literally, lost  
20. them. They are lost out there that nobody in Children and Family  
21. Services can tell you where in the hell those kids are. Sure,  
22. I'm concerned about this budget. I'm also concerned about the  
23. inadequate and the lack of affirmative action program in the...  
24. Department of Children and Family Services and...and the fact  
25. that they don't even respond to the questions and the concerns  
26. that the black legislators and others raise with them in concerns  
27. to these problems. I'm also concerned about the...seemed to be a  
28. concerted effort to wipe out the small minority contractors of  
29. services through the Department of Children and Family and Services  
30. with the lack of any valid legitimate criteria by which they  
31. monitor and control these contracts the service is on. I'm  
32. concerned about a lot of things. No, I'm not rising in opposition  
33. to this budget but I can't because I don't want to...stop or cut off

1. the services...or needed services to the children and families  
2. who receive services from this department but I'm concerned  
3. about raising the issue to this...to this Body and you should  
4. be concerned about it.  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Further discussion? Senator Graham. Senator Hall, would  
7. you mind...  
8. SENATOR GRAHAM:  
9. I got him.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Okay. Senator Graham.  
12. SENATOR GRAHAM:  
13. One question to the sponsor, Senator Grotberg.  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. He indicates he will yield. Senator Graham.  
16. SENATOR GRAHAM:  
17. What is the total amount of the budget for the Department  
18. of Children and Family Services...  
19. PRESIDING OFFICER:(SENATOR ROCK)  
20. Senator Grotberg.  
21. SENATOR GRAHAM:  
22. ...for this year?  
23. SENATOR GROTBORG:  
24. One million and one hundred seventeen thousand four hundred  
25. eleven dollars and...four hundred and eleven thousand seven  
26. hundred dollars out of General Revenue...  
27. SENATOR GRAHAM:  
28. Now...  
29. SENATOR GROTBORG:  
30. ...and three million 201 out of other funds.  
31. SENATOR GRAHAM:  
32. Now, Mr. President, and members of the Senate I was sitting  
33. in this Chamber when we started the State into the business of



1. taking care of kids and we have gone down the road to socialism  
2. to the point now that we are taking care of kids and we've  
3. started this program with somewhere around sixty thousand  
4. dollars. It was said to us then that we would rise ourselves  
5. up to with our own bootstraps to somewhere around five hundred  
6. million and we're rapidly arriving at that point. Now the  
7. bleeding hearts that say we're not doing enough might realize  
8. perhaps that there is no way that the State should or can furnish  
9. the money to take over the parental responsibilities that should  
10. rest in the homes of the parents who are losing all of these kids  
11. they're talking about. Now you figure from sixty thousand up  
12. to...to this well over a million dollars in this length of time.  
13. I don't see how they can call the State of Illinois being  
14. delinquent in this area and I reject those who say it is.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Hickey.

17. SENATOR HICKEY:

18. I guess I'm not...there. Thank you. I want to speak to  
19. Senator Collins and say that I certainly do sympathize with her  
20. with trying to go...to the Governor's Office and get any  
21. information about anything. I write letters, I...make  
22. telephone calls and I get no response. I think also that we're  
23. all very unhappy about the fact that a lot of these budgets  
24. haven't been able to be really scrutinized carefully in committee  
25. but I'm not sure that it's entirely the fault of this Body but  
26. it is part of the way the legislative process has gone this time.  
27. I would suggest and I understand these concerns about the different  
28. ...the changes every two years that if you really want to know  
29. something about what's going on in the department or what the  
30. aims are related to this budget that you go directly to Director  
31. Margaret Kennedy. I've...many of the questions which Senator  
32. Collins raised I've had answered myself this week in...in a  
33. personal interview with...with Director Kennedy. I think you'll

1. find her very responsive and very interested in your point  
2. of view and that she has the same kind of concerns that you do.  
3. Thank you.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Newhouse.

6. SENATOR NEWHOUSE:

7. Thank you, Mr. President and Senators. What we're doing  
8. now is a real travesty. I don't think Senator Graham been anyone  
9. suggesting that the State is delinquent in the amount of money  
10. that it's investing in to the Department of Children and Family  
11. Services. What I do think is being said here is, that the  
12. efficiency with which those monies are distributed it borders  
13. on the criminal. The reason it borders on the criminal is this.  
14. We have tried to get answers out of that department. We have  
15. tried to find what direction it's going in and the problem may  
16. be that nobody knows. As late as two weeks ago when one of the  
17. staff members caught me on the Floor and told me that some very  
18. simple figures that I gave him were wrong. I asked him if he  
19. would give me the right figure. Two weeks have passed, Larry  
20. Rowe, and you still haven't given me those figures and that is  
21. typical of what goes on within that department. It is an  
22. absolute travesty that we are going to distribute this kind of  
23. money to a nonresponsive department without a committee hearing,  
24. without the appearance of those who are responsible before us to  
25. answer questions. Now, if we're going to abdicate the responsibility  
26. of the...distribution of that kind of money to the bureaucrats that  
27. is those middle manage people in that department to make decisions  
28. then we got no business sitting down here. Now, the tragedy of  
29. this is this. That what is happening is that the people who are  
30. taking the flack for this are the poor boobs on the bottom of the  
31. pile who are not getting what they deserve. The kids who are  
32. getting kicked around because of the inefficiency of the service.  
33. They're the ones who are taking the flack for what we say as a

1. socialistic attitude. In the meanwhile those dollars are being  
2. eaten up by quite some other kinds of people. I'd like to  
3. know, for example, where the contracts are going. Who is getting  
4. them. This big fight between the social service agencies is  
5. criminal and we ought not stand for it. United Way, Catholic  
6. Charities, big organizations against small organizations. They  
7. don't care anything about the children. The children are the  
8. responsibility of this legislature and we've just given it away.  
9. I'm really embarrassed for my friend, John Grotberg, who is  
10. handling this bill. He shouldn't be put in this position because  
11. what we're talking about has nothing to do with John Grotberg.  
12. What we're talking about has to with some staff people who have  
13. taken the authority from this Body to make the kinds of decisions  
14. that we're abdicating and it's wrong. It is wrong and I will  
15. oppose this bill on this basis and I would hope all of you will  
16. stick it right back down where it ought to go and tell those  
17. people who are making decisions for us that that day is over.  
18. If we're not going to protect these kids we've got no business  
19. down here. I think we ought to reject it out of hand and have  
20. them come down and answer the questions that they ought to answer  
21. for us.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Johns.

24. SENATOR JOHNS:

25. I don't know how to start here, Ladies and Gentlemen, because  
26. it's kind of a problem that I've kept to myself for a long time  
27. and agonized over it. For about eight years I've tried to adopt  
28. a child through this department and my family, my children and  
29. my wife have said, you know, if they'll do this to you what are  
30. they doing to the people on the street. They need you. They  
31. need your vote. I have a hundred percent record with that  
32. department. Everything they ever wanted I have voted for trying  
33. to keep myself completely clear of ever using the position I

1. hold here today in order to try to adopt a child. We have raised  
2. three children. We have a nice home. We've been approved by  
3. Catholic Charities in St. Louis as a contract for this department  
4. as being excellent for a home. We've gone to counselor after  
5. counselor. We've met with this director, that director. We've  
6. watched children on the list disappear. We've never been allowed  
7. to adopt a child. The problem, I know, is not with this director  
8. but it's with part of the bureaucracy that exists. People turn  
9. off. They tell me you're not...you're not supposed to make waves  
10. but I know for a fact that some little girl out there somewhere  
11. that is truly in need of a home. That the real tragedy is, I  
12. told Director Kennedy is not...is not that I have been denied  
13. a child to care for and love and see that she's given a home but  
14. the tragedy is that that child has been neglected. She's probably  
15. in a foster home somewhere. For eight years my wife has pushed  
16. me to be more of an arm twister with this department. Yesterday,  
17. I asked the Governor's aides, both of them, Zale Glauberman and  
18. Carter Hendron, to look into this and give me the frank answers  
19. that I sought. To tell me, are you fit or not fit. What is the  
20. problem that you cannot adopt a child. If the Catholic Charities,  
21. and I'm a Baptist and I just throw that in for whatever it's  
22. worth, approves of me as being a worthy parent and we have a  
23. beautiful home and the money to take care of a child. Somewhere  
24. out there there's a little girl that my wife has longed for, has  
25. fixed a room for and planned for for years is being neglected of  
26. a home. Director Kennedy and I have talked but nobody, nobody  
27. in this whole damn department will give me the answers that I  
28. seek why we can't find a child after eight years and that is  
29. something that I hope the Governor will respond to. I've  
30. written him. No answers. I begged the directors each time as  
31. they come aboard. One director admitted to me, he's gone now, that  
32. the good ones were skimmed off. The good ones. I said, my gosh  
33. man, we're not wanting just a good one, we just want an average

1. child that's five years old, that meets our age bracket at that  
2. time that we can love and care for and provide for and the real  
3. tragedy, and I'll leave you with this, is that there's some child  
4. out there being bandied about from one home to another, lacking,  
5. maybe, someone that will eventually care for them the rest of  
6. their lives and we're not able to get that child and so I've  
7. asked the Governor's people just yesterday, I said Carter and  
8. Zale, give me an answer. Stop the agonizing of my wife and  
9. my children as to whether or not I'd been truly trying to find  
10. this child. Thank you, Mr. President.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Graham.

13. SENATOR GRAHAM:

14. ...time, and I apologize. Those of you who are complaining  
15. about the efforts not extended in the current Department of  
16. Children and Family Services and I don't sympathize with  
17. anybody and don't defend anybody that's doing a bad job but  
18. you have a short memory. Do you remember Dan Walker and Jerry  
19. Miller, Mary Lee Leahy? Think that over for awhile.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Newhouse.

22. SENATOR NEWHOUSE:

23. ...Mr. President, I just like to respond on a point of  
24. personal privilege. Senator Graham, you're absolutely right and  
25. we were raising the same complaints then that we're raising now.  
26. Nothing has changed. If anything, it's gotten worse because the  
27. bureaucrats are further entrenched now than they were then.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Any further discussion? Senator Grotberg may close the  
30. debate.

31. SENATOR GROTBORG:

32. Thank you, Mr. President. That's a challenge. I would  
33. like to take them in turn, Senator Collins, Senator Newhouse, I

1. got this bill this morning. You came to me five minutes after  
2. we came on the Floor and, literally, wanted to amend it and I  
3. offered you that privilege and you withdrew your amendments but  
4. I, for one, understand what you're talking about. We have in the  
5. State of Illinois a Department of Children and Family Services  
6. that's been demoralized, destroyed and destructed by four years  
7. of unconscionable invasion of politics, usury and new and  
8. flagrant ideas that never were meant to work. The month of  
9. April of this year the new director did establish a reorganization  
10. less than sixty, seventy-five days ago. It's probably going to  
11. work but I will pledge everybody on this Floor, Senator Collins,  
12. you talked to the bureaucrats, you talked to everybody. I was  
13. worried about the Children and Family Services not before you  
14. were born, but long before you were in the Legislature. You  
15. never came to me. I'll get an answer out of that damn department  
16. because I agree with you on about eighty percent of your points.  
17. Senator Newhouse came to me this morning. Not last week. Senator  
18. Johns, you didn't come to me. I have been carrying the flag  
19. for and against Children and Family Services since the day I was  
20. sworn into this General Assembly six years ago and anybody in  
21. this House that wants to go to war with them on a bureaucratic  
22. issue, Phil Rock will join me. We're glad to have them, but  
23. by God, if they don't shape up they know from whence commeth  
24. their bread and if I'd had time with some of you I would  
25. have line itemed a lot of other things in this budget. We did  
26. not have time. I would ask for a favorable roll call but if this  
27. outfit doesn't shape up and deliver to the members of the Legislature  
28. the answers that they need and I hope Larry Rowe is still back here  
29. listening to me. You cannot stonewall these people on answers and  
30. Director Kennedy, if you're up there anywhere I told you that the  
31. day before you were sworn in, six months after you were sworn in  
32. and hadn't had your first meeting with the Governor yet. That's  
33. how high the priority of Children and Family Services is in the

1. State of Illinois. So if you think I'm carrying this for the  
2. love of the department, you're wrong. I'm carrying it as a  
3. responsibility to get the job done and I invite everybody in  
4. this General Assembly to invite me as a committee of one and  
5. I'll charge in and get some answers because I'm carrying this  
6. freight and it's worth the trip. The kids are still worthwhile.  
7. Give me a favorable roll call.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. The question is, shall House Bill 2970 pass. Those in favor  
10. will vote Aye. Those opposed will vote Nay. The voting is open.  
11. Have all voted who wish? Have all voted who wish? Take the  
12. record. On that question, the Ayes are 37, the Nays are 12,  
13. 4 Voting Present. House Bill 2970 having received the constitutional  
14. majority is declared passed. 2986, Senator Ozinga. On the Order  
15. of House Bills, 3rd reading, House Bill 2986. Read the bill, Mr.  
16. Secretary.

17. SECRETARY:

18. House Bill 2986.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Ozinga.

23. SENATOR OZINGA:

24. This is the ordinary and contingent expenses of Financial  
25. Institutions and piggyback is the Department of Insurance and I  
26. would transfer the...to the...the team that did all the cutting  
27. up.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. The Senator has yielded to Senator Regner. Senator Regner.

30. SENATOR REGNER:

31. Mr. President and members of the Senate. There is still a  
32. couple of errors in this. I've just talked to Senator Carroll  
33. about it and we...we both know but we want it to be moving tonight

1. and I'm sure we'll have it in a conference committee and straighten  
2. out the rest of the errors.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further discussion? If not, the question is, shall House  
5. Bill 2986 pass. Those in favor will vote Aye. Those opposed  
6. will vote Nay. The voting is open. Have all voted who wish?  
7. Have all voted who wish? Take the record. On that question,  
8. the Ayes are 50, the Nays are None, 1 Voting Present. House Bill  
9. ...2986 having received the constitutional majority is declared  
10. passed. 2987, Senator Davidson. On the Order of House Bills,  
11. 3rd reading, House Bill 2987, Senator Davidson seeks leave of  
12. the Body to return House Bill 2987 back to the Order of 2nd  
13. reading for purposes of an amendment. Is leave granted? On  
14. the Order of House Bills, 2nd reading...on the Order of House  
15. Bills, 2nd reading, House Bill 2987. Mr. Secretary.

16. SECRETARY:

17. Amendment No. 7 offered Senator Regner.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Regner.

20. SENATOR REGNER:

21. Would the Secretary identify it? Is that the...

22. SECRETARY:

23. That's the shorter of the two, Senator Regner. In other  
24. words, I'll read...it's on page 10 "by inserting immediately  
25. after Section 9 the following:

26. SENATOR REGNER:

27. Okay. That's a hundred thousand dollars.

28. SECRETARY:

29. Right.

30. SENATOR REGNER:

31. Okay. This is the sum of a hundred thousand dollars to the  
32. Department of Administrative Services for the purpose of main-  
33. taining, securing, obtaining or the value appraisal of the Geneva  
34. Youth Center property for a hundred thousand dollars. I have a



1. letter that's considered in the budget at this time. I move  
2. its adoption.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Regner has moved the adoption of Amendment No.  
5. 7 to House Bill 2987. Any discussion? Senator Carroll.

6. SENATOR CARROLL:

7. Thank...Thank you, as Senator Regner...Ladies and Gentlemen  
8. of the Senate...indicated Doctor Mandeville has given us a  
9. letter of this, another add on to the Governor's budget. We  
10. were holding it for that. I still don't know whether it's a  
11. good idea or bad idea but the Governor wants to add this money  
12. to his budget and Senator Regner is supporting him. We couldn't  
13. care less.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Regner has moved the adoption of Amendment No. 7  
16. to House Bill 2987. Any further discussion? If not, all those  
17. in favor signify by saying Aye. All opposed. The Ayes have it.  
18. The amendment is adopted. Further amendments?

19. SECRETARY:

20. Amendment No. 8 offered by Senator Regner.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Regner.

23. SENATOR REGNER:

24. I'll take the same roll call and speak from Senator Carroll  
25. on this one. Oh no...You want this one. Okay. This...amendment  
26. adds back a hundred four thousand nine hundred dollars to  
27. Illinois Information Service to fully fund the budget as re-  
28. requested when the original bill came in. I move its adoption.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Regner has moved the adoption of Amendment No. 8  
31. to House Bill 2987. Any discussion? Senator Carroll.

32. SENATOR CARROLL:

33. Thank you. For those who didn't hear this is very much

1. unlike the other amendment. Here is where the Governor is  
2. trying to use taxpayer monies to once again increase his PR  
3. arm so that he can campaign with State funds. We cut IIS back  
4. to last years level and just said, no new money. Last years  
5. level which many of us felt was not deep enough to go in cutting  
6. that arm of the Governor's PR firm but to add another hundred  
7. and four thousand dollars to his PR agency, I just think is  
8. ridiculous. You know, those of you who watched Proposition 13  
9. I think would be well aware that the people don't want to waste  
10. a hundred and four thousand dollars to give additional public  
11. relations to the Governor and I urge the defeat of this amend-  
12. ment.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Regner has moved the adoption of Amendment No. 8  
15. to House Bill 2987. A roll call has been requested. Those in  
16. favor of adoption of Amendment No. 8 will vote Aye. Those  
17. opposed will vote Nay. The voting is open. Have all voted  
18. who wish? Have all voted who wish? Take the record. On that  
19. question, the Ayes are 20, the Nays are 33. None Voting Present.  
20. The amendment fails. Further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. 3rd reading. Do you want to go to 3050 and put the amend-  
25. ment on, Senator Hynes? On the Order of House Bills, 3rd read-  
26. ing, House Bill 3050. Senator Hynes seeks leave of the Body  
27. to return House Bill 3050 back to the Order of 2nd reading for  
28. purposes of an amendment. Is leave granted? On the Order of  
29. House Bills, 2nd reading, House Bill 3050. Mr. Secretary.

30. SECRETARY:

31. Amendment No. 3 offered by Senator Hynes.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Hynes.

1. SENATOR HYNES:

2. Mr. President and members of the Senate. This would add  
3. one hundred thousand dollars for the purpose of studying the  
4. budgetary process as it relates to the General Assembly and I  
5. might add that this one hundred thousand dollar add on is for  
6. the Legislative Branch and not for the Executive Branch and,  
7. therefore, I would urge your support.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Hynes has moved the adoption of Amendment No. 3  
10. to House Bill 3050. Is there any discussion? If not, all those  
11. in favor signify by saying Aye. All opposed. The Ayes have it.  
12. The amendment is adopted. Any further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. 3rd reading. On the Order of House Bills, 3rd reading,  
17. House Bill 2987. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 2987.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Davidson.

24. SENATOR DAVIDSON:

25. Mr. President and members of the Senate. This bill with  
26. the amendment now is Administrative Services. In this bill  
27. this is the ordinary operating fund. Appreciate a favorable  
28. roll call.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any discussion? If not, the question is, shall  
31. House Bill 2987 pass. Those in favor will vote Aye. Those  
32. opposed will vote Nay. The voting is open. Have all voted  
33. who wish? Have all voted who wish? Take the record. On that

1. question, the Ayes are 50, the Nays are None. None Voting  
2. Present. House Bill 2987 having received the constitutional  
3. majority is declared passed. 3069, Senator Egan. 3108,  
4. Senator Roe. 3112, Senator Lane. Senator Lane, for...  
5. Senator Lane.  
6. SENATOR LANE:

7. I'd like to move on to House Bill 3113 and then ask leave  
8. of the Body to go back to 2nd for an amendment.  
9. PRESIDING OFFICER: (SENATOR ROCK)

10. Fine. On the Order of House Bills, 3rd reading, House Bill  
11. 3113. Senator Lane seeks leave of the Body to return House Bill  
12. 3113 back to the Order of 2nd reading for purposes of an amend-  
13. ment. Is leave granted? Leave is granted. On the Order of...  
14. House Bills, 2nd reading, House Bill 3113. Mr. Secretary.  
15. SECRETARY:

16. Amendment No. 2 offered by Senator Berman.  
17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Berman.

19. SENATOR BERMAN:

20. Thank you, Mr. President. Amendment No. 2 deletes the  
21. language that requires the Comptroller to audit all local  
22. governmental units and school districts regarding the expenditure  
23. of funds. I move the adoption of Amendment No. 2.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Berman has moved the adoption of Amendment No. 2  
26. to House Bill 3113. Is there any discussion? If not, all those  
27. in favor signify by saying Aye. All those opposed. The Ayes  
28. have it. The amendment is adopted. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. 3rd reading. On the Order of House Bills, 3rd reading,  
33. House Bill 3112. 3113. On the Order of House Bills, 3rd...well

1. we've got to get intervening business. On the Order of House  
2. Bills, 3rd reading, House Bill 3050. 3050, Mr. Secretary. Read  
3. the bill, Mr. Secretary.  
4. SECRETARY:  
5. House Bill 3050.  
6. (Secretary reads title of bill)  
7. 3rd reading of the bill.  
8. PRESIDING OFFICER: (SENATOR ROCK)  
9. Senator Hynes.  
10. SENATOR HYNES:  
11. Mr. President, this is the annual appropriation for the  
12. operation of the General Assembly and I would appreciate a  
13. favorable roll call.  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. Is there any discussion? Senator Rhoads.  
16. SENATOR RHOADS:  
17. A question of the sponsor.  
18. PRESIDING OFFICER: (SENATOR ROCK)  
19. He indicates he will yield. Senator Rhoads.  
20. SENATOR RHOADS:  
21. Senator Hynes, is the 5.5 Carroll Amendment on this bill?  
22. SENATOR HYNES:  
23. The...the amendment is not on but...the bill as introduced  
24. is, I think, slightly below that.  
25. PRESIDING OFFICER: (SENATOR ROCK)  
26. Any further discussion? If not, the question is, shall  
27. House Bill 3050 pass. Those in favor will vote Aye. Those  
28. opposed will vote Nay. The voting is open. Have all voted who  
29. wish? Have all voted who wish? Take the record. On that question,  
30. the Ayes are 50, the Nays are 1. None Voting Present. House Bill  
31. 3050 having received the constitutional majority is declared passed.  
32. On the Order of House Bills, 3rd reading, House Bill 3113. Read  
33. the bill, Mr. Secretary.

1. SECRETARY:  
2. House Bill 3113.  
3. (Secretary reads title of bill)  
4. 3rd reading of the bill.  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Senator Lane.  
7. SENATOR LANE:  
8. Thank you, Mr. President and members of the Senate. House  
9. Bill 3113 requires the State to reimburse school districts and  
10. local governments for the full cost of newly mandated programs  
11. or for any increase in the expense of participating in existing  
12. mandating programs. This is in answer to a problem that has  
13. exist over the years. It's an attempt to reduce the number of  
14. mandated programs imposed upon our school districts and local  
15. governmental units. I ask for your support on this bill.  
16. PRESIDING OFFICER: (SENATOR ROCK)  
17. Is there any discussion? If not, the question is, shall  
18. House Bill 3113 pass. Those in favor will vote Aye. Those  
19. opposed will vote Nay. The voting is open. Have all voted who  
20. wish? Have all voted who wish? Take the record. On that  
21. question, the Ayes are 33, the Nays are 18, 2 Voting Present.  
22. House Bill 3113 having received the constitutional majority is  
23. declared passed. Senator Leonard on 31...Oh, I'm sorry. Senator  
24. Lane, 3160. Senator Leonard, 3161. Oh, is this already out. I'm  
25. sorry, I'm...Beg your pardon. It's already out. Once is enough.  
26. On the Order of House Bills, 3rd reading, House Bill 3167. Read  
27. the bill, Mr. Secretary.  
28. SECRETARY:  
29. House Bill 3167.  
30. (Secretary reads title of bill)  
31. 3rd reading of the bill.  
32. PRESIDING OFFICER: (SENATOR ROCK)  
33. Senator Hynes.

1. SENATOR HYNES:

2. Mr. President and members of the Senate. House Bill 3167  
3. would expand and broaden the Illinois Industrial Development  
4. Authority. I think it is a very important bill insofar as  
5. industrial development is concerned in the State of Illinois  
6. and I think it will be a great tool for State government to  
7. attract business to this State. The bill has several changes  
8. in it which I think make it a workable proposition. It expands  
9. the areas in which the loans can be made. There is a one hundred  
10. million dollar cap on the amount of revenue bonds that can be  
11. outstanding at any one time and at the request of the Chicago  
12. Association of Commerce and Industry the amount of the loan on  
13. any one project cannot exceed ten million dollars. The bill  
14. also has been broadened to include the purchase and installation  
15. of machinery, a provision similar to that in Senator Weaver's  
16. bill which we have already passed. The interest rate has been  
17. removed from the bill so that the bonds can be sold at market.  
18. I think this is an important piece of legislation. I think it  
19. will give State government the tools to assist industry that is  
20. interested in locating here and I think it is something that  
21. this assembly ought to pass and I'd appreciate your support.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Is there any discussion? If not, the question is, shall  
24. House Bill...I beg your pardon. Senator Berning.

25. SENATOR BERNING:

26. A question of the sponsor.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. He indicates he will yield. Senator Berning.

29. SENATOR BERNING:

30. Did you indicate that with the broadened prerogatives that  
31. there is a concomitant State expense or a cost factor here? If  
32. so, what is it?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Hynes.

2. SENATOR HYNES:

3. No. The State is not liable for these bonds. These are  
4. Revenue Bonds and the bonds will be paid off out of the...the  
5. projects involved and by rentals from the...the borrowers so  
6. that there is no State obligation underlying these...these  
7. bonds to...to pay them off.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Berning.

10. SENATOR BERNING:

11. There...there was one other aspect to the bill which you  
12. mentioned and I didn't quite catch it and that's what triggered  
13. the inquiry. It seemed to me that you are implying that there  
14. was a provision here which would entail expense. Are you saying  
15. that there is nothing in this bill that will cause State expense?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Hynes.

18. SENATOR HYNES:

19. No. The...the authority presently operates out of a one  
20. million dollar revolving fund that has been established and  
21. this allows the sale of bonds up to one hundred million dollars  
22. to finance projects and they are Revenue Bonds not General  
23. Obligation Bonds of the State and there is a specific prohibition  
24. in the existing Act against State reimbursement.

25. SENATOR BERNING:

26. There has been some discussion to the effect that these  
27. Revenue Bonds actually do however represent a moral obligation  
28. for the State and conceivably would be enforceable against the  
29. State in the event of default. Do you concur with that position  
30. or do you feel that is inaccurate?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Hynes.

33. SENATOR HYNES:



1. I...I do not concur with that position. That is the nature  
2. of a Revenue Bond that it is not the general obligation of the  
3. State. Now in addition to...in addition to the fact...in addition  
4. to the fact that these Revenue Bonds can be sold and used as the  
5. proceeds used to finance...these projects the bill has been  
6. amended to satisfy the Small Business Administration in terms of  
7. possible guarantees from the SBA on any of the loans that might  
8. be made.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Further discussion? Senator Weaver.

11. SENATOR WEAVER:

12. Senator Hynes, is it true that there's no General Revenue  
13. money involved in this hundred million dollars?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Hynes.

16. SENATOR HYNES:

17. That is correct.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator...

20. SENATOR WEAVER:

21. Now...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. ...Senator Weaver.

24. SENATOR WEAVER:

25. ...under the present Industrial Development Authority there  
26. are two people that are administering the authority. Is it  
27. contemplated that those two people could continue to administer  
28. and grant loans for this hundred million on the revenue basis  
29. or is there going to be need for beefing up of...of the  
30. administration?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Hynes.

33. SENATOR HYNES:

1. That I think it is...it is early to say. We have a Depart-  
2. ment of Business and Economic Development which has an awful lot  
3. of free time and an awful lot of highly paid experts that could  
4. also be involved in...in these programs so that I think it may  
5. well be possible to do it within our existing personnel and  
6. resources but as...if this program comes on board it may well  
7. be that there will have to be some increase in personnel. That  
8. is a very distinct possibility.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Further discussion? Senator Weaver.

11. SENATOR WEAVER:

12. Well, I'm just cautioning that the present operation is  
13. authorizes at a million dollars and they've done a terrific  
14. job for depressed areas, particularly in Southern Central  
15. Illinois. I'm not saying that the hundred million dollars  
16. might not fit into the program as...as a Revenue Bond but I  
17. would hate to jeopardize that which has worked so well, in  
18. particularly downstate Illinois and they've had no losses. They  
19. ...they've really done a terrific job and I just hate to see us  
20. make a bureaucracy out of it but if you're going strictly revenue  
21. and the bonds...are sold based on their own merit and feasibility  
22. why it may be all right.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Further discussion? Senator Glass.

25. SENATOR GLASS:

26. Thank you, Mr. President. I think in...in follow up of  
27. what Senator Berning asked Senator Hynes about I...I would like  
28. to make this point. It's true that these are Revenue Bonds. We're  
29. increasing authorization as I read the bill by a hundred million  
30. dollars and the full faith and credit of the State may not be  
31. behind them...but it is true that the...the bond rating of the  
32. State stands behind these bonds and I think if they go and  
33. default while it may not be a State obligation it very well may

1. affect the bond rating of the State so I don't think you can  
2. dismiss idly any bond increase authorization on the grounds  
3. that it...that they're Revenue Bonds and I...I would urge the  
4. Body to take that into account and I...I believe we're going  
5. too far with the...this additional authorization and plan to  
6. oppose this bill.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Maragos.

9. SENATOR MARAGOS:

10. Mr. President and members of the Senate. I was not going  
11. to get up to speak but since the members on the other side of  
12. the aisle made some points here. Most recently we had the...  
13. opportunity as members of the...Economic Development Commission  
14. of this General Assembly to sit down and visit with the  
15. administrators of this program and they even showed us a slide  
16. presentation where they were stating that because of the  
17. limitations they could not do the job as...as effectively as  
18. they had to and especially down in downstate areas like  
19. Vandalia and other places where they showed us they could only  
20. go up to a certain amount because they had the...money was  
21. limited. It is true that they've had an outstanding record and  
22. I think if we are going to bring more tax dollars into this State  
23. on the most efficient basis of by having workers working and  
24. industry making profits this is one way we could use the seed  
25. money to do a more effective job that is being done now and I  
26. ask for your support.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Guidice.

29. SENATOR GUIDICE:

30. Thank you, Mr. President and members of the Senate. I  
31. rise in support of this bill and I think this addresses a  
32. serious problem that we've had in this State and I think what  
33. we're doing here is allowing business to remain. It's given

1. us an opportunity to develop our own companies, to keep them  
2. here. I think also that we address the situation as far as the  
3. ...the raising of the monies by increasing it to eight percent  
4. from the present six percent. We've doubled the areas that we're  
5. servicing and I think this is going to help the State and...That's  
6. it.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any further discussion? Senator Hynes may...Senator Johns.  
9. SENATOR JOHNS:

10. Thank you, Mr. President. I didn't want to speak too much  
11. because my able colleague and President Senator Hynes has done  
12. such a good job but I'm cosponsor of the bill and I've been...  
13. I guess I'm one of the staunchest supporters of the Economic  
14. Development Commission and a member of that commission and  
15. traveled throughout the United States with that commission  
16. where we've looked at industrial development in other states,  
17. talked to the key industrial people of other states and  
18. governments and they've told us that they were surprised that  
19. Illinois was as far behind in its industrial enthusiasm as we  
20. are and yet we're a great industrial State. They showed us programs  
21. for minority enterprises for industrial development that...that  
22. really showed me that we're...we're laggard, that we don't give  
23. the Department of Business and Economic Development the amount  
24. of money that it really needs to do the job for advertising of  
25. this great State and this particular department and...or agency  
26. is located in my hometown and it was developed ten years ago  
27. by the man that I replaced. It's been a great program. It has  
28. a tremendous tack record. It has an able man at the head by the  
29. name of Leroy Brandon who's very knowledgeable about what he's  
30. trying to do and what he is doing and so I ask my colleagues on  
31. this side to support this bill to the fullest. Thank you, Mr.  
32. President.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Netsch.

2. SENATOR NETSCH:

3. Thank you...thank you, Mr. President. I would direct this  
4. particularly to Senator Glass who raised the question about the  
5. moral obligation language. The...in the previous bill, Section  
6. 8.1 was language that often is thought to raise the moral  
7. obligation question. If the authority determines that monies  
8. will not be sufficient then the chairman shall certify to the  
9. Governor and that shall be included in the next year's budget  
10. that sort of language. That was deleted by Senator Hynes' Senate  
11. Amendment No. 1 so that language is no longer a part of the Act  
12. and I think that greatly alleviates the question that...that you  
13. have raised and the problem that you have raised.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any further discussion? Senator Hynes may close the debate.  
16. SENATOR HYNES:

17. Mr. President and members of the Senate. This is certainly  
18. an expanded if not a new initiative for the State of Illinois but  
19. I think it is one that the State ought to be getting into. Local  
20. ...communities, cities, counties all over this country are getting  
21. into the...this area are issuing revenue bonds to promote industrial  
22. and commercial development and it seems to me that an entity the  
23. size of the State of Illinois with the budget that we have and with  
24. the tremendous natural resources that we have that are in and of  
25. themselves attractive to industry that this is one more important  
26. tool that is available to help us to attract the industry that  
27. we desire so much. Insofar as the comments with respect to the  
28. bond rating of the State of Illinois I think that prudent manage-  
29. ment of this operation, careful selection of the projects that  
30. are financed and indeed, the ten million dollar limitation per  
31. project that I have put on by amendment will take care of that  
32. problem. I do not think it will impair the bond or credit rating  
33. of this State and if at some future time that were determined

1. it is within the province of the Governor to simply slow down  
2. or attempt to modify through legislation the approach that we  
3. have taken. I think this is a good idea. I think it is some-  
4. thing that we have needed for a long time and I think it will  
5. help the State of Illinois to remain industrially and commercially  
6. healthy and I'd appreciate your support.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. The question is, shall House Bill 3167 pass. Those in favor  
9. will vote Aye. Those opposed will 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 39, the Nays are 11,  
12. none Voting Present. House Bill 3167 having received the  
13. constitutional majority is declared passed. Senator Lane. On  
14. the Order of House Bills, 3rd reading, House Bill 3160. Senator  
15. Nimrod, for what purpose do you arise?

16. SENATOR NIMROD:

17. Yes, thank you, Mr. President. Just a matter of record. Had  
18. I have been able to reach my switch in time I would like the record  
19. to show I would have voted No.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. The record will so reflect. On the Order of House Bills, 3rd  
22. reading, House Bill 3160. Read the bill, Mr. Secretary.

23. ACTING SECRETARY: (MR. FERNANDES)

24. House Bill 3160.

25. (Acting Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Lane.

29. SENATOR LANE:

30. Thank you, Mr. President and members of the Senate. This  
31. bill requires that if the Department of Public Aid lists the  
32. recipients name and social security number on each voucher  
33. submitted to the Comptroller for aid payment. It also prohibits

1. aid payment when no social security number is listed unless the  
2. Department of Public Aid certifies a recipient, that the  
3. recipient has no such number. This is just another tool in  
4. helping to eliminate welfare fraud. There is also...an amend-  
5. ment has been added to this bill. Senator Hall, I believe, will  
6. explain the other part of the bill.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Hall. Kenneth Hall.

9. SENATOR KENNETH HALL:

10. Thank you, Mr. President and Ladies and Gentlemen of the  
11. Senate. As you know, that we put the amendment on awhile back  
12. that it's a discrimination of the Statutes among people who are  
13. blind, aged that...on liens on their homes. Since October 1,  
14. 1976 the legislature saw fit to...to do this and no other  
15. category of Public Aid recipients were required to sign these  
16. liens on their home and it's unfair for it to be just against  
17. the blind, aged and disabled and that's the reason why I put  
18. this amendment on the bill.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any discussion? Senator Schaffer.

21. SENATOR SCHAFFER:

22. I wasn't ~~terribly~~ enamored with the bill before the amendment but since  
23. the amendment has gone on I...I really do have to oppose it. This  
24. is again the...the Vulture amendment that we debated earlier and  
25. Senator Hall mentioned and I really didn't get a chance to rebut  
26. that...that there is a...there's no longer a requirement for people  
27. to sign over their houses. Well, that's true but that doesn't  
28. really have too much to do with the bill. The simple fact of the  
29. matter is that somebody who's been on Public Aid and been supported  
30. by the taxpayers dies or the people that are affected and they...  
31. turns out they have an estate for two or three hundred thousand  
32. dollars that maybe fraudulently, it may not be fraudulently has  
33. been kept from the department that the department has no recourse

1. to go back and get that money that the...the person owes or  
2. should have paid out of his own pocket and again this money  
3. does not go to Public Aid recipients. It goes to the people  
4. who abandon their parents or relatives or whatever the relation-  
5. ship is to...to be on Public Aid. I can recall from my own  
6. experience dealing with people trying to get their relatives  
7. in the county home, "poor farm" and having the township super-  
8. visor come back to me and tell me, well, they were worth a half  
9. a million dollars and they didn't qualify and...you call them  
10. up and say, well, why did you try and put your mother in the  
11. "poor...house" for when she's worth a half a million and they  
12. say, we didn't want to see her eat up the assets and I don't  
13. think we should support this. I don't think we should reward  
14. people who have abandoned their parents to live on Public Aid.  
15. If the money were going to go to somebody on Public Aid, somebody  
16. who deserved it, I'd say fine. I wouldn't fight it but the money  
17. doesn't go anybody who deserves it. In fact, it goes to the very  
18. people who deserve it the least.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? Senator Lane may close the debate.

21. SENATOR LANE:

22. Yes, Mr. President. If you don't like one area of the bill,  
23. try the other and I ask for a favorable roll call.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. The question is, shall House Bill 3160 pass. Those in favor  
26. will vote Aye. Those opposed will vote Nay. The voting is open.  
27. Senator Donnewald, thank you. Have all voted who wish? Have all  
28. voted who wish? Take the record. On that question, the Ayes are  
29. 29...the sponsor requests that further consideration be postponed.  
30. So ordered. Yes, Senator Chew, for what purpose do you arise?

31. SENATOR CHEW:

32. A point of inquiry, Sir.

33. PRESIDING OFFICER: (SENATOR ROCK)



1. Yes. State your point.

2. SENATOR CHEW:

3. I believe I heard the President announce that on the bills

4. that we are discussing at the present that there would be no

5. rerun on them after this go around. Is that correct?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. The...it is within the sponsor's prerogative that the

8. request that further consideration be postponed.

9. SENATOR CHEW:

10. I realize that, Sir, but was that announced?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Why don't you check with the President?

13. SENATOR CHEW:

14. I believe the President did make that announcement. I'm

15. asking for information. I...I'm not...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Well, that's what I'm saying. Ask the...Mr. President...

18. SENATOR CHEW:

19. ...Mr. President...

20. PRESIDING OFFICER: (SENATOR ROCK)

21. ...the fellow whom...

22. SENATOR CHEW:

23. ...did you make that announcement that this will be the

24. last time on 3rd reading for today and...we have to get them off?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Hynes.

27. SENATOR HYNES:

28. The announcement was that this might be the last time

29. through the Order of 3rd reading and...and as it has turned

30. out the announcement was very effective because every bill has

31. been...just about every bill has been called and that was really

32. the intention behind it and Senator Bruce put it very well.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. All right. On the Order of House Bills, 3rd reading,  
2. House Bill 3168. Senator Lemke...Read the bill, Mr. Secretary.  
3. ACTING SECRETARY: (MR. FERNANDES)  
4. House Bill 3168.  
5. (Acting Secretary reads title of bill)  
6. 3rd reading of the bill.  
7. PRESIDING OFFICER: (SENATOR ROCK)  
8. Senator Lemke.  
9. SENATOR LEMKE:  
10. A great deal of time and effort have been spent in recent  
11. months illuminating the poor tax climate in Illinois as regards  
12. to business and industry. Illinois is one of the few industrial  
13. states which offers no Sales Tax exemption on machinery and  
14. equipment purchases placing our State at a competitive disadvantage  
15. with other states and leading directly to a loss of manufacturing  
16. jobs. House Bill 3168 offers a comprehensive...exemption for the  
17. purchase of manufacturing equipment and machinery including special  
18. order and custom made tools. It also provides...exempts the Sales  
19. Tax on the leasing of such material. It provides that the same  
20. exemption for equipment purchased for repair, replacement or  
21. remodeling or obsolete manufacturing plants. This aspect of  
22. House Bill 3168 we consider to be the most important since it  
23. will be offering encouragement and tax inducement to existing  
24. Illinois manufacturers to remain in our State while they expand  
25. their present capacity. House Bill 3168 has a four...four year  
26. phase in period so that the adverse revenue impact of State  
27. will be held to a minimum while revenue producing jobs expansion  
28. takes place. In addition, House Bill 3168 clearly meets the needs  
29. of improving Illinois status as a great manufacturing State. It's  
30. a bill that can lead to the creation of thousands of new manufacturing  
31. jobs. We believe that the business and industrial leadership of  
32. our State will agree and this bill is sponsored by the Illinois  
33. Manufacturers Association and other small businesses and businesses

1. in Illinois as an incentive to create jobs and create manufacturing  
2. advantages in our State to make it...another great manufacturing  
3. state to be competitive with loss of business to the Sunbelt. I  
4. ask for a favorable adoption of this bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. ...Any discussion? Senator Moore.

7. SENATOR MOORE:

8. Thank you, Mr. President and members of the Senate. I rise  
9. in support of this bill. The commission for Economic Development  
10. for the past three or four years has consistently endorsed this  
11. type of legislation as we did for the legislation to remove the  
12. Sales Tax from chemical fertilizers that were made in the State  
13. of Illinois. Several years ago we found out that our farmers  
14. are running across the Stateline to buy their fertilizers so as  
15. to avoid the Sales Tax. The commission came forth with a bill  
16. that was signed by the then Governor. This is a similar bill. It  
17. is necessary. The Governor of the State has indicated that he is  
18. in favor of this concept. This is one thing we can do to improve  
19. the business climate of the State and to make it more attractive  
20. to keep what we have and to avoid businesses from leaving. I urge  
21. the support of the Body for this particular bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Further discussion? Senator Rhoads.

24. SENATOR RHOADS:

25. A question of Senator Lemke?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. He indicates he will yield. Senator Rhoads.

28. SENATOR RHOADS:

29. Senator, I've lost track of the differences between this bill  
30. and...and 736 which I understand left the House and went to the  
31. Governor. You provide for repair and replacement parts and that  
32. bill does not. Is that correct?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Lemke.

2. SENATOR LEMKE:

3. That's correct but that bill has not left the House. It's  
4. coming back for...they put an amendment on there of a different  
5. program which is for rebates which is entirely unacceptable because  
6. it just creates...It's going to create a great strain on government  
7. finances to...to process a rebate. It's better to give them an  
8. exemption and you don't have to...people don't have to apply and...  
9. the government don't have to process these applications and pay  
10. back money. I think this...this concept is a...a good concept and  
11. I think when 736 comes back we should not concur with that amend-  
12. ment and...and put it back in...in form.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any further discussion? Senator Maragos. All right. The...  
15. if not the question is, shall House Bill 3168 pass. Those in  
16. favor will vote Aye. Those opposed will vote Nay. The voting is  
17. open. Have all voted who wish? Have all voted who wish? Take  
18. the record. On that question, the Ayes are 57, the Nays are None.  
19. None Voting Present. House Bill 3168 having received the  
20. constitutional majority is declared passed. 3177, Senator Savickas.  
21. On the Order of House Bills, 3rd reading, House Bill 3177. Senator  
22. Savickas.

23.

24.

25.

26.

(END OF REEL)

27.

28.

29.

30.

31.

32.

33.

1. SENATOR SAVICKAS:

2. Mr. President, I believe that there were some members  
3. interested in having this brought back to 2nd reading for  
4. an introduction of some more amendments. If they are so, I'll  
5. bring it back. If not...

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Secretary informs me the amendments have been filed.

8. SENATOR SAVICKAS:

9. Oh, well, then we'll bring it back.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Savickas seeks leave of the Body to return House  
12. Bill 3177 back to the Order of 2nd reading for purpose of  
13. an amendment. Is leave granted? On the Order of House  
14. Bills, 2nd reading, House Bill 3177.

15. SENATOR SAVICKAS:

16. Mr. President, if I may, while we're doing that,  
17. I have also an amendment on Secretary's Desk and I think  
18. I would like to offer this before there are any possible  
19. changes. What my amendment would do would amend the second  
20. committee amendment and reduce the times from fourteen to  
21. ten days from date of notices mailed by the Illinois Bureau  
22. of Employment Security for the employer to answer. We had  
23. put in the amendment fourteen days after discussion with  
24. IBS and other interested parties. We feel that raising it from  
25. seven to fourteen was excessive, that we would like to raise  
26. it from seven to ten days. So, I would like to adopt this  
27. amendment before any other amendments would be adopted to  
28. change the intent of the bill.

29. PRESIDING OFFICER: (SENATOR ROCK)

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

31. SENATOR KNUPPEL:

32. Well, on the amendment.

33. PRESIDING OFFICER: (SENATOR ROCK)

Oh, well, we're not there yet. The Secretary hasn't even

1. put it on the board, yet. He hasn't read it.

2. ACTING SECRETARY: (MR. FERNANDES)

3. Amendment No. 14 offered by Senator Savickas.

4. Amendment No. 4 offered by Senator Savickas.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Savickas.

7. SENATOR SAVICKAS:

8. Yes, Mr. President and members of the Senate. In our  
9. original debates and the original amendment, it raised the  
10. time for which an employer has time to answer the notice  
11. from seven to fourteen days. This amendment raises it  
12. from seven to ten days and all we do is just change  
13. from fourteen to ten.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All right. Senator Savickas has moved the adoption of Amendment  
16. No. 4 to House Bill 3177. Is there any discussion? Senator  
17. Knuppel.

18. SENATOR KNUPPEL:

19. First of all, I have a question. Is that seven or  
20. fourteen or ten from the date the notice is mailed or the  
21. date that it is received?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Savickas.

24. SENATOR SAVICKAS:

25. From the date the notice is mailed.

26. SENATOR KNUPPEL:

27. Now, therefore, I have to oppose it. If there's one thing  
28. wrong in the State of Illinois with the own employment provisions  
29. both to the employee and the employer. It's a silly idea with the  
30. kind of mail we've got that you could mail something and somebody  
31. get it seven days later, comes in in the afternoon mail on  
32. Friday, you've got a weekend and maybe you're out of town or you're  
33. in court or some other place. If you're somebody's lawyer, you

1. ain't got any chance at all to get into court. This is a damn  
2. silly time both for the employee and the employer and every  
3. damn time in that notice ought to be at least fourteen days.  
4. Because that's for the worker as well as the employer. It's  
5. just ridiculous and somebody who isn't a lawyer can't understand  
6. that because it may take it four days through the mail.  
7. Have you ever dealt with the goddamned mail the way it is  
8. today?

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Savickas has moved the adoption of  
11. Amendment No. 4 to House Bill 3177. Any further discussion?  
12. If not, all those in favor signify by saying Aye.  
13. All those opposed. The Ayes have it. The...roll call.

14. SENATOR SAVICKAS:

15. Well, Mr. President, if...I'd like to at least close the  
16. debate on the amendment.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Oh, I beg your pardon. I didn't think it was controversial.

19. SENATOR SAVICKAS:

20. Neither did I.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Savickas may close the debate.

23. SENATOR SAVICKAS:

24. We are not changing the procedure in any way. What we  
25. are doing is just increasing the time that the employee or employer  
26. has to answer. As to the time that's required through the mail  
27. service, it's the policy of the department to predate these by  
28. two days so what, in effect, you have is really a twelve day  
29. notice. I...I have no objection to raise it from seven to  
30. ten days. I think that would help the employer. That was the  
31. whole purpose of this bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right. Senator Savickas has moved the adoption of

1. Amendment No. 4 and a roll call has been requested. Those in  
2. favor of the amendment will vote Aye. Those opposed will  
3. vote Nay. The voting is open. Have all voted who wish?  
4. Have all voted who wish? Take the record. On that question  
5. the Ayes are 25, the Nays are 26, none Voting Present.  
6. The amendment fails. Further amendments? Senator Savickas.  
7. SENATOR SAVICKAS:

8. Verification of the negative vote.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Savickas has requested a verification of the negative  
11. roll call. Will the members please be in their seats and will  
12. those not entitled to the Floor, please vacate. Mr. Secretary  
13. will read the negative votes, please.

14. ACTING SECRETARY: (MR. FERNANDES)

15. The following voted in the negative: Berning, Bloom,  
16. Bowers, Buzbee, Chew, Coffey, Davidson, Donnewald, Glass,  
17. Graham, Grotberg, Knuppel, McMillan, Mitchler, Moore,  
18. Nimrod, Ozinga, Philip, Regner, Rhoads, Roe, Schaffer,  
19. Sommer, Soper, Walsh, Weaver.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Savickas, do you question the presence...

22. SENATOR SAVICKAS:

23. Yes, Mr. President. Senator Coffey.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Coffey is on the Floor.

26. SENATOR SAVICKAS:

27. Senator Soper.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Soper on the Floor? Senator Soper is on the  
30. Floor. All right. The roll has been verified. On that  
31. question the Ayes are 25, the Nays are 26. The amendment fails.  
32. Further amendments? Senator Wooten, for what purpose do you  
33. arise?

SENATOR WOOTEN:



1. A point of personal privilege. I don't know about  
2. others, but I was totally confused on that and I would simply  
3. like to ask Senator Savickas if the effect of that amendment  
4. was to change a fourteen day period to a ten day period or  
5. a seven day period to a ten day period. I mean, is...is the  
6. bill as now amended before that amendment, state fourteen  
7. days or seven?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Savickas.

10. SENATOR SAVICKAS:

11. It's...it is not in the law presently. It's a departmental  
12. regulation. What the original Amendment No. 2 in the...Committee  
13. Amendment No. 2 had put in fourteen days enacted into law  
14. from receipt. Or...the regulation as it stated today is  
15. seven days from receipt. So, now we are just...we try to  
16. change the committee amendment to make it ten days to increase...  
17. to increase it from seven days to make it ten days from  
18. the date of mailing.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator...Senator Wooten.

21. SENATOR SAVICKAS:

22. So, they would have gained three days.

23. SENATOR WOOTEN:

24. All right. I don't want to appear unusually stupid,  
25. but the way the bill is now amended, it...it is fourteen  
26. days, correct?

27. SENATOR SAVICKAS:

28. Correct.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Further amendments?

31. SECRETARY:

32. Amendment No. 5 offered by Senator Harber Hall and Nimrod.

33. PRESIDING OFFICER: (SENATOR ROCK)

Senator Harber Hall.

1. SENATOR HARBER HALL:

2. Thank you, Mr. President, fellow Senators. The amendment  
3. that we offer now is in the best sense of the word, a compromise  
4. with many, many, many suggestions that have been made for  
5. changing the unemployment compensation law in the State that  
6. was so drastically changed in 1975 and which has been attempted  
7. to be amended many times in the interim. This side  
8. working diligently in the evenings, put together an amendment  
9. about eight or nine days ago that we thought could be  
10. acceptable to a majority of members on both sides of the  
11. aisle. In offering it and in explaining it, certain members  
12. on the other side of the aisle needed some additional changes.  
13. We have made those. We have taken out some things that we thought  
14. should have been adopted. We offer this amendment by saying  
15. to you honestly and with thorough study if this amendment is  
16. adopted and the bill is passed, accepted by the House and  
17. passed and signed, the large deficit in the unemployment  
18. compensation fund in Illinois can be slowly reduced. There  
19. are changes in this amendment which I will explain shortly  
20. that will reduce the deficit by about eighty-five million  
21. dollars a year. This is sizable. This is worthwhile and for  
22. that reason, some of the other changes in eligibility caps...  
23. such things as that, we have dropped out of this. Now,  
24. this amendment first of all, deletes the language that is  
25. in House Bill...

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Hall, excuse me. Senator Buzbee, what...for what  
28. purpose do you arise?

29. SENATOR BUZBEE:

30. Point of order, Mr. President. Now, there is considerable  
31. confusion as to which amendment we are talking about.  
32. I would like for the Secretary to tell us when this amendment  
33. was filed, first of all and how many times this amendment has been

1. revised and is this amendment the last revision...was it  
2. filed after the time that Senator Sangmeister filed his  
3. amendment?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Mr. Secretary, if you know.

6. SENATOR HARBER HALL:

7. May I read what I expect this to be? It's  
8. 7985AM41DKAMAK.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Is that correct, Mr. Secretary?

11. SECRETARY:

12. That is the amendment that I have in front of me.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right. I understand your point. I'm asking the  
15. Secretary to respond. We just want to make sure those two are on  
16. the same wavelength. Mr. Secretary, do you...do you know when  
17. the amendment was filed?

18. SECRETARY:

19. I had an amendment filed by Senator Hall and Nimrod and  
20. then today the amendment has been changed and he has  
21. pulled his amendment and offered a new amendment.  
22. However, I never changed...

23. SENATOR BUZBEE:

24. All right. Mr. President, my point of order, then, is  
25. that that amendment...Senator Sangmeister's amendment was filed  
26. yesterday, I believe, was it not, Senator Sangmeister?  
27. So, his amendment should take precedence over this amendment  
28. as this is an entirely brand new amendment. It's got...if  
29. he withdrew the other amendment and put another one in,  
30. Senator Sangmeister's takes precedence. It was...it was filed  
31. before this amendment was.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right. Under discussion is Senator Buzbee's point  
of order as to the order in which amendments as filed are to be

1. called. Senator Shapiro.

2. SENATOR SHAPIRO:

3. Well, Mr. President, there's nothing in the rules that  
4. states anything about the filing of amendments and what  
5. order they will be called as to time of filing.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Hynes.

8. SENATOR HYNES:

9. There is nothing specific in our rules, but it has  
10. been the long standing custom and practice of this Body that the  
11. amendments are called in the order in which they are filed and  
12. there was an agreement yesterday that Senator Harber Hall's  
13. amendments would be considered first, the amendments that were  
14. up there to be considered. He has now withdrawn those and  
15. substituted them and I think his substitution should come at the  
16. end of the line.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Savickas.

19. SENATOR SAVICKAS:

20. Yes, Senator Hynes made the point I wanted to speak on.  
21. The amendment that Senator Hall and Nimrod had offered was  
22. number LRB 80-7985AM25 and this was the original amendment  
23. and this was the amendment that we had agreed to call first  
24. when we come back for amendments. The substitution, I feel,  
25. should be brought at the end of the line.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Further...further discussion on this point of order.

28. Senator Glass.

29. SENATOR GLASS:

30. Mr. President, I would call the attention of the Body to  
31. the fact that Senator Savickas himself submitted an amendment  
32. which was allowed to go first. I don't believe that was filed  
33. first. He...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Well,...

3. SENATOR SAVICKAS:

4. I asked for leave of the Body.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. And he is...and he is the sponsor.

7. SENATOR GLASS:

8. I understand that, but I'm just talking about the

9. ...the rules and the custom. It seems to me the amendment

10. that was offered and filed first by Senator Hall is an amendment

11. which he is certainly entitled to change in form and

12. I think we're wasting a lot of time debating this. We ought

13. to hear his amendment and vote on it.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator...Senator Coffey.

16. SENATOR COFFEY:

17. Well, Mr. President and members of the Senate. Yesterday,

18. I filed four amendments to House Bill 3276 which is the DOT

19. budget and there was no other...others filed prior to that

20. and mine was called about twenty. And so, I don't think

21. we took them in the priority that they were filed on that

22. particular bill.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Further discussion on this point? Senator Harber Hall.

25. SENATOR HARBER HALL:

26. I would just like to remind Senator Savickas and others

27. that worked with us on it, after all, this whole proposition is

28. ...is compromise and at the time that I talked with Senator

29. Savickas, he assured me that our amendments...and he didn't even

30. know what they were, would be called first and so that we would

31. have an opportunity to hear our amendments and he didn't

32. know what the reference line was or he didn't know what the

33. material in those amendments were. It was his agreement that

we could run with our amendments.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Yes, Mr. President. I would also like to remind those  
5. on the other side who we have been accommodating by making  
6. several changes on several occasions here on this amendment  
7. to accommodate them and it seems to me that since we've done  
8. that and changed these for their accommodation, we should  
9. not be confronted with this kind of an issue at this time.  
10. This whole attitude is one that we are willing to...the subject  
11. here that we're trying to do...address ourselves to is one  
12. that reaches a compromise so that we can make some progress  
13. on it and it seems to me that that ought to be the spirit that  
14. we're about. Here we are suddenly trying to get some technicalities  
15. which are going to present issues that are totally irrelevant  
16. to...to the subject and we certainly are willing to compromise  
17. anyway possible and have. It seems to me that this request is  
18. totally out of order. There's no question that we did this for  
19. accommodations and we have on several occasions changed this  
20. amendment and it's been first for about ten days.  
21. And I've checked almost everyday on a daily basis with the Secretary that  
22. we could substitute our amendments as we made those changes  
23. and we were reassured that our amendment would stay first.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. All right. We're going to talk about this some more,  
26. apparently. Senator Buzbee.

27. SENATOR BUZBEE:

28. Well, I would say to Senator Nimrod and...that who talks  
29. about compromise and who talks about the spirit of accommodation,  
30. it seems strange that in your spirit of accommodation, you have  
31. heisted the Sangmeister amendment in toto.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right. Senator Savickas, as the sponsor, what is your

1. suggestion?

2. SENATOR SAVICKAS:

3. Well, I think we should go in order as was originally  
4. ...the amendments were placed on the desk as they were filed  
5. and if we do that, we will go in order for Senator Harber  
6. Hall's amendment which has a number which was...I must say  
7. given to us I think, Friday, where staff and myself  
8. had had this in our hand and it was filed and now it's  
9. completely changed. They've eliminated many of the  
10. devastating areas in it. But it was 7985 as I had said.  
11. This new amendment, I think, should just follow the course of the  
12. other amendments. If there's twenty, this should be  
13. twenty-one. This is dated 257985AM25. Evidently, that's  
14. the date it was filed.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Shapiro!

17. SENATOR SHAPIRO:

18. Well, Mr. President, the Assistant Secretary informs me  
19. that today, particularly today, the other side of the aisle  
20. has consistently substituted amendments and that they have  
21. put those new amendments in the same order and the same place  
22. that the original ones were so that they would not use  
23. their order. I think that indicates that there is a precedent.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Bruce.

26. SENATOR BRUCE:

27. Just on that point and not on the amendment. I hope  
28. to speak on that later, but I don't remember an objection being  
29. filed to that procedure and under this...the rulings of this  
30. Body, I think that if there's an objection it should have been  
31. filed. I don't remember having heard one to that procedure  
32. and I think one has been filed at this point.

33. PRESIDING OFFICER: (SENATOR ROCK)

That is correct. Senator Sangmeister.

1. SENATOR SANGMESITER:

2. Well, just responding to Senator Shapiro. I have two  
3. amendments. The next one that is coming up is not the one that  
4. I want to call so I have...I did not take the one that I originally  
5. filed and substituted my later one for it so if you're referring  
6. to me, you're wrong. But I'm not sure you are.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right. The Chair wishes someone else was in the Chair  
9. but will rule that the amendments...the amendments will be  
10. called in the order in which they were filed. Call the  
11. next amendment, Mr. Secretary. I understand that Senator  
12. Hall's amendment was just recently filed. It will go to the  
13. bottom of the pack where it...Senator Hall.

14. SENATOR HARBER HALL:

15. Mr. President, you want to go in the order that they  
16. were filed, but I would ask you...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. That is correct.

19. SENATOR HARBER HALL:

20. ...Sir, if it's true that amendments are being inter-  
21. placed and changed and has been the policy and the practice  
22. then how do you know which amendments are in order? We can  
23. object to the order of any amendment because we don't know.  
24. The Secretary does not know in what order all of these  
25. amendments were filed because everyone exchanges amendments  
26. when they find they need either technical or substantive  
27. changes in them and place them back where they were  
28. within the order of filing, but not necessarily time.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. I understand. Amendment No. 5, Senator...whoever.

31. SECRETARY:

32. Amendment No. 5 offered by Senator Sangmeister.

33. PRESIDING OFFICER: (SENATOR ROCK)



1. Senator Sangmeister. Senator Sangmeister.

2. SENATOR SANGMEISTER:

3. Thank you, Mr. President. Mr. Secretary, I direct a

4. question to you. Is that my amendment that does not have

5. a Reference Bureau number on it, is that correct?

6. SECRETARY:

7. That is correct.

8. SENATOR SANGMEISTER:

9. Okay. At this time, Mr. President, I wish to withdraw

10. that amendment.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. Amendment No. 5 will be withdrawn...Senator

13. Sangmeister's amendment will be withdrawn. Amendment No. 5.

14. SECRETARY:

15. Amendment No. 5 is offered by Senator Joyce.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Joyce. That amendment is withdrawn.

18. SECRETARY:

19. Amendment No. 5 offered by Senator Glass, LRB No. 7985AM36.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Glass.

22. SENATOR GLASS:

23. Well, Mr. President, which...which amendment is that? Is

24. that the...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Mr. Secretary, will you identify the amendment, please,

27. for the purpose of...

28. SECRETARY:

29. Amendment...it is LRB No. 7985AM36 reads as follows:

30. On page...I mean on line 5...

31. SENATOR GLASS:

32. All right.

33. SECRETARY:

1. ...by inserting between lines seventeen and eighteen,  
2. the following.

3. SENATOR GLASS:

4. Well, I...I would like to offer this amendment, however,  
5. it...it was...all of my amendments are...should follow the  
6. amendment offered by either Senator Hall or Senator  
7. Sangmeister and...

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Well, you are...

10. SENATOR GLASS:

11. ...explanations of which have been sent around to us.  
12. So, I would like...

13. PRESIDING OFFICER: (SENATOR ROCK)

14. You are at liberty to withdraw them and refile them in the  
15. proper...at the proper time.

16. SENATOR GLASS:

17. Well, I'll withdraw them with leave to refile after  
18. they've presented theirs.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. All right. That amendment...

21. SENATOR GLASS:

22. That applies to all my...I think the next four...or three  
23. are mine.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. All right. Have we yet reached the bottom of the pile?

26. SECRETARY:

27. Amendment No. 5 offered by Senator Shapiro.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right. That amendment is withdrawn.

30. SECRETARY:

31. Amendment No. 5 offered by Senator Sangmeister.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Yes, Senator Nimrod, for what purpose do you arise?

1. SENATOR NIMROD:

2. A...a question, Mr. President. On that amendment which  
3. Senator Glass just withdrew, can the Secretary tell me when  
4. that amendment was filed?

5. PRESIDING OFFICER: (SENATOR ROCK)

6. It's...

7. SECRETARY:

8. I can't tell you...

9. PRESIDING OFFICER: (SENATOR ROCK)

10. It's been withdrawn.

11. SENATOR NIMROD:

12. But when was it filed?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. In relation to what other one?

15. SENATOR NIMROD:

16. In relation to any of the other amendments that have been  
17. in that...

18. PRESIDING OFFICER: (SENATOR ROCK)

19. In the sequence...

20. SENATOR NIMROD:

21. Okay.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. ...was filed before the second Senator Glass amendment and  
24. right after the Senator Joyce amendment. Yes, Senator...

25. SENATOR NIMROD:

26. As...as a matter...as a matter of record, then, I would  
27. like to say that...that...I have verified this with Senator  
28. Glass and that...that amendment was filed today and if, in  
29. fact, then at this point...if Senator Sangmeister had followed  
30. the amendment that's in question yesterday, it certainly  
31. would have been ahead of this. So, I...I say that  
32. the amendment which Senator Sangmeister has filed, in fact,  
33. was not filed yesterday, that it was filed today and you're

1. calling it out of order and that Senator Hall's really was  
2. filed before it.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. All right. Amendment No. 5. Let's go, Mr. Secretary.

5. SECRETARY:

6. Amendment No. 5 offered by Senator Sangmeister.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Sangmeister.

9. SENATOR SANGMEISTER:

10. Mr. President and members of the Senate.

11. As the hour is growing late and this bill will take  
12. some discussion, I want to be as succinct as possible  
13. and if there's any questions, why you can ask them after that.  
14. What this amendment does is basically three things. Number one,  
15. the first portion of the amendment, and by the way, I've sent  
16. around an explanation of the amendment to everybody. You should  
17. have one, removes the language that the U.S. Department of Labor  
18. said could jeopardize Federal grants and require all employers  
19. to pay 3.4 percent rather than the .7 percent now paid.  
20. Now, there's some matter of discussion about this as to whether  
21. or not we needed to do this. I feel we ought to play the  
22. safe end. I suppose we're cowering to Washington and the U.S.  
23. Department of Labor but I think...better be safe than sorry.  
24. And that's the reason that we're doing this. This will remove from  
25. the bill Amendment No. 3 which I believe Senator Lemke  
26. placed on the bill. This will remove this, Senator Lemke.  
27. The second portion of the bill increases from one thousand dollars  
28. to fifteen hundred dollars to qualify in wage requirement  
29. needed to become eligible for unemployment insurance benefits.  
30. And of that fifteen hundred dollars, at least four hundred  
31. dollars must be earned outside the highest quarter of earnings,  
32. which is now two hundred and seventy-five dollars. The  
33. purpose of this section of the bill is to assure that summer

1. student employees will not later on qualify for unemployment  
2. compensation insurance and that is the only reason that we  
3. are raising these qualifying wage requirements is to eliminate  
4. that category of...of workers. Now, the third item is the  
5. one that I was originally interested in when you heard me  
6. Table...or withdraw an earlier amendment, this is what I  
7. originally had and that was covering the three categories that  
8. I think most of us are interested in and that is where a person  
9. voluntarily quits work, where a person refuses to work  
10. and a person who has been fired due to misconduct or a felony.  
11. Now, members of the Senate, I think these are the areas  
12. that I know labor is not happy with this particular section  
13. but back in my district and I would presume back in your district  
14. there are some people that have created the problem by abusing  
15. this particular section of the Statute. Now, I believe and  
16. I'm sure everybody here does, that when a person who is  
17. genuinely employed has the trauma of unemployment, he should  
18. receive unemployment compensation insurance. But that fund is  
19. being jeopardized by people who are taking undue advantage of it.  
20. I see no reason when a person voluntarily quits work that he  
21. should receive unemployment compensation insurance. This will  
22. not forbid it, but we will tighten it up to the standpoint  
23. that it will be thirteen weeks before he's eligible and  
24. after he's eligible, he will only be able to draw that pay  
25. for thirteen weeks. Now, I am well aware of the fact that there  
26. are employers who make it so miserable for an employee that that  
27. person will have to quit. This argument has been presented  
28. to me by labor and is a valid argument. The only counter  
29. argument I have to that is we can't cover every single  
30. situation. The bill originally, without the amendment, states  
31. that the employer...it would have to be voluntarily  
32. quitting without good cause. So, without the good cause in  
33. there, I don't know what's more protection you can give to an  
employee than that. The courts are there to stand behind

1. employee if a...if an employer does put coercion upon an  
2. employee to force him to quit. I don't know what else we can  
3. do to protect that. We have not in this bill touched it as it  
4. came over from the House which increased the benefits for  
5. a worker with a dependent child or children from a hundred and  
6. thirty-five dollars to a hundred and sixty-one dollars and  
7. thirty-two cents a week. We have not touched that. That is  
8. still in the bill. That will cost us an additional estimated  
9. thirty-eight million dollars, but as I understand the overall  
10. savings on this bill, net, even with the increase if we adopt  
11. this amendment as it is, will save eighty million dollars on this  
12. fund. And I think the eighty million dollars comes from the  
13. people that we don't want to give workmen's...or unemployment  
14. compensation to anyway. I think it's a fine amendment and ought  
15. to be adopted.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Sangmeister has moved the adoption of Amendment  
18. No. 5 to House Bill 3177. Is there any discussion? Senator  
19. Rhoads.

20. SENATOR RHOADS:

21. Thank you, Mr. President and members of the Senate. To begin  
22. with, the amendment appears to be defective on its face on  
23. page 5, line 14 and Senator Hall will get to that in a minute.  
24. But, setting that aside, it's sort of ironic that earlier today  
25. the Senator from Carbondale changed his position on a bill  
26. because of some procedural wrangling on this side and it's  
27. almost even more ironic that he would be seeking to establish  
28. a new precedent for time stamping of amendments today  
29. when on April the 22nd, Senator Sangmeister tried to offer an  
30. amendment on HJR-CA 22, the Senator from Carbondale sat in his  
31. seat, didn't say a thing. The amendment was adopted on a voice  
32. vote and then the Senator from Carbondale got and said having voted  
33. on the prevailing side, he moved to reconsider the vote. So, he's

1. a pretty slippery character in establishing new rules when it  
2. suits him. So, I'm going to vote No on Senator Sangmeister's...

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further discussion?

5. SENATOR RHOADS:

6. ...amendment even though it's identical to the other  
7. one because of this kind of tactics.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Further discussion? Senator Savickas.

10. SENATOR SAVICKAS:

11. Yes, Mr. President and members of the Senate.

12. I would have preferred to answer Senator Hall's amendment  
13. since it's identically the same and I hate to attack a fellow  
14. Democrat, but I think our...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. All right. Senator Savickas, hold it just a moment,  
17. will you before Senator Buzbee jumps out of his shoe here.  
18. Senator Buzbee.

19. SENATOR BUZBEE:

20. I would just say, Mr. President, since a reference was  
21. made to me in debate, that I only have one thing to say to  
22. the good Senator that just made that and that is, Sir,  
23. consistency is the hobgoblin of small minds.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. All right. All right. The question before the Body is  
26. Senator Sangmeister has moved the adoption of Amendment No.  
27. 5 to House Bill 3177. Relax, will you please.  
28. Senator Savickas.

29. SENATOR SAVICKAS:

30. Yes, Mr. President, members of the Senate. I will try to  
31. answer Senator Sangmeister's explanation of his amendment  
32. in line. One of his concerns is that we have received a  
33. telegram from a...bureaucratic worker in Washington who states

1. that it may be, with the provisions that we have supplied in  
2. House Bill 3177, that it may be in nonconformity with Federal  
3. law. I would ask you to realize that this is just a opinion of  
4. some bureaucratic chief in Washington. It is not a law,  
5. it is not a final determination by court or a hearing officer.  
6. These provisions that may be held in nonconformity are  
7. provisions that would exclude volunteer firemen, jurors, election  
8. judges, members of board of review of assessments, members of  
9. county zoning commissions and members of zoning board of appeals.  
10. Also, it would exclude the temporary employment of students during  
11. customary school vacation periods. And it would also provide  
12. for reimbursement to local government as an employer of their  
13. U.I. trust fund accounts for the amount...for that amount  
14. paid claimants who subsequently are determined not eligible,  
15. without regard to recoupment or repayment procedures  
16. by the Illinois Bureau of Employment Security. I think for our  
17. local governmental units these three items are very crucial.  
18. To take someone's...just idea that this may be and that is the  
19. language that it may be interpreted to be in nonconformity  
20. with the Federal law would be a negating of our duties in the  
21. Illinois Legislature to provide for the coverage that we need  
22. here in Illinois. If this happens, if we are held by this  
23. bureaucrat to be in nonconformity, he must send out a hearing  
24. officer. If this hearing officer still holds us in nonconformity  
25. the State of Illinois can appeal his decision and go to the  
26. courts where final determination may be made and  
27. then we can proceed from that area. We talk about increasing  
28. from one thousand to fifteen hundred the qualifying wage  
29. requirement. I would like to remind you that Illinois ranks  
30. third in the amount of average weekly wage, Wisconsin in  
31. thirteen higher and Michigan is three percent higher. When  
32. we discuss qualifying wages, Illinois is the most strict of the  
33. Great Lakes states. Now, remind...remember this, it is the most



1. strict of the Great Lakes states requiring at least one thousand  
2. dollars to be made in a base period. Indiana is second  
3. by requiring at least eight hundred, Wisconsin third by requiring  
4. at least six hundred and sixty dollars and Ohio fourth by  
5. requiring at least four hundred dollars, Michigan fifth  
6. by requiring at least three hundred and fifty dollars.  
7. I do not believe that the rise of fifty percent in the base  
8. rate is necessary. If we're talking about to meet the times  
9. of inflation, the rise of fifteen percent may be more in  
10. accord with our standards set today. One of the most important  
11. and I feel the most important aspects of this bill is  
12. extend the ineligibility to thirteen weeks in reducing the benefits  
13. fifty percent. By this you are punishing the individual for  
14. possible irresponsible employer misbehavior. When we talk  
15. about the three areas, the first one, the voluntary quits,  
16. these can be distorted by employers. Don't forget not all  
17. employees self-impose a voluntary quit situation. Many employers  
18. rather than fire a person who can then receive U.I. benefits  
19. in one week, would mistreat the person in hopes to get them to  
20. voluntarily quit. That...therefore, they would be ineligible  
21. for, under present law, eight weeks. The refusal...the next  
22. important part, is the refusal to accept suitable job offer.  
23. And this is another one that's open to questionable employer  
24. tactics. We must provide deterrence from misuse of the U. of I.  
25. benefit system. We do that by providing a six ineligibility  
26. for refusal of suitable work. However, we must also avoid  
27. incentive for an employer to fabricate lies contesting  
28. a claimant's eligibility. The third point is the discharge for  
29. misconduct. Now, this is a vague area of interpretation. We again  
30. put incentive for employer's misbehavior by reducing benefits  
31. and extending ineligibility. You increase the possibility of  
32. employers discharging persons for construed misconduct and I  
33. repeat, this construed misconduct, instead of simply releasing  
them and that's just to reduce the U. of I. benefits. And these

1. construed misconduct are usually determined by a local  
2. arbitrator who very many times, determines these on how  
3. he feels that day from his night before. I would volunteer to  
4. you that at this point, to claim that this will salvage our  
5. U. of I. benefit system to go back and I want you to remember  
6. this and let the newspapers go back and our P.R. people go back,  
7. these provisions, these eight weeks provisions have not been  
8. touched since 1953, twenty-five years ago. We are attempting at  
9. this point twenty-five years later, and trying to blame it on  
10. what happened in 1975...an article that's been in the law for  
11. twenty-five years, you're trying to say we've got to change that  
12. now to change...

13. PRESIDENT:

14. Senator Savickas, will you conclude your remarks.

15. SENATOR SAVICKAS:

16. ...our U. of I....yes, I would like to conclude that  
17. claims that extend ineligibility in reduced benefits  
18. will save the system seven million dollars the year is correct.  
19. It will save money but at the expense of the employees, not the  
20. employers who were responsible for the U. of I. trust fund  
21. deficit. And they were responsible when they refused to raise  
22. the rate to keep that fund operative the days when there was  
23. high employment in the 1960's and now in the 1970's when  
24. there is a drain, they are trying to make the employees  
25. pay for the drain that they should have kept up in the days of  
26. high employment.

27. PRESIDENT:

28. Senator Harber Hall.

29. SENATOR HARBER HALL:

30. Well, first of all, I would like to answer the question of  
31. pilfering somebody's amendment. This amendment is offered and I  
32. appreciate the effort he's put into it by Senator Sangmeister,  
33. contains exactly what we had developed earlier with our first  
34. Republican amendment to the Unemployment Act. They are the major

1. pieces that we put together to pass in this General Assembly  
2. and I thank him for recognizing the value of them and supporting  
3. them with his own amendment. Secondly, I would like to point  
4. out that Senator Sangmeister pleased many of us with a question,  
5. not...not this person because I have seen his amendment  
6. and I know it's exactly like the one we offered first  
7. that was not accepted as Amendment 2, but it's exactly  
8. like it excepting one thing and that it is has a technical  
9. error in it and we corrected that error when we drafted ours  
10. and on page 5,...

11. PRESIDENT:

12. Excuse me, Senator. ...reviewed his amendment.

13. SENATOR HARBER HALL:

14. ...and I'm...pardon...

15. PRESIDENT:

16. When you're reviewing his amendment you noticed an error  
17. and corrected it?

18. SENATOR HARBER HALL:

19. Well, no. No. No. We drafted it and didn't...didn't have  
20. the same error. We avoided the error because we had ours  
21. drafted properly. But, I...I would suggest that normally  
22. we would expect the amendment on our desk. You have our  
23. amendment. It was called earlier. You should have called it.  
24. You should have voted for it. Same as this except  
25. we do not have that technical error and I would...I would  
26. say you're deficient in not supplying us with these amendments  
27. but you have our amendments so you can read our amendments.  
28. It's on your desks, the Democrats and the Republicans  
29. and virtually that's the same thing excepting for the error.  
30. Now, I am not going to stand up here and oppose the Senator's  
31. amendment to 3177 simply because businessmen have waited too  
32. long for some of these corrections. These aren't enough,  
33. frankly. I would...I would support many other ones, but I'm

1. glad the Democrat side has come around to putting together the  
2. best parts of our amendment and submitting it as their amendment  
3. and I'm not going to stand in the way of it passing here  
4. tonight and jeopardize the whole bill and the needed changes  
5. simply on a matter of authorship of amendments. For that  
6. reason, I would suggest that this amendment be adopted  
7. and ours will be called and we can adopt that one, too. It's  
8. exactly like it only it doesn't have this fatal flaw in it  
9. and that flaw is found on page 5, line 14 when you begin  
10. a work week on a Friday and it has to begin naturally, with a  
11. Monday or Sunday so that you have the whole week in it.  
12. So, with that, I will support this amendment.

13. PRESIDENT:

14. Senator Nimrod.

15. SENATOR NIMROD:

16. Thank you, Mr. President and Ladies and Gentlemen of the  
17. Senate. The error that Senator Hall refers to has been in  
18. our amendments ever since that amendment has been placed on the  
19. desks originally which is probably ten days ago or whenever  
20. the bill was first...reached this Floor. So, it was not done in  
21. any manner which...which I gather the Chair was not trying  
22. to ridicule him. I do...will call attention to this very  
23. important issue that I cannot say just go ahead since Senator  
24. Hall is the main sponsor of this bill...or of the amendment and  
25. he also goes back to last year when these amendments  
26. were fought in this very Chamber and they were put into rules  
27. after Senator Walsh even joined in on them. I...I cannot sit here  
28. and say that they are not needed. It's been the decision of  
29. Senator Hall to say he wants to support this. I think that  
30. that's the only course of action. However, I would ask  
31. leave to have Senator Hall's name added to that amendment  
32. and...Sir, yes Sir.

33. PRESIDENT:

There has been a request to have Senator Hall added as a

1. cosponsor of Senate Amendment...of Amendment 5 to House Bill  
2. 3177. Is leave granted? Leave is granted.

3. SENATOR NIMROD:

4. I...I think in light of that, even though I personally feel  
5. that some injustice has been done, I think the record should be  
6. set straight that these bills go back to 1397 and go  
7. through 1404, Senate Bills, they go back to last year  
8. before that and each one of these provisions has  
9. been one that's been fought for. I'm sorry to say that  
10. we understand the rules of the game and you need thirty  
11. votes to do it, but I think the record will show and certainly  
12. the amendments that have been presented before that we're  
13. ultimately seeking to give some relief to the business  
14. community and with that in mind and with Harber Hall's  
15. request, I will abide by it even though I still don't agree  
16. with the tactics and the method for which it's being done.  
17. I hope those in the business community will not give credit  
18. to those individuals who are fighting for this answer  
19. in order to gain some recognition for reelection.

20. PRESIDENT:

21. Senator Washington.

22. SENATOR WASHINGTON:

23. Mr...Mr. President. I don't see why the two sides are  
24. vying for authorship of this amendment. It's bad no matter  
25. who wrote it. I find myself, as I seldom do, in total and  
26. absolute agreement with Senator Savickas. I think his  
27. analysis...yes, Frank, and under the circumstances,  
28. Frank, it doesn't really grieve me. I think Senator Savickas  
29. thoroughly analyzed the faults of this proposed amendment  
30. and what he was saying very succinctly was that the...this  
31. amendment, and I'm sorry to say it George, but it does,  
32. it socks the unorganized little fellow. It socks it to the  
33. uninformed, to the impetuous worker, one who doesn't understand

1. his rights. He is the victim of subtle, very subtle  
2. discrimination factors and pressures on a job which he  
3. can't deal with and he rises up in anger and he quits.  
4. It's not enough to say that this is designed to cover the  
5. ...the majority of workers that he just can't stop and  
6. take consideration for those few who were last hired and  
7. first fired but that's exactly what it does and I think  
8. Senator Savickas put his finger on it. It's a bad amendment.  
9. To simply say that it will save the employers some money  
10. in this State is simply not enough. You've got to weigh  
11. that with the concomitant reaction to it. What's going to happen?  
12. If you change the base pay, it's not just going to affect  
13. some...summer college workers. It's going to affect the  
14. little guy who's hired to find jobs and that goes across my  
15. district categorically. It goes across a good section of  
16. the entire city of Chicago in the urban areas in, East  
17. St. Louis, Rockford, Peoria, Chicago, et cetera, and so  
18. forth. This is dangerous ground you're treading upon here.  
19. On the one hand you want to help management and you can't  
20. really fight that. But there are some tremendous social  
21. disorganizations which goes along with the displacement  
22. which is going to come in this kind of a bill. When  
23. people are out of work, you've simply got to siphon at least  
24. the minimum amount of money into their pockets or you're  
25. asking for trouble. You're going to have to be hard nosed  
26. about this. Business is simply going to have to face up to the  
27. proposition that the cost of doing business is to make clear,  
28. concise, well patterned securities jobwise and wagewise for  
29. labor. That's the cost of doing business in a well ordered  
30. sensible, reasonable humane society and you can't get around it.  
31. You've got to pay that freight. And we, as legislators,  
32. who are here to protect the little guy have simply got to face  
33. up to the proposition that we've got to take that heat. We must

1. stimulate business some other way. But if you propose to  
2. stimulate business at the cost of the little guy, I think  
3. you're going down the wrong road. Frank, this is a good amendment.  
4. I stand with you and I think we should defeat it.  
5. Pardon me, a bad amendment. I simply am not used to dealing  
6. with Frank Savickas.

7. PRESIDENT:

8. Senator Nimrod.

9. SENATOR NIMROD:

10. Yeah, Mr. President and Ladies and Gentlemen of the Senate.  
11. To avoid some problems in the future, I have checked with the  
12. sponsor of the amendment and also George...Senator Sangmeister  
13. and Senator Hall. I'd like to seek leave to amend on the face  
14. on page 5, line 14 change that January 12th to read  
15. January 7th and on line 20, instead of January 12th, to read  
16. January 7.

17. PRESIDENT:

18. You have heard Senator Nimrod's request for leave.  
19. Senator Sangmeister joins in that request. Is leave granted?  
20. Leave is granted. Is there any further discussion?  
21. If not, Senator Sangmeister...Senator Sangmeister may close the  
22. debate.

23. SENATOR SANGMEISTER:

24. Thank you, Mr. President and members of the Senate.  
25. I think this has received sufficient discussion  
26. but I want to say this that Senator Nimrod and Senator Hall,  
27. no one can question that they have labored long in the  
28. vineyards of trying to find some reforms under the Unemployment  
29. Compensation Act and for that I recognize them. I...I want  
30. people to understand that I did not in any respect steal any  
31. part of their package and I'll tell you the...because I'm  
32. not running for reelection this time around. I'm not looking  
33. for any accolades on it. The only reason I did it is because  
I felt too, there should be some reforms. But what did the

1. Republican side of the aisle lay on my desk? Let me read it  
2. to you. Senate Republicans are willing to accept the provisions  
3. in House Bill 3177 that will increase benefits, et cetera,  
4. et cetera. Then you read back here, it says, Republican  
5. Senators offer this amendment with the understanding that it be  
6. accepted in its entirety or else Republican Senators will vote  
7. against House Bill 3177. Gentlemen, what you frankly did is  
8. you guilded the lily and you got caught in the switches  
9. is what happened. So now, use the right switch and vote Aye  
10. on this amendment.

11. PRESIDENT:

12. The question is on the adoption of the amendment. Those  
13. in favor of the adoption of the amendment will vote Aye.  
14. Those opposed will vote Nay. The voting is open. Have all  
15. voted who wish? Have all voted who wish? Take the record.  
16. On that question the Ayes are 28, the Nays are 26, none  
17. Voting Present. Amendment No. 5 is adopted. Senator  
18. Savickas.

19. SENATOR SAVICKAS:

20. Verification of the...votes.

21. PRESIDENT:

22. Senator Savickas has requested a verification of the  
23. affirmative votes. The affirmative votes will be verified.  
24. The Secretary will please call the roll.

25. SECRETARY:

26. The following voted in the affirmative: Berning, Bloom,  
27. Bowers, Buzbee, Davidson, Donnewald, Glass, Graham, Grotberg,  
28. Harber Hall, Hickey, McMillan, Mitchler, Moore, Netsch,  
29. Nimrod, Ozinga, Philip, Regner, Rhoads, Roe, Sangmeister,  
30. Schaffer, Shapiro, Sommer, Soper, Walsh, Weaver.

31. PRESIDENT:

32. Senator Savickas, do you question the presence of any  
33. member? The roll has been verified. On that question the Ayes



1. are 28, the Nays are 26, none Voting Present. Amendment No. 5  
2. is adopted. Are there any further amendments?

3. SECRETARY:

4. Amendment No. 6 offered by Senator Glass. It's LRB  
5. No. 7985AM33.

6. PRESIDENT:

7. Senator Glass.

8. SENATOR GLASS:

9. Thank you, Mr. President, Ladies and Gentlemen of the  
10. Senate. This amendment would eliminate the so-called  
11. irrefutable proof requirement placed on employers  
12. to show that a former employee is not entitled to unemployment  
13. compensation. I don't think any of us object to having  
14. a deserving employee who is entitled to unemployment compensation  
15. receive it. The difficulty, however, today is that in  
16. 1975 we placed a burden on the employers to prove that  
17. the employee was ineligible by an extremely difficult, if not  
18. impossible, burden in many cases. We required that in support  
19. of the allegation there must be a statement of specific  
20. facts and circumstances other than general conclusions of  
21. fact or law which, if assumed to be true, would require  
22. determination that the claimant is ineligible. What this  
23. amendment does is delete that language and put the bill back...  
24. put the legislation back in the form it was in in 1975.  
25. I'd urge support of Amendment No. 6.

26. PRESIDENT:

27. Any discussion? Senator Savickas.

28. SENATOR SAVICKAS:

29. ...Senate. The purpose of the change in 1975 where  
30. the employer had to state specifics was because previous to that  
31. an employer, and this was being done constantly to harass an  
32. employee, that applied for unemployment compensation, would just  
33. state that he make some charge and in fact on the form, there  
was just a box to state that they didn't have to do anything that

1. they objected to his claim. This was to prevent employers  
2. from holding up a claimant's form for one, two or three weeks.  
3. All this did was put the responsibility where it belonged, that  
4. if the employer had a legitimate legal objection to the  
5. employee collecting unemployment benefits, that he should state  
6. those reasons, not just mark in a box that he objects and that's  
7. what had been done. All the employer had to do was mark in a  
8. box that he objected to the employee collecting it and the  
9. employee was harassed many times upward of a month before  
10. he can collect his check. I would oppose this amendment.  
11. It would be detriment to any working man. It would hold up  
12. any check that he has coming and I think it's another way of  
13. harassment by the employer.

14. PRESIDENT:

15. Is there any further discussion? If not, Senator Glass,  
16. you may close the debate and make any other comment that you  
17. wish.

18. SENATOR GLASS:

19. Thank you, Mr. President. In response to Senator  
20. Savickas's claim that all the employer has to do to challenge  
21. an employee who claims he can't find work elsewhere or otherwise  
22. is not entitled to unemployment is to check a box, simply is not  
23. the case. The claims adjudicators who are trained to check out  
24. all these claims, it's their livelihood that's what they do  
25. full time, he is directed to give consideration to the information,  
26. if any, contained in the employing units allegation, whether  
27. or not the allegation is sufficient. But I think that any  
28. employer ought to be challenged a claim for unemployment  
29. compensation without having to prove irrefutably that  
30. ...that the claim is correct. That's why we have the individuals  
31. hired to check out these claims and I think this is a good  
32. amendment. It would...would restore some balance to the law  
33. and put it back in the form it was in 1975. I'd urge an Aye

1. vote and request a roll call.

2. PRESIDENT:

3. The question is on the adoption of Amendment No. 6.  
4. Those in favor will vote Aye. Those opposed will vote Nay.  
5. The voting is open. Have all voted who wish? Have all  
6. voted who wish? Take the record. On that question the Ayes  
7. are 24, the Nays 32, none Voting Present. Amendment No. 6  
8. is defeated. Any further amendments?

9. SECRETARY:

10. Mr. President, the way that I would understand this, why,  
11. Senator Harber Hall and Nimrod's amendment would be...would  
12. come next and then Senator Glass's amendments that he withdrew.

13. PRESIDENT:

14. Senator Harber Hall.

15. SENATOR HARBER HALL:

16. Just let me say, Mr. President, before I withdraw this  
17. amendment, that Senator Sangmeister referred to his amendment  
18. or...or the fact that I had mentioned that he took some of  
19. our amendment and he didn't take it all and that's...that's  
20. the point that I would like to make is that we were, in the  
21. spirit of compromise, were pleased that his amendment got on.  
22. There are many other amendments that should be made to the  
23. Unemployment Act and I would hope that next year the Body would  
24. make them, if not this year, but in any case, I appreciated  
25. his discussing with us what he was favoring and what he would  
26. support so that we could draft our amendment that would  
27. be satisfactory with the majority of businesses as an improvement  
28. and not just facial or cursory to the problem. With that, Mr.  
29. President, I would withdraw that particular amendment.

30. PRESIDENT:

31. Senator Harber Hall has asked leave to withdraw Amendment  
32. No. 7. It will be withdrawn. Are there any further amendments?

33. SECRETARY:

1. Amendment No. 7 offered by Senator Glass. It is LRB

2. No. 7985AM37.

3. PRESIDENT:

4. Senator Glass.

5. SENATOR GLASS:

6. Mr. President, I have, I think, this and two other  
7. amendments on the desk, is that correct?

8. SECRETARY:

9. Yes, Sir.

10. SENATOR GLASS:

11. All right. I've determined to offer only one of those  
12. and withdraw the other two. The one I would like to offer,  
13. Mr. Secretary, ends with a 36 rather than 37.

14. SECRETARY:

15. Right.

16. SENATOR GLASS:

17. And it's a one page amendment.

18. SECRETARY:

19. Right. Amendment No. 7 offered by Senator Glass.

20. LRB No. 7985AM36.

21. PRESIDENT:

22. Senator Glass.

23. SENATOR GLASS:

24. Thank you, Mr. President. One of the amendments which Senator  
25. Hall...was in Senator Hall's original proposal would have  
26. put a cap on the benefit levels and in effect frozen those  
27. benefit levels until such time as the debt to the unemployment  
28. trust fund were paid off and I think there was a hundred  
29. million dollar surplus in the fund. I think that was a responsible  
30. approach to getting the State back on a sound fiscal basis with  
31. this fund. However, it is clear that that amendment cannot  
32. pass. So, this amendment is a modified version of that which  
33. is designed to reduce that enormous debt that is now nine hundred

1. and forty-six million and will soon be over a billion dollars  
2. that the employers of this State are going to have to repay  
3. to the...to the Federal Trust Fund before we get out from  
4. under that...the debt and all the high rates that our  
5. employers must pay because of them. So, this amendment would  
6. freeze the benefits levels until 1980 at a hundred and twenty-  
7. one dollars per single person, one forty-five  
8. for married and one sixty-one for a married person with a...  
9. with children and after 1980, the benefit level would be  
10. permitted to rise fifty percent for single as is in the law  
11. now, fifty-five percent for married persons and sixty  
12. percent for married persons with child...with children. It is  
13. a, I think, a very reasonable amendment and...and will, and  
14. this is a rough estimate, save approximately thirty million  
15. dollars of that...the cost and I would urge...I'd be glad  
16. to answer any questions and would strongly urge a favorable  
17. vote on this amendment.

18. PRESIDENT:

19. Senator Savickas.

20. SENATOR SAVICKAS:

21. Yes, Mr. President and members of the Senate. Once again,  
22. we have a sly attempt by business to pay...may the poor  
23. working man pay for their mistakes in the trust fund operation.  
24. It's unconscionable that they want to freeze the working man  
25. and a nonworking spouse for the next two years with disregard  
26. with the inflationary climb of the wages, a total disregard.  
27. They also want to reduce after this, a reduction for the  
28. working man's percentage of the Statewide claims from sixty  
29. percent to fifty-five percent for the single or for the man  
30. with a dependent, nondependent wife, nonworking wife and then  
31. for the married couple with dependent children to reduce it  
32. another six and two-thirds percent. Is this their answer to  
33. getting our trust fund in line to pay it off, to let the working  
man and his family pay it off for businesses heirs? To regress,

1. to regress back into the dark days every year now, to let them  
2. reduce the benefits of a working man while inflation  
3. climbs, everyone else gets higher paychecks, but the poor  
4. stiff that's out of a job, he must take reductions. Members  
5. of the Senate, I ask you to wholly reject this here proposal  
6. that leads us back again to the dark ages.

7. PRESIDENT:

8. Senator Nimrod.

9. SENATOR NIMROD:

10. Mr. President and Ladies and Gentlemen of the Senate. We must  
11. remember that with...what's happening here is that we're  
12. allowing the State average wage of which bases the unemployment  
13. insurance to keep increasing and contrary to what Senator  
14. Savickas has said, we're not reducing anything. We're just  
15. not letting it grow as fast. It's still increasing. Illinois  
16. is the fifth largest, makes the fifth largest payments  
17. including Alaska and Hawaii, unemployment insurance and the reason  
18. that a hundred million dollars was selected on this basis is  
19. because that's what we passed here in this Senate last year  
20. on Senate Bill 6. What we're saying is that every employer  
21. right now until that gets down to a hundred million dollars,  
22. you remember, is being penalized...being penalized...those that  
23. are paying one-tenth, went up to one percent. Every other employer  
24. is paying an additional three-tenths of one percent.  
25. What we really should be doing is allowing this to get down that  
26. hundred million, raise the amount of money that the employers  
27. have to pay so that we can make sure we maintain this. It's  
28. foolish for us to be paying these kinds of penalties on the  
29. employers and not letting those benefits go to the employees.  
30. I think it's about time that we see that there has been a direct  
31. attempt to raise the employer's contribution which has been  
32. rebuffed. The thing that ought to be done here is ought to be  
33. a sensible approach and this is the first step toward it and we  
ought to support this.

1. PRESIDENT:

2. Senator Harber Hall.

3. SENATOR HARBER HALL:

4. Well, Senator Savickas, I heard what you said, but I  
5. wonder if I can read something into the record. You...you  
6. apparently think that all employees who draw unemployment  
7. compensation deserve it and that...should continue to go  
8. higher and higher and higher and run business out of this  
9. State. Let me read from a letter I just received day before  
10. yesterday. To the DE...DEI, Division of Employment Insurance,  
11. it says, well, I have just received your contribution rate  
12. determination for the calendar year 1978 which is thirty-  
13. four hundred percent higher than the previous rate earned by this  
14. company from .1 percent to 3.4 percent. It is absolutely  
15. beyond my comprehension how a company which has never laid  
16. off a single employee for lack of work in eight years could  
17. suddenly be done with such an extraordinarily increase  
18. in contribution rate. This corporation officially protests  
19. a determination. It would appear from the amount of benefit  
20. wages indicated, et cetera, the number of dollars, that this  
21. would refer to Frances Scott so and so service number.  
22. Miss Scott quit voluntarily without notice on 5/7/76 to take  
23. another position with a Ramada Inn. A protest of eligibility  
24. was filed in a timely manner. She was an excellent employee  
25. and was and has been and is and we would rehire her although  
26. she has never reapplied for a position with us and has had at  
27. least three jobs since she left. Here's a company, this is  
28. the one you're getting letters on. You're getting the same  
29. kind. I received one today from a optometrist in Bloomington,  
30. the same kind of thing. Never had any lay off, wanted the lady,  
31. she quit and she told her boss she thought another job would  
32. be more fun. Then she left that job and he has to pay the bill.  
33. I say put a cap on these and Senator Glass was correct in saying

1. that we now owe nine hundred and forty million dollars to the  
2. Federal government for...out of this fund, plus we have a  
3. statutory requirement to keep four hundred and fifty million  
4. dollars in our own fund with our own funds here. And so, in  
5. effect, we are 1.4 million dollars...billion dollars in the red  
6. and if we...if we can accept this amendment for a year and a half  
7. is all he asked for this amendment, till 1980, it's a year  
8. and a half, put a cap on these types of wages to discourage  
9. quitting jobs and taking advantage of our lax unemployment  
10. laws.

11. PRESIDENT:

12. Senator D'Arco.

13. SENATOR D'ARCO:

14. Thank you, Mr. President. I really don't think it matters  
15. how you describe this amendment, whether you describe  
16. it as a freeze or a lessening of a percent or whatever.  
17. The fact of the matter is the working man with the rising cost  
18. of inflation will not be able to maintain himself and his  
19. family in a suitable manner in order to survive in this very,  
20. very complicated society we live in and if we're going to put  
21. the burden on somebody, then I don't think the working man is  
22. the deserving party to bear the brunt of the cost of trying to  
23. survive in today's world. I sincerely ask that we defeat  
24. this amendment and put the burden where it belongs, on the  
25. businessmen to refund the trust fund in an equitable  
26. manner no matter how they have to. Thank you.

27. PRESIDENT:

28. Senator Glass may close the debate and may I remind  
29. the membership we have twenty-eight bills left on the Calendar.  
30. Time is going by and I would ask, and this is not directed  
31. necessarily at Senator Glass, I would ask that the membership  
32. please restrain the debate. Senator Glass.

33. SENATOR GLASS:



1. Well, thank you, Mr. President and thank you for  
2. mentioning that your remarks were not directed necessarily at me.  
3. Of course, I know they could have been. Senator Savickas and  
4. Senator D'Arco, when you talk about placing the benefits  
5. or placing the burdens on the working stiff, I simply  
6. say to you, you don't know what you're talking about. If you  
7. say that business ought to be bearing a larger proportion  
8. of this cost, look around you and see if you're going to have  
9. any business left in Illinois. Business is leaving the State  
10. precisely because of the amendments that were added in 1975  
11. that have, in fact, made Illinois among the highest, in fact,  
12. we are the fifth highest State in the United States in benefits  
13. paid. We have the honor of being number two in our debt to the  
14. UI Trust Fund. Only Pennsylvania, with a billion four hundred  
15. million is ahead of us and we're...we're closing the gap.  
16. This is a very reasonable approach to freezing the high  
17. benefits that exist now for a year and a half and I might  
18. remind the membership those benefits are tax free. If you  
19. think you're hurting the working man, you're giving him  
20. tax free income under the present law and you're not willing to  
21. do anything about the enormous increases that will occur  
22. without some moderation. This...this amendment would place  
23. that moderation in a reasonable fashion on the present law  
24. and I'd appreciate an Aye vote and request a roll call.

25. PRESIDENT:

26. Senator Glass has moved the adoption of Amendment No. 7.  
27. Those in favor of the adoption of the amendment will vote Aye. Those  
28. opposed will vote Nay. The voting is open. Have all voted who  
29. wish? Have all voted who wish? Take the record.  
30. On that question the Ayes are 23, the Nays are 34, none Voting  
31. Present. Amendment No. 7 is defeated. Are there any further amendments?

32. SECRETARY:

33. No further amendments.

34. PRESIDENT:

35. 3rd reading. On the Order of House Bills, 3rd reading

HC 3262  
Recall  
6/27/78

1. House Bill 3202, Senator Newhouse. Read the bill.
2. SECRETARY:
3. House Bill 3202.
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDENT:
7. Senator Newhouse.
8. SENATOR NEWHOUSE:
9. Thank you, Mr. President. Mr. President, I'd like to seek
10. leave to move House Bill 3202 back to 2nd for the purpose of
11. amendment.
12. PRESIDENT:
13. You've heard the request. Is leave granted? Leave is
14. granted. On the Order of 2nd reading, House Bill 3202.
15. SENATOR NEWHOUSE:
16. Mr. President, Senators. This is simply clean up language.
17. What happened is there is a paragraph in there that is
18. repeated in the language is not the same in both and this simply
19. cleans up the language and that is all that it does.
20. I move its adoption.
21. PRESIDENT:
22. Senator Newhouse has moved the adoption of Amendment
23. No. 2. Is there any discussion? If not, all those in favor
24. signify by saying Aye. Opposed. The Ayes have it. The amendment
25. is adopted. Any further amendments?
26. SECRETARY:
27. No further amendments.
28. PRESIDENT:
29. 3rd reading. House Bill 3224, Senator McMillan. House
30. Bill 3233, Senator Grotberg. Read the bill.
31. SECRETARY:
32. House Bill 3233.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Grotberg.

4. SENATOR GROTBORG:

5. I seek leave to return this to the Order of 2nd reading  
6. for purpose of an amendment.

7. PRESIDENT:

8. Heard the request. Is leave granted? Leave is granted.

9. SENATOR GROTBORG:

10. I think Senator Carroll has the amendment.

11. PRESIDENT:

12. On the Order of 2nd reading, House Bill 3224. Excuse me.  
13. House Bill 3233.

14. SECRETARY:

15. Amendment No. 3 offered by Senator Carroll.

16. PRESIDENT:

17. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President and Ladies and Gentlemen of the  
20. Senate. This amendment would restore some of the funds for  
21. this new property tax research division that the department had  
22. asked for. They've been unable to justify a portion of that  
23. with new initiative that they originally requested and I would  
24. therefore urge the adoption of Amendment No. 3.

25. PRESIDENT:

26. Is there any discussion? If not, Senator Carroll moves  
27. the adoption of Amendment No. 3. All those in favor signify  
28. by saying Aye. Opposed. The Ayes have it. The amendment is adopted.  
29. Any further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDENT:

33. 3rd reading. House Bill 3202, Senator Newhouse. Read  
the bill, Mr. Secretary.

HB 3202  
3rd Reading  
6/27/77

1. SECRETARY:

2. House Bill 3202.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Newhouse.

7. SENATOR NEWHOUSE:

8. Thank you, Mr. President, Senators. I think everyone  
9. here is familiar with these...with what is now 3202, but I  
10. would like to have your attention for a moment, Senators, so  
11. that I could explain precisely what is here and give you a  
12. perspective on it and solicit your assistance in its passage.  
13. 3202 started out as a...an FEP bill and its purpose was  
14. this. As you know, we have had a Fair Employment Practice  
15. Commission for a number of years in this Legislature, but we  
16. have somehow never funded it to the level where it could keep  
17. up with the case load that it had. The past year for example,  
18. it was common to go to the FEP and have said to you that there  
19. is a two backlog. As a result of the court decision, those  
20. persons who were caught in that backlog, some thirty-eight  
21. hundred of them, were left without a remedy. They were no longer  
22. ...had accessible to them, the Fair Employment Practices Committee  
23. ...Commission and there was not another remedy available to  
24. them. This bill was intended to correct that so that those  
25. people wouldn't lose what might have been invested rights in  
26. an action to recover whatever wrongs had been done...from what-  
27. ever wrongs had been done them. That's the first part of  
28. the bill. Now, the bill was amended. The bill was amended with  
29. a measure that Senator Collins had and I believe it passed  
30. out of this Legislature previously so that it would have in it  
31. also an EEO provision. This provision would consolidate EEO  
32. actions so that there would be some kind of an administrative  
33. order so that these could be dealt with properly. Now, let me tell

1. you what...what this gets down to after that kind of an explanation.  
2. First of all, a person who for any reason felt that he had been  
3. treated wrongfully about a job under FEP, then had a right to go  
4. into the Commission to initiate an action with the possibility  
5. that he might get back that same job from which he had been  
6. discharged likely for what were perceived as some wrongs.  
7. It does nothing to cure the problem that it is...it does nothing  
8. to...to...to force the agency responsible to change whatever  
9. wrong there had been to get rid of whatever had been  
10. the cause of this action being taken in the first place.  
11. So, that means that it's a remedy that's really short of where  
12. it ought to go. And in my office over the past three years,  
13. we had been advising persons who asked us don't even fool with the  
14. Fair Employment Practices Commission because it's going to  
15. break your heart. And if you can find a job somewhere else, go  
16. take it. Similarly under EEO provisions, those provisions  
17. are not made to right or wrong. They merely give a person  
18. access to get back in the same condition for which he has  
19. complained. So, it is a short remedy in effect. But it is a remedy.  
20. Now, we discussed the bill a few moments ago in which someone  
21. brought out the fact that those persons who "voluntarily  
22. left jobs" did not always really voluntarily leave jobs. Sometimes  
23. the conditions under which they have labored are such that it's  
24. simply impossible to maintain some kind of dignity and still  
25. submit to the conditions for...to which one must have submitted  
26. an order to put bread on the table. This is a very serious  
27. proposition and because it is a serious proposition, I impose  
28. upon you to take a little bit more time to give you a kind of  
29. perspective of one who has been wronged in these situations.  
30. I would...I would ask a favorable roll call. I would attempt  
31. to answer any questions that any person in this Body might have.  
32. PRESIDENT:

33. Is there any discussion? If not, the question is shall House

1. Bill 3202 pass. Those in favor will vote Aye. Those opposed  
2. will vote Nay. The voting is open. Have all voted who wish?  
3. Have all voted who wish? Take the record. On that question  
4. the Ayes are 32, the Nays are 21, none Voting Present.  
5. House Bill 3202 having received the required constitutional  
6. majority is declared passed. House Bill 3233, Senator Grotberg.  
7. Read the bill. For what purpose does Senator Johns arise?

8. SENATOR JOHNS:

9. Well, having voted on the prevailing side, I was going  
10. to move to reconsider the vote by which 3233 passed.

11. PRESIDENT:

12. Senator Johns moves to reconsider. Senator Newhouse moves  
13. to Table. All those in favor signify by saying Aye. Opposed.  
14. The Ayes have it. The motion is Tabled. The motion was...was  
15. with respect to 3202, Senator Johns. Is that correct?  
16. On the Order of House Bills, 3rd reading, House Bill 3233,  
17. Senator Grotberg. Read the bill.

18. SECRETARY:

19. House Bill 3233.  
20. (Secretary reads title of bill)  
21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Grotberg.

24. SENATOR GROTBORG:

25. Thank you, Mr. President and fellow members. This is the  
26. ordinary and contingent of LGA. It includes a four million  
27. dollar supplemental for the total...and a hundred and eighty-  
28. six million dollar FY '79 appropriation for a total of one  
29. hundred and ninety million dollars, seven hundred and seventy-  
30. one thousand five hundred. Seek a favorable roll call.

31.

32.

33.

HB 3237  
6/27  
Record

1. PRESIDENT:

2. Is there any discussion? If not, the question is, shall  
3. House Bill 3233 pass. Those in favor will vote Aye. Those  
4. opposed will...will vote Nay. The voting is open. Have all  
5. voted who wish? Have all voted who wish? Take the record. On  
6. that question, the Ayes are 52, the Nays are None. None Voting  
7. Present. House Bill 3233 having received the required constitutional  
8. majority is declared passed. House Bill 3236, Senator Shapiro.  
9. House Bill 3237, Senator Shapiro. Senator Shapiro.

10. SENATOR SHAPIRO:

11. Mr. President, I'd like leave of the Body to return House  
12. Bill 3237 for purposes of an amendment.

13. PRESIDENT:

14. You've heard the request. Is leave granted? Leave is  
15. granted. On the Order of 2nd reading, House Bill 3237.

16. SECRETARY:

17. Amendment No. 2 offered by Senator Shapiro.

18. PRESIDENT:

19. Senator Shapiro.

20. SENATOR SHAPIRO:

21. Mr. President and Ladies and Gentlemen of the Senate. House  
22. Bill 3236 is the Appropriation Bill to pay those State employees  
23. that came in under the Collective Bargaining Agreement instituted  
24. by the Governor last year. This language was specifically requires  
25. that the Comptroller to transfer those amounts determined by the  
26. Bureau of the Budget to the appropriate agency for Fiscal Year  
27. 1978 only. Adoption of this amendment will eliminate the call...  
28. will eliminate the need to call House Bill 3236 and will provide  
29. the necessary language to guarantee certain State employees  
30. wage adjustments. Because it is an Appropriation to FY '78 this  
31. bill plus the appropriation will lapse on September 30th...of  
32. 1978 and I would...would urge adoption of the amendment.

33. PRESIDENT:

HB 3287  
3rd Reading  
6/27/78

1. Is there any discussion? If not, Senator Shapiro moves the  
2. adoption of Amendment No. 2. All those in favor signify...  
3. Senator Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President and Ladies and Gentlemen of the  
6. Senate. I do rise to oppose this amendment. I think we are  
7. putting substantive language in an Appropriation Bill and I  
8. think it is in violation of what the Supreme Court has said in...  
9. in other cases and I don't think we should adopt this amendment.

10. PRESIDENT:

11. Senator Shapiro has moved the adoption of Amendment No. 2.  
12. All those in favor signify by saying Aye. Opposed. The Ayes  
13. have it. The amendment is adopted. Any further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDENT:

17. 3rd reading. House Bill 3259, Senator Savickas. House  
18. Bill 3276, Senator...Senator Coffey. Senator Coffey. This  
19. may be our last run through. House Bill 3287, Senator Moore.  
20. Read the bill.

21. SECRETARY:

22. House Bill 3287.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator Moore.

27. SENATOR MOORE:

28. Thank you, Mr. President and members of the Senate. House  
29. Bill 3287 is a bill that adds a new Section to an Act in relation  
30. to State finance and amends the Public Aid Code to create a new  
31. fund, the Local Initiative Fund. The purpose of the fund is to  
32. receive and disburse money donated from Local Government and  
33. nonpublic agencies along with Federal matching funds which funds



1. shall be used for providing services for Title XX monies under  
2. the Federal Social Security Act. Title XX monies are the social  
3. services monies. There is approximately five million dollars  
4. of private agency monies that can be donated to this fund which  
5. can be matched on a three to one basis which would generate  
6. a total of twenty million dollars that could be used for  
7. social services in the State of Illinois. There is under HEW  
8. regulations the authority to use donated funds from private  
9. agencies. The private agencies involved are principally the  
10. United Way, the Catholic Charities, the Muscular Dystrophy and  
11. there are several others. A majority of the private sector is  
12. in favor of this bill. In fairness to the membership I am  
13. informed that the Catholic Charities are opposed to this bill.  
14. This bill, Mr. President and members of the Senate, does nothing  
15. more over what we can do now other than provide three things.  
16. One, legislative oversight. There's provisions where the  
17. Department of Public Aid shall report to the General Assembly  
18. on a quarterly basis so that we can see how these monies are  
19. being used. The second thing is the Local Initiative Fund  
20. itself where these public monies are paid into so that they can  
21. be matched with Federal monies on a three to one basis and two...  
22. or the third item is the sum of two million dollars which is being  
23. added in the House in the Appropriations Bill for the department  
24. to indemnify the public agency or the private agency for deferrals  
25. or disallowances by HEW which is something that they never had  
26. before. Heretofore, if there was someone ineligible was on, boom,  
27. they either had to pay back the money and the program was closed  
28. down. In all fairness to the private agencies they have done an  
29. excellent job in monitoring these monies. There have been very  
30. few dollars that HEW has lost but this is a sort of an insurance  
31. policies for them in the event of deferrals or disallowances by  
32. HEW. I know that there will be some questions asked about this  
33. matter and I think rather than to go on with the details of the  
34. bill I'd rather respond to any questions that the members may have.

1. PRESIDENT:

2. All right. We have Senator Collins...Senators Collins,  
3. Guidice, Grotberg, Glass and Mitchler that wish to speak and  
4. if any of you can get together and consolidate your thoughts  
5. and appoint a spokesman, it would be appreciated by the Body.  
6. And Senator Rock. Senator Collins.

7. SENATOR COLLINS:

8. I rise in support of this bill. I think it's a good idea  
9. and it's an idea and initiative that should have been started  
10. a long time ago, particularly and due to the fact that the  
11. State of Illinois has never really used its Federal allocations  
12. for Title 1 money...for Title 20 money. Used to be Title 4-A.  
13. I don't know why...well, maybe I do know, why Catholic's  
14. Charity has launched this campaign against this kind of effort.  
15. I see no reason that they should nor do I see any...any provisions  
16. in this bill that would...that would really hurt Catholic  
17. Charity. I think that this kind of effort would allow small  
18. agencies that could not receive funds from the State, that the  
19. State would not have to put up that share of funds, to begin  
20. much needed programs in the State of Illinois. For example,  
21. programs like the...the Battered Women's Shelter Center and other  
22. types of programs that it is badly needed in the State of Illinois.  
23. I think this is a good idea and I urge support for this bill.

24. PRESIDENT:

25. Senator Grotberg.

26. SENATOR GROTBORG:

27. Thank you, Mr. President. Very briefly. I believe that this  
28. is the response to the fact that the...we have...lack sixty-  
29. nine or seventy millions in our claims to Title 20. This is the  
30. private sectors offer to help the State claim those  
31. funds with legitimate programs. It's very similar to the  
32. camping program that we do annually through Public Aid. It  
33. works. There's...it's a good return for the private buck...tell me

1. private enterprise that can get seventy-five cents back for every  
2. dollar that they put into good community programs. Please support  
3. this bill.

4. PRESIDENT:

5. Senator Guidice.

6. SENATOR GUIDICE:

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

8. PRESIDENT:

9. Indicates he will yield.

10. SENATOR GUIDICE:

11. Can the Auditor General audit these funds, the United Way and  
12. the like?

13. PRESIDENT:

14. Senator Moore.

15. SENATOR MOORE:

16. Mr. President, could I please have a little order? I didn't  
17. hear the Gentleman's question.

18. SENATOR GUIDICE:

19. Can the Auditor General go into United Way's funds and the  
20. different charities and the like...the audit their books  
21. and the records?

22. PRESIDENT:

23. Senator Moore.

24. SENATOR MOORE:

25. I don't believe the Auditor General...I imagine he could,  
26. but the principal audit of the private agency funds would be  
27. by the HEW auditors, the Department of Health, Education and  
28. Welfare.

29. PRESIDENT:

30. Senator Guidice.

31. SENATOR GUIDICE:

32. Who would be the contracting agency as far as the charities  
33. are concerned or the like, who wanted to donate these private

1. sectors and the like? I am.

2. PRESIDENT:

3. Senator Moore.

4. SENATOR MOORE:

5. Mr. President, could I please have a little order? I cannot  
6. hear Senator Guidice's question. Now, there's so much noise  
7. on the Floor of the House. This is a very important bill.  
8. It could bring in up to twenty million dollars to the State  
9. of Illinois, of not General Revenue Funds, of private funds and  
10. HEW funds. And I would appreciate it if I could at least  
11. hear the member's questions so that I could respond to them.

12. PRESIDENT:

13. You're absolutely correct, Senator Moore. Will the members  
14. please be in their seats. May we have some order. Senator  
15. Guidice.

16. SENATOR GUIDICE:

17. No...there's the speaker now. Who...the...what is it, United  
18. Ways, is that going to be the contracting agency as such, the  
19. vehicle in between?

20. SENATOR MOORE:

21. No, not necessarily, Senator. It could be any not-for-  
22. profit organization. United Way, the Catholic Charities, anyone  
23. that would desire to perform these services could contract  
24. and member agencies could contract with the State and upon  
25. their contribution of one dollar when it was accepted, there would  
26. be three dollars Federal monies come up which would be a total  
27. of four dollars that will be put out on a purchase of service  
28. contract.

29. SENATOR GUIDICE:

30. Isn't it true currently that the...the charity comes to the  
31. State and...and involves itself with the State? The State  
32. gives the money with the charity and they cooperate in a unique  
33. ...in a particular program?

1. SENATOR MOORE:

2. Yes, in some cases, that is true today.

3. SENATOR GUIDICE:

4. Under your provision, the...the charity would  
5. come to you, give you the money, you would go to the  
6. Federal Government, the Federal Government would match that  
7. with three times that particular amount of money, is that...

8. SENATOR MOORE:

9. That is correct.

10. SENATOR GUIDICE:

11. Will that...or will the...will the charity then have the  
12. right to participate in the program that they choose or will they  
13. be dictated to by the Federal Government and by the State  
14. thereafter how to use that money?

15. SENATOR MOORE:

16. The way the State of Illinois intends to handle this problem  
17. is that the agency would sit down, let's say with the Department  
18. of Mental Health on an alcoholism program. They would negotiate  
19. a...a contract with the Department of Mental Health. From Mental  
20. Health it next goes to the Department of Public Aid,  
21. which is the single State administering agency under HEW  
22. and under our laws and under HEW regulations. The Department of  
23. Public Aid would check that program to make sure that it did  
24. fall into the proper classifications under Title 20 monies.  
25. From there, it goes to the Bureau of the Budget. After it's  
26. approved by the Bureau of the Budget, it goes to the Office of  
27. the Governor and from there, it then becomes a contract. At that  
28. point, the private agency in entering into a contract with the  
29. State, they know what services they are to perform, the  
30. State of Illinois knows what services they are to perform.  
31. At that point, the money is then paid in and the matching monies  
32. come forth.

33. SENATOR GUIDICE:

Well, I would submit to you that the charity loses complete

1. control of the funds and the monies and the idea, whatever  
2. concept they are trying to...to...to...to promote and if they  
3. get involved in this, a person who is donating to a charity  
4. for a particular purpose, could have his monies being used for  
5. purposes other than what he thought they were going to be used  
6. for. And this is the biggest problem you're having with this  
7. bill.

8. SENATOR MOORE:

9. No.

10. SENATOR GUIDICE:

11. Because you're...you're allowing...myself involved and I could  
12. say with Catholic Charities in one instance, to give for a  
13. particular purpose...whatever it would be and this money can  
14. be used by the Federal...in a Federal orientated program  
15. which is completely opposed to that fund itself. It could  
16. be abortion or could be anything else and you're giving this kind of a  
17. leeway.

18. SENATOR MOORE:

19. All right. Now, Senator, I disagree with you because before  
20. your charity would contribute one dollar, there would be a written  
21. contract between your charity and the State of Illinois  
22. as to what services your charity was to perform. If your  
23. charity did not want to perform those...those functions,  
24. they would not come up with the money and they would not  
25. perform them. If your charity decided to go ahead with those  
26. problems, and the State of Illinois approved them, the money  
27. would be there upon your contributions.

28. PRESIDENT:

29. Senator Guidice, would you conclude your remarks?

30. SENATOR GUIDICE:

31. I will. Would this program preempt my ability at the present  
32. time to go to the State in the first instance and say this is the  
33. program I want to get involved in and say, State help me out or  
we will help you out in this particular area, or will I have to go

1. through this mechanism that you're creating here?

2. PRESIDENT:

3. Senator Don Moore.

4. SENATOR MOORE:

5. I wish...could...could you rephrase the question, Senator?

6. I don't follow.

7. PRESIDENT:

8. Senator, this is the last question. Make it a good one.

9. SENATOR GUIDICE:

10. What I am looking at here is this bill...well, then, I'll

11. make it a statement. All right. This bill is going to...is going

12. to promote and cause a charity who is doing business with this

13. State to be disenfranchised. It's going to cause a charity

14. that which the people are looking for, to develop a particular

15. program to be forced into a...an area where they don't want to be

16. forced, that they won't be able to get from the State those

17. funds to work on these particular issues. And this is really

18. a bad bill.

19. PRESIDENT:

20. Senator Mitchler.

21. SENATOR MITCHLER:

22. Mr. President, members of the Senate. The information I have

23. on this is donated funds initiative was created last September

24. 30th. The purpose of the initiative is to fund twenty

25. million dollars of new innovative community based social service

26. programs. Now, here we go again. I don't care what money

27. you're talking about outside of that money that is generated

28. locally to local charities and this is the most charitable nation

29. in the world. You don't want to argue that point. And money is

30. generated locally through these not-for-profit organizations to do

31. good, locally. But now what you're tying them into is some

32. bureaucrat somewhere along the line. HEW and that has taken

33. taxpayer's money that they've taken out of their pockets by

1. devious means, income tax, sales tax. I don't know how they get  
2. a hold of it and now they're going to give it back on a  
3. matching basis. And a real good matching basis, about a three  
4. to one. They're going to dangle that carrot out there so nice  
5. that you can't turn it down and let me tell you, anytime government  
6. gives you something, they tell you how to spend it. Before they  
7. even give it to you, they...to take it away from you. Now, they're  
8. tying into some...what has been for many years, good charitable  
9. groups in your communities. I've had them in mine and a lot of them  
10. have gone sour in my opinion. Because they've tied themselves  
11. in, they collect money at the local level, go around with a tin  
12. cup, people plunk it in there and then what do they do, they get  
13. tied up in all these other programs, run down for revenue sharing  
14. money, run down for revenue sharing money of the city and that  
15. revenue sharing money is diverted into all of these other  
16. programs and then the city fathers has some control what they  
17. do with it. You're just disrupting the local charitable  
18. type of contribution program and you're getting into something  
19. here you'll never hear the end of it. Now, I know the League  
20. of Women Voters get in a lot of things. Wait till they hear about  
21. this turkey.

22. PRESIDENT:

23. Senator Demuzio. Senator Knuppel.

24. SENATOR KNUPPEL:

25. I have one question of the sponsor.

26. PRESIDENT:

27. Indicates he will yield.

28. SENATOR KNUPPEL:

29. Is this a purely voluntary program?

30. PRESIDENT:

31. Senator Moore.

32. SENATOR MOORE:

33. Absolutely, Senator.



1. SENATOR KNUPPEL:

2. No charity...no charity...any charity that does not  
3. want to participate does not have to?

4. PRESIDENT:

5. Senator Moore.

6. SENATOR MOORE:

7. That is absolutely correct. And if that charity  
8. does desire to participate, there is a written contract with the  
9. State of Illinois so that they know what their obligations are  
10. and the State knows what theirs are.

11. PRESIDENT:

12. Senator Lemke. Excuse me. Senator Knuppel.

13. SENATOR KNUPPEL:

14. Now, I want to say this. I...I want to echo every word that  
15. Senator Mitchler says when you start talking about charity and  
16. you start mixing it with government and you corrupt the very  
17. idea of giving and charity. However, there's one other side to that  
18. coin and that is if you're going to stop the corruption, you can't  
19. stop it on the Floor of the Senate. You're going to have to stop  
20. it down in Washington where we have all those good congressmen  
21. who have franking privileges and so forth. In other words, that  
22. money is going to go someplace and it better be coming to Illinois  
23. until or unless you stop the corruption of the charitable  
24. motives in Washington. We can't stop them here and so as long as it's  
25. voluntary, as long as the Catholic Charities or any other charity  
26. is free to go and do its charity in the way that it wants to see fit,  
27. and this means additional money even though I don't agree...I agree  
28. with you, Senator Mitchler. I don't agree with this way of doing  
29. things yet there's no way, no way that we should let twenty  
30. million dollars to go Mississippi or Georgia, you know down to  
31. Jimmy...Jim Cracker's State when we ought to be getting it here.  
32. And I just think as long as it's voluntary, it doesn't corrupt  
33. those who don't want to participate. And they can run their  
charities the way they want to. I think it's horrendous that

1. charity isn't really charity but the Government gets its damn  
2. foot in and mixes it up, but anyway, it's twenty million dollars  
3. and it's for only those who want to participate.

4. PRESIDENT:

5. Senator Lemke.

6. SENATOR LEMKE:

7. How much General Revenue funds are used in this program?

8. PRESIDENT:

9. Senator Moore.

10. SENATOR MOORE:

11. None. This...

12. PRESIDENT:

13. Senator...Senator Lemke.

14. SENATOR MOORE:

15. This is the local initiative fund. It is money from a not-  
16. for-profit private agency or nongovernmental unit. There are  
17. no General Revenue Funds involved in this particular bill,  
18. 3287.

19. SENATOR LEMKE:

20. These funds are donated funds and they're donated  
21. ...transferred to the State in cash, is that correct? As unconditional  
22. grants from the agency?

23. PRESIDENT:

24. Senator Moore.

25. SENATOR MOORE:

26. That is correct. After the contract has been executed.

27. PRESIDENT:

28. Senator Lemke.

29. SENATOR LEMKE:

30. The source of the third party funds...the source of these  
31. donated funds, the third party organization that...that donated  
32. these has no operating control or sponsorship over the vending  
33. organization providing this service, is that correct?

1. PRESIDENT:

2. Senator Moore.

3. SENATOR MOORE:

4. That is correct under the HEW regulations. But...

5. SENATOR LEMKE:

6. And their...

7. SENATOR MOORE:

8. But again, Senator, I want to caution you there is a contract  
9. entered into prior to the time of the donating of these funds.  
10. There's a contractual relationship with a thirty day cancellation  
11. clause. So, that the agency has the authority to cancel in  
12. thirty days as does the State of Illinois have a chance to cancel  
13. in thirty days. So, if an agency wants to contribute a hundred  
14. and twenty thousand and if the project doesn't work out and  
15. they make their payments, ten thousand a month for twelve months  
16. and at the end of three months, if things aren't going right,  
17. they can cancel out. They have a thirty day cancellation clause  
18. as does the State of Illinois.

19. PRESIDENT:

20. Senator Lemke.

21. SENATOR LEMKE:

22. Under these Federal...under these Federal guidelines, isn't  
23. it a fact that there can't be any prior commitment as to how  
24. the funds are spent or what geographic areas? There can't be a  
25. prior commitment and if there is a commitment, that commitment is  
26. illegal so therefore, we're executing a contract with the State  
27. and agency which is illegal under Federal laws and which say  
28. we get the money and then...then we pay it out and then we have to  
29. subsequently come because the Federal Government says the contract is  
30. illegal. You've got to pay back the funds and then all of a sudden,  
31. then we put another strain on General Revenue? Can't that happen?

32. PRESIDENT:

33. Senator Moore.

1. SENATOR MOORE:

2. No, Senator. We have the authority to negotiate the geographical  
3. area and what social services are to be put in that particular  
4. geographical area. Those rights are given to us. We can negotiate  
5. that. We can commit to that. As far as the payback proposition  
6. once that contract is executed by the State of Illinois  
7. and if the Federal Government comes in and says oh, oh, that's  
8. not...that's not a proper social service, there's then a  
9. two million dollar appropriation from the State of Illinois out of  
10. General Revenue Funds that could repay that private agency.

11. PRESIDENT:

12. Senator Lemke.

13. SENATOR LEMKE:

14. Well, as you can see from this program, when we first heard the  
15. statement that none of the General Revenue Funds are going to be  
16. used. Now, all of a sudden, we come up with two million dollars  
17. out of General Revenue. Now, we know what happens when the  
18. Federal Government cancels programs 'cause we went through that  
19. with unemployment securities and we got to pay back money and they  
20. give us penalties and then we don't get any new money and then we're  
21. all tied up and the Federal Government has got us tied up and  
22. with this thing, they're not only going to have us  
23. tied up as a State, they're going to have these charitable organizations  
24. tied up where they're going to have to pay back this money and  
25. just...it's just a big joke. What we're going here is saying  
26. something that...we're...the charities give us the money in cash.  
27. You have no control over how we're going to use it.  
28. The Federal Government has the control and they'll tell you what  
29. to do and if the Federal Government says you did something illegal  
30. even after you get the money, pay it back and get it out of  
31. General Revenue. This is why our General Revenue is always  
32. going up. We take on Federal programs which are later cancelled and  
33. then we pay...pay them out in General Revenue. I see this  
grow on appropriations all the time and all you do is...especially

1. under law enforcement, they grant you money and they take it back.  
2. They cut down the grants and the matches. I urge that we vote  
3. against this and save the General Revenue Fund from a future  
4. decrease which is going to happen year after year and two million...  
5. next year it will be four, ten, twenty and it goes right down the  
6. line to pretty soon, it's a hundred million dollars and then  
7. we're looking for the money. They want us to go out and raise taxes  
8. and get it from the people.

9. PRESIDENT:

10. Senator Wooten.

11. SENATOR WOOTEN:

12. Thank you, Mr. President. Just briefly, I've not been able  
13. to understand the opposition to the bill. When I've asked for  
14. explanations, I've been given suspicions and caveats  
15. and a little mythology. I think we'll find that once this  
16. bill passes, even those who vehemently oppose it, will be getting  
17. in line to take advantage of it.

18. PRESIDENT:

19. Senator Rock. Senator Rock is momentarily off the Floor.  
20. Senator Collins for the second time.

21. SENATOR COLLINS:

22. Senate...Mr. President, I...let me try and clear up some  
23. confusion. Because there seems to be a lot of confusion about this  
24. ...this particular effort. I don't know what's...you know, I don't  
25. see anything hidden in the bill, maybe it is something that I  
26. don't see. Let me just say to you, the City of Rockford would not  
27. have any day care services if not for United Way. They donate the  
28. part of the money that...that Illinois from General Revenue  
29. would ordinarily have to contribute to match with the Federal  
30. Title 20 funds. This is all this is going to be. This bill merely  
31. is trying to put together in a collective effort of all of the...the  
32. donated funds for specific services to pay the State's share of the  
33. Title 20...to...of the...of the funds to match with Title 20.

I don't see of any...objections to this. And in the City of Chicago,

1. my God, if it wasn't for the City of Chicago paying its  
2. portion of day care money directly to the Federal Government,  
3. you wouldn't have the programs operated through the...the...  
4. used to be model cities. That's where that money come from.  
5. No one is being forced to come into this...this fund. It is just  
6. an effort to coordinate all of the funds. Each of the charitable  
7. organizations that go out, as you say, and collect money  
8. and...for however they collect it, they have a board that  
9. they must bring their proposals before the board and say that  
10. we are going to contribute to whatever fund or to whatever group  
11. a specific amount of money for a particular service. So, I  
12. don't understand the problem. One of the problems is that  
13. Catholic Charity want a monopoly on services and they're growing  
14. bigger and bigger everyday. There's nothing wrong with this bill.  
15. PRESIDENT:

16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen of the  
19. Senate. I rise in opposition to House Bill 3287. Was introduced  
20. at the request of the administration as an administration  
21. proposal in an attempt to cover up their own ineptitude with  
22. respect to the capturing of Illinois' one hundred and thirty-  
23. one million dollar allotment in Title 20 money and I would  
24. point out that in my judgment this bill got out of the House at all  
25. because of Amendment No. 2, which added the requirement, at the  
26. request of Representative Madigan, that the department make  
27. General Revenue Fund payments into this "local initiative fund"  
28. equal to the amount of funds donated by private or local  
29. public agencies. The effect of which was intended to reduce by  
30. half the required local donation and let me tell you why.  
31. As the Sun Times said in its editorial page on Thursday, May  
32. 11th, that the one plan now before the State House and...private  
33. agencies would pool up to five million dollars and give it to the

1. State in an attempt to draw down Federal money. Now, that...one  
2. obvious conclusion is okay, that freeze up five million  
3. additional General Revenue dollars for expenditure in some  
4. other area. That sounds reasonable, the Sun Times goes on, but  
5. at least on its budgetary surface. But there are drawbacks and  
6. this is the problem with this bill among others. Among other  
7. things, it's not clear that Federal monitors will take kindly  
8. to such schemes and the whole plan is a triple or nothing  
9. game with agencies betting their private dollars without any  
10. guarantee that they'll get back the Federally sweetened  
11. return much less their own investment. The whole idea of  
12. House Amendment No. 2 was to have some State involvement so that  
13. there would be some guaranteed return. I think the bill  
14. is a major program and one that should be examined and I would  
15. urge a No vote.

16. PRESIDENT:

17. Senator Moore may close the debate.

18. SENATOR MOORE:

19. Thank you, Mr. President. In reply to Senator Rock, I want  
20. to call his attention to the rules and regulations, Sections  
21. 228.54 that specifically states that private monies can be used  
22. and made available for matching funds. When they come from a  
23. private source, a charitable agency is a private source. So, as  
24. far as the Federal monitors in the future disallowing this,  
25. I strongly disagree with Senator Rock because it is specifically  
26. set out in Section 228.54 of the Rules and Regulations of HEW  
27. dealing with the funds available for matching from private sources.  
28. If a charitable agency does not desire to participate in this  
29. program, there is no obligation for them to do it. None whatsoever.  
30. If they do not want to come on in and enter into a contract with the  
31. State of Illinois, and take advantage of recouping three dollars  
32. for each one dollar contributed, that's...that's their privilege.  
33. It's still a free country. There's no problem there. The

1. question of the charity being disenfranchised, Senator Guidice,  
2. they're not disenfranchised. If they don't like the contract  
3. that they negotiate with the State, then they don't have to  
4. go into it. It's a contractual relationship. The entire community  
5. is involved in the United Way and the Catholic Charities.  
6. Great many of the communities are involved. There's been much  
7. criticism that we have not captured the whole hundred and thirty-  
8. one million dollars that we put in social services money for the  
9. State of Illinois. This bill is an attempt, a legitimate attempt  
10. in order to capture up to twenty million dollars, five million  
11. dollars from the private sector, fifteen million dollars from the  
12. Federal Government, in order to remove this criticism that we have.  
13. I can't see any reason why anyone should object to trying to  
14. capture Federal dollars coming to the State of Illinois even  
15. though they come out of the State of Illinois and other States in  
16. the first instance. It's used as leverage, as I said, to  
17. capture three dollars for each dollar donated. There is an insurance  
18. policy for the protection of the private agencies on deferences  
19. and disallowances. Under the present law, if they come in and  
20. they find one person ineligible, that program is cancelled. What  
21. happens now? The State is there if there is a mistake and let me  
22. point out one thing, the record, the record, Ladies and Gentlemen  
23. of the Senate, of our private agencies in administering social  
24. services programs has been excellent. There has been a minimum  
25. amount of deferences and disallowances by HEW. They do an  
26. honest job. Now, do you want to go this route or do you want to  
27. go the route of hiring another thousand employees and create a big  
28. bureaucracy of State employees to do the job? I don't think we  
29. in the Senate want to do that. Let the private sector do it.  
30. There are tens of thousands of people, aged, blind, disabled and  
31. poor people who are out there who can take advantage of this  
32. twenty million dollars that can come in. I think that it's the  
33. obligation of this Body to take advantage of it. I...and Mr. President,  
in closing, I realize that there has been...in this debate and in the



1. last two or three days, there is an...a dispute between the  
2. Catholic Charities and the United Way and for this, Mr. President,  
3. I am indeed sorry. Here are two of the greatest, the greatest  
4. charity organizations in the State of Illinois that are engaged in a  
5. urinating contest against each other for these funds.  
6. And I hope I cleaned that up pretty well, Mr. President.  
7. I would ask for a favorable roll call.

8. PRESIDENT:

9. The question is shall House Bill 3287 pass. Those in favor  
10. will vote Aye. Those opposed will vote Nay. The voting is open.  
11. Have all voted who wish? Have all voted who wish?  
12. Take the record. On that question the Ayes are 31, the Nays  
13. are 21, 1 Voting Present. House Bill 3287 having received  
14. the required constitutional majority is declared passed. Senator  
15. Rock.

16. SENATOR ROCK:

17. A request, Mr. President, of a verification of the affirmative  
18. roll call.

19. PRESIDENT:

20. Senator Rock has requested a verification of the affirmative  
21. roll call. The Secretary will verify the affirmative votes.

22. SECRETARY:

23. The following voted in the affirmative: Berning, Bloom,  
24. Bowers, Bruce, Chew, Coffey, Collins, Demuzio, Glass, Grotberg,  
25. Harber Hall, Hickey, Johns, Knuppel, Leonard, McMillan, Moore,  
26. Netsch, Newhouse, Nimrod, Ozinga, Roe, Rupp, Sangmeister,  
27. Schaffer, Shapiro, Sommer, Soper, Washington, Weaver and Wooten.

28. PRESIDENT:

29. Senator Rock.

30. SENATOR ROCK:

31. Senator Soper on the Floor?

32. PRESIDENT:

33. Senator Soper on the Floor? Senator Soper is on the Floor.

1. The roll has been verified. On that question the Ayes are  
2. 31, the Nays are 21, 1 Voting Present. House Bill 3287 having  
3. received the required constitutional majority is declared passed.  
4. Senator Moore moves to reconsider. Senator Grotberg moves to  
5. Table. All those in favor signify by saying Aye. Opposed.  
6. The Ayes have it. The motion is Tabled. On the Order of House  
7. Bills, 3rd reading, House Bill 3370, Senator Maragos.  
8. House Bill 3374, Senator Schaffer. House Bill 3394, Senator  
9. Shapiro. Read the bill.

10. SECRETARY:

11. House Bill 3394.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Shapiro.

16. SENATOR SHAPIRO:

17. Well, Mr. President and Ladies and Gentlemen of the Senate.  
18. House Bill 3394 now incorporates two separate bills. Originally,  
19. as introduced, it involved the Department of Business and  
20. Economic Development and makes a supplemental appropriation of a  
21. hundred and forty-four thousand dollars for an out of court  
22. settlement arising from a State condemnation of property in  
23. Kane County. This land has been held by the State for approximately  
24. ten years. It finally ended up in the courts. The courts awarded  
25. the original owners of the property this judgment. The second  
26. part of the bill is the ordinary and contingent expenses for FY '79  
27. of the Department of Personnel in the amount of eighty-  
28. eight million four hundred and twenty thousand two hundred dollars.  
29. I would appreciate a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The question is shall House Bill 3394 pass. Is there discussion?

32. Senator Collins.

33. SENATOR COLLINS:

I had an amendment filed to that bill. However, I spoke with

1. the sponsor and he said that he would not move the bill back to  
2. 3rd reading for the purpose of that amendment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Shapiro.

5. SENATOR SHAPIRO:

6. The reason we're not moving it back is that the Minority  
7. Spokesman and the Chairmen of the Appropriation Committees have  
8. agreed that the Personnel Department appropriation needs further  
9. work. We're passing it out. It will go to Conference Committee  
10. and at that time, Senator Collins's amendment can be considered.  
11. That's the only reason.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? The question is shall House Bill  
14. 3394 pass. Those in favor vote Aye. Those opposed vote  
15. Nay. The voting is open. Have all voted who wish? Have all  
16. voted who wish? Take the record. On that question the Ayes are  
17. 51, the Nays are 1, 8 Voting...3 Voting Present. House Bill  
18. 3394 having received a constitutional majority is declared  
19. passed. House Bill 3395, Senator Lemke.

20.

21. End of reel.

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HB 3237  
6/27  
3rd Reading

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Senator Shapiro, are you ready on 3237? Read the bill, Mr. Secretary.

SECRETARY:

House Bill 3237.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Shapiro.

SENATOR SHAPIRO:

Mr. President and Ladies and Gentlemen of the Senate. House Bill 3237 appropriates six million nine hundred and eighty-nine thousand four hundred and thirty-two dollars from various funds for salary increases for certain State employees for Fiscal Year 1978. If there are any questions I'd be glad to attempt to answer them otherwise I would appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? The question is, shall House Bill 3237 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 34, the Nays are 18, 1 Voting Present. House Bill 3237 having received the constitutional majority is declared passed. Senator Roe. House Bill 3108 on page 4 of your Calendar. The last bill on that page. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 3108.

(Secretary reads title of bill)

PRESIDING OFFICER: (SENATOR BRUCE)

Mr. Secretary, one moment please. For what purpose does Senator Roe arise?

SENATOR ROE:

I'd like leave to move the bill back to 2nd...

1. PRESIDING OFFICER: (SENATOR BRUCE)

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

4. SENATOR ROE:

5. Mr. President, having voted on the prevailing side, I move  
6. to reconsider the vote by which Amendment No. 2 was adopted.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The motion is to reconsider the vote by which Amendment  
9. No. 2 was adopted. All in favor say Aye. Opposed Nay. The  
10. Ayes have. The vote is reconsidered. Senator Roe now moves  
11. to Table Amendment No. 2. You've heard the motion. In favor  
12. say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is  
13. Tabled. Further...

14. SECRETARY:

15. Amendment No. 3 offered by Senator Glass.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Glass is recognized.

18. SENATOR GLASS:

19. Thank you, Mr. President. This replaces Amendment No. 2  
20. dealing with parking of recreational vehicles and it makes it  
21. optional with each municipality if they wish to prohibit the  
22. parking of recreational vehicles, they may do so. It doesn't  
23. make it mandatory statewide. I'd move the adoption.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. You've heard the motion to adopt. Is there discussion?  
26. All in favor say Aye. Opposed Nay. The Ayes have it.  
27. Amendment No. 3 is adopted. Further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. 3rd reading. Is there leave to return to House Bills 2730  
32. for the purpose of moving the bill back to 2nd. Leave is  
33. granted. Senator Rupp moves to ask leave of the Senate to move

1. House Bill 2730 back to the Order of 2nd reading for the purpose  
2. of amendment. Is there leave? Leave is granted. The bill  
3. is on the Order of 2nd reading. Amendments, Mr. Secretary.

4. SECRETARY:

5. Amendment No. 5 offered by Senator Carroll.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Carroll is recognized on Amendment No. 5.

8. SENATOR CARROLL:

9. Thank you, Mr. President, Ladies and Gentlemen of the  
10. Senate. This amendment would restore a hundred and two  
11. thousand thirty-five dollars. Oh, excuse me, first with leave  
12. of the Body having voted on the prevailing side, we would move  
13. to Table amendments...move to reconsider the vote by which  
14. Amendments 3 and 4 had been adopted for purpose of Tabling.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. You've heard the motion on Amendments 3 and 4. Is there  
17. discussion? All in favor say Aye. Opposed Nay. The Ayes have  
18. it. The votes by which Amendments 3 and 4 were adopted are  
19. reconsidered. Senator Carroll now moves to Table Amendments  
20. 3 and 4. Is there discussion? All in favor say Aye. Opposed  
21. Nay. The Ayes have it. Amendment No. 3 and 4 are Tabled.

22. SENATOR CARROLL:

23. On Amendment No. 5, Mr. President...

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. ...Senator Carroll.

26. SENATOR CARROLL:

27. ...this would restore a hundred and two thousand 035 in  
28. various line item amounts including personal services, EDP,  
29. et cetera and I would move adoption of Amendment No. 5.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? All in favor say Aye. Opposed Nay.  
32. The Ayes have it. Amendment No. 5 is adopted. Further  
33. amendments?

1. SECRETARY:

2. Amendment No. 6 offered by Senator Knuppel.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Knuppel is recognized.

5. SENATOR KNUPPLE:

6. Yes, the amendment that I have would increase...would  
7. amend the appropriation to increase it by twenty-six thousand  
8. five hundred dollars and the purpose of that amendment is  
9. to raise from two to four the number of court reporters  
10. available to the industrial...additional reporters available  
11. to the Industrial Commission. Today it takes from eight to  
12. ten months to get a transcript on a...on an industrial case  
13. that's appealed. There's no question that for a...a supposedly  
14. therapeutic type of legislation for injured employees that  
15. this is far too long. This comes at a time most traumatic  
16. to the employee. Your arbiters are hearing cases every day  
17. and there is little time for the court reporters who serve them  
18. to type up the records for the appeals. This is the reason  
19. for this. As a matter of course, when you start into any...  
20. any Commerce Commission...any Industrial Commission case you  
21. have to waive the statutory period right off the bat for the  
22. record in case of an appeal. I...I think that two additional  
23. court reporters in addition to the two that have been asked  
24. for can markedly improve this and it would add two court  
25. reporters at a salary of eleven thousand seven hundred and  
26. fifty dollars each with the other total increase with fringes,  
27. twenty-six thousand five hundred.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Motion is to adopt or discussion. All in favor say  
30. Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is  
31. adopted. Further amendments?

32. SECRETARY:

33. Amendment No. 7 offered by Senator Nimrod.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Nimrod...withdraws the amendment. Further  
3. amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. 3rd reading. Now that we've had intervening business,  
8. are we ready, Senator Roe, on 3108. Read the bill, Mr.  
9. Secretary.

10. SECRETARY:

11. House Bill 3108

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Roe is recognized.

16. SENATOR ROE:

17. Mr. President. I think we've been over this bill much  
18. more than it deserves today both on the recreational vehicles  
19. and on the original substance of the bill. I'd entertain  
20. any questions.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there duscussion? Senator Schaffer.

23. SENATOR SCHAFFER:

24. Senator Roe, I hate to sound like a cracked record but  
25. if...if a guy has an RV and he drives into a town and he  
26. parks, will there be any signs to warn him that the town doesn't  
27. want him to park in the town or will he just drive in and get  
28. the ticket.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Roe.

31. SENATOR ROE:

32. Well, presently, even after the passage of this bill, he'll  
33. be able to park anywhere he wants to, Senator Schaffer, unless



1. a municipality would take other action.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. How would he know, I mean, RVs by their very nature  
6. are vehicles that are driven on vacations and you know, go  
7. to towns that people don't live in, how would they  
8. possibly know...how would they possibly know whether or  
9. not he's in compliance with the law. That's been my objection.  
10. That's what I love. We get a bunch of lawyers in here and  
11. they sat down and solved all their problems. You know, but  
12. they didn't solve the problem with the bill and the problem  
13. with the basic bill is that if the guy drives the truck in,  
14. the RV in and...and there is no warning to the guy, I mean,  
15. one town is going to have one standard and one town is going  
16. to have another standard. I just...all I've asked for is that  
17. that poor stiff who's got the RV give...give him...just give  
18. him some kind of a break.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Roe, on the break.

21. SENATOR ROE:

22. Senator Carroll will personally put up whatever signs  
23. are necessary, Senator Schaffer.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there further discussion? Senator Berning and I would  
26. remind the members that we have several bills and the time  
27. is now 10:22.

28. SENATOR BERNING:

29. One question, Mr. Preston. What's the emergency here?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Roe.

32. SENATOR ROE:

33. I don't even remember what the substance of the bill was

1. but I would appreciate a roll call.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Sangmeister.

4. SENATOR SANGMEISTER:

5. Thank you, Mr. President. Well, that's what I have  
6. arisen for is to remind everyone, I'm not taking a firm  
7. position one way or the other but I want to remind the Body  
8. that the original substance of the bill is going to take away  
9. the mandatory sentencing, I believe, it's seven days, I  
10. don't recall offhand what it was but it will take it away for  
11. driving on a suspended or a revoked drivers license and I  
12. think you ought to give that some consideration. Judges  
13. I think probably want to be able to do this but on the other  
14. hand, you know, they could sentence people to weekends, they  
15. don't have to put them in for seven consecutive days and I'm  
16. not so sure that we want to reduce this penalty.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Hynes.

19. SENATOR HYNES:

20. I just wanted to say, Mr. President. This was a very  
21. good bill until Senator Carroll got at it and I think we ought  
22. to pass it out of here and see if we can't get into a Conference  
23. Committee.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Weaver.

26. SENATOR WEAVER:

27. Mr. President. Senator Roe, this is the only bill  
28. he introduced all semester and it's his biggy and I think we  
29. ought to give him a resounding vote on it.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Roe, in rebuttal.

32. SENATOR ROE:

33. Well, this is the only bill representing Bartulis introduced

1. all session but just to address myself briefly to what  
2. Senator Sangmeister raised. Earlier today at some point in  
3. time I did discuss the bill before it got into the recreational  
4. vehicle field and it does retain a Class A misdemeanor  
5. classification for these two offenses.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? The question is shall House Bill  
8. 3108 pass. Those in favor will vote Aye. Those opposed will  
9. vote Nay. The voting is open. Have all voted who wish?  
10. Have all voted who wish? Take the record. Take ~~the~~ record.  
11. on that question the Ayes are 35, the Nays are 17, 3 voting  
12. Present. House Bill 3108 having received a constitutional  
13. majority is declared passed. Having had intervening business  
14. we will return to House Bill 2730. Senator Rupp.  
15. Mr. Secretary, read the bill a 3rd time please.

16. SECRETARY:

17. House Bill 2730

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Rupp.

22. SENATOR RUPP:

23. Thank you, Mr. President. We had had the amendments.  
24. I do ask that this bill which includes both the Industrial  
25. Commission and the Labor, thank you for the low man's voice.

26.

27.

28. (the following typed previously)

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Roll # 9  
S. B. 2730  
6/27/77  
3rd Reading

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? The question is shall

3. House Bill...

4. SENATOR RUPP:

5. Right. Favorable roll call, thank you.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The question is shall House Bill 27...is there discussion?

8. The question is shall House Bill 2...2730 pass. Those in favor

9. vote Aye. Those opposed vote Nay. The voting is open. Have

10. all voted who wish? Have all voted who wish? Take the record.

11. On that question the Ayes are 44, the Nays are 6, 2 Voting

12. Present. House Bill 2730 having received a constitutional

13. majority is declared passed. Is there leave to go to the

14. Order of...House...is leave to go to...to House Bill 3177?

15. Leave is granted. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 3177.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Savickas is recognized.

22. SENATOR SAVICKAS:

23. Yes, Mr. President and members of the Senate. I wanted

24. to make available Senator Sangmeister and Senator Hall's bill

25. for public vote, so at this time I'm leaving the bill on...

26. for call and the vote either pro or con.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Harber Hall.

29. SENATOR HARBER HALL:

30. Well, Mr. President, I just wanted to inform the

31. Body that in talking with Representative Mautino about

32. his bill and about our proposed amendments that he told

33. me that I was free to inform the Body of the Senate that

1. all of the amendments that we originally proposed, he would  
2. support and thought they were needed. Now we didn't get  
3. all of them on, but we have the major ones on, it...the  
4. bill is now in suitable shape and I would solicit your  
5. wholehearted support of it and I have been represented that  
6. Representative Mautino would move for adoption of our  
7. amendments when this gets to the House.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Mitchler.

10. SENATOR MITCHLER:

11. I just have one question of the sponsor. I understand  
12. in the bill now, as a result of the amendment, that there's  
13. an increase in benefits for a worker with a dependent child  
14. or children from a hundred and thirty-five dollars per  
15. week, which was the cap before, to a hundred and sixty-one  
16. dollars and thirty-two cents per week. Now is that a  
17. mandate by the Federal Government or is...is that a cap  
18. that we're putting on now? Or is that going to fluctuate  
19. with the...the change in the average weekly wage in Illinois?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. Yes, Mr. President, in answer to Senator Mitchler's  
24. question that what has happened is that inequity that  
25. prevailed where a working man with his spouse and dependent  
26. children due to the rising average...State average weekly  
27. wage, that he had been limited to a hundred and thirty-five  
28. dollars while the working man with a dependent spouse was  
29. able to exceed these monies, these weekly benefits. In  
30. the wisdom of this General Assembly, they have seen that  
31. the family needs more money than a single man or just a  
32. single man...or a married man with a spouse. The reason  
33. that it's gone up dramatically at this point is that it's

1. geared percentage wise to the State average weekly wage,  
2. which was in perfect accord with all members of this  
3. Senate and Legislature years ago. I think it will rise  
4. as inflation sets in, as the State average weekly wage  
5. rises and I want to suggest that this average weekly  
6. wage includes those that make anywhere from three dollars  
7. to ten dollars an hour, so it's an average. And people  
8. that would be making the low hourly wage would receive  
9. a lower figure, it's...they would not receive, you know,  
10. total a hundred and sixty-five dollars. So I would again  
11. repeat to the Senator this will rise as the inflation  
12. brings the State average weekly wage up.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Just one other part of my question you did not answer,  
17. Senator Savickas, and I appreciate you explanation. Is it  
18. a mandate of the Federal Government, in their Federal Program,  
19. is this mandated if we increase this cap?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. No, this is State action.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question...further debate? The question is shall  
26. House Bill 3177 pass. Those in favor vote Aye. Those  
27. opposed vote Nay. The voting is open. Have all voted  
28. who wish? Have all voted who wish? Take the record. On  
29. that question the Ayes are 53, the Nays are none, 3 Voting  
30. Present. House Bill 3177 having received the constitutional  
31. majority is declared passed. Senator Lane? House Bill 3112?  
32. Senator Grotberg on 2863. Pontiac Correctional. Senator  
33. McMillan, 3224. Senator Schaffer, 3374. Senator Carroll on  
34. the Floor? 3374, Senator Schaffer's bill on Public Health.

1. For what purpose Senator Buzbee arise?

2. SENATOR BUZBEE:

3. Well, Mr. President, we're still working on the amendments  
4. on that. We'll have them down hopefully within five or ten  
5. minutes. We'll let you know, Senator Schaffer, as soon as  
6. we get them.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Will you please alert the Chair when those are ready  
9. so that we might proceed. Senator Lemke on 3395. Senator  
10. Lemke on the Floor? Hold. Senator Carroll on the Floor?  
11. Can we proceed with DOT? All right. House Bill 3276.

12. Senator Coffey is recognized.

13. SENATOR COFFEY:

14. Mr. President and members of the Senate. House Bill 3276  
15. I would say is probably good news and bad news. The good  
16. news is there is several...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Excuse me, Senator Coffey. Excuse me. I'd understood  
19. that you were going to ask leave to return this to 2nd.  
20. I'm sorry then I will have the Secretary read it a 3rd time.  
21. I thought we were bringing it back to 2nd reading. Read the  
22. bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 3276

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Coffey is recognized.

29. SENATOR COFFEY:

30. Now...now, Mr. President, we can get back to the good news  
31. and the bad news. The good news is as I guess there is several  
32. million dollars worth of pork projects throughout the State and  
33. I'm sorry, chicken projects, throughout the State and the bad

1. news is that we've got about six million dollars cut out of  
2. operations. It'll probably create a problem in getting those  
3. chicken projects through. The...House Bill 3276 I will  
4. quickly go through. It is the appropriation...the reapprop-  
5. riation of the Department of Transportation. The bill as it  
6. was introduced in the House...there was forty-five amendments  
7. adopted. As it was introduced in the House, it was two billion  
8. four hundred and seventy-nine thousand three hundred and  
9. thirty-one...two billion four hundred and seventy-nine million  
10. three hundred thirty-one thousand after the amendments and  
11. when it came over to us, it was two billion seven hundred  
12. and seventy-one million eight hundred and fifty-eight thousand  
13. then it was amended, of course, here in the Senate. There was  
14. an additional hundred and thirty-one million dollars put on  
15. that budget and as it now stands it's two billion nine hundred  
16. and three million one hundred and thirty-eight thousand dollars.  
17. That's a sizeable budget. I'm putting it up for your approval.  
18. As you see fit, I'd ask for a favorable roll call.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there duscussion? Senator Graham.

21. SENATOR GRAHAM:

22. Mr. President, we've had quite a bit of conversation about  
23. the chicken projects as offered by the genial gentleman from  
24. Chicago. When we started out with this, we had a well-rounded,  
25. plump chicken that was well within the keeping of the budget  
26. of the Governor of the State of Illinois and after Senator  
27. Carroll got through with his chicken projects that originally  
28. plump chicken today looks like that so when you talk about  
29. chicken projects that's what Senator Carroll did to that  
30. plump chicken.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Question is shall House Bill 3276  
33. pass. Those in favor vote Aye. Those opposed vote Nay. The  
voting is open. We're on roll call, Senator Carroll. Have



1. all voted who wish? Have all voted who wish? **Have** all voted  
2. **who** wish? Take the record. On that question the Ayes are  
3. 43, the Nays are 12, none voting Present. House Bill  
4. 3276 having received the constitutional majority is declared  
5. passed. For what purpose does Senator Carroll arise?  
6. SENATOR CARROLL:

7. Just in as much as my name was used in debate, what  
8. Senator Graham didn't mention is the way the chicken...the  
9. reason the chicken looks like that is it blew up.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Buzbee, I understand the amendments are ready  
12. on Public Health. Senator Grotberg, any word on 2863?

13. SENATOR GROTERBERG:

14. The only word I would have would be to leave it on  
15. the Calendar so it will show up when we come back in the  
16. fall.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. All right.

19. SENATOR GROTERBERG:

20. I would ask leave of the Body to make sure it does.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. It...it will remain there without leave, Senator. That's...  
23. Senator Maragos. Is there leave to go to the Order of  
24. Message from the House? Leave is granted. Messages from the  
25. House.

26. SECRETARY:

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

28. Mr. President: I am directed to inform the Senate that  
29. the House of Representatives has concurred with the Senate in  
30. the passage of a bill with the following title:

31. Senate Bill 1824 together with House  
32. Amendments No. 4 and 6.

33. A like message on Senate Bill 1535 with House Amendment  
No. 1.

A like message on Senate Bill 1556 with House Amendment

1. No. 1.

2. A like message on Senate Bill 1570 with House  
3. Amendments No. 1 and 2.

4. A like message on Senate Bill 1575 with House  
5. Amendment No. 1.

6. A like message on Senate Bill 1725 with House  
7. Amendments 1, 2, and 3.

8. A like message on Senate Bill 1786 with House  
9. Amendment No. 1.

10. A like message on Senate Bill 1859 with House  
11. Amendments Nos. 1 and 2.

12. A like message on Senate Bill 1861 with House  
13. Amendments Nos. 6, 7, 9, 11, 12, 13, and 14.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Mr. Secretary.

16. SECRETARY:

17. On the first Message from the House, I inadvertently  
18. said 1824 and the bill was 1827.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The record will so show.

21.

22.

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25.

(the following typed previously)

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H. B. 3374  
6-27-73

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The Secretary has the amendments to 3374. Senator Buzbee, are we ready to proceed? There are fourteen amendments. Senator Schaffer is on the Floor? Are you gentlemen ready to proceed, before the hour of midnight? Senator Schaffer.

SENATOR SCHAFFER:

Mr. Chairman we're trying to decide whether we want to bring the bill back now that we've seen the amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, we'll take it out of the record.

SENATOR SCHAFFER:

No, let's bring it back, if we're ready. Although I should forewarn the membership that I can't even pronounce some of the amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, is there leave to return House Bill 3374 to the Order of 2nd reading? Leave is granted. The bill is on the Order of 2nd reading. Amendments, Mr. Secretary.

SECRETARY:

Amendment No. 2 offered by Senator Buzbee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is a technical correction to a supplemental appropriation for the renal dialysis program and I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

...Moves adoption of Amendment No. 2. Is there discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SENATOR BUZBEE:

No. 3 reflects the break out of the Department of Public Health's major programs by funds and by line item. It makes no dollar changes in the totals and I would move its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? All in favor say Aye. Opposed

3. Nay. The Ayes have it. Amendment No. 3 is adopted.

4. Further amendments?

5. SECRETARY:

6. Amendment No. 4 offered by Senator Buzbee.

7. SENATOR BUZBEE:

8. Thank you, Mr. President. This amendment reduces the  
9. appropriation to the Department of Public Health by six  
10. hundred twenty-three thousand, six hundred dollars to  
11. reflect the following adjustments. General Revenue, two  
12. hundred eighty-three thousand, five hundred dollars,  
13. reflects the elimination of ten positions which were  
14. shifted to the General Revenue Fund from Federal Funds  
15. in a fund shuffle. Reflects the elimination of three  
16. long term vacancies, reflects nine thousand, six hundred  
17. dollar adjustment to conform the pay plan with Senate  
18. policy. Federal Funds, three hundred forty thousand,  
19. one hundred dollars. Reflects the elimination of two new  
20. Federally Funded programs from which funding was sought  
21. and which not forthcoming. Sixty-three thousand, five  
22. hundred mental health manpower, four positions, seventy-  
23. two thousand, one hundred, hypertension, seven positions.  
24. Reflects the elimination of two survey type programs  
25. which reviewed as inappropriate, but for the department,  
26. in light of the fact that local health department should  
27. have their finger on the populations.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there further discussion? The motion is to adopt.

30. Senator Schaffer.

31. SENATOR SCHAFFER:

32. I...I'm sure if Senator Buzbee had been given an  
33. opportunity, he would also have mentioned that Amendment

1. ...what are we on...4...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Oh, Senator Buzbee had not concluded. Senator Buzbee.

4. SENATOR BUZBEE:

5. I'm sorry, Mr. President, I...I ran out of breath. Seventy-  
6. four thousand, eight hundred dollar, diabetes, eight positions. One  
7. hundred four thousand, six hundred...immunizations, ten positions.  
8. Includes reduction of twenty-four thousand, one hundred to  
9. reflect the elimination of two Executive II's from the  
10. departments primary care initiative. It includes reduction  
11. of one hundred ten thousand, eight hundred eighty-three  
12. dollars to reflect a salary adjustment in personal services  
13. for a reclassification procedure and I would move the adoption  
14. of the amendment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Schaffer.

17. SENATOR SCHAFFER:

18. Well, this is a pretty sweeping cut to say the least.  
19. It wipes out quite a few of the employees. It hits the...  
20. diabetes program for eight positions, the...immunization  
21. program which seems to have been getting a lot of publicity  
22. in Chicago, loses ten positions. The dental health manpower  
23. loses four, hypertension loses seven and I might add, those  
24. were just Federal funds. Of...of the cut, three hundred  
25. and forty thousand dollars of Federal funds that we're cutting  
26. which I don't...I don't fully understand. I also note, with  
27. interest, that the amendment reduces the salary of the Associate  
28. Director of the Office of Management Services to one dollar and  
29. it also reduces the salary of the Associate Director of Health  
30. Services and Local Health Administration to one dollar. Now  
31. I recall a little earlier today, Senator Buzbee was a little  
32. upset about the IOE employees over twenty-five thousand  
33. not getting a pay raise. Now I would suggest that reducing

1. these two gentlemen to one dollar makes that particular  
2. idea...well it just...they're...they're in the same league,  
3. but at different ends of the ballpark. Obviously, I've  
4. only had a couple of seconds to look over this, but we  
5. have some serious problems with it and I would urge this  
6. amendment to be resisted.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? With the suggestion of the Chair,  
9. since we have fourteen amendments, could someone explain it  
10. and someone object and although a third or fourth person  
11. might add new material, we might be able to get by with  
12. just one opposition and one proponent. Senator Regner.

13. SENATOR REGNER:

14. Well these two individuals that we're talking about  
15. are individuals...had absolutely refused to talk to the  
16. General Assembly, to the members and the staff of the  
17. Appropriations Committee, refused to give information on  
18. one particular gentleman. I asked him why we lost two  
19. million dollars in Federal Funds and his explanation was,  
20. and happens to be a fiscal officer also, his explanation  
21. was HEW passed regulations six years ago and I just frankly  
22. never read the regulations and that's why we lost two million  
23. dollars. And that's the kind of individual that we're  
24. reducing their salary to a dollar because that's all they're  
25. worth.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? All in favor say Aye. Opposed Nay.  
28. The Ayes have it. Amendment No. 4 is adopted.

29. SECRETARY:

30. Amendment No. 5 offered by Senator Buzbee.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Buzbee.

33. SENATOR BUZBEE:

1. Thank you, Mr. President, in view of the...in light of  
2. the fact of the Senate's wise action on the last amendment,  
3. we now will Table Amendment...this amendment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Withdraw...the...the amendment is withdrawn.

6. SECRETARY:

7. Amendment No. 5 offered by Senator Buzbee.

8. SENATOR BUZBEE:

9. Thank you, Mr. President. This reduces the request  
10. for the Department of Public Health by six hundred fifty  
11. thousand...six hundred fifty thousand, two hundred dollars,  
12. all GRF. EDP, sixty-seven thousand, five hundred for the  
13. reduction of five new positions and their related costs.  
14. Environmental Health, five hundred twenty-eight thousand,  
15. eight hundred dollars for the reduction of thirty-five  
16. positions, eighteen of those are new positions, eleven are  
17. long term vacancies and six are transfers from Federal  
18. Funds which could not be justified by the department and  
19. their related costs. Health facilities and quality care,  
20. fifty-three thousand, eight hundred dollars. For the  
21. reduction of four long term vacancies and their related  
22. costs and I would move the adoption of this amendment.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there discussion? Senator Schaffer.

25. SENATOR SCHAFFER:

26. Well, Mr. President, I mean, there goes, you know,  
27. generic drugs, I mean, and obviously this bill is headed  
28. for a Conference Committee Report but I sure hope that  
29. nobody in good consciences thinks that you can do this  
30. type of thing to a department. I understand the reasons  
31. and I know the reasons primarily are the two gentlemen  
32. that we mentioned earlier, but if...if you're that mad  
33. at them, let's get rid of them, let's not hit the programs

1. of the department that served the people.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? The motion is to adopt. All in

4. favor say Aye. Opposed Nay. The Ayes have it, Amendment

5. No. 5 is adopted. Further amendments?

6. SECRETARY:

7. Amendment No. 6 offered by Senator Regner.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Regner is recognized.

10. SECRETARY:

11. Well, that's because of the change of the withdrawal.

12. Okay.

13. SENATOR REGNER:

14. Yes, Mr. President and members of the Senate. This

15. amendment adds forty-eight thousand, six hundred dollars

16. in General Revenue funds for grants to local health

17. departments and it is included in the budget at this time.

18. I move its adoption.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there discussion? All in favor say Aye. Opposed

21. Nay. The Ayes have it. Amendment No. 6 is adopted. Further

22. amendments?

23. SECRETARY:

24. Amendment No. 7 offered by Senator Davidson.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Davidson on the Floor? He is recognized on

27. Amendment No. 7.

28. SENATOR DAVIDSON:

29. Yes, Mr. President and members of the Senate. This

30. amendment adds ninety thousand dollars to this bill so

31. that teletype communication machines can be put in

32. police stations, fire stations and sheriff departments

33. throughout the State so that deaf people do...who do have



1. a telecommunicator type of typewriter can communicate these  
2. people these in...in an emergency. As the present situation  
3. if there's not a receiver they cannot communicate and have  
4. no way to react to emergency. This does have the support  
5. of the Governor. The letter has not got here, the letter  
6. will be forthcoming and will be to you, I'm sure, by the  
7. time the conference committee gets through if...if a  
8. conference committee does happen. But I have from the  
9. Governor's representative here on the Floor, legislative,  
10. they do support it and the letter is not here yet, but  
11. it will be forthcoming in support of this additional  
12. ninety thousand dollars.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Davidson moves the adoption of Amendment No. 7.  
15. Is there discussion? All in favor say Aye. Opposed Nay.  
16. The Ayes have it, Amendment No. 7 is adopted. Further  
17. amendments?

18. SECRETARY:

19. Amendment No. 8 offered by Senator Regner, used to  
20. be No. 9.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Regner is recognized on Amendment No. 8.

23. SENATOR REGNER:

24. Mr. President and members of the Senate. This adds  
25. five hundred and sixty-five thousand to the renal dialysis  
26. grant item, line item. We do have a letter from the Bureau  
27. of the Budget and it is included in the budget at this  
28. time and I'd move its adoption.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? All in favor say Aye. Opposed  
31. Nay. The...for what purpose does Senator Merlo arise?

32. SENATOR MERLO:

33. For a question.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Indicates he will yield, Senator Merlo.
3. SENATOR MERLO:
4. What is the total appropriation now to the hemodialysis
5. program, Senator Regner?
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Regner.
8. SENATOR REGNER:
9. One million, two hundred thousand.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Merlo.
12. SENATOR MERLO:
13. Thank you.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Further discussion? Debate? On the Motion to adopt,
16. all in favor say Aye. Opposed Nay. The Ayes have it. Amend-
17. ment No. 8 is adopted. Amendment No...Mr. Secretary.
18. SECRETARY:
19. Amendment No. 9 offered by Senator Regner.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Regner is recognized.
22. SENATOR REGNER:
23. Mr. President and members of the Senate. This
24. reclassifies the grant appropriation and reduces grants
25. from the Public Health Service Fund by seventy-seven
26. thousand, one hundred dollars to reflect changes in Federal
27. program plans since preparation of the budget. I move
28. its adoption.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Is there discussion? All in favor say Aye. Opposed
31. Nay. The Ayes have it. Amendment No. 9 is adopted.
32. Further amendments?
33. SECRETARY:

1. Amendment No. 10 offered by Senator Schaffer.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Schaffer on Amendment No. 10.
4. SECRETARY:
5. It was Amendment No. 11.
6. SENATOR SCHAFFER:
7. Yes. This adds fifty-one thousand dollars for the
8. rheumatic fever program and, that's the whole program.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Further discussion? All in favor say Aye. Opposed
11. Nay. The Ayes have it. Amendment No. 10 is adopted.
12. Further amendments, Mr. Secretary.
13. SECRETARY:
14. Amendment No. 11 offered by Senator Regner.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Regner is recognized on Amendment No. 11.
17. SENATOR REGNER:
18. Mr. President and members of the Senate. This adds
19. a hundred and fifty thousand dollars in General Revenue
20. funds for grants for adult cystic fibrosis patients. I
21. move its adoption. It is in the budget.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Is there discussion? Discussion? All in favor say
24. Aye. Opposed Nay. The Ayes have it. Amendment No. 11 is
25. adopted. Further amendments?
26. SECRETARY:
27. Amendment No. 12 offered by Senator Regner.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Regner is recognized.
30. SENATOR REGNER:
31. Could I ask the Secretary...to read the name of this
32. ...there's several with programs in them...like...
33. SECRETARY:

1. All right. This...this one is on...you don't want me  
2. to pronounce that do you? Thank you, Senator Regner.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. Senator Regner, on Amendment No. 12.  
5. SENATOR REGNER:  
6. This adds five hundred twenty-nine thousand, six hundred  
7. dollars in General Revenue Funds for various line..line items  
8. and they also management service also health services for  
9. EDP. This is for centralization of the PKU testing of  
10. Public Health's two main laboratories.  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. Is there further discussion? All in favor say Aye.  
13. Opposed Nay. The Ayes have it. Amendment No. 12 is  
14. adopted. Further amendments?  
15. SECRETARY:  
16. Amendment No. 13. This...this amendment had Senator  
17. Regner's name on it, but it's marked out with nobody's  
18. name on it. Senator Hynes.  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. Senator Hynes is recognized on Amendment No. 13.  
21. SENATOR HYNES:  
22. This amendment breaks out the grants to the local  
23. health departments and adds 2.4 million and I'd move  
24. its adoption.  
25. PRESIDING OFFICER: (SENATOR BRUCE)  
26. Is there discussion? All in favor say Aye. Opposed  
27. Nay. The Ayes have it adopted. Further amendments?  
28. SECRETARY:  
29. Amendment No. 14 offered by Senator Lemke.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Senator Lemke is recognized.  
32. SENATOR LEMKE:  
33. Amendment No. 14 amends Senate Amendment No. 1 to House

1. Bill 33...74 on page 9 by deleting lines 16, 17, 18, 24,  
2. 25, 26, 27, 28 and 29. I ask for its adoption.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Further discussion? Senator Schaffer.
5. SENATOR SCHAFFER:
6. This amendment removes five million, two hundred and  
7. forty-nine thousand dollars and...and removes in total  
8. a...family planning program. Now I think Senator  
9. Lemke is under the impression that this program has  
10. something to do with abortions, but I am informed that  
11. it has nothing to do with abortions and that...that  
12. none of this money, not one cent is used for abortions.  
13. And if there is any money in here that's used for abortions,  
14. I would join with you in eliminating it, but you're  
15. eliminating the...the family planning program.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Lemke. Well, it's Senator Lemke's Amendment.
18. SENATOR LEMKE:
19. We haven't been able to get an answer from the  
20. department as to how the funds are being used or if...if  
21. they're involved in this project of cartoons that are...  
22. antichurch and anti-Anita Bryant and all this stuff and  
23. pro ERA and what we're doing here is to find out where  
24. these funds, if any of these funds are being used for  
25. that. And the only...since this is going to a conference  
26. committee, I...I think the quickest way we can find out  
27. if these funds are being misused is by taking this  
28. money out and on conference committee, put it back in  
29. if it's necessary.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Further discussion? Senator Buzbee.
32. SENATOR LEMKE:
33. The only way it seems like we can deal with this

1. department.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Thank you, Mr. President. I also rise in opposition  
6. to this amendment. This eliminates funding for family  
7. planning programs in the Department of Public Health.  
8. The appropriations eliminated are as follows: For  
9. grants to local health departments for services under  
10. Title 20 of the Social Security Act, two million, two  
11. hundred twenty-seven thousand, one hundred dollars,  
12. To Illinois Family Planning Council for assistance  
13. to Local Health Departments for programs reimbursable  
14. under Title 5 of the Social Security Act, one hundred  
15. fourteen thousand, seven hundred dollars. For programs  
16. reimbursable under Title 20 of the Social Security  
17. Act, two million, nine hundred seven thousand, eight  
18. hundred dollars. For a total reduction of five million,  
19. two hundred forty-nine thousand, six hundred dollars.  
20. I completely agree with Senator Schaffer, this has got  
21. absolutely nothing to do with and the director testified  
22. in committee that they did not spend one penny of money  
23. from the Department of Public Health for abortions. This  
24. has got nothing to do with abortions. It's a long standing  
25. program dealing with...with family planning and I think  
26. we ought to defeat this amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Lemke moves the adoption  
29. of Amendment No. 14. All in favor say Aye. Opposed Nay.  
30. The opinion of the Chair, the Noes have it. Amendment No. 14  
31. is lost. Further amendments, Mr. Secretary?

32. SECRETARY:

33. No further amendments.

34. PRESIDING OFFICER: (SENATOR BRUCE)

35. 3rd reading. Is there leave to go to the Order of Resolutions?

1. Resolutions.
2. SECRETARY:
3. Senate Joint Resolution 103 offered by Senators Hynes,
4. Netsch, Glass and others. Constitutional amendment.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Hynes.
7. SENATOR HYNES:
8. I wonder if we could have that put on the Consent Calendar,
9. Mr. President.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. It will be done. Consent Calendar. I...I'm sorry,
12. Senator Hynes, I think under our rules that must go
13. to Executive. Executive Committee. Having had intervening
14. business, Senator Schaffer, are you ready with 3374?
15. Read the bill a 3rd time, Mr. Secretary.
16. SECRETARY:
17. House Bill 3374.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Schaffer.
22. SENATOR SCHAFFER:
23. Roll call and conference committee.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Buzbee.
26. SENATOR BUZBEE:
27. Well, Mr. President, I certainly don't want to take
28. up the time of the Body tonight when it's eleven o'clock
29. and we're trying to get out of here, but, Senator Schaffer
30. made a statement a few minutes ago that I feel is necessary
31. that I respond to and that was, if you think this little
32. of the...of those gentlemen involved, those that we cut
33. back to one dollar a year, why don't you fire them. As a

1. matter of fact, that's exactly what I suggested to the  
2. Director in the...in the Appropriations Committee. I  
3. said to him, director, either you ought to be fired or  
4. those bureaucrats directly under your control ought  
5. to be fired. Now, as it turned out, I happen to believe  
6. that a governor ought to have his own directors as he  
7. so chooses. I don't think the Legislature ought to  
8. get in the business of trying to fire a governor's  
9. director, so I chose not to take that route, but I  
10. do want to get those three gentlemen fired that we  
11. talked about that are, in my opinion, incompetent.  
12. And let me just give you a couple examples of that  
13. incompetency. When I had a laboratory in the Depart-  
14. ment of Public Health that was to be closed in my...in  
15. my...in my district last year, I raised protest and a  
16. local newspaper editor called a gentleman in the Depart-  
17. ment of Public Health named Mr. Thayer. And Mr. Thayer  
18. said, oh well, we don't pay any attention to what those  
19. Legislators say, they're always raising Cain about some-  
20. thing, we don't really care, we're going to close that  
21. laboratory, I don't care what Republican Representative  
22. Ralph Dunn says, or Senate Democrat Kenneth Buzbee says,  
23. we're going to close that lab. We don't care what they  
24. say. We run the Department of Public Health. Well,  
25. Mr. Thayer, you now have a salary of one dollar a year.  
26. When...there is an internal audit, which was just  
27. completed, we had a heck of a time getting it from the  
28. Department of Public Health. And there are some major,  
29. major, discrepancies. If I were the Governor of this  
30. State, I would have Doctor Peterson in my office for  
31. several hours until I found out...I think there may be  
32. some people indicted out of this one. Let me just give  
33. you a couple of three excerpts...about what's going on



1. in the Department of Public Health as determined by their  
2. own internal auditor. In one case he said, one million,  
3. six hundred ninety-seven thousand dollars EMS grants awarded  
4. DPH for '75 to '76 apparently extended, although no records  
5. of such extended were found. December of '77, HEW pressed  
6. for termination of the grant period. At that time approxi-  
7. mately five hundred thousand dollars remain unexpended. The  
8. department entered into a crash program to spend the money,  
9. abandoning all usual payment documentation requirements.  
10. Department grantees were allowed to submit vouchers for  
11. processing and payment without back-up documentation or  
12. proof of the expenditures from which they sought reimburse-  
13. ment. Another...another small excerpt, the auditor alleged  
14. that certain numbers appeared to have been faked in order  
15. to meet a Federal 50-50 match requirement. This is the  
16. audit, gentlemen, that department is in terrible shape.  
17. The whole department is in terrible shape. They have  
18. ignored Legislative intent and they have ignored every  
19. practice of good accounting, good auditing and in fact,  
20. even fraud, has been...has been coming about in this  
21. department. Governor Thompson had better get that director  
22. in his office and keep him there until he finds out what's  
23. going on.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. On...on the motion that Senator Buzbee read the entire  
26. audit report, all in favor say Aye. Opposed No. You loose  
27. the amendment, Senator. Senator Regner.

28. SENATOR REGNER:

29. Well, I'm going to rise and support Senator Buzbee's  
30. statements regarding these two particular individuals  
31. that we line item one dollar salary, but I would like to  
32. just put addendum to it, they were both hold-overs from  
33. the Walker Administration.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Now, Gentlemen, let me remind you that we're not  
3. going to accomplish a great deal on this bill at eleven  
4. o'clock at night. Is...is there really anything that  
5. can be added. Senator Philip.

6. SENATOR PHILIP:

7. Thank you, Mr. President. I just want to make this  
8. observation. I don't know Mr. Thayer, I've never met  
9. Mr. Thayer, but I...I want to accommodate him. He is  
10. absolutely correct, since when do you think you as  
11. a State Senator ought to tell a department where a  
12. laboratory ought to go or where it shouldn't go. It's  
13. none of your damn business. He's hired, he's running  
14. that department, let him make the decision. It's none  
15. of your business and I want to complement him. And I don't  
16. care whether he was a Walker carry-over or not, that's  
17. his job, that's his position. None of your business.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Joyce.

20. SENATOR JOYCE:

21. Yes, I...I have a question of the sponsor. I would like  
22. to know how much this Mr. Thayer will have to pay to his  
23. Pension Fund and his withholding tax?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. According to my...my calculator, it'll come...it'll  
28. come to a total of about thirty-three cents he'll have  
29. to pay.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. Well, both other...both of the other Marines got into

1. it, I ought to have something to say too.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Schaffer.

4. SENATOR SCHAFFER:

5. Roll call.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The question is shall House Bill 3374 pass. Those

8. in favor vote Aye. Those opposed vote Nay. The voting

9. is open. Have all voted who wish? Have all voted who

10. wish? Take the record. On that question the Ayes are

11. 43, the Nays are 11, 2 Voting Present. House Bill

12. 3374, having received a constitutional majority is

13. declared passed. Senator Maragos, on 3370? Senator

14. Maragos.

15. SENATOR MARAGOS:

16. Mr. President, I'd like leave to bring this to 2nd

17. reading for two amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there leave? Leave is granted. May we have order

20. please. Are there amendments, Mr. Secretary?

21. SECRETARY:

22. Amendment No. 1 offered by Senator Carroll.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Carroll, briefly.

25. SENATOR CARROLL:

26. Thank you, Mr. President, Ladies and Gentlemen of

27. the Senate. Amendment No. 1 is the...is that the two

28. line one?

29. SECRETARY:

30. Yes, sir.

31. SENATOR CARROLL:

32. All right, that's a technical amendment to change the

33. word, an appropriation to, appropriations. I would move

34. the adoption of Amendment No. 1.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. You've heard the motion. Is there discussion?  
3. All in favor say Aye. Opposed Nay. The Ayes have it.  
4. Amendment No. 1 is adopted. Further amendments?  
5. SECRETARY:  
6. Amendment No. 2 offered by Senator Carroll.  
7. PRESIDING OFFICER: (SENATOR BRUCE)  
8. Senator Carroll.  
9. SENATOR CARROLL:  
10. Mr. President, Ladies and Gentlemen of the Senate,  
11. this is the add-on list of the Court of Claims of those that  
12. have been signed by the judges and I would move adoption  
13. of Amendment No. 2.  
14. PRESIDING OFFICER: (SENATOR BRUCE)  
15. Is there discussion? Senator Schaffer.  
16. SENATOR SCHAFFER:  
17. Does this involve any well known movers from Chicago?  
18. PRESIDING OFFICER: (SENATOR BRUCE)  
19. Senator Carroll.  
20. SENATOR CARROLL:  
21. No, not to my knowledge I can read through it but these  
22. are ones that they just signed. I don't think they signed  
23. any awards.  
24. PRESIDING OFFICER: (SENATOR BRUCE)  
25. On the motion to adopt, is there further discussion?  
26. All in favor say Aye. Opposed Nay. The Ayes have it. Amend-  
27. ment No. 2 is adopted. Further amendments?  
28. SECRETARY:  
29. Amendment No. 3 offered by Senator Carroll.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Senator Carroll.  
32. SENATOR CARROLL:  
33. That's it. I'd move adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. All right. The question is on the motion to adopt
3. Amendment No. 3. There's been a request for a roll call.
4. Those in favor will vote Aye. Those opposed will vote Nay.
5. The...for what purpose does Senator Regner arise?
6. SENATOR REGNER:
7. This is the Medley Movers?
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Carroll.
10. SENATOR CARROLL:
11. Yes.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. I think, Gentlemen, that probably explains everything.
14. All right. Please. Senator Wooten.
15. SENATOR WOOTEN:
16. Mr. President, I just want to find...is this the Mr. Medley
17. for whom we changed the Election Code as well?
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Carroll, in one word.
20. SENATOR CARROLL:
21. I have no knowledge.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. All right. The motion is to adopt Amendment No. 3 and
24. there is a roll call requested. Senator Philip.
25. SENATOR PHILIP:
26. Thank you, Mr. President, not everybody may not know what
27. had happened in this case. When Mr. Medley went before the
28. Court of Claims to try to collect this same money and he was
29. turned down flatly because he doesn't keep very good records.
30. And so I think we ought to do what the Court of Claims has
31. already done and turn him down and give him a nice big red up
32. there.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion on the Medley Amendment? Senator  
2. Guidice.

3. SENATOR GUIDICE:

4. Thank you, Mr. President. I rise in support of this  
5. amendment because it'll let me take it off the other bill  
6. then and I'll be able to take care of it that way so this is  
7. a good amendment and I think it should be supported by every-  
8. body.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. At 11:10, Senator Chew.

11. SENATOR CHEW:

12. This amendment should be passed and I'll tell you why.  
13. It is true that Mr. Medley didn't keep adequate records on the  
14. jobs he performed with the...for the Department of Public Aid.  
15. It's a symbol here and we both know it. Some of you were  
16. in accordance with the Court of Claims. I happen to disagree.  
17. He should have kept better records but maybe all of us don't  
18. have the same abilities. I imagine when the Bureau of Internal  
19. Revenue or the Department requests certain records out of you,  
20. you don't always have them and you have to compromise and  
21. here on this Floor we should not compromise. We should pay  
22. that man what we rightfully owe him which is sixty-two thousand  
23. dollars and I'm going to support the amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Weaver.

26. SENATOR WEAVER:

27. Mr. President, this has been bouncing around for a good  
28. many years and I was in Appropriations when Mr. Medley testified,  
29. I don't know whether it was five or ten years ago but I think...  
30. I've made it my business to try to check into this a little bit and  
31. I think that probably Mr. Medley was caught in the switches  
32. when the Department of Public Aid was taken over by the State  
33. and there were some people that left state employment or left

1. county employment and couldn't justify some expenditures  
2. or some vouchers and I tend to agree that this man has been  
3. unjustly treated by the Court of Claims and unjustly treated  
4. by us. We've...we've looked into a good many claims that  
5. have been before the Court of Claims before. We've allowed  
6. the claims. I'm not saying that they're totally correct  
7. or whether we could ever justify that they are totally  
8. correct but my own conscience tells me that this man has been  
9. beat out of some money, whether rightly or wrongly but I...I  
10. think we're trying to poke fun at somebody that has done  
11. something that he has never been paid for.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Berning.

14. SENATOR BERNING:

15. Thank you, Mr. President. I would just like to observe  
16. that this issue is before us on another bill. It seems to me  
17. that is is unconscionable and unjustified, particularly in  
18. light of the contention that we are in a very serious time  
19. constraint and this kind of an additional amendment ought  
20. to be rejected out of hand. It is capricious and unwarranted.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? The roll call has been requested.  
23. Those in favor of adoption of Amendment No. 3 will vote  
24. Aye. Those opposed will vote Nay. The voting is open. Have  
25. all voted who wish? Take the record. On that question the  
26. Ayes are 28, the Nays are 22, 2 voting Present. Amendment  
27. No. 3 is adopted. Senator Chew, it only takes a majority.  
28. The amendment is adopted. Further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. 3rd reading. Senator Lemke on the Floor on 3395, Senator,  
33. for intervening business? Is there leave...Senator Lemke asks

1. leave to return House Bill 3395 to the Order of 2nd reading  
2. for the purpose of amendment. Is there leave? Leave  
3. is granted. The bill is on the Order of 2nd reading. Mr.  
4. ...Secretary, are there amendments?

5. SECRETARY:

6. Amendment No. 10 offered by Senator Regner.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Regner is recognized on Amendment 10. Perhaps  
9. the Secretary might read it.

10. SECRETARY:

11. It's on line 12 by deleting twenty-two thousand five hundred  
12. dollars and inserting in lieu thereof twenty-seven eight fifty-  
13. three.

14. SENATOR LEMKE:

15. Oh, yes that's the Chain O' Lakes River...Chain O' Lakes  
16. Study Commission. I move it's adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there discussion?

19. SENATOR LEMKE:

20. It also...

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Lemke.

23. SENATOR LEMKE:

24. It also has a second line in it. It increases the Nutrition  
25. Council from ninety thousand to one hundred and one thousand  
26. three hundred ninety-two dollars. I move the adoption of  
27. Amendment No. 10.

28. PRESIDING OFFICE: (SENATOR BRUCE)

29. Is there discussion? Senator Lemke.

30. SENATOR LEMKE:

31. Does this delete the Chain O' Lakes Study Commission?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? All in favor say Aye. Opposed Nay.



1. The Ayes have it. Amendment No. 10 is adopted. Further  
2. amendments?

3. SECRETARY:

4. Amendment No. 11 offered by Senator Grotberg.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg on Amendment No. 11.

7. SENATOR GROTBORG:

8. Yes, if Senate Amendment No. 11 increases the County  
9. Problems Commission which was reduced from its askings  
10. considerably and it brings it back to eighty-eight thousand  
11. dollars from sixty thousand dollars. This commission is  
12. involved in tremendous local government problems especially  
13. in the days ahead and this is going to be one of the  
14. better years for the commission. I would ask for the adoption.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion on the motion to adopt. All in favor  
17. say Aye. Opposed Nay. The Ayes have it. Amendment No. 11  
18. is adopted. Further amendments?

19. SECRETARY:

20. Amendment No. 12 offered by Senators Netsch and Schaffer.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Netsch.

23. SENATOR NETSCH:

24. Thank you, Mr. President. Amendment No. 12 would add one  
25. million dollars to the appropriation of the Department of  
26. Mental Health for community based programs for alcoholic  
27. programs. I would like to point out to the membership that  
28. two things, one that the alcoholism programs in the Department's  
29. regular operating budget are actually 4.6 million dollars less  
30. than they were last year. In addition, we have already in this  
31. Senate taken three million dollars out of the total departmental  
32. appropriation so we are not adding to the bottom line for the  
33. department's overall budget by adding this increased amount back

1. in. I assume I don't have to give a long speech on the  
2. importance of alcoholism programs. It is still the number  
3. one Public Health problem in the entire United States. It  
4. affects almost everyone. It affects all of us directly  
5. or indirectly. There are estimated to be some nine hundred  
6. and thirty-three thousand high risk alcoholics in the State  
7. of Illinois. Right now we are dealing only with about ten  
8. thousand of them. This would particularly make it possible  
9. for the Department to begin to develop some programs through  
10. community-based institutions, for youths and for women  
11. alcoholics, both of which constitute major problems. It would  
12. also allow them to increase the...the substance as well as  
13. the programs of a number of the community-based agencies. I  
14. think it is an extremely important action for us to take and  
15. I would urge your support of this amendment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Senator Regner.

18. SENATOR REGNER:

19. Yes, on this, Mr. President, members of the Senate,  
20. in the Department of Mental Health appropriation bill  
21. the line item for the alcohol program and treatment was  
22. increased substantially this year and this is even more money  
23. that was asked for in the original budget and I would suggest  
24. the defeat of this amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there further discussion? All in favor...Senator  
27. Maragos.

28. SENATOR MARAGOS:

29. All...all I can say, Mr. President, members of the Senate,  
30. if the community center in my district is going to have no  
31. alcohol program unless we give this additional funding. It's  
32. only twenty-five thousand dollars for them and they're doing  
33. a wonderful job so please support this amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Berman.

3. SENATOR BERMAN:

4. Thank you, Mr. President. I had asked a young fellow  
5. in my district if he was willing to come down and testify  
6. in front of the Appropriations Committee. He got up at a  
7. community meeting one night and told how a young fellow,  
8. he's in his early twenties, two children, lovely wife.  
9. He was an alcoholic and he was brought out of his alcohol  
10. problem through a community-based hospital-based program  
11. funded under this kind of a program. We saved a family and  
12. this same kind of story and it really touched...touched me  
13. and everybody in that room. This is the kind of a program that  
14. we ought to put more money in. It saves us money and saves  
15. families. I urge an Aye vote on this amendment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion. All in favor say Aye. Opposed Nay.  
18. For what purpose does Senator Walsh arise?

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1. SENATOR WALSH:

2. Mr. President, is...I question whether this amendment is  
3. germane to the subject matter of the bill. It's an appropriation  
4. bill to Mr. John Tebbins for expenses incurred in the performance  
5. of his duties for the Illinois Fire Protection and Personal  
6. Standards.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The Constitution is quite clear that money can be added  
9. to money bills. That...you do not have the same restriction  
10. you have on substantive legislation.

11. SENATOR WALSH:

12. I would hope there would be a...well, there are other people...  
13. I would like a roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. All right. Might we dispose of this with a roll call,  
16. Gentlemen as opposed to...Senator Ozinga.

17. SENATOR OZINGA:

18. One question. Is not this mental health budget already  
19. up one million dollars for the exact subject this year?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Netsch.

22. SENATOR NETSCH:

23. The community grants are increased, but the amount of  
24. money used for the inpatient...or the inresidents programs  
25. have been decreased and the total program for alcoholism in  
26. the department's budget is down 4.6 percent.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Regner.

29. SENATOR REGNER:

30. Well, just...just to add to it, what their program is right  
31. now, they're moving the program out of the institutions and into the  
32. local centers and that's the reason for the overall decrease of  
33. 4.6 percent. Which is only two hundred thousand dollars because  
they can do it cheaper in the communities and in local centers than

1. they can in the institutions. They're moving them out. That's  
2. why these institutions are down. But the grants for the community  
3. centers are up one million dollars.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Schaffer.

6. SENATOR SCHAFFER:

7. Well, Mr. President, I...I rise in support of this  
8. amendment and you know, several years ago we dumped everybody  
9. out of the mental institutions into the community and it took  
10. us about ten years to catch up with that dumping. In fact, there  
11. are some who feel we haven't caught up yet. And this is about  
12. what's going on in the State right now. We're dumping them out  
13. of the institutions and putting them into the community based  
14. programs and they're just...the programs just flat aren't there.  
15. Oh, I admit they've got programs in Chicago and the big centers,  
16. but the most...major part of the State is still without any  
17. real meaningful community programs. This amendment is important  
18. and I would suggest to Senator Carroll that this million will  
19. probably only partially make up for the number of alcoholics we  
20. create from the RV drivers driving around trying to find a place  
21. to park.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Hickey.

24. SENATOR HICKEY:

25. Thank you, Mr. President. I just want to say the communities  
26. have to have this in order to handle the reduction in the  
27. institutions.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Knuppel. The question is on the adoption of Amendment  
30. Now 12. Those in favor will vote Aye. Those opposed will vote  
31. Nay. The voting is open. ...voted who wish? Have all voted who  
32. wish? Take the record. On that question the Ayes are 39, the  
33. Nays are 16. Amendment No. 12 is adopted. Further amendments?

1. SECRETARY:

2. Amendment No. 13 offered by Senator Nimrod.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Nimrod is recognized.

5. SENATOR NIMROD:

6. Yes, Mr. President and Ladies and Gentlemen of the Senate.

7. This amendment provides for one million dollars for the

8. ...to the Department of Mental Health for the development...

9. disabilities for community residential alternatives for the

10. developmentally disabled. Now, the same problem exists here

11. that present budget calls for six hundred and fifty thousand.

12. And again, I do want to report from the requested budget which

13. was sent in by the Governor we presently have...this Mental

14. Budget is three million less than what the Governor had recommended.

15. This one million that was added in even with this, it would still

16. leave us with one million less than what the Governor had originally

17. requested. We know that we have sent the developmentally disabled

18. throughout our area. We did try to pass some community living

19. centers here which two of them are being built. We know that this

20. money is needed not only to provide for small community living

21. units, to provide for foster homes, but to provide a variety

22. of alternatives in order to place these thousands of developmentally

23. disabled who have been sent out through...in the community.

24. Now, we have monies for all these other problems. I think

25. this is one particular area that is the critical one. It certainly

26. does require our attention to provide some facilities for those

27. who are developmentally disabled and to provide some decent

28. living facilities and provide these alternative choices that

29. are done within the community. Be happy to answer any questions.

30. If not, would ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there discussion? Senator Buzbee.

33. SENATOR BUZBEE:

Well, Mr. President, I rise in opposition to this. This is the

1. same sort of tactics we see that these people use every year.  
2. They come in, as a matter of fact, the total amount that's  
3. available to community mental health is up by ten million  
4. four hundred seventy thousand dollars. Now, I got community  
5. mental health institutions and that's what they are becoming,  
6. is institutions in...in my district also. I would like to point  
7. out that the total line item for grants to community mental  
8. health is one hundred three million eight hundred twenty-  
9. five thousand dollars up from ninety-three million three  
10. hundred fifty-four thousand dollars last year, an increase of  
11. ten million four hundred seventy thousand dollars or 11.2  
12. percent. But they keep coming back and back and back for more  
13. and more and more and it's always at the eleventh hour. As a  
14. matter of fact, when the community mental health people were  
15. around here lobbying this time, they didn't even bother to come  
16. to the Chairmen or the Minority Spokesmen on the Appropriation  
17. Committees and they wait and they went around and they  
18. lobbied the proper people and now they come in with their  
19. amendments at 11:25 on deadline day. We ought to defeat this  
20. amendment.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Hickey.

23. SENATOR HICKEY:

24. Thank you, Mr. President. I simply want to say this still will  
25. not bring the mental health budget totally up to the Governor's  
26. appropriation. This is a great need at a small cost and I  
27. urge a Yes vote.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Sommer.

30. SENATOR SOMMER:

31. Mr. President, I do not agree that a hundred and three million  
32. dollars is a small cost and I concur with everything that Senator  
33. Buzbee has said. What he said is exactly what happened and I think

1. it's wrong to do it this way, frankly.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Is there a question...a request for a  
4. roll call. Those in favor vote Aye. Those opposed will vote Nay.  
5. For what purpose...Senator Nimrod to close.

6. SENATOR NIMROD:

7. Thank you, Mr. President. The reason I wanted to close is  
8. I want to call your attention to something. We have absolutely  
9. dumped from sixty million down to some twenty-two million people  
10. back into the communities. It's little wonder that you're only  
11. sending eleven percent of the budget back into the community.  
12. We ought to be sending fifty, seventy-five, ninety percent  
13. of this budget ought to be going to the community.  
14. And I take issue with you, Senator Buzbee, on that fact. We  
15. have not sent the proper money back there for the people  
16. to be handled...the people who have been put in the areas. It's  
17. a crime the way people have been handled and...in the areas.  
18. We find them walking in the streets without any proper  
19. care or after care or medication. And we're causing all kinds  
20. of serious problems to ourselves. These burdens are being carried by  
21. the local community and should not be done so. They should be done  
22. with planned efforts and cooperation and State monies should  
23. follow them there. I would urge a favorable vote on this.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Buzbee, he did not mention your name in debate.  
26. State your point. If it does not relate to this bill you will  
27. be recognized.

28. SENATOR BUZBEE:

29. Mr. President, I wanted to correct something the Senator  
30. said that I said which I did not say. I said that there was an  
31. increase in the community mental health grant of eleven  
32. percent over last year. As a matter of fact, Senator Nimrod, the  
33. total amount of community mental health is twenty-five percent of



1. the Department of Mental Health's budget. And I asked...what the  
2. eleven percent was was an increase that the communities are going  
3. to get this year over last. Next time I wish you would listen  
4. and I wouldn't have to go through this. Thank you.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? The question is shall Amendment  
7. No. 13 be adopted. Those in favor will vote Aye. Those  
8. opposed will vote Nay. The voting is open. Have all voted who wish?  
9. Have all voted who wish? Have all voted who wish? Take the  
10. record. On that question the Ayes are 26, the Nays are 21.  
11. Amendment No. 13 is adopted. Further amendments?

12. SECRETARY:

13. Amendment No. 14 offered by Senator Carroll.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Carroll is recognized.

16. SENATOR CARROLL:

17. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
18. This is a three thousand five hundred dollar reduction in several  
19. of our commissions to keep them at the 5.5 level. I would move  
20. adoption of Amendment No. 14.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there discussion? All in favor say Aye. Opposed Nay.  
23. The Ayes have it. Amendment No. 14 is adopted. Further amendments?

24. SECRETARY:

25. Amendment No. 15 offered by Senator Hickey.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Hickey is recognized on Amendment No. 15.

28. SENATOR HICKEY:

29. Thank you, Mr. President. This subject you've heard of before.  
30. It's now an order so that there should be no objections that  
31. were raised before. This is twenty-nine million dollars for  
32. grading construction of structures on FAP 412 in Winnebago,  
33. Ogle, Lee and LaSalle Counties from Rotary Road to Mendota, Illinois

1. or for match of Federal highway construction funds.
2. And I ask for a favorable roll call.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Is there discussion? All in favor say Aye. Opposed Nay.
5. Roll call is requested. Those in favor will vote Aye.
6. Those opposed will vote Nay. The voting is open. Have all
7. voted who wish? Have all voted who wish? Take the record. On
8. that question the Ayes are 28, the Nays are 27. Amendment
9. No. 15 is adopted. Further...
10. SECRETARY:
11. No further amendments.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. For what purpose does Senator Rhoads arise?
14. SENATOR RHOADS:
15. Request a verification of the affirmative votes.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Been a request for a verification of those who voted
18. in the affirmative. Will the members please be in their
19. seats. All right. The Secretary will call those who voted
20. in the affirmative.
21. SECRETARY:
22. The following voted in the affirmative: Berman, Bruce,
23. Carroll, Clewis, Collins, Demuzio, Donnewald, Egan, Guidice,
24. Kenneth Hall, Hickey, Joyce, Knuppel, Ziomek, Lane, Leonard,
25. Maragos, Merlo, Netsch, Newhouse, Rock, Sangmeister, Savickas,
26. Schaffer, Vadalabene, Washington, Wooten, Mr. President.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Rhoads.
29. SENATOR RHOADS:
30. Senator Ziomek.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Ziomek on the Floor? Phone booth.
33. SENATOR RHOADS:

1. Senator Guidice.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Guidice on the Floor? Next to Senator Hickey's desk.
4. Question the presence of any other member?
5. SENATOR RHOADS:
6. Senator Leonard.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Leonard is in his desk...at his desk.
9. Roll call has been verified. The Ayes are 28, the Nays are
10. 27. Amendment No. 15 is adopted. Further amendments,
11. Mr. Secretary?
12. SECRETARY:
13. No further amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. One moment, Senator Knuppel. I think we'll find your
16. amendment.
17. SECRETARY:
18. Amendment No. 16 offered by Senator Knuppel.
19. And Senator Knuppel, it's the shorter of the two amendments.
20. It's a five million dollar. Okay. All right.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Knuppel is recognized.
23. SENATOR KNUPPEL:
24. This is an appropriation of seventeen thousand five hundred
25. dollars to assist the Illinois Energy Resources Commission and
26. make an analysis of the change in the Illinois...as it affects
27. Illinois coal of the 1977 Clean Air Act amendments. It's
28. my understanding the Federal Government spent some forty-
29. five thousand dollars in studies. We've got hearings going
30. on with regard to Commonwealth Edison ceasing the use of
31. Illinois coal. We've appropriated seventy million dollars worth
32. of bonds, none of which have been used and now it looks like
33. approximately twenty million tons of coal...Illinois coal will be

1. replaced by Wyoming coal. We need the qualified people to make  
2. these studies so that we can see what effect these Clean Air  
3. Act amendments of 1977 are going to have on the use of Illinois  
4. coal. I move the adoption of the amendment.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? All in favor say Aye. Opposed  
7. Nay. The Ayes have it. Amendment No. 16 is adopted.

8. Further amendments?

9. SECRETARY:

10. Amendment No. 17 offered by Senator Knuppel.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Knuppel is recognized.

13. SENATOR KNUPPEL:

14. Amendment No. 17 is Representative Robinson's bill calling  
15. for an appropriation of five million dollars to the Capital  
16. Development Fund for the use of solar energy for heating  
17. water and cooling in our State...in the two new State correctional  
18. institutions. This over a period of twenty years will save the  
19. State of Illinois some two million dollars. Now, I know there  
20. was some objection with reference to putting so called  
21. glass in prisons because of vandalism, but I've passed out a letter  
22. from Director Roe. This will be a problem of the architects  
23. to so design the prisons that...that these collectors would  
24. not be situated where they would be subject to such vandalism.  
25. It will be a savings over a twenty year period in the use of  
26. hot water and cooling of some two million dollars. I think this is  
27. good legislation and I move the adoption.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? Senator Regner.

30. SENATOR REGNER:

31. It's my understanding that through the Energy Resource  
32. Commission the bond money that's available that it could be granted  
33. through them and I certainly think a program of this magnitude  
should be approved by that agency or commission and I don't think it

1. belongs in this bill at all and I ask for a roll call on the  
2. negative vote.

3. PRESIDING OFFICER:(SENATOR BRUCE)

4. Further discussion? Senator Carroll.

5. SENATOR CARROLL:

6. Thank you. I, too, rise to oppose this bill. I don't  
7. think we've had any time to really figure out this new way  
8. of doing things and I don't think it's in proper shape yet and  
9. I would urge opposition to it.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. A roll call has been requested. Those in favor will vote  
12. Aye. Those opposed will vote Nay. The voting is open.  
13. Have all voted who wish? Have all voted who wish? Take the  
14. record. On that question the Ayes are 16, the Nays are 24.  
15. Amendment No. 17 is lost. Further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. 3rd reading. Senator...are there amendments on 3069?  
20. Senators Egan and Carroll. All right. House Bill 3370.  
21. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 3370.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Maragos.

28. SENATOR MARAGOS:

29. Mr. President and members of the Senate. This is an...  
30. a eleemosynary act for a woman who needs funds...who has been  
31. cheated by the State of Illinois on the boarder of Calumet City  
32. and plus some additional amendments that were put on tonight and  
33. I ask for your support and pass this bill out.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Is there discussion? Senator Walsh.  
3. SENATOR WALSH:  
4. Senator Maragos, will you yield?  
5. PRESIDING OFFICER: (SENATOR BRUCE)  
6. Senator...indicates that he will yield. Senator Walsh.  
7. SENATOR WALSH:  
8. Can you...can you tell us what amendments were put on  
9. tonight on this bill? It's a little hard to follow. You fellows  
10. have been very active over there tonight.  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. Senator Maragos.  
13. SENATOR MARAGOS:  
14. The main amendment that was put on was the Medley  
15. Amendment which Senator Weaver spoke in behalf.  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17. Senator Walsh.  
18. SENATOR WALSH:  
19. Well, just to remind the...just to remind the membership.  
20. We...we seemed to have placed amendments on these bills  
21. for claims that were approved by the Court of Claims. Now we have  
22. on this bill a claim that was disproved by the...by the Court  
23. of Claims or denied by the Court of Claims and we're going to have  
24. a few appropriations maybe for claims that were never even filed  
25. in the Court of Claims. I think this is a bad bill. I don't  
26. know what the merits of Mary Orkis's claim was to begin with  
27. but I think the demerits of the Medley claim overweigh it and  
28. I would urge a No vote.  
29. PRESIDING OFFICER: (SENATOR BRUCE)  
30. Further discussion? Senator Maragos may close.  
31. SENATOR MARAGOS:  
32. Mr. President and members of the Senate. Mrs. Mary Orkis is  
33. an eighty-four year old woman who was cheated out of her rent when  
she rented a tavern to the IBI to make the investigations.

1. For five years now the poor lady has been waiting for her money  
2. and I ask, in all consideration at this late hour to give her  
3. some consideration 'cause she may not be here next fall or next  
4. year to be granted this money and she needs 'it very badly and  
5. ask for your support.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Knuppel.

8. SENATOR KNUPPEL:

9. ...that's dealt with the IBI has to be for this thing.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The question is shall House Bill 3370 pass. Those in  
12. favor vote Aye. Those opposed vote Nay. The voting is open.  
13. Have all voted who wish? Have all voted who wish? Take the  
14. record. On that question: the Ayes are 27, the Nays are 20.  
15. The Senator asks...Senator Maragos asks that further consideration  
16. of 3370 be postponed. House Bill 3395, Senator Lemke.  
17. For what purpose does Senator Lemke arise?

18. SENATOR LEMKE:

19. I'm not calling this bill because of the previous conduct  
20. on the last bill plus the fact there's twenty-nine million  
21. dollars on which I will not sponsor for any member that does not vote  
22. for other projects for other people. When the twenty-nine million  
23. dollars is reproved and Senator Maragos's bill is approved, I  
24. will call 3395, otherwise, there will be no commissions in this  
25. State until those bills pass and the twenty-nine millions come  
26. off.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. ...the attention of the members of the Senate. At this time,  
29. with leave of the Senate, we will go to the Order of Postponed  
30. Consideration. Is there leave? Leave is granted. The procedure  
31. that we have followed in the past is that there will be one member  
32. speaking in favor for one minute and one member to speak in  
33. opposition for one minute. That rule will be followed with leave  
of the Senate. Is there leave? Leave is granted. Here are the

1. bills on the Order of Postponed Consideration: House Bill 2582,
2. Senator Guidice, opposing Senator Regner. House Bill 2787,
3. Senator Donnewald, Senator Berning opposing, House Bill 2949,
4. Senator Collins, Senator Nimrod opposing. House Bill 1088,
5. Senator Kenneth Hall, Senator Berning opposing. House Bill 1436,
6. Senator Clewis, Senator Walsh opposing. House Bill 1533,
7. Kenny...Senator Kenneth Hall, Senator Glass opposing. House Bill
8. 2539, Senators Demuzio and Vadalabene, Senator...Senator Sommer
9. opposing. House Bill 2684, Senators Collins and Clewis,
10. Senator Grotberg opposing. House Bill 3160, Senator Lane,
11. Senator Grotberg opposing. House Bill 2582, Senator Guidice.
12. The bill has been read a third time. Senator Guidice for one minute.

13. SENATOR GUIDICE:

14. Thank you, Mr. President and members of the Senate. This is the  
15. appropriation...this is a supplemental appropriation for the  
16. our of laims. It was fifteen thousand. It's reduced to ten  
17. thousand and we've got the movers there.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Regner for one minute.

20. SENATOR REGNER:

21. I don't need that. This is the third time in a row tonight  
22. we're voting on Medley Movers and I'd urge the same results  
23. we had the last two.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question is shall House Bill 2582 pass. Those in favor  
26. vote Aye. Those opposed vote Nay. The voting is open. Have all  
27. voted who wish? Have all voted who wish? Take the record.  
28. On that question the Ayes are 30, the Nays are 19, 1 Voting  
29. Present. House Bill 2582 having received a constitutional  
30. majority is declared passed. Senator Regner asks verification of the  
31. affirmative votes. Senator Rhoads, for what purpose do you arise?

32. SENATOR RHOADS:

33. Request a verification of the affirmative votes.



1. PRESIDING OFFICER: (SENATOR BRUCE)

2.            Been a request for a verification. Will the members  
3. please be in their seats. The Secretary will call those who voted  
4. in the affirmative.

5. SECRETARY:

6.            The following voted in the affirmative: Berman, Bruce,  
7. Buzbee, Carroll, Chew, Clewis, Coffey, Collins, D'Arco,  
8. Demuzio, Donnewald, Egan, Graham, Grotberg, Guidice,  
9. Hickey, Johns, Ziomek, Lane, Lemke, Maragos, Merlo,  
10. Moore, Netsch, Rock, Rupp, Savickas, Vadalabene, Weaver and  
11. Mr. President.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13.            Senator Rhoads.

14. SENATOR RHOADS:

15.            Is Senator Moore on the Floor?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17.            Senator Moore on the Floor? Is Senator Moore on the Floor?  
18. Take his name from the record. On that question the Ayes are  
19. 29, the nays are 19. House Bill 2582 is lost. House Bill  
20. 2787, Senator Donnewald for one minute.

21. SENATOR DONNEWALD:

22.            I don't need the one minute, Mr. President. What this bill  
23. does was explained very adequately earlier. I amended the bill.  
24. I pulled it off of Postponed Consideration, amended the bill to  
25. affect only those communities of ten thousand or less and those  
26. communities that are located in counties which have no zoning and  
27. this affects only one county, I think, in the entire State and  
28. I would move that...for a favorable consideration of the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30.            Senator Berning in opposition for one minute.

31. SENATOR BERNING:

32.            Mr. President and members of the Senate. There is still no way  
33. that noncontiguous property can be justified by annexation.  
This is not an annexation and it sets a precedent we will regret from

HB 2949  
Passed  
6/27/78

1. here on out and I submit this absolutely cannot qualify and we should  
2. defeat this bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The question is shall House Bill 2787 pass. Those in favor  
5. vote Aye. Those opposed vote Nay. The voting is open.  
6. Have all voted who wish? Have all voted who wish? Have all  
7. voted who wish? Take the record. On that question the Ayes are  
8. 40, the Nays are 14, none Voting Present. House Bill 2787  
9. having received a constitutional majority is declared passed.  
10. House Bill 2949, Senator Collins. For one minute, Senator  
11. Collins.

12. SENATOR COLLINS:

13. Mr. President and members of the Body. 2949 is  
14. the utility bill that I thought last week that there was no  
15. objections to and I think the...the...the bill has been well  
16. debated and I move for favorable roll call.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. In opposition Senator Nimrod for one minute.

19. SENATOR NIMROD:

20. Thank you, Mr. President. This bill has not been changed  
21. as it was before. I find the same problems as before. I urge  
22. you to vote No on this bill. It's...has to do with the utilities  
23. and the payment of the utility bills.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question is shall House Bill 2949 pass. Those in favor  
26. vote Aye. Those opposed vote Nay. The voting is open.  
27. Have all voted who wish? Have all voted who wish? Take the  
28. record. On that question the Ayes are 34, the Nays are 17, none  
29. Voting Present. House Bill 2949 having received a constitutional  
30. majority is declared passed. House Bill 1088, Senator Kenneth  
31. Hall. House Bill 1436, Senator Clewis for one minute.  
32. Senator Clewis.

33. SENATOR CLEWIS:

1. Mr. President and members of the Senate. This bill needs  
2. very little additional discussion. We've just about beat it  
3. to death. This is the bill that eliminates the need for home  
4. rule amendments. This is the bill that I've been around  
5. discussing with you, seeking your commitments and this is the  
6. bill that I would appreciate your favorable roll call on.  
7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Walsh in opposition for one minute.  
9. SENATOR WALSH:

10. Well, Mr. President and members of the Senate. I'm an  
11. opponent of this bill and I haven't been around soliciting  
12. your opposition. But I would hope you would give this bill the  
13. same treatment that you have already given it on three different  
14. occasions, twice last year and once a little bit earlier today.  
15. You'll recall Senators Netsch and Wooten and Glass spoke in  
16. opposition to this bill when it was originally called and  
17. what it would do is require that if legislation passed by this  
18. General Assembly is to apply to all citizens of this State, we  
19. would have to have a specific provision in...in a bill to do so.  
20. I would urge a No vote on this bill.  
21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The question is shall House Bill 1436 pass. Those in  
23. favor vote Aye. Those opposed vote Nay. The voting is open.  
24. Have all voted who wish? Have all voted who wish? Take the  
25. record. On that question the Ayes are 31, the Nays are 24, none  
26. Voting Present. Senator Walsh requests a verification. I'm  
27. sorry. Let me conclude that. On that question the Ayes are  
28. 31, the Nays are 24. House Bill 1436 having received a constitutional  
29. majority is declared passed. Senator Walsh requests verification  
30. of those who voted in the affirmative. Will the members please  
31. be in their seats. The Secretary will call those who voted in the  
32. affirmative.  
33. SECRETARY:

1. The following voted in the affirmative: Berman, Carroll,  
2. Chew, Clewis, Coffey, Collins, D'Arco, Davidson, Demuzio,  
3. Donnewald, Egan, Guidice, Kenneth Hall, Hickey, Knuppel,  
4. Ziomek, Lane, Lemke, Leonard, Maragos, Merlo, Moore, Ozinga,  
5. Rock, Rupp, Savickas, Shapiro, Vadalabene, Washington, Weaver,  
6. Mr. President.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Walsh, do you question the presence of any member?

9. SENATOR WALSH:

10. Senator Moore.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Moore on the Floor? Senator Moore on the Floor?

13. Take his name from the record, Mr. Secretary.

14. Senator Walsh, do you question the presence of any other  
15. member? All right. On a verified roll call, the Ayes are  
16. 30, the Nays are 24 and House Bill 1436 having received a  
17. constitutional majority is declared passed. House Bill 1533,  
18. Senator Kenneth Hall. Senator Hall is recognized for one minute.

19. SENATOR KENNETH HALL:

20. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
21. This...we have discussed this many times and this is...would allow  
22. the public developers in conjunction with the private enterprise  
23. and the local cities and the local State and Federal government  
24. would carry out comprehensive development...developments,  
25. community development in depressed area. Should the General  
26. Assembly approve this plan, the Depressed Area Land Use  
27. Community Development Authority will, in conjunction with  
28. and with cooperation with State and Federal and local government  
29. units implement said plan. I'd ask your most favorable support  
30. of this bill.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Glass in opposition for one minute.

33. SENATOR GLASS:

1. Mr. President and Ladies and Gentlemen. I commented earlier  
2. that there were some companion bills to this bill that fortunately  
3. were held in the House Rules. One of them, House Bill 3061,  
4. and House Bill 3292, would have created a special earmarked fund  
5. that would have allowed a cigarette tax of one mil per  
6. cigarette for funding this. This is simply a part of a...an  
7. overall plan consisting of a number of bills to provide not  
8. only the authority but also funding and I think once we pass one  
9. of these, we're launching on our way to passing the other ones.  
10. I urge that this bill be defeated as it was earlier.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The question is shall House Bill 1533 pass. Those in  
13. favor vote Aye. Those opposed vote Nay. The voting is open.  
14. Have all voted who wish? Have all voted who wish? Take the  
15. record. On that question the Ayes are 30, the Nays are  
16. 24, none Voting Present. House Bill 1533 having received a  
17. constitutional majority is declared passed. For what purpose  
18. does Senator Glass...Senator Glass asks verification of those  
19. who voted in the affirmative. Will the members please be in their  
20. seats. The Secretary will call those who voted in the affirmative.

21. SECRETARY:

22. The following voted in the affirmative: Berman, Bruce,  
23. Clewis...Chew, Clewis, Collins, D'Arco, Demuzio, Donnewald, Egan,  
24. Guidice, Kenneth Hall, Hickey, Johns, Joyce, Knuppel,  
25. Ziomek, Lane, Lemke, Leonard, Maragos, Merlo, Moore, Netsch,  
26. Newhouse, Rock, Sangmeister, Vadalabene, Washington, Wooten,  
27. Mr. President.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Glass.

30. SENATOR GLASS:

31. Senator Chew on the Floor?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Chew on the Floor? Senator Chew is in the phone

1. booth.

2. SENATOR GLASS:

3. Yeah. Senator Don Moore.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is Senator Don Moore here? Just gets here to vote and then  
6. leaves. Strike his name from the roll. On a verified roll call,  
7. the Ayes are 29, the Nays are 24, none Voting Present. House  
8. Bill 1533 having failed to receive a constitutional majority  
9. is declared lost. House Bill 2539, Senators Demuzio and  
10. Vadalabene. Senator Demuzio for one minute.

11. SENATOR DEMUZIO:

12. Thank you, Mr. President. House Bill 2539 as amended would  
13. permit the Department of Corrections to issue reimbursements  
14. and new construction grants to counties and municipalities  
15. or public building commissions in order to meet minimum  
16. county correctional facilities standards as set by  
17. the Department of Corrections. The grants to be paid out of the  
18. Capital Development Fund may be issued for projects completed  
19. after October the 1st of 1975 and cover up to forty percent  
20. of their project cost. I'm pleased to report to the Senate that  
21. both companion bills passed the House and this is the substantive  
22. bill and this is the bill that is needed. And I ask for your  
23. favorable support.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Sommer in opposition for one minute.

26. SENATOR SOMMER:

27. Mr. President and members. This bill would ultimately  
28. cost us about two hundred million dollars to take care of a problem  
29. that many counties didn't take care of themselves. Many counties  
30. have taxed their own people to take care of it and some of them  
31. are running down here and it would bankrupt this State and I  
32. urge its defeat.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. The question is shall House Bill 2539 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 23.  
5. House Bill 2539 having received a constitutional majority is  
6. declared passed. House Bill 2684. Senator Collins is  
7. recognized.

8. SENATOR COLLINS:

9. Mr. President, I would like leave of the Body to  
10. have this bill returned back to 2nd reading for the purpose of  
11. Tabling an amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there leave? Leave is granted. The bill is on the Order  
14. of 2nd reading. Which amendment is to be Tabled, Senator?  
15. Senator...

16. SENATOR COLLINS:

17. Amendment No. 4, the Rock amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Collins moves to reconsider the vote by which  
20. Amendment No. 4 was adopted. All in favor say Aye. Opposed  
21. Nay. The Ayes have it. The motion is reconsidered. Senator  
22. Collins now moves to Table Amendment No. 4. All in favor  
23. say Aye. Opposed Nay. The Ayes have it. Amendment No. 4  
24. is...is Tabled. Senator Collins for one minute on House Bill  
25. 2684.

26. SENATOR COLLINS:

27. I think that the major objections to this bill was, in fact,  
28. the Rock amendment. I think it dealt with the backdoor referendum.  
29. We have removed that...amendment from the bill. The bill is back  
30. to the original intent that is in the Digest and I would move  
31. for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Grotberg in opposition.

1. SENATOR GROTBORG:

2. Senator Grotberg thanks Senator Rock for removing  
3. that amendment and asks that everybody vote for this good bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there further debate? The question is shall House Bill  
6. 2684 pass. Those in favor vote Aye. Those opposed vote Nay.  
7. Opposed vote Nay. The voting is open. ...voted who wish?  
8. Have all voted who wish? Take the record. On that question the  
9. Ayes are 45, the Nays are 9, none Voting Present. House  
10. Bill 2684 having received a constitutional majority is declared  
11. passed. House Bill 3160, Senator Lane, for one minute.

12. SENATOR LANE:

13. Thank you, Mr. President and members of the Senate.  
14. House Bill 3160 requires that the Department of Public Aid  
15. lists the recipients name and social security number on each  
16. voucher submitted to the Comptroller for aid payment. Also  
17. prohibits aid payment when no social security number is listed  
18. unless the Department of Public Aid certifies that the  
19. recipient has no such number. This is simply a tool to help  
20. eliminate welfare fraud.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Schaffer is opposition.

23. SENATOR SCHAFFER:

24. The bill also includes the Vulture amendment that allows  
25. for the Department of Public Aid not to be able to get the liens  
26. against the States in excess of twenty-five thousand dollars.  
27. When this was an individual bill, the department did not  
28. support it. In fact, they actively opposed it. This will put  
29. money in the hands of people who do not deserve it and will  
30. prevent the State from recouping money that they should have  
31. gotten. I urge opposition to this bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The question is shall House Bill 3160 pass. Those in



1. favor vote Aye. Those opposed vote Nay. The voting is open.  
2. Have all voted who wish? Have all voted who wish? Take the  
3. record. On that question the Ayes are 30, the Nays are 23,  
4. none Voting Present. House Bill 3160 having received a  
5. constitutional majority is declared passed. Senator Schaffer  
6. requests a verification. Secretary will call the names of those  
7. who voted in the affirmative. Senator, without going through  
8. the questions, do you question the presence of any member,  
9. Senator Schaffer?

10. SENATOR SCHAFFER:

11. Senator Moore appears to be off the Floor.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is Senator Moore on the Floor? Is Senator Moore on the  
14. Floor? Take his name from the record. Do you...question the  
15. presence of any other member? On that question on a verified  
16. roll call, the Ayes are 29, the Nays are 23. House Bill  
17. 3160 having failed to receive a constitutional majority is declared  
18. lost. For what purpose does Senator Savickas arise?

19. SENATOR SAVICKAS:

20. A point of order, Mr. President. Obviously, Senator Moore  
21. is not here. Someone is playing with his switch. His key  
22. ought to be removed and he shouldn't be allowed to be voting  
23. here.

24. June 27, 1978 After Midnight

25. Continued on June 28

26.  
27.  
28.  
29.  
30.  
31.  
32.  
33.