

80TH GENERAL ASSEMBLY

REGULAR SESSION

JUNE 28, 1977

1. PRESIDENT:

2. The hour of 12:30 a. m. on Tuesday, June 28 having
3. arrived, the Senate will please come to order. (Machine
4. cut-off)...House.

5. SECRETARY:

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

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

12. House Bill 2414.

13. Passed the House June the 28th, 1977 by three-fifths
14. votes. Signed by Mr. O'Brien.

15. PRESIDENT:

16. Senator Shapiro.

17. SENATOR SHAPIRO:

18. Mr. President, I move the Senate stand in recess
19. until 9:00 a. m. June 28th.

20. PRESIDENT:

21. Senator Shapiro moves that the Senate stand in
22. recess until 9:00 a. m. on Tuesday, June 28th. The
23. Senate will stand in recess until 9:00 a. m..

24. RECESS

25. AFTER RECESS

26. PRESIDENT:

27. The hour of 9:00 o'clock having arrived, the Senate
28. will please come to order. Prayer will be by Father
29. Joseph Zimmerman of Our Lady of the Angel Seminary,
30. Quincy. Will our guests in the Galleries please rise.

31. FATHER ZIMMERMAN:

32. (Prayer by Father Zimmerman)

33. PRESIDENT:

34. (Machine cut-off)...Journal, Senator Johns.

1. SENATOR JOHNS:

2. Good morning, Mr. President. I move that reading and approval of
3. the Journals of Wednesday, June the 22nd, Thursday, June
4. the 23rd, Friday, June the 24th, Saturday, June the 25th,
5. Sunday, June the 26th and Monday, June the 27th, 1977 in
6. the year 1977 be postponed pending arrival of the printed
7. Journals.

8. PRESIDENT:

9. Is there any discussion? If not, Senator Johns has
10. moved that the printing of the Journals be postponed.
11. All those in favor signify by saying Aye. Opposed.
12. The Ayes have it. The motion carries. (Machine cut-off)
13. ...House 1st reading, House Bill 2414. Senator Coffey.
14. Read the bill.

15. SECRETARY:

16. House Bill 2414.
17. (Secretary reads title of bill)
18. 1st reading of the bill.

19. PRESIDENT:

20. Senator Coffey.

21. SENATOR COFFEY:

22. Mr. President and members of the Senate. I move that
23. House Bill 2414 be moved to 2nd reading without reference
24. to committee.

25. PRESIDENT:

26. You've heard the motion. All those in favor signify
27. by saying Aye. Opposed. The Ayes have it. So ordered.
28. The bill is on the Order of 2nd reading. Message from
29. the House.

30. SECRETARY:

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

32. Mr. President - I am directed to inform the
33. Senate that the House of Representatives has concurred

1. with the Senate in the passage of a bill with the following
2. title:

3. Senate Bill 495 with House Amendments Nos. . . .
4. 1, 2, 3, 4 and 5.

5. A like message on Senate Bill 321 with House
6. Amendment No. 1.

7. A like message on Senate Bill 331 with House
8. Amendments Nos. 1 and 5.

9. PRESIDENT:

10. Secretary's Desk. For what purpose does Senator
11. Merlo arise?

12. SENATOR MERLO:

13. Mr. President and members of the Senate. I am
14. the Senate Sponsor of a bill that would require the
15. disclosure of beneficiaries of land trust that own
16. property that is alleged to violate building code
17. laws. An area that beyond question needs legislation
18. if our neighborhoods and communities are to remain
19. strong, healthy and viable. However, in conference
20. with the principal sponsor of this legislation, namely
21. Representative Telcser, members of community groups
22. and the personnel and enforcement agencies all concerned
23. about this problem. It was felt that the approach
24. as set forth in House Bill 420 was not the answer and
25. would not in your in the best interests of the people
26. of Illinois. And that this subject matter needed
27. further study and consideration. And so at this time,
28. Mr. President, I would ask leave to re-refer this bill
29. to Judiciary I committee with the hope that we can
30. address ourselves to this matter of great importance
31. in the fall.

32. PRESIDENT:

33. You've heard the motion. Senator Merlo moves to

1. recommit House Bill 420 to the Committee on Judiciary I.
2. All those in favor signify by saying Aye. Opposed. The
3. Ayes have it. So ordered. On the Order of House Bills
4. 3rd reading, House Bill 1508. Senator Berman. House
5. Bill 1521, Senator Knuppel. Read the bill.

6. SECRETARY:

7. House Bill 1521.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Yes, Mr. President and members of the Body. This bill
14. was explained the other day. It allows the Illinois
15. Energy Resources Commission to investigate and give
16. them the powers, enlarge their powers to study legal
17. remedies for protection of solar rights. This bill
18. passed here by a vote of 49 to 3. The reason it was
19. recalled was there was danger that a reorganization
20. bill 1412, I think, or 1411, anyway there was a
21. reorganization bill of Senator Nimrod's that looked
22. like it might go down in the House and it was recalled
23. so that we'd have a vehicle in case we needed it.
24. It appears we no longer need that vehicle, I would
25. encourage a favorable roll call and to re-pass this
26. legislation.

27. PRESIDENT:

28. Is there any discussion? Senator Shapiro.

29. SENATOR SHAPIRO:

30. Just one question. Senator Knuppel, we did pass
31. a similiar bill. Is this bill really necessary?

32. PRESIDENT:

33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. No, sir. This is the bill we passed and this bill
3. was recalled as a vehicle. And the other bills don't
4. really...this is the bill we passed and I called it
5. back on a Motion to Reconsider to protect his bill that
6. it was amended in the House and might have been in
7. trouble.

8. PRESIDENT:

9. The question is shall House Bill 1521 pass. Those
10. in favor will vote Aye. Those opposed will vote Nay.
11. The voting is open. (Machine cut-off)...voted who
12. wish? Have all voted who wish? Take the record. On
13. that question the Ayes are 47, the Nays are 1, none
14. Voting Present. House Bill 1521 having received a
15. constitutional majority is declared passed. House
16. Bill 1545, Senator Clewis. Read the bill.

17. SECRETARY:

18. House Bill 1545.

19. (Secretary reads title of bill)

20. 3rd reading of the bill. 1545
F 25

21. PRESIDENT:

22. Senator Clewis.

23. SENATOR CLEWIS:

24. Mr. President, members of the Senate. House Bill
25. 1545 as unamended is a very simple bill. It provides
26. that counties may charge a reasonable fee for the
27. pick up of dead animals at private for profit hospitals
28. and I urge a favorable roll call.

29. PRESIDENT:

30. Senator Bloom.

31. SENATOR BLOOM:

32. Is this similiar to what became knowmas the Flat-Dog
33. Act? I mean, how...how does it work, how does it operate

1. mechanically. I mean does the private hospital call up
2. the county and say we've got some dead dogs here we'd
3. like you to pick up and then the county says we'll
4. pick them up and you pay us, I mean how does it work?

5. PRESIDENT:

6. Senator...Senator Clewis.

7. SENATOR CLEWIS:

8. To the best of my knowledge, that they're picked
9. up at the present time without a fee, without a
10. specific charge. The monies for this comes out of
11. Revenue from other fees in the Animal Control Act.
12. This...presently they do not collect a fee and this
13. would allow the counties to collect a fee.

14. PRESIDENT:

15. Senator Ozinga.

16. SENATOR OZINGA:

17. I think the answer to Senator Bloom's question was
18. in this case they pick them up after they've been piled
19. up or in the other case they slide them off the street.

20. PRESIDENT:

21. Senator Demuzio.

22. SENATOR DEMUZIO:

23. The sponsor yield to a question. Where...where do
24. they deposit these dead bodies?

25. PRESIDENT:

26. Senator Clewis.

27. SENATOR CLEWIS:

28. I have no idea, Senator.

29. SENATOR DEMUZIO:

30. Well, let's hope that they don't go to Wilsonville
31. too, Senator Clewis.

32. PRESIDENT:

33. The question is shall House Bill 1545 pass. Those

1. in favor will vote Aye. Those opposed will vote Nay. The
2. voting is open. Have all voted who wish? Have all voted
3. who wish? Take the record. On that question the Ayes
4. are 46, the Nays are 1, none Voting Present. House Bill
5. 1545 having received a constitutional majority is declared
6. passed. (Machine cut-off)...1563, Senator D'Arco.

7. SENATOR D'ARCO:

8. Thank you, Mr. President. I would move that House
9. Bill 1563 be re-referred to the Committee on Pensions
10. for further study.

11. PRESIDENT:

12. You've heard the motion. All those in favor signify
13. by saying Aye. Opposed. The Ayes have it. So ordered.
14. Senator Berman was off the Floor when 1508 was called.
15. Is there leave to call House Bill 1508. Leave
16. is granted. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 1508.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDENT:

22. Senator Berman.

23. SENATOR BERMAN:

24. Thank you, Mr. President, Ladies and Gentlemen of
25. the Senate. Senate Bill...House Bill 1508 as amended
26. extends the charge back tax for...that high schools
27. can levy for the payment of junior college tuitions.
28. It also, as amended, provides that that tax may not
29. be computed for purposes of computing the operating
30. tax rate for State aid reimbursement. What that means
31. is that this is a permissive tax to high schools to
32. pay for their junior college tuition, but that it does
33. not cost the State any money for this extension. I

1. solicit your Aye vote.

2. PRESIDENT:

3. Is there any discussion? Senator Bruce.

4. SENATOR BRUCE:

5. As a minute, I rise in opposition to the legislation.

6. It would extend for one more year a practice that we
7. stopped two years ago in allowing high schools to levy
8. a tax on the taxpayers for charge back. We agreed that
9. this would terminate. The battle has been fought many,
10. many times and now this would place that tax back on
11. the taxpayers of this State and I solicit a no vote.

12. PRESIDENT:

13. Senator Glass.

14. SENATOR GLASS:

15. Thank you, Mr. President, Ladies and Gentlemen of
16. the Senate. I rise in support of this bill. It would
17. allow local high school districts to continue taxing
18. to pay the tuition for their students who go to other
19. community colleges and as the Body knows, this battle
20. has been fought for many years, but now there is a
21. bill that has passed both Houses, it's...there's a
22. motion to reconsider on it, but it is the bill which
23. would force all of the State into a community college
24. district and certainly until that happens we shouldn't
25. deprive the high school districts of this tax levy
26. and I would urge an Aye vote.

27. PRESIDENT:

28. Is there any further discussion? Senator Berman
29. may close the debate.

30. SENATOR BERMAN:

31. Thank you. Mr. President. This bill as introduced
32. was limited to a few school districts that had already
33. petitioned to become part of junior college districts.

1. As a result of amendments, it is now extended to more than
2. just those. Speaking very personally, however, this bill
3. means five hundred thousand dollars to Evanston Township
4. High School. We have filed a petition to annex to the
5. Oakton Community College System. The processes involved
6. will require us to have at least one more year or actually
7. one more year and that's why this bill is necessary.
8. It's the only vehicle that can save us that kind of
9. money. I solicit your Aye vote on this important bill.

10. PRESIDENT:

11. Question is shall House Bill 1508 pass. Those in
12. favor will vote Aye. Those opposed will vote Nay.
13. The voting is open. Have all voted who wish? Have
14. all voted who wish? Take the record. On that question
15. the Ayes are 43, the Nays are 4, none Voting Present.
16. House Bill 1508 having received the constitutional
17. majority is declared passed. House Bill 1566, Senator
18. Demuzio. House Bill 1593, Senator Sommer. Read the bill.

19. ACTING SECRETARY: (MR. FERNANDES)

20. House Bill...House Bill 1593.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Is there any discussion? If not, the question is shall
25. House Bill 1593 pass. Those in favor will vote Aye. Those
26. opposed will 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 52, the Nays are none, 1
29. Voting Present. House Bill 1593 having received the
30. constitutional majority is declared passed. House Bill
31. 1594, Senator Don Moore. House Bill 1595, Senator
32. Davidson. House Bill 1599, Senator Sommer. Read the bill.

33. ACTING SECRETARY: (MR. FERNANDES)

HB 1603
3rd Reading
6-28-77

- 1. House Bill 1599.
- 2. (Secretary reads title of bill)
- 3. 3rd reading of the bill.
- 4. PRESIDENT:
- 5. Senator Sommer. Senator Sommer requests a favorable
- 6. roll call. The question is shall House Bill 1594 pass.
- 7. House Bill 15... Would you correct the board, Mr.
- 8. Secretary? The...question is shall House Bill 1599 pass.
- 9. Those in favor will vote Aye. Those opposed will vote Nay.
- 10. The voting is open. Have all voted who wish? Have all
- 11. voted who wish? Take the record. On that question the
- 12. Ayes are 53, the Nays are none, none Voting Present. House
- 13. Bill 1599 having received a constitutional majority
- 14. is declared passed. House Bill 1603, Senator Clewis.
- 15. Read the bill.
- 16. SECRETARY:
- 17. House Bill 1603.
- 18. (Secretary reads title of bill)
- 19. 3rd reading of the bill.
- 20. PRESIDENT:
- 21. Senator Clewis.
- 22. SENATOR CLEWIS:
- 23. Mr. President and members of the Senate. House Bill
- 24. 1603 as amended restructures the law relating to the
- 25. forest preserve districts in counties with a population
- 26. of three million or more. It separates those provisions
- 27. from the existing acts. There are no substantive changes.
- 28. The existing acts are amended to remove the applicability
- 29. to districts and counties with a population of three
- 30. million or more.
- 31. PRESIDENT:
- 32. Is there any discussion? Senator Wooten.
- 33. SENATOR WOOTEN:

1. Just a question to be sure I understand this. You're
2. setting up two separate Acts, one relating to Cook County
3. and one to the rest of the State, is that right?

4. PRESIDENT:

5. Senator Clewis.

6. SENATOR CHEWIS:

7. Senator, the purpose of this bill is to clarify
8. legislative intent. In as far as future amendments to
9. any or existing district acts. And will apply where
10. extended and not inadvertently to districts in counties
11. with a population of three million or it could work in
12. reverse.

13. PRESIDENT:

14. Senator Wooten.

15. SENATOR WOOTEN:

16. That meant yes, didn't it Senator? Two separate
17. acts, okay, thank you.

18. PRESIDENT:

19. Is there any further discussion? If not, the question
20. is shall House Bill 1603 pass. Those in favor will vote
21. Aye. Those opposed will vote Nay. The voting is open.
22. Have all voted who wish? Have all voted who wish? Take
23. the record. On that question the Ayes are 46, the Nays
24. are 1, 8 Voting Present. House Bill 1603 having received
25. a constitutional majority is declared passed. House Bill
26. 1604, Senator Guidice. House Bill 1608, Senator Merlo.
27. Read the bill.

28. SECRETARY:

29. House...House Bill 1608.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Merlo.

1. SENATOR MERLO:

2. Mr. President and members of the Senate. House Bill
3. 1608 is Representative Telcser's approach to the problem
4. of the Chicago teachers which would give them credit
5. for the sixteen day economic lay off. I think this is
6. the third or fourth of these series of bills that directed
7. themselves to this problem. Where the employee would
8. pay their contribution, would pay the employers contribution
9. plus five percent interest. It's the same as House Bill
10. 1074 and Senate Bill 533 and I ask a favorable consideration.

11. PRESIDENT:.

12. Is there any discussion? Senator Berning.

13. SENATOR BERNING:

14. Thank you, Mr. President. Senator Merlo is absolutely
15. correct. What we are doing again is for the third time,
16. validating the improper inclusion in the system of those
17. persons who were out of work admittedly without their
18. having any direct responsibility for it. But it's
19. authorizing credit for time not worked and this is
20. contrary to pension laws basic philosophy and I cannot
21. support it.

22. PRESIDENT:

23. Is there any further discussion? If not, the question
24. is shall House Bill 1608 pass. Those in favor will vote
25. Aye. Those opposed will vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Take
27. the record. On that question the Ayes are 38, the Nays
28. are 10, 3 Voting Present. House Bill 1608 having received
29. a constitutional majority is declared passed. House Bill
30. 1638, Senator Schaffer. House Bill 1697, Senator Berman.
31. Read the bill.

32. SECRETARY:

33. House Bill 1697.

34. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Berman.

4. SENATOR BERMAN:

5. Thank you, Mr. President. This is a bill that I'm
6. surprised we didn't pass years ago. It...what it requires
7. is that gasoline prices be posted to include all taxes.
8. As we all know, you see signs posted by gasoline stations,
9. you pull in, it says 53, you look on the pump, it's 56,
10. 57, 58, 59. Says a...the big signs say a...plus tax in
11. the smallest print that I think is possible. This bill
12. requires all the posting of the gasoline prices to be
13. including tax. I solicit your Aye vote.

14. PRESIDENT:

15. Is there any further discussion? Senator Hickey.

16. SENATOR HICKEY:

17. Thank you, Mr. President. I...as you all know, I've
18. been interested in the way gasoline has been sold in this
19. State for some time and I am in full support of this
20. bill and would urge a Yes vote by everyone.

21. PRESIDENT:

22. Is there any further discussion? If not the question
23. is shall House Bill 1697 pass. Those in favor will vote
24. Aye. Those opposed will vote Nay. The voting is open.
25. (Machine cut-off) ...all voted who wish? Have all voted
26. who wish? Take the record. On that question the Ayes
27. are 45, the Nays are 5, 1 Voting Present. House Bill
28. 1697 having received a constitutional majority is declared
29. passed. House Bill 1706, Senator Rhoads. Read the
30. bill.

31. SECRETARY:

32. House Bill 1706.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Rhoads.

4. SENATOR RHOADS:

5. Thank you, Mr. President, members of the Senate. This
6. requires that hearings on objections to nominating...petitions
7. be public hearings and Cook County is excluded. I'd seek
8. a favorable roll call.

9. PRESIDENT:

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President, Ladies and Gentlemen of
13. the Senate. Question of the sponsor, if he'll yield.

14. PRESIDENT:

15. Indicates he will yield.

16. SENATOR ROCK:

17. Senator Rhoads, what's the purpose of Amendment
18. No. 1. I understood that this was a...what's called
19. a sunshine bill to allow open and above board meetings
20. and I see Amendment No. 1. What is the purpose for
21. Amendment No. 1?

22. PRESIDENT:

23. Senator Rhoads.

24. SENATOR RHOADS:

25. The purpose of Amendment No. 1 is to exclude Cook
26. County.

27. PRESIDENT:

28. Senator Rock.

29. SENATOR ROCK:

30. I suggest to you, Sir, that Cook County does not wish
31. to be excluded. Our meetings are open right now. Will
32. you bring the bill back and take off Amendment No. 1.
33. and we can pass it out of here.

1. PRESIDENT:
2. Senator Rhoads.
3. SENATOR RHOADS:
4. Yes, I will.
5. PRESIDENT:
6. All right. Take the bill out of the record. House
7. Bill 1714, Senator Philip. House Bill 1736, Senator
8. Regner. House Bill 1749, Senator Knuppel. Read the
9. bill.
10. SECRETARY:
11. House Bill 1749.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDENT:
15. Senator Knuppel.
16. SENATOR KNUPPEL:
17. Yes, this bill mandates the Board of Higher Education
18. ...present a comprehensive energy plan to the General
19. Assembly and Governor by March 1st, 1978 and to provide
20. an all inclusive energy plan for higher education to
21. allow analysis the State action needed. This is a...a
22. Illinois Energy Resources Commission legislation. There
23. has no fiscal impact and the purpose of it is to help
24. draw together for all segments of government a...a compre-
25. hensive energy plan for the State of Illinois. to correlate
26. with that of the Federal Government. Since it has no fiscal
27. impact and it has been encouraged by educators, I submit
28. it's entitled to a favorable roll call.
29. PRESIDENT:
30. Is there any discussion? If not, the question is
31. shall House Bill 1749 pass. Those in favor will vote
32. Aye. Those opposed will vote Nay. The voting is open.
33. Have all voted who wish? Have all voted who wish? Take
34. the record. On that question the Ayes are 45, the Nays
35. are 2, none Voting Present. House Bill 1749 having

1. received a constitutional majority is declared passed.
2. House Bill 1768, Senator Glass. House Bill 1769, Senator
3. Glass. House Bill 1812, Senator Lemke. House...House
4. Bill 1833, Senator Rock. House Bill 1858, Senator Kosinski.
5. House Bill 1888, Senator Clewis. Read the bill.
6. SECRETARY:
7. House Bill 1888.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDENT:
11. Senator Clewis.
12. SENATOR CLEWIS:
13. Mr. President and members of the Senate. House Bill
14. 1888 provides that bonds issued by a corporate authority
15. may have a maturity date of forty years from the date
16. of issue. Presently, it's a twenty year date.
17. PRESIDENT:
18. Is there...is there any discussion? Senator Shapiro.
19. SENATOR SHAPIRO:
20. Mr. President and Ladies and Gentlemen of the Senate.
21. I would like to direct a question to the sponsor.
22. PRESIDENT:
23. Indicates he will yield.
24. SENATOR SHAPIRO:
25. Senator Clewis, have the non-home rule units asked
26. for this authority?
27. PRESIDENT:
28. Senator Clewis.
29. SENATOR CLEWIS:
30. This would place home rule and non-home rule units
31. on the same basis.
32. PRESIDENT:
33. Senator Shapiro.

1. SENATOR SHAPIRO:

2. Well, I'm aware of that and I know that the forty year
3. stipulation now only applies to home rule units and what
4. your...the bill does is allow non-home rule units. But
5. I'm wondering if there's any great push from the non-home
6. rule units for a forty year bond maturity.

7. PRESIDENT:

8. Senator Clewis.

9. SENATOR CLEWIS:

10. I don't know, Senator, if there was any big push,
11. but there was no...to the best of my knowledge, no
12. opposition to this. It came out of the House with
13. flying colors and to the best of my knowledge the
14. non-home rule units are in favor of it.

15. PRESIDENT:

16. Senator Hickey.

17. SENATOR HICKEY:

18. Mr. President, I'd like to ask the sponsor a question.

19. PRESIDENT:

20. Indicates he will yield.

21. SENATOR HICKEY:

22. Senator Clewis it...this is not mandatory is it?
23. It's only permissive, isn't it?

24. PRESIDENT:

25. Senator Clewis.

26. SENATOR CLEWIS:

27. It says, may, so I would say yes, it is permissive.

28. PRESIDENT:

29. Senator Wooten.

30. SENATOR WOOTEN:

31. Senator Clewis, how does this articulate with
32. the bill of Senator Soper's that we passed? Senator,
33. you had something about the bonding authority of non-home

1. rule units? I'd like to...to be...my memory to be refreshed
2. by Senator Soper as to what we permitted non-home units
3. to do in terms of bonding authority and then I want to
4. ask Senator Clewis how that articulates...how his bill
5. articulates with Senator Soper's. Senator Soper could I...
6. could you refresh my memory on what we did with your bill?

7. PRESIDENT:

8. Senator Soper.

9. SENATOR SOPER:

10. Yes, I'm here. That bill...

11. PRESIDENT:

12. Senator Soper.

13. SENATOR SOPER:

14. Yes, I know...now I'm on again. Somebody's got me
15. on and off. Non-home rule unit could...could finance
16. a utility, waterworks or sewer bond issue with...with...
17. revenue bonds with the...with the full faith and credit
18. of the municipality when in this fashion, that they could...
19. they could receive as...in their rates, ten percent above
20. what it costs to...to, well, in other words, ten percent
21. above what it would cost to amortize the bonds plus the
22. interest and that would safeguard the non-home rule unit
23. from ever to have to put a tax on...on the property of
24. the people. See, that's what we did with that. But
25. it's back here with an amendment on it so I don't know
26. what's going to happen to it.

27. PRESIDENT:

28. Senator Wooten.

29. SENATOR WOOTEN:

30. All right, then I want...want to ask Senator Clewis
31. how his bill articulates with that one?

32. PRESIDENT:

33. Senator Clewis.

1. SENATOR CLEWIS:

2. All my bill does, Senator, is to allow a non-rule
3. home rule county to take forty years to repay a bond
4. instead of twenty. That's all the bill does.

5. PRESIDENT:

6. Senator Wooten.

7. SENATOR WOOTEN:

8. Well, ...I...I can recall now, this is the second
9. one we've had on non-home rule units and bonding and
10. if the two pass out of here, Senator Soper tells me there's
11. an amendment on his. Obviously the two would have a
12. cumulative impact and sounds to me as if the two
13. together make a rather substantial change in the bonding
14. authority of a non-home rule unit. I simply would like
15. to know what the complete picture is. One of our
16. problems is we deal with these things sometimes point
17. by point and don't look at the total impact of the
18. bills. Quite frankly, I don't know what the nature of
19. the amendment is on Senator Soper's bill, maybe there's
20. nothing involved here at all. Maybe this is the
21. only issue before us, but I simply want to get straight
22. what we're doing, precisely what we're doing in toto,
23. the bonding authority of home rule units, non-home
24. rule units.

25. PRESIDENT:

26. Senator Berning.

27. SENATOR BERNING:

28. Thank you, Mr. President. May I call to the attention
29. of the Senate that the Con Con in establishing these provisions
30. in the new Constitution obviously had some rationalization
31. for their action. There was a decided difference provided
32. between home rule and non-home rule units and yet, Mr.
33. President and members of the Senate. The provision is also

1. there that any non-home rule unit, by referendum, may become
2. a home rule unit and thereby have the benefits of all of
3. those additional prerogatives which are available. So I
4. submit to you, Ladies and Gentlemen of the Senate, that this
5. bill is opening up extended indebtedness which the smaller
6. units of government obviously do not want or do not need.
7. If they did want this, they have the option of going home
8. rule by referendum and certainly if they...if any of your
9. communities or mine were so interested in this they
10. would have communicated with us. It would appear to
11. me this is, for whatever reason, an unnecessary amendment
12. to the existing law and as something that the local
13. communities would be much better determining for themselves.
14. And may I emphasize one further point, Mr. President.
15. The Constitution of 1870 was a direct result of excessive
16. spending and indebtedness of local levels of government.
17. The human cry of the citizenry forced a Constitutional
18. Convention which put limitations on local government's
19. spending. This then would be in contravention of that
20. original effort way back in 1870. I think this bill,
21. in spite of its apparent efforts to accommodate some
22. people is not in the best interests of our community
23. and the solutions for those communities who should
24. desire this is there if they really want it.

25. PRESIDENT:

26. The Chair wishes to publicly acknowledge Senator
27. Regner's contribution to the welfare of this Body. He
28. just turned off his light and I would also...and I
29. also would like to congratulate Senator Grotberg
30. and thank him publicly and remind the membership that
31. we have a hundred twenty-three bills left on the
32. Calendar and this is the last day. So that I would
33. urge you to submit your comments in writing to the

1. Secretary to be memorialized in to perpetuity in the
2. Journal. The question is shall House Bill 1888 pass.
3. Those in favor will vote Aye. Those opposed will vote
4. Nay. The voting is open. (Machine cut-off) ...all
5. voted who wish? Have all voted who wish? Take the
6. record. On that question the Ayes are 27, the Nays
7. are 23, 1 Voting Present. House Bill 1888 having
8. failed to receive a constitutional majority is declared
9. lost. House Bill 1958, Senator Bruce. House Bill 1975,
10. Senator Knuppel. Read the bill.

11. SECRETARY:

12. House Bill 1975.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Mr. President and members of the Body. This bill
19. was presented the other evening and there were some
20. problems because it's a complicated situation in the
21. Controlled Substance Act. Senator Carroll asked some
22. questions. These have been resolved to his satisfaction.
23. There's a...an anomaly in the...in the Controlled
24. Substance Law which in certain instances, at the present
25. time, allows a more severe penalty for possession of
26. the same quantity of controlled substance than...than
27. the penalty for the manufacturer or deliverer, the
28. peddler. And this bill introduced by Representative
29. Breslin would remove that anomaly and provide that the
30. penalty for a...for possession was always one degree
31. less than the penalty for the same amount of controlled
32. substance for the manufacture and distribution. I
33. submit this is excellent legislation and that the

1. manufacturer and peddler should be more severely punished
2. than the possessor. We had to staff run this and explain
3. it and I think at the present time that this is exactly
4. what the bill does and it's to Senator Carroll's satisfaction
5. and he's reviewed it. I would submit it deserves a favorable
6. roll call.

7. PRESIDENT:

8. Is there any further discussion? If not, the question
9. is shall House Bill 1975...Senator Buzbee.

10. SENATOR BUZBEE:

11. One question. Is...is marijuana included in this,
12. Senator?

13. PRESIDENT:

14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Yes, I think it is. It's controlled substance.
17. It makes the person who manufactured it...it is not?
18. Okay. It's not included. I'm not that familiar with
19. it.

20. PRESIDENT:

21. The question is shall House Bill 1975 pass. Those
22. in favor will vote Aye. Those opposed will vote Nay.
23. The voting is open. Have all voted who wish? Have
24. all voted who wish? Take the record. On that question
25. the Ayes are 54, the Nays are none, none Voting Present.
26. House Bill 1975 having received a constitutional
27. majority is declared passed. House Bill 1978, Senator
28. Graham. Read the bill...Senator Graham.

29. SENATOR GRAHAM:

30. Mr. President and members of the Senate, I would
31. like to have leave to come back to this at some later
32. time for some very obvious reasons. We don't even
33. have a State Board of Elections yet.

1. PRESIDENT:

2. Leave is granted. House Bill 1997, Senator Kenneth
3. Hall. Read the bill.

4. ACTING SECRETARY: (MR. FERNANDES)

5. House Bill 1997.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Kenneth Hall.

10. SENATOR KENNETH HALL:

11. Thank you, Mr. President, Ladies and Gentlemen of
12. the Senate. The other day when we were discussing this
13. bill that it's exactly what it says so for to allow
14. to establish a trade zone in the City of East St. Louis.
15. In talking with the district director of the Foreign
16. Trade Zones Board, he indicated that he was pleased
17. that the City of East St. Louis would be interested
18. in forming a foreign trade zone. Now, the City of
19. East St. Louis would merely apply for an application
20. and it would be considered on its merits and it would
21. have no relationship to other applications because
22. East St. Louis is mainly interested in a land foreign
23. trade zone, not a river port related foreign trade
24. zone. This is the main point. Now, the Foreign Trade
25. Board is interested in any application involving the
26. St. Louis Metropolitan Area port of entry because
27. it's demonstrating the need for inland foreign trade...
28. board...I mean zone facilities. The board will entertain
29. such an application from East St. Louis because of its
30. favorable location and relationship to St. Louis and
31. the fact that there are no...pardon me, there are no
32. locks between New Orleans and East St. Louis on the
33. Mississippi. Therefore, the success of the Kansas City

1. and the Kansas City, Missouri foreign trade zone will be
2. repeated here. It's possible that the favorite zone of
3. the foreign zone could make a port a decision in this
4. matter of the subzones. I'd ask your most favorable
5. support.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? Senator Graham.

8. SENATOR GRAHAM:

9. If you're willing to subscribe to a bureaucratic
10. boondoggle, you can vote for this. If you're not,
11. you can vote No.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Regner.

14. SENATOR REGNER:

15. Yes, Mr. President and members of the Senate. This
16. is a very interesting bill. You talk about a depressed
17. area needing help. The granting of this Statute makes
18. any firm operating within that area to be exempt from
19. paying local property taxes. Now, I think that...this
20. is just absolutely terrible when you try to put something
21. like this together. You're talking about helping a
22. depressed area and you're exempting them from any local
23. property taxes and somebody's going to have to pick
24. the tab and it's going to be you and I and the rest of
25. the taxpayers and I'd urge a No vote on this bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Moore.

28. SENATOR MOORE:

29. I also rise in opposition to this bill, Mr. President.
30. I don't know how East St. Louis is going to get these
31. materials in there...in their foreign trade zone in
32. order to...to put them together unless possibly they bring
33. them in by canoe. They don't have a port, they don't have

1. an airport. I think this is a bad bill and I would urge
2. defeat of this bill.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

5. SENATOR KENNETH HALL:

6. Well, in answer to what the other two gentlemen have
7. said that this...this is, will not be a request for any
8. funds or appropriation. This merely gives them the right
9. to file an application. The city is...is requesting this
10. grant of power as one of its tools in an effort to become
11. a stable, revenue generating community, where commercial
12. and industrial development is encouraged. As a result
13. of the whole spectrum of investment of incentives.
14. So that's the only thing we trying to do. We trying to
15. pull ourselves up by our boot straps.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there...is there further discussion? The question
18. is shall House Bill 1997 pass. Those in favor vote Aye.
19. Those opposed Nay. The voting is open. Have all those
20. voted who wish? Have all those voted who wish? Take
21. the record. On that question the Ayes are 33, the Nays
22. are 22, House Bill 1997 having received a constitutional
23. majority is declared passed. House Bill...we're going back
24. to an appropriation measure...Senator Moore, House Bill
25. 1594. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 1594.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Moore.

32. SENATOR MOORE:

33. Thank you, Mr. President. This is the annual appropriation

1. for FY '78 for the Illinois Department of Business and
2. Economic Development.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Here. Sergeant-at-Arms will...that'll be enough.
5. Sergeant-at-Arms, clear the Floor. ...Senator Moore.

6. SENATOR MOORE:

7. The ordinary and contingent expenses for the Department
8. of Illinois Business and Economic Development in the
9. amount of twenty-three million, one hundred thousand.

10. I would move...:

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Just a moment...just a moment. Senator Vadalabene...
13. be seated. ...Senator Moore, proceed.

14. SENATOR MOORE:

15. Thank you, Mr. President. This is the annual appropriation
16. for the Illinois Department of Business and Economic Development
17. for FY '78 in the amount of twenty-three million, one hundred
18. dollars. I would move for a favorable roll call.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? The question is shall
21. House Bill 1594 pass. Those in favor vote Aye. Those
22. opposed Nay. The voting is open. Have all those voted
23. who wish? Take the record. On that question the Ayes
24. are 51, the Nays are none. House Bill 1594 having
25. received the constitutional majority is declared passed.
26. House Bill 1595, Senator Davidson. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 1595.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Davidson.

33. SENATOR DAVIDSON:

1. Mr. President and members of the Senate. This is the
2. annual budget for the State Fair Agency. I'd appreciate
3. a favorable roll call.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? The question is shall
6. House Bill 1595 pass. Those in favor vote Aye. Those
7. opposed Nay. The voting is open. Have all those voted
8. who wish? Take the record. On that question the Ayes
9. are 54, the Nays are none, House Bill 1595 having received
10. a constitutional majority is declared passed. Senator
11. Regner, House Bill 1756. Read the bill, Mr. Secretary.
12. The...the number is 1736. Hold the bill. Take it from
13. the record. Senator...Senator Bruce. 1958. Read the
14. bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 1958.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Bruce.

21. SENATOR BRUCE:

22. Thank you, Mr. President. Senate Bill 1958 relates
23. to the Illinois School...the school formula and the
24. bill is designed to assist those districts that had
25. an increase in the 1976 equalized assessments when
26. compared to the prior year. In many of the cases the
27. increased assessment caused a reduction in a corresponding
28. operating tax rate. This bill will help alleviate the
29. general State Aid loss due to a lower tax rate by
30. having the district's general State Aid computed using
31. a higher operating tax rate. They will be able to use
32. either the 1975 or '76 operating tax rate. The bill
33. was substantially amended in committee to do that very

1. thing. The bill as introduced allowed both equalized assessed
2. valuations and a multiplier to be considered. The bill as
3. it stands before the Senate today relates only to the
4. operating tax rate. That was Amendment No. 1. Amendment
5. No. 2 was added in committee which will require, I might
6. add that the bill has no Fiscal impact for Fiscal '78 and
7. has only Fiscal impact for Fiscal '79. In the committee
8. was added another amendment which relates to payment
9. pursuant to this change. And it says that they will
10. receive payment, the school districts that are...are
11. going to use a...different operating tax rate will receive
12. payment only pursuant to a specific appropriation in
13. this subsection. Which means by 1979 we will have to
14. make a specific appropriation if we deem it necessary.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion?

17. SENATOR BRUCE:

18. Well...may I explain Amendment No. 3.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Oh,...all right.

21. SENATOR BRUCE:

22. Amendment No. 3 related to a determination of what
23. is meant by, in the code, a prior years entitlement.
24. And that is that we have had some discussion, the
25. difference between payment and entitlement and I think
26. Amendment No. 3 clarifies the language in the...between
27. payment and...and prior years entitlement and I'd ask
28. for a favorable roll call.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Guidice.

31. SENATOR GUIDICE:

32. Thank you, Mr. President. Will the sponsor yield to
33. a question? How many districts are we talking about?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Bruce.

3. SENATOR BRUCE:

4. On 1880...1958, Amendment No. 1, I think there were
5. a minimum of fifty-six counties that received a multiplier
6. after the last week in September. So that would...would...
7. It's hard to say how many...the problem is, is translating
8. districts into counties, since only one county in the
9. State that I know of has all of its...all of the county
10. in one school district. It would affect...as introduced,
11. would affect substantial number of the districts. In
12. Amendment No. 3, I am told it would affect nine hundred
13. districts and a hundred and fifty-five districts would
14. be affected adversely perhaps.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Guidice.

17. SENATOR GUIDICE:

18. Now, you've indicated that there wouldn't be any
19. fiscal impact in '78, but you do anticipate something
20. in '79. What are you talking about money in '79?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Bruce.

23. SENATOR BRUCE:

24. I was going to say, I have...the problem is the
25. assessments are not out for next year so the impact
26. of 1880 as amended, IOE is said originally twenty-one
27. million, it could go as high as twenty-five million.
28. That would be in Fiscal '79, not next year.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Guidice.

31. SENATOR GUIDICE:

32. Well, how much money do you believe that they lost
33. last year because they...they weren't able to comply
34. with the...with the formula...with the equalizer?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Bruce.

3. SENATOR BRUCE:

4. I'm sorry, I was distracted. Would you repeat the
5. first part...well, your whole question...

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Guidice.

8. SENATOR GUIDICE:

9. Well, now you...you've indicated that it will cost
10. what, fifty, fifty million, is that what you said?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Bruce.

13. SENATOR BRUCE:

14. It would be between twenty-one and twenty-five, but
15. I want you to know that that is a...a guesstimate of how
16. much it's going to cost. It's...that does not relate to
17. Fiscal '78, that is '79, however.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Guidice.

20. SENATOR GUIDICE:

21. Well, now that you've...you've indicated now it's
22. twenty-one to twenty-five million in '79. What was
23. lost in '76 or '75 because they weren't able to come
24. within it because of the...the time lapse that involved
25. there?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Bruce...our time is fleeting, gentlemen.
28. Could we conclude. Senator Bruce.

29. SENATOR BRUCE:

30. We...we...we have acted on two bills, House Bill
31. 122 and 1974, both of which relate to the problem that
32. when the assessors get out the multiplier late after
33. the levy, which occurs in the last week in September.

1. What has occurred in many of the school districts when they
2. did not get their multiplier until March or April, they
3. did not capture or levy against all of the equalized
4. assessed valuation. Because of that they were, they
5. did not...they are penalized under the School Aid Formula
6. for not having captured all their local resources. So
7. what this bill says that because of the lateness of the
8. multiplier, those districts in Fiscal '79 can claim as
9. an operating tax rate, either their '76 or '77 tax rate.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Guidice, your time has nearly expired.

12. SENATOR GUIDICE:

13. It's...it's on yellow, Mr. President, thank you.
14. Well then...then the whole problem stems from the
15. fact that the assessor is not getting his...his job
16. done in time to...to bring this into complaints then.
17. Is that correct?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Bruce.

20. SENATOR BRUCE:

21. Well, it's...it's...there are two factors, one is
22. I suppose a local assessors, which many people are
23. concerned about. The other is the Department of Local
24. Government Affairs that does not get the multiplier out.
25. I don't know who's guilty. The problem is the school
26. districts would have gotten more money had they...they
27. known their assessments. Now, they would be penalized
28. having not known what the figure was they will be
29. penalized under the School Aid Formula.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Glass.

32. SENATOR GLASS:

33. Thank you, Mr. President. I...I, as I understand

1. this, Senator Bruce and recall it from committee. It is
2. in effect, a whole harmless for those school districts you
3. have mentioned and would...would provide...I had twenty
4. million, but your estimate is twenty-one to twenty-five.
5. Now, if we do not fully fund the formula in '79 will
6. that mean that certain districts will lose money and
7. that we will have to prorate what's left. In other
8. words, if these districts get the twenty-million additional
9. will there be some districts that lose? If there's
10. not full funding?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Bruce.

13. SENATOR BRUCE:

14. Well, it...that's a tough question to answer. The
15. Legislature will make a determination as to whether or
16. not they will fund that line item and to that extent, if
17. we do not fully fund there would be a redistribution, but
18. only if this Legislature makes the determination next
19. year that they want to fund that line item.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Glass.

22. SENATOR GLASS:

23. And...and has there been a print out on...on the
24. districts that are involved in...in this?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator...Senator Bruce.

27. SENATOR BRUCE:

28. On the tax rate, there is...there is no figure
29. available. You cannot...since the equalized assessed
30. valuations are not yet today computed you cannot run.
31. That's why IOE is still making a guesstimate at
32. twenty-one to twenty-five million dollars.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Glass.

2. SENATOR GLASS:

3. A final question. I...I am in support of the bill...I
4. but I...let me ask you this. The third Amendment you stated
5. clarifies whether claims will be paid on the basis of actual
6. payments last year or...on entitlement. On which basis
7. will they be paid under this amendment?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Bruce.

10. SENATOR BRUCE:

11. They will be paid on actual claims in Fiscal '79.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Nimrod.

14. SENATOR NIMROD:

15. Yes, Mr. President and Ladies and Gentlemen of the
16. Senate. Again, another bill which affects revenue
17. has...has gone to the Education Committee. As Senator
18. Bruce has said, this is in line with 122 and 1974 which
19. passed here, but I think what we better consider here
20. in...in what we're doing is we're amending the State
21. Aid Formula to whole harmless and that something
22. that we've never done before and we're permitting
23. these things to take place and allowing a maximum tax
24. rate to exist regardless of the levy. Now, that was
25. not the intent of all these provisions. And what we're
26. doing is everytime that there is a...a adjustment in
27. a multiplier, we're allowing a maximum tax rate to
28. exist. And what we're doing is getting right back
29. to...if we have an assessor who's doing a poor job and
30. we're not assessing thirty-three and a third percent
31. and that's what we passed here, we said each of these
32. counties were to do it, what we're doing is rewarding
33. those counties with additional State Aid for poor

1. assessing. Now, that's totally contrary to what there was...
2. what we passed here in this particular Legislature. I
3. think this concept is a bad one. I don't think we've
4. giving any...rate here. What we're doing is constantly
5. getting back and allowing these schools in this case, to
6. have a maximum tax rate regardless of the reason whether
7. it's poor assessing, whether it's a supplemental levy
8. that we're allowing them to do, we keep letting them
9. get back to a maximum tax rate and we are gouging,
10. gouging, taking money away from the taxpayers who are
11. entitled to those tax breaks and those changes in assessments.
12. I think this is a bad bill. I think it's a bad concept.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Hynes.

15. SENATOR HYNES:

16. Mr. President, I rise in support of this bill. There's
17. a very serious problem that it was intended to correct. It
18. has no fiscal impact this year and I think that it is a
19. concept that ought to be in the law to protect a number of
20. districts that have been severely injured by a situation
21. that was beyond their control and not their fault. And I
22. do think the membership ought to support it.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator Bruce may close.

25. SENATOR BRUCE:

26. Senator Davidson is seeking recognition.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Davidson.

29. SENATOR DAVIDSON:

30. Yes, Mr. President and members of the Senate. I rise in
31. support of this legislation. This will help correct inequities
32. which has happened within the downstate school districts and
33. all of you have some...affected areas with this. I think its

1. a good bill. I urge a Aye vote.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Bruce may close.

4. SENATOR BRUCE:

5. Okay. Well, I just want to correct the comments made
6. by Senator Nimrod. This has absolutely nothing to do
7. with the local tax rates at all. We've fought on that
8. yesterday in House Bills 122 and 1974. This bill has
9. nothing to do with raising any more money at the local
10. tax level at all. Has nothing, nothing, nothing to do
11. with that area. It just says that if they didn't capture
12. it, they are given money from the State as if they
13. had captured the local money, but it does not allow
14. them to do a supplemental levy. It has nothing to do
15. with going back on operating tax rates. It has nothing
16. to do with extended levies. Has nothing to do at the
17. local level. It only is with the State Aid Formula
18. in saying that had they gotten the money at the local
19. level they would have gotten this much money from the
20. State Aid Formula. All State money. And I would
21. ask for a favorable vote.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. The question is shall House Bill 1958 pass. Those
24. in favor vote Aye. Those opposed Nay. The voting is
25. open. (Machine cut-off)...those voted who wish? Take
26. the record. On that question the Ayes are 50, the Nays
27. are 3, 1 Voting Present. House Bill 1958 having received
28. a constitutional majority is declared passed. Senator
29. Vadalabene, for what purpose do you arise?

30.

31.

32.

33.

1. SENATOR VADALABENE:

2. Yes. On a point of personal privilege, Sir.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. State your point.

5. SENATOR VADALABENE:

6. Yes. I...first of all, I want to apologize to
7. my colleagues on both sides of the aisle for my actions
8. in...in the...in the confrontation with Senator Bruce.
9. However, I think I ought to explain what the confrontation
10. was. In the passage of Senator Kenny Hall's bill in
11. trying to establish the Free Trade Zone Port. After the
12. bill was passed our majority leader, Senator Bruce went
13. to our other majority leader, Senator Hall and said I
14. worked the Floor against that bill in trying to get
15. its defeat. Now, I appreciate that when we have a
16. majority leader who's sponsors ethics bills and...
17. conducts a good behavior, I think that it's time
18. when we have a majority leader who is a liar, he should
19. be considered...

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator...Senator...

22. SENATOR VADALABENE:

23. Now, shake your head, Senator Donnewald. This is
24. my issue and I'm getting tired of it. Now, if Senator
25. Bruce...I am not sorry for what I said and did to
26. Senator Bruce. Now I...I do think that he owes me
27. an apology on the Floor of this Senate and I think that
28. all the members in the press should know what he did and
29. what his actions were.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. House Bill 2000. Senator Glass. You wish to...

32. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 2000.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Glass.

6. SENATOR GLASS:

7. Thank you, Mr. President. Ladies and Gentlemen of
8. the Senate. This bill would create the Illinois Future
9. Task Force. It would be made up of eight legislators
10. and nine public members. Originally, the complement was
11. significantly higher than that. It would have been
12. thirty-three members and we have reduced that to seven-
13. teen. The bill was developed by persons concerned with
14. some of the trends in Illinois that I think are...are
15. unfortunate. I think many of us are aware of. They
16. include, of course, the declining population of our
17. largest city. The squeeze on the revenues of State
18. government.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion?

21. SENATOR GLASS:

22. Yes. The...the loss of jobs and like many other
23. States, this is a proposal for Illinois to take a
24. coordinated look at its future and do...do some...some
25. planning in regard there, too. I have had distributed
26. and laid on your desks copies of two editorials, one
27. from the Chicago Daily News, one from the Chicago
28. Tribune in favor of this legislation and I would just
29. point out a couple of items from those. There are
30. one hundred and eighty-eight thousand manufacturing
31. jobs or thirteen percent of our total in the last nine
32. years that have left the State of Illinois. This is an
33. alarming concern for all of us. And I think...if we

1. and...and to quote the final lines on this hand-out.
2. If just some light in leading and usable and used its
3. form were to result from HB 2000, that would justify
4. enactment. It is an approach taken by a number of other
5. states and I would commend it for your favorable
6. consideration.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. Mr. President, will the sponsor yield for a ques-
11. tion?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Indicates he will.

14. SENATOR SHAPIRO:

15. Senator Glass, I read the material that you put out
16. this morning. I think there were two editorials. I
17. thought I read it pretty thoroughly, but I didn't
18. notice just exactly what this futures concerned itself
19. with and I would like to ask you, does it involve grain,
20. cattle, gold or silver?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Glass.

23. SENATOR GLASS:

24. I think that may have been a rhetorical question
25. but it...it is even broader than all of those. It...it
26. involves the entire future of our State.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Savickas. Senator Savickas.

29. SENATOR SAVICKAS:

30. Yes, Mr. President, would the Gentleman yield to a
31. question?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Indicates he will.

1. SENATOR SAVICKAS:

2. It was my understanding that the creation of the
3. Department of Business and Economic Development was
4. created for this specific purpose. I think this might
5. be just duplication of what their offering in their
6. services.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Glass.

9. SENATOR GLASS:

10. Well, I'm glad you mentioned that, Senator Savickas,
11. because a lot of agencies like that are zeroed in on just
12. one phase of the State's problems and this would be a look
13. at all of the problems of the future of Illinois rather
14. than just one narrow segment, such as the one you mentioned,
15. which is in the area of business.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Savickas.

18. SENATOR SAVICKAS:

19. Well, maybe than we can get rid of all these other
20. commissions that are around because they each address
21. themselves to one particular problem in Illinois and just
22. use this one commission and save quite a bit of money.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator Soper.

25. SENATOR SOPER:

26. Thank you, Mr. President. Now if anybody wants to
27. find out why business has left the State of Illinois, all
28. you have to do is call the...call the divisions, the
29. businesses that have left the State. Maybe it'll take
30. about a hundred and twenty five phone calls and then ask
31. them. You don't need a big commission and people running
32. around and...and spending a lot of money on secretaries.
33. Any...any kid can do this, but nobody wants to do it.

1. They want to have a full-fledged commission. Spend a lot
2. of money. Travel all over the State. Chew gum. Chew
3. their gums. Badger everybody and say, why did you leave
4. the State of Illinois? Why did you go some place else?
5. I'll tell you why they left. The Workmen's Comp and your
6. Unemployment Compensation. It's simple. Very simple.
7. And until you change that no industry is going to stay in
8. this State with that atmosphere. With that taxation.
9. They're going to leave. Why all this monkey business?
10. It's stupid. Everybody on the other side knows what...
11. what it is and everybody on this side knows what it is.
12. But everybody wants to get a commission. Twenty-five,
13. thirty people sitting around. The input and the output and
14. everything else. Well, I'll tell you what the output
15. is. Industry is not going to stay in this State as long
16. as the atmosphere won't allow them to make a profit. And
17. if industry doesn't stay the unions can do whatever they
18. want to do and you can have all the bills you want that
19. say you're going to protect the working man, but you're
20. going to nurse him and nurse him until you kill him.
21. You're going to overpill him. And that's what's happen-
22. ing here. You've got him overpilled and it's hard for
23. somebody to make a...admission that they made a mistake.
24. But six years ago we started on this thing and we made
25. one hell of a mistake. And if we haven't got guts enough
26. to cure it instead of using a bandaid we got to use a
27. scalpel on this thing. And you better believe it, Ladies
28. and Gentlemen. You better believe it. The time is
29. short.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator, your time has expired.

32. SENATOR SOPER:

33. I can understand that.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Glass may close.

3. SENATOR GLASS:

4. Well, Ladies and Gentlemen of the Senate. Just a
5. final word in closing. Maybe if a task force such as this
6. had been created several years ago it might have avoided
7. some of the problems we face today. This task force
8. would not come up with all the answers, but I think it
9. certainly would help us plan our future and I'd urge
10. a favorable vote.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. The question is, shall House Bill 2000 pass. Those
13. in favor vote Aye. Those opposed Nay. The voting is
14. open. Have all those voted who wish? Take the record.
15. On that question, the Ayes are 43, the Nays are 7. 1
16. Voting Present. House Bill 2000 having received the
17. constitutional majority is declared passed. House Bill
18. 2032, Senator Knuppel. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 2032.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Knuppel.

25. SENATOR KNUPPEL:

26. House Bill...yah, 2032 as amended, is designed to
27. allow the...the summoning of jurors by mail rather than
28. ...than to have to go by certified mail. It would save
29. expense. It's been amended to correspond to the request
30. of the Judiciary Committee and provides that a person
31. who fails to receive notice through the mail cannot be
32. held in contempt for having failed to respond. And,
33. of course, there'd be no way of proving whether he did

1. or did not, but if he's summoned by mail and it comes
2. back, then there's a provision for the sheriff to attempt
3. personal service. This is good legislation. Will con-
4. stitute a great savings to the circuit courts of the
5. various counties affected and I would appreciate a
6. favorable roll call.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Question is, shall
9. House Bill 2032 pass. Those in favor vote Aye. Those
10. opposed Nay. The voting is open. Have all those voted
11. who wish? Take the record. On that question, the Ayes
12. are 54, the Nays are 1. House Bill 2032 having received
13. the constitutional majority is declared passed. House
14. Bill 2052. Senator Weaver. Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 2052.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Weaver.

21. SENATOR WEAVER:

22. Thank you, Mr. President. House Bill 2052 authorizes
23. the Department of Conservation to...convey some real
24. estate in Kankakee County to the Kankakee Park District
25. for the consideration that it be used for public park and
26. recreational purposes. The property being transferred is
27. about four hundred and thirty acres known as the Kankakee
28. River Conservancy area. The Department of Conservation
29. has no intention of developing the land since it is already
30. leased to the Kankakee Park District and they desire that the
31. transfer of...of title to the property be granted. I...
32. Senator Joyce's amendment took out a dam on the Kankakee
33. River. There are a couple of amendments reserving some...

1. some right of way access to the Capital Development
2. Board and also to, I think, the Department of Trans-
3. portation for access purposes. If there's any questions
4. I'll be happy to try to answer them.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? Senator Hickey.

7. SENATOR HICKEY:

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

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Weaver indicates he will yield.

11. SENATOR HICKEY:

12. Is this property now being used for recreational
13. purposes?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Weaver.

16. SENATOR WEAVER:

17. Yes, it is Senator Hickey. There's some baseball
18. diamonds and...and I think a model airplane landing
19. strip on this property. It's being used by the Park
20. District now for recreational purposes and there is a
21. reversionary clause on it stating that if it ever ceases
22. to be used for recreational purposes it'll revert back
23. to the State.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Hickey.

26. SENATOR HICKEY:

27. Senator Weaver, I thought...didn't...when we talked
28. about this the other day, didn't we say something about
29. it being used for agricultural purposes? It's all re-
30. creational purposes. Every bit of it. Right now?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Weaver.

33. SENATOR WEAVER:

1. To my knowledge it's...it's being used for recrea-
2. tional purposes, Senator Hickey.

3. PRESIDING OFFICER:(SENATOR DONNEWALD)

4. Senator Rock.

5. SENATOR ROCK:

6. Yes, thank you, Mr. President. A question to the
7. sponsor, if he'll yield.

8. PRESIDING OFFICER:(SENATOR DONNEWALD)

9. Indicates he will.

10. SENATOR ROCK:

11. How much property and what's it worth are we giving
12. away?

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Weaver.

15. SENATOR WEAVER:

16. As I stated, there's approximately four hundred
17. and thirty acres and I have no idea what it's worth.
18. It was given to Conservation by the Department of Mental
19. Health as part of the Kankakee State Hospital years ago.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Rock.

22. SENATOR WEAVER:

23. ...back in 1966, Senator Rock.

24. SENATOR ROCK:

25. Well, when we had the Department of Conservation
26. budget before the Appropriations II Committee, there
27. was testimony that the approximate value of this land
28. was in excess of four million dollars and I suggested to
29. the department at that point that there is...a program
30. Federally funded, albeit, but there is a program to
31. encourage local units of government...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. ...just a moment, Senator. Will the members please

1. be in their seats? Now we're not going to continue until
2. there is quiet. And there isn't quiet yet. Proceed.

3. SENATOR ROCK:

4. Thank you, Mr. President. That there is a program
5. administered by the Department of Conservation. We have
6. just, by virtue of passage of House Bill 1593, which is
7. Conservations FY '78 budget. We have just appropriated
8. some ten million dollars for the purpose of encouraging
9. and purchasing of land such as this. My question in
10. committee and my question to the sponsor, is why cannot
11. we, the department is a conduit for that money, why
12. can't we give the money to the Kankakee Park District
13. and then turn get that money back to General Revenue?
14. It's in excess of four million dollars. And I...I have
15. not received an answer yet. I asked that question in...
16. in the committee on Appropriations II one week ago. And
17. I have received no answer.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Weaver.

20. SENATOR WEAVER:

21. Well, I can't answer you on that. I don't remember
22. hearing it in Appropriations. This bill was heard in
23. Ag Committee. The Department of Conservation has stated
24. that they have no intention of developing this land. They
25. have leased it to the Park District and the Park District
26. is in the process of developing plans for the total
27. development of this as a recreational area.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Rock.

30. SENATOR ROCK:

31. Well, Mr. President and Ladies and Gentlemen of this
32. Senate. I would just point out that the testimony before
33. the...Appropriations II Committee was that this was not a

1. Department of Conservation bill. This bill originated,
2. apparently, at the request of the House sponsor. The
3. department is now in a position where they have been,
4. as I understand it, almost hammered into acceptance
5. of the bill. The fact of the matter is it's four
6. million dollars worth of property that we are just,
7. apparently, giving away. And I don't think that's right.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Thank you, Mr. President. I think the first one
12. of these kinds of bills that I voted on was something
13. ...some hotel beach resort or something like that in
14. the Chicago area which has been sold to the State of
15. Illinois for development of a park and I think Senator
16. Carroll sponsored the bill, as a matter of fact, to
17. give that land to the Chicago Park District. The plea was
18. made and...and it seemed logical to me that the State
19. was not using it and...

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Just a moment, Senator. Now everybody's talking.
22. Everybody that's want to have a conference, they can
23. go out in the Rotunda. Proceed.

24. SENATOR BUZBEE:

25. Thank you. And the plea was made that the State is
26. not using this land and we might as well let a park district
27. who will use it...do it and...and...and use it properly.
28. And that makes sense to me and I voted for that and I
29. think the next one was a...a some land around the Alton
30. area and the same kind of plea was made. And I voted for
31. that. And this Session and...this Session in the
32. Agriculture Committee, we've had at least three of
33. these or four of these kinds of bills. Every week it seemed

1. like the Department of Conservation was in testifying
2. that they wanted to give away land. Now I understand
3. they do have a land use plan. I got extremely upset
4. in there and said I will never vote for another one of
5. these and I'm not going to. The irony is, I had a bill
6. a couple of years ago that for some land that belonged
7. to the Department of Mental Health that we wanted to sell
8. it and I almost couldn't get that bill out of here. And
9. finally we did get it out to where we're going to sell the
10. State land. And...and it's now been sold. And I see
11. my yellow light on, Senator Donnewald. I will close
12. shortly. But, the fact remains, as Senator Rock pointed
13. out, this land is valued at ten thousand dollars an acre.
14. Now there's no reason in the world for us to just give
15. this to Kankakee or anybody else. And if...if we want
16. to make this kind of transaction, I think Senator Rock's
17. suggestion is a good one. I think the department should
18. look into that possibility. And until they do, I suggest
19. we defeat this bad bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. Yes, Mr. President. I would just like to point out
24. the inconsistency of the sponsor on this legislation. When
25. the Chicago Park District had their legislations increase
26. their tax levy and tax the people of Chicago to provide
27. park services for the people, he voted No. Here, when
28. he's giving away four million dollars of the taxpayers'
29. money in land, he's supporting this legislation. I think
30. it's a little inconsisent and it's unfair to the people of
31. Chicago on their tax levy.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Glass.

1. SENATOR GLASS:

2. Well, thank you, Mr. President, Ladies and Gentlemen.
3. I would like to...rise in support of this bill. I'm
4. calling the attention to the membership to the fact that
5. there is a lease of this property already to the Kankakee
6. Park District for twenty years beginning...which began
7. in 1968. I don't know where the...Senator Buzbee got
8. your...your figures of ten thousand an acre. I'm...it
9. was our understanding it was five, but I'll try to check
10. that out. Seems to me, the question is whether the land
11. is going to be used for public purposes and if it, in
12. fact, is going to be used for public purposes and main-
13. tained by the Kankakee Park District. That's what we
14. ought to be interested in. If the Department of Conservation
15. isn't going to maintain it, why do we object to this trans-
16. action? I think we ought to support the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Shapiro.

19. SENATOR SHAPIRO:

20. Mr. President and Ladies and Gentlemen of the Senate.
21. I was not going to speak on this bill, but since there was
22. a comparison made concerning Chicago to downstate, I would
23. like to remind the Senate, if my memory serves me correct,
24. the State of Illinois purchased the Edgewater Golf Course
25. from private interest and then deeded the land to the City
26. of Chicago and the Park District a few years ago.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Just a question. It seems to me in...in analysis
31. of this somewhere, that the State is leasing this to
32. Kankakee for a dollar a year or something like that or
33. ...and but doesn't Kankakee in turn, rent out some of this

1. land for agricultural purposes on which it realizes a
2. profit and are we not now depriving them of that money?
3. It seems to me their present arrangement is much more
4. profitable unless we can give them the land so they can
5. sell it or develop something on it. And I don't know
6. if we want to do that. Senator?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Weaver.

9. SENATOR WEAVER:

10. I can't tell you what the lease is and maybe Senator
11. Joyce can tell...tell us what...whether they are leasing
12. any...any of the land out. I'll let...Senator Joyce
13. answer that, if he knows.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Senator Joyce.

16. SENATOR JOYCE:

17. Yes, thank you, Mr. President.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Just a minute. Just a minute. There's a lot of
20. conversation immediately behind you. Proceed.

21. SENATOR JOYCE:

22. Well, I...I'm a...this is a little strange for me
23. to be standing here speaking about this bill that, in
24. my district, there has been some games played with some
25. of my bills in the...in the House. A bill to...that I
26. thought would be of great benefit to Kankakee and the
27. Kankakee River. But, aside from that, aside from that,
28. you're right, Gentlemen, this land transfer will be a lot
29. of money. Three or four million dollars. It's worth
30. that much money. But where else...the City of Kankakee
31. and the Kankakee Valley Park District could never, in
32. God's world, afford this land. And this...it is river
33. front land. It will be there for generations to come.

1. And it is the only way that they're going to have this.
2. Now we've taken the dam out of the...the picture. That
3. was a liability I felt they could not afford. We have,
4. I think, got the bill in...in pretty good shape. The...
5. and yes, they are renting out some of this land for
6. farm land. And they are getting the proceeds to help
7. run the...the park now. And if this bill passes they
8. will not be able to do that. But, I believe, that if
9. we give them this land, that they will be able to develop
10. it and they will be able to pass this on to future genera-
11. tions. And have something that is good rather than, maybe,
12. selling the land and having a bunch of condominiums and
13. so forth. It's a beautiful sight. The bill should be
14. passed. I'm not too happy with the way things have worked
15. out, but aside from that, I think it is something that
16. we...we...we need very desperately in Kankakee. And I
17. would urge everyone on this side of the aisle to vote
18. for the bill and I am very sincere about that.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator Weaver may close.

21. SENATOR WEAVER:

22. Appreciate a favorable roll call.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Question is, shall House Bill 2052 pass. Those in
25. favor vote Aye. Those opposed Nay. The voting is open.
26. Have all those voted who wish? Take the record. On that
27. question, the Ayes are 48, the Nays are 2. 2 Voting Present.
28. House Bill 2052 having received the constitutional majority
29. is declared passed. House Bill 2052...House Bill 2096.
30. Senator Davidson. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 2096.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Davidson.

4. SENATOR DAVIDSON:

5. Yes, Mr. President and members of the Senate. This is
6. a bill that was brought in by the Springfield Park District's
7. request. It's limited to recreation centers only. It's
8. permissive legislation only. And it's only that they
9. have a room out there which they use for the public, which
10. they cannot serve alcoholic beverages in it, they have been unable
11. to rent it for wedding receptions, et cetera. This is
12. limited to a center only and by revenue bonds and building
13. of the building. This building was built by a half million
14. dollar donation by a individual. It was Anheuser Busch stock
15. that built it. I'm not...this is a little out of character
16. for me to support this situation cause I am a non-imbiber,
17. but the park district does need this to do the revenue
18. sharing. We think we have it locked down to where it
19. would apply only to a building. Only...and it's only
20. permissive as park board, local park board has control and
21. I'd urge a favorable motion.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Daley.

24. SENATOR DALEY:

25. Mr. President, and fellow Senators. I oppose this
26. legislation on the grounds that I believe Senator Moore
27. has a similiar bill that would help every city, village,
28. town and park district throughout this State. I think
29. there's inconsistencies in the sponsorship of the bill.
30. He votes No on much of this legislation and all of a
31. sudden he has a bill before us and he's asking us to
32. pass it. I would ask for a No vote.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rupp.

2. SENATOR RUPP:

3. Also...thank you, Mr. Speaker...President. I also
4. rise in opposition to this bill. In the City of Decatur
5. in our park districts, we have two family type affairs
6. during the season. One is on Memorial Day, boat races,
7. and the other is on 4th of July. I do think that the
8. folks are entitled on one or two times during the year
9. when they have family picnics where they are not subject
10. to exposure from those who are drinking. Would appreciate
11. opposition to this bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Davidson may
14. close.

15. SENATOR DAVIDSON:

16. Well, first off, this doesn't apply out in the
17. park, this is restricted to the center itself. Recreation
18. center only and admittedly to what Senator Daley said, I
19. have opposed the situation. But I think when you're
20. representing a district and they have a request, this
21. park district has a problem of...on Revenue, to pay off
22. their bonds, they brought this and if I'm their represent-
23. ative I should try to answer their problems and I urge a
24. favorable roll call.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. The question is, shall House Bill 2096 pass. Those
27. in favor vote Aye. Those opposed Nay. The voting is
28. open. Have all those voted who wish? Take the record.
29. On that question, the Ayes are 8, the Nays are 31, 1
30. voting Present. House Bill 2096, not having received
31. a constitutional majority is declared lost. House Bill
32. 2119, Senator Bowers. Read the bill, Mr. Secretary.

33. ACTING SECRETARY: (MR. FERNANDES)

1. House Bill 2119.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Bowers.

6. SENATOR BOWERS:

7. House Bill 2119 is designed to require all school
8. boards to list their payments over a hundred dollars.
9. It's now applies in most of the communities downstate.
10. I think most of the communities in the State are doing
11. it. The bill specifically eliminates the City of Chicago
12. and the purpose of eliminating the City of Chicago is
13. to...is because they already have a program going that
14. is more restrictive than this even. I think it's good
15. legislation. It...it gives the public its right to
16. know and I would urge a favorable roll call.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? Question is, shall
19. House Bill 2119 pass. Those in favor vote Aye. Those
20. opposed Nay. The voting is open. Have all those voted
21. who wish? Take the record. On that question, the Ayes
22. are 50, the Nays are None. House Bill 2119 having re-
23. ceived the constitutional majority is declared passed.
24. House Bill 2126. Senator Rock. Read the bill, Mr.
25. Secretary.

26. ACTING SECRETARY: (MR. FERNANDES)

27. House Bill 2126.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rock.

32. SENATOR ROCK:

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

- 6/17/71
1. Leonard, McMillan, Mitchler, Moore, Netsch, Nimrod,
 2. Philip, Regner, Rhoads, Roe, Rupp, Schaffer, Shapiro,
 3. Sommer, Walsh, Washington, Weaver, Wooten.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Maragos.

6. SENATOR MARAGOS:

7. Senator Bloom.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Bloom on the Floor? He's on the Floor.

10. SENATOR MARAGOS:

11. Senator Nimrod.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Nimrod is in his seat. The roll has been
14. verified. The Ayes are 25, the Nays are 27. The
15. amendment fails. Further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. 3rd reading. 2130, Senator Lemke. Senator Lemke
20. seeks leave of the Body to bring House Bill 2130
21. back to the Order of 2nd reading for the purpose of
22. amendment. Is leave granted? On the Order of House
23. Bills 2nd reading, House Bill 2130. Mr. Secretary.

24. SECRETARY:

25. Amendment No. 1 offered by Senator Lemke.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Lemke.

28. SENATOR LEMKE:

29. What the amendment does to House Bill 2130 is
30. add Section 14-143. This would allow an elected
31. police magistrate or justice of peace to join the
32. State Employee's Retirement Fund provided that
33. they do not already contribute to a public finance
34. system. This...this bill...this amendment was on
35. 2322 which there were some other problems with some

1. other amendment on that bill and...and since this inquires
2. only as to one or two individuals, but because of the
3. election of the blue ballot in '64 there's three and a
4. half year span; there are two and a half year span of...
5. on the retirement that's not covered under the State
6. law because they were not lawyers and could not follow
7. in office. And I...this...this amendment will not
8. cost the State anything and I think it's a good amend-
9. ment and I ask for its favorable adoption.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Any discussion? Senator Sommer.

12. SENATOR SOMMER:

13. Wonder if I couldn't ask a couple of questions.
14. Was does this do? Does this say that you can pick
15. up time that you didn't pay for back when you were
16. in a job as police magistrate?

17. PRESIDING OFFICER: (SENATOR ROCK)

18. You can pick up the money, you can pick up this
19. time. You got to pay the money. You got to pay five
20. percent interest. It uncovers two...I talked
21. to people from the Pension Funds and they're...
22. they're in agreeance. In fact they're the ones that
23. drew up this amendment. There's only about one or
24. two police magistrates that don't come under this
25. because they didn't follow becoming associate judges
26. because they were not lawyers and they...when they
27. were elected their term expired and that was it.
28. And this...this time was not covered.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Sommer.

31. SENATOR SOMMER:

32. Let me ask you this. Once they become members of
33. this fund, can they transfer it to any other fund?

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Lemke.
3. SENATOR LEMKE:
4. No, what...what we're doing here is...is tightening
5. it up so they...it just applies to these two individuals.
6. These people are already members of a State fund. They're...they're
7. members of the State Employees Retirement Fund. What it
8. does is give them the chance to pick up these two and
9. a half years that were not covered by paying in the money
10. and interest of five percent.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Further discussion? Senator Schaffer.
13. SENATOR SCHAFFER:
14. Senator Lemke, I was wondering, would a person
15. be able to transfer this ...time into the State
16. fund and then into ours?
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Senator Lemke.
19. SENATOR LEMKE:
20. No, this doesn't do anything with the General
21. Assembly. This is, in fact, these two individuals
22. are about...about ready to retire. I don't think
23. they're going to be running for office. They're
24. talking about retiring, you know, I think they're
25. near their age.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Senator Schaffer.
28. SENATOR SCHAFFER:
29. Would a sitting Legislator, who has happens to
30. be in this situation be able to transfer his time as
31. a magistrate into the Pension State Fund and then into
32. this one?
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Schaffer. Senator Lemke.

2. SENATOR LEMKE:

3. I don't think there's a sitting Legislator here.
4. that would come into this category because there's only
5. about two individuals and those two individuals are
6. not Legislators and have no idea of ever becoming a
7. Legislator and aren't going to retire and this bill
8. only applies to those two individuals if you look
9. at it closely.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Schaffer.

12. SENATOR SCHAFFER:

13. If, per chance, there was one here would he be
14. able to do it?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Lemke.

17. SENATOR LEMKE:

18. I don't believe so.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? Senator Knuppel.

21. SENATOR KNUPPEL:

22. Well, I don't see how this differs from the Constitu-
23. tional Convention delegates. They get hung just like
24. the Constitutional Convention delegates did. No...no
25. pension, tough titty.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any further discussion? Senator Lemke has moved
28. the adoption of...Senator Egan.

29. SENATOR EGAN:

30. Well, there...there is a difference. There's a
31. significant difference insofar as every police magistrate
32. that I've ever heard of, every municipal court referee,
33. every justice of the peace. I think these are the

1. only two left. They're all in now. They've been given
2. credit to date and somehow these were left out and so
3. it's...it's only fair.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Berning.

6. SENATOR BERNING:

7. Thank you, Mr. President, members of the Senate.
8. This very likely is a case of one or two again. We've
9. been accommodating them periodically, over my objection,
10. I should say. But at least my recollection is that
11. the more recent ones have been required to make the
12. contribution into the system which would have been
13. required of not only the employee, but the employer,
14. and I don't see that that is covered here. So that
15. this would be discriminatory against those who have
16. recently been incorporated into one system or another.
17. In fact, we just recently required that one individual
18. had had an income of at least nine thousand dollars
19. before he was allowed to opt into the system. For
20. that reason, Mr. President, I...I suggest that this
21. amendment be rejected. It be reconsidered at a
22. subsequent Session of the General Assembly when there
23. is time to thoroughly evaluate it in connection with
24. the questions that have been raised by other speakers.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any further discussion? Senator Lemke may close
27. the debate.

28. SENATOR LEMKE:

29. It's my understanding this applies only to two
30. individuals. This...this amendment was drafted by the
31. ...the fund and they...they want it because they...they
32. made the mistake when they originally put in all the
33. police magistrates and that and I think it's only fair

1. that these...these two individuals should be included. It
2. ...it wasn't their fault that they were left out. They
3. weren't purposely left out. There was no intention to
4. left them out, but the wording in the...in the...when
5. they originally left...left...left the...just the
6. masters and chanceries and that, the original wording
7. left these individuals out because they assumed that
8. most police magistrates or..or justices of peace just
9. succeeded themself as associate judges, but these two
10. individuals didn't because of the law which stated
11. that you can't become a judge if you're not a lawyer.
12. And they were not attorneys and...and...and I think
13. it's a...only fair for the State of Illinois to correct
14. the mistake that they made and let these people in.
15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Lemke moves the adoption of Amendment
17. No. 1 to House Bill 20...2130. All those in favor
18. signify by saying Aye. All those opposed. The Ayes
19. have it. The amendment's...roll call has been
20. requested. Those in favor of the adoption of Amend-
21. ment No. 1 to House Bill 2130 will vote Aye. Those
22. opposed will vote Nay. The voting is open. Have
23. all voted who wish? Have all voted who wish? Take
24. the record. On that question the Ayes are 26, the
25. Nays are 22, none Voting Present. Amendment No. 1
26. is adopted. Any further amendments?

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. 3rd reading. Senator Bloom on 2229. Senator
31. Bloom seeks leave of the Body to bring House Bill 2229
32. back to the Order of 2nd reading for the purpose of
33. an amendment. Is leave granted? On the Order of

1. SENATOR SCHAFFER:

2. Well, Senator Egan, the amendment that we discussed
3. would have been applied to downstate school systems and
4. it would have simply have prohibited them from using the
5. proceeds of these sales unless the any bonded or any
6. indebtedness on the property was paid off first. We
7. were holding for Representative Capparelli's approval
8. and, to date, I have not heard from him, although I did
9. send a copy of the amendment over to him. My concern is
10. that a school district in a crunch might decide the way
11. to meet the teachers contract is to sell off some land
12. they had and even though they had the bonding still
13. outstanding on the land, the taxpayers would, in effect,
14. fund the contract by selling off assets that were still
15. ...they still owed money on. And I don't think any of us
16. are for that. And, yet that...I think that hole clearly
17. exists.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Egan.

20. SENATOR EGAN:

21. Well, I...I will take it from the record and wait
22. if that's your desire. I have...my intention is to
23. accomodate your wish.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Take...take it from the record. House Bill 2137,
26. Senator Maragos. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 2137.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Maragos.

33. SENATOR MARAGOS:

1. Mr. President and members of the Senate. The Calendar
2. is wrong in one aspect in that it is printed in bold type
3. when this is not an appropriation bill. In fact, it is
4. the opposite. Senate Bill...I mean House Bill 2137 is a
5. very simple bill. It says that when the EPA requires
6. certain permits to be issued for construction or what-
7. ever else is going to be done at their request, that the
8. fees only cover...the permit fees only cover the costs of
9. ...handling this matter. It says such fees in the...in
10. the aggregate may not exceed the total cost of the agency
11. of its inspection and permit system. So, therefore, they
12. cannot make a profit after they put a...a taxpayer into
13. the bind of having to make corrections to comply with
14. their regulations and I ask for your favorable support.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Question is, shall
17. House Bill 2137 pass. Those in favor vote Aye. Those
18. opposed Nay. The voting is open. Have all those voted
19. who wish? Take the record. On that question, the Ayes
20. are 52, the Nays are None. House Bill 2137 having re-
21. ceived the constitutional majority is declared passed.
22. House Bill 2138, Senator Clewis. Senator Clewis.

23. SENATOR CLEWIS:

24. Mr. President and members of the Senate. I would
25. ask leave to...to refer House Bill 2138...recommit to
26. the Committee on Local Government.

27. PRESIDING OFFICER:(SENATOR DONNEWALD)

28. Is there leave? Leave is granted.

29. SENATOR CLEWIS:

30. That's the best kind of bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. House Bill 2161, Senator Rock. Read the bill, Mr. Secretary.

33. SECRETARY:

*HB 2161
3rd Reading
6/28/77*

1. House Bill 2161.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Rock.

6. SENATOR ROCK:

7. Thank you, Mr. President and Ladies and Gentlemen
8. of the Senate. Just yesterday we adopted Amendment No.
9. 2 to House Bill 2161 so that this bill applies only to
10. counties having a population of, at least, three hundred
11. and fifty thousand, but less than a million. Obviously,
12. that applies only to...to Lake and DuPage county. And
13. what it does, it'll...it allows more than one public
14. building commission in those counties. The problem that
15. the speaker was addressing in House Bill 2161, as I
16. understand it, is that there is a local municipal
17. building commission. And the county and the county
18. board wish to build a building and the local building
19. commission does not wish to build a building. So the
20. speaker's response to that is that they'll form another
21. building commission and I would urge a favorable vote.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further discussion? Question is, shall
24. House Bill 2161 pass. Those in favor vote Aye. Those
25. opposed Nay. The voting is open. Have all those voted
26. who wish? Take the record. On that question, the Ayes
27. are 56, the...Nays are None. House Bill 2161 having re-
28. ceived the constitutional majority is declared passed.
29. House Bill 2173, Senator Rock. Read the bill, Mr.

30. Secretary.

31. SECRETARY:

32. House Bill 2173.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Rock.

4. SENATOR ROCK:

5. Thank you, Mr. President and Ladies and Gentlemen
6. of the Senate. This is, as those of you on Appropriations
7. II will recall, is the probation officers subsidy program.
8. It is an...House Bill 2173. It is an amendment to the
9. Criminal Code and the Juvenile Court Act. It provides
10. for a program of State-wide subsidy of adult and juvenile
11. probation officers in the amount of five hundred dollars
12. per month. Probation officer is defined as...there's a
13. minimum salary of eleven thousand dollars per year if,
14. in fact, they are a professional probation officer. And
15. the bill has received widespread support from all over
16. the State and I would urge a favorable vote.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? Question is, shall
19. House Bill 2173 pass. Those in favor vote Aye. Those
20. opposed Nay. The voting is open. Have all those voted
21. who wish? Take the record. On that question, the Ayes
22. are 51, the Nays are 3. House Bill 2173 having received
23. the constitutional majority is declared passed. House
24. Bill 2185, Senator Rhoads. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 2185.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Rhoads.

31. SENATOR RHOADS:

32. ...Thank you, Mr. President and Ladies and Gentlemen
33. of the Senate. This bill requires that if a juvenile

1. under the Juvenile Court Act is to be tried as an...an
2. adult that he will be eligible for parole under the same
3. terms that an adult is eligible. We took this out of the
4. record the other day at Senator Berman's request. I under-
5. stand that Representative Johnson the House sponsor and
6. Senator Berman have had a conversation about this concern-
7. ing...concerning...

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Just...just a moment. Now the noise level is rising.
10. Will the members please be in their seats and cease con-
11. versation on the Floor? Senator Rhoads.

12. SENATOR RHOADS:

13. The question that Senator Berman had raised was
14. whether or not this was compatible with the rest of the
15. Governor's package and I believe Senator Berman is on
16. the Floor. He could nod his head whether or not his
17. question has been answered. I ask for a favorable roll
18. call.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is...is there further discussion? The question is,
21. shall House Bill 2185 pass. Those in favor vote Aye.
22. Those opposed Nay. The voting is open. (Machine cut-off)
23. voted who wish? Take the record. On that question, the
24. Ayes are 48, the Nays are none. House Bill 2185 having
25. received the constitutional majority is declared passed.
26. Senator Moore, for what purpose do you arise?

27. SENATOR MOORE:

28. Thank you, Mr. President and members of the Senate.
29. I'd like the unanimous consent to refer House Bill 2186
30. back to Judiciary I to have it recommitted to Judiciary

31. ...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Do we have leave? Leave is granted. House Bill 2204.

1. Senator Demuzio. Read the bill, Mr. Secretary.

2. SECRETARY:

3. House Bill 2204.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Demuzio.

8. SENATOR DEMUZIO:

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

10. of the Senate. House Bill 2204 would grant the same

11. hearing rights privileges to the community college

12. teachers, as are...currently granted to the common

13. school teachers for a dismissal in cause. The bill

14. provides that in order to dismiss a teacher with two

15. or more years of teaching experience for reasons other

16. than a decision to decrease the number of teachers or

17. to discontinue a program. The board must first approve

18. a motion...containing specific charges by a majority

19. vote of all of its members. Before setting a hearing

20. to dismiss a teacher on charges that are considered

21. ...redeemable the board must give the teacher reasonable

22. warning in...in writing stating specifically the causes

23. which, if not removed may result for charges of...for

24. dismissal. It provides a notice of hearing, selection

25. of the hearing officer procedures, the hearing procedure.

26. It provides for the...the decision of the hearing officer

27. as to whether the teacher dismissed as final unless re-

28. viewed by under the Administrative Review Act. This bill

29. would substitute very specific Statutory procedures

30. governing the dismissal of teachers for the discretion

31. which community colleges have presently. The procedures

32. established in this bill are almost identical to those

33. established for the dismissal of tenured teachers in

1. elementary and secondary schools. The one difference
2. is that the school districts can require an additional
3. year of probationary service for teachers who have not
4. had at least one year of teaching experience. And I ask
5. for your favorable support.

6. PRESIDING OFFICER:(SENATOR DONNEWALD)

7. Is there further discussion? Senator Nimrod.

8. SENATOR NIMROD:

9. Yes, Mr. President and Ladies and Gentlemen of the
10. Senate. I rise in opposition to this bill. This bill
11. is the Teacher Hearing Officer Bill, as we've had, spent
12. so much time in...in the two Sessions before. Which was
13. then House Bill 32, if I remember. We spend about forty
14. or forty-five hours on the Floor discussing this very
15. issue. It's a bad concept. I don't think that it's
16. fair in what we're trying to attempt to do and I would
17. say that...that this is aState-wide program and I think
18. that this is going to be in conflict with...part of the
19. district of Chicago, which is exempt from the other bill.
20. So I would hope that we would not vote for this bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Glass.

23. SENATOR GLASS:

24. Well, thank you, Mr. President. I also rise in
25. opposition to the bill. I opposed the previous legis-
26. lation for elementary and secondary schools, which takes
27. away from the school board the inherent power that is
28. given to it by the people that elected to hire and fire
29. it's personnel and places a hearing officer over and
30. above the board to second guess what the board has done
31. and then the board doesn't like what the hearing officer
32. has done. It has to go to court. And I think this is
33. the wrong approach and I would like to ask the sponsor

1. ...I wasn't clear from Senator Nimrod's presentation but
2. ...I understand that it does apply to all community college
3. districts including Chicago. And the sponsor is nodding
4. his head correct...correctly. So thank you, Senator
5. Demuzio, but I still oppose the bill.

6. PRESIDING OFFICER:(SENATOR DONNEWALD)

7. Senator Hickey.

8. SENATOR HICKEY:

9. (Machine cut-) just like to rise in support of
10. this bill and say that even though there...were, perhaps, forty
11. some hours spent in discussing the other Hearing Officer
12. Bill, it's been in effect now for about a year and a half
13. and I think there have been a total of thirty-four cases
14. that have gone to hearing officers. The people who opposed
15. that now really have to admit the fact that it has not
16. been the terrible threat that they thought it was going
17. to be. That it would involved lots and lots of hearings and
18. lots and lots of trouble. It's really worked out very
19. well and I see no reason why this one would not also.

20. PRESIDING OFFICER:(SENATOR DONNEWALD)

21. Is there further discussion? Senator Harber Hall.

22. SENATOR HARBER HALL:

23. In rising to oppose this bill, I want to point out
24. that this can be very costly and probably will be. The
25. cost to set up a separate hearing would probably run
26. seventeen to eighteen hundred dollars minimum for every
27. hearing. Now this is a direct infusion of the State into
28. a local community college situation where the State has
29. no business. I think this is terrible...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Just...just a moment. Will the members be in their
32. seats and maintain quiet. Proceed.

33. SENATOR HARBER HALL:

1. It...it would be a disaster to pass something like
2. this. To have all...every junior college under this being
3. mandated by the State to...to set up a separate hearing
4. ...quasi - judicial hearing that cost: not only the State
5. but the local junior college district. It's estimated
6. that it cost twenty-five hundred dollars of junior
7. college district funds for every hearing like this. This
8. is not needed. Our junior colleges can run themselves
9. very well without this.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? Senator Demuzio may
12. close.

13. SENATOR DEMUZIO:

14. Thank you, Mr. President. Let me just say that there
15. was a request on this bill for a fiscal note and I think
16. ...Senator Hickey has brought out the fact that...that
17. there was only thirty-two cases that have been brought
18. forth to the board out of a total of a hundred thousand
19. elementary and secondary teachers in the State of Illinois
20. at a cost of twenty-seven thousand. A total cost. And
21. because there are only fourteen thousand three hundred
22. community college teachers in the State of Illinois the
23. maximum expense would be according to the fiscal note, no
24. more than seventy-two hundred dollars. And considering
25. the millions of dollars that we have appropriated, I
26. think this five thousand to seven thousand should be
27. of no difficulty to produce in the State budget. To
28. respond to Senator Nimrod, I would simply say, about not
29. being fair, I think it is totally fair. It is one that
30. needs to be accomplished in this State for the community
31. college...teachers to do as we have for the elementary
32. and secondary and I ask for your favorable support.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Question is, shall House Bill 2204 pass. Those in
2. favor vote Aye. Those opposed Nay. The voting is open.
3. (Machine cut-off) all those voted who wish? Take the
4. record. On that question, the Ayes are 28, the Nays are
5. 15. Request for Postponed Consideration. Considered will
6. be postponed. House Bill 2212, Senator Kenneth Hall.
7. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 2212.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Kenneth Hall.

14. SENATOR KENNETH HALL:

15. Thank you, Mr. President and Ladies and Gentlemen
16. of the Senate. Mr. President, since House Bill 2212 and
17. 2213, they're both on the same matter. If I might ask
18. leave to discuss both of these at the same time. Of
19. course, I know we'll vote on them differently. But may
20. I have leave?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. What's the other number, Senator Hall?

23. SENATOR KENNETH HALL:

24. 2212 and 2213.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is leave granted? Leave is granted. Senator Hall.

27. SENATOR KENNETH HALL:

28. Now what House Bill 2212...it creates the East St.
29. Louis Industrial Development Commission consisting of a
30. seven member board. This board would be appointed by the
31. Governor. The purpose of the commission is develop
32. industry in East St. Louis. The board will induce
33. business and industry to locate in and expand in East St.

1. Louis. Developers would be asked to submit industrial
2. development plans, that if approved, the commission will
3. provide its...immediate domain power to acquire the land.
4. This bill is needed because there are now four land areas
5. that are promising industrial park locations in East St.
6. Louis. That effort must be coordinated by a single
7. agency to promote the development of these industrial
8. parks. This, close to one hundred thousand dollars will
9. be Federal funds from Economic Development Administration
10. Department of Commerce. I ask your most favorable con-
11. sideration of these bills. It would be one hundred
12. thousand .

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any discussion? Senator Soper.

15. SENATOR SOPER:

16. Well, is another boondoggle for about a hundred thousand
17. dollars and I just want permission to get double time be-
18. cause this is a double bill.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Permission is granted.

21. SENATOR SOPER:

22. Thank you. Now, first of all, if you look at this bill
23. here's a commission of seven members. Five to be selected
24. by the...by the Governor and two...one...the Director of
25. Labor and...and the officer of the Southwest Regional
26. Port District. I don't know what that is. But first they
27. have the right of imminent domain. Now, this is for a
28. commission. A commission can walk in and...and take
29. property away. Just like that. You know. And...and
30. they've got a hundred thousand dollars here. I don't
31. know how they're going to pay for that property with
32. a hundred thousand. But let's go down the line items
33. for the...for the...for the budget that they have here.

1. For personal services, seventy-five thousand dollars.
2. Well, what...what are the personal services, Senator?
3. PRESIDING OFFICER: (SENATOR ROCK)
4. Senator Hall.
5. SENATOR SOPER:
6. Who's all included?
7. PRESIDING OFFICER:(SENATOR ROCK)
8. Senator Hall.
9. SENATOR HALL:
10. Well, Senator, I'm handling this bill for my represent-
11. ative over in the House and that's a question I never got
12. around to asking her.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Soper.
15. SENATOR SOPER:
16. Well,...for State contribution for State Employees
17. Retirement System, five thousand five hundred and fifty
18. dollars. Social Security four thousand five hundred. So
19. it looks like that seventy-five thousand dollars is for
20. salaries for somebody. Then they've got contractual
21. services nine thousand three hundred. For travel, one
22. thousand seven hundred and fifty. They're not going to
23. travel far on that, but it'll be enough to get them
24. out of the district after they boondoggle this thing.
25. For commodities nine hundred. Maybe they're going to
26. have a chili fest or something. For printing one
27. thousand five hundred. And for telecommunication.
28. services one thousand five hundred. Now...we can't get
29. a...a rundown...on personal services, seventy-five thousand.
30. They're going to have imminent domain. They're supposed
31. to buy the land and get it a developer in and I suppose
32. we're going to have revenue bonds or something. And no
33. taxes. It...it boggles your mind to think that anybody

1. would come in with a bill like this with imminent domain
2. for a commission and put in personal services of a hundred
3. thousand for seventy-five of this hundred thousand for
4. seventy-five thousand for personal services and then
5. not say who they're going to hire and...and what they're
6. going to be paid. Just...they could hire three people.
7. Twenty-five thousand a piece, but they'll most likely have
8. a director for forty and then they'll divide another one
9. for a...a maybe twenty-five and then they'll get another
10. objector around and give him ten. So they use up the
11. seventy-five. I think this bill should be soundly de-
12. feated. If for no other reason but the fact that this
13. is an impossibility for this kind of money and I don't
14. care whether you say it comes from BED or it comes from
15. the Federal Government, but this'll...well it's impossible
16. ...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Will you...will you conclude, Senator, you've used
19. up...

20. SENATOR SOPER:

21. ...it's impossible to think that anybody would give
22. anybody imminent domain to a commission.

23. PRESIDING OFFICER:(SENATOR ROCK)

24. Senator Regner.

25. SENATOR REGNER:

26. Yes, Mr. President, members of the Senate. Senator
27. Soper just mentioned a few of the things wrong with this
28. particular bill and I'd like to mention a few more. As he
29. said this commission would have the power of imminent for
30. acquiring property. The commission also has a right to
31. draw up a revitalization plan for the area. They have the
32. right to acquire property and to sell such property to
33. developers picked by the commission. Now I'll tell you

1. one thing. There is no way that I could ever be conned
2. into serving on a commission like this with the...the
3. possibilities of fraud, deceit and everything else that
4. could be involved with a commission with these kinds of
5. powers. Any thing they do would be suspect and I just
6. think that this kind of a proposition is bad legislation
7. and it certainly should be defeated because to top it all
8. off, they're going to ask the State to pay for this...this
9. kind of a condition with these kinds of rights and
10. authorities to virtually steal property from people for
11. their own usage. And I'd urge a No vote.

12. PRESIDING OFFICER: (SENATOR ROCK)

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

15. SENATOR KENNETH HALL:

16. ...Mr. President and Ladies and Gentlemen. When
17. I look around and see all these empty seats we...we didn't
18. call a caucus, did we? ...No.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Donnewald and I are here, Senator Hall.
21. That's all you need. Go ahead. Senator Hall may close
22. the debate.

23. SENATOR HALL:

24. Well, I...I think at this time I better take this
25. bill out of the...record cause...well, let's ...roll...
26. roll call...roll call.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Question is, shall House Bill 2212 pass. Those in
29. favor will vote Aye. Those opposed will vote Nay. The
30. voting is open. Have all voted who wish? Have all voted
31. who wish? Take the record. On that question, the Ayes
32. are 24, the Nays are 27. 1 Voting Present.

33. SENATOR KENNETH HALL:

1. Same roll call on 2213.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. House Bill 2212 having failed to receive a constitutional
4. majority is declared lost. You wish to call 2213, Senator
5. Hall. On the Order of House Bills, 3rd reading, House Bill
6. 2213. Read the bill, Mr. Secretary.

7. SECRETARY:

8. House Bill 2213.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Yes, Senator Hall.

13. SENATOR HALL:

14. Since the substance bill lost I would like to just
15. recommit this bill to...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Hall moves to recommit House Bill 2213 to
18. the Committee on Appropriations. So ordered. 2229...
19. Senator Bloom.

20. SENATOR BLOOM:

21. Yes, because Senator Egan had some questions on this
22. I'd like to wait until he returns to the Floor if that
23. would be agreeable? Maybe go out of order. Yeah, if we
24. could come back to it. I...because he had some questions
25. that I think are cleared up.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. All right. Is leave granted? So ordered. Senator
28. Berman, 2243. There's been a request to hold 2244.
29. 2259, Senator Egan. 2260, Senator Egan. On the Order
30. of House Bills, 3rd reading, House Bill 2259. Read the
31. bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 2259.

1. (Secretary reads title of bill)
2. 3rd reading of the bill.
3. PRESIDING OFFICER:(SENATOR ROCK)
4. Senator Egan.
5. SENATOR EGAN:
6. Thank you, Mr. President and members of the Senate.
7. The...the Retail Installment Sales Act currently provides
8. that in that the seller report to the...the finance
9. charges of...of a customer be reported by the end of January
10. of the year succeeding the prior years retail installment
11. sales. This bill would merely extend that thirty days
12. because of the hardship that it brings upon the...the...
13. the department stores and retail outlets. Because of
14. the...the crush of the December billing and it's simply
15. that and I commend it to your favorable consideration.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Is there any discussion? Question is, shall House
18. Bill 2259 pass. Those in favor will vote Aye. Those
19. opposed will vote Nay. The voting is open. Have all
20. voted who wish? Have all voted who wish? Take the
21. record. On that question, the Ayes are 52, the Nays are
22. None. None Voting Present. House Bill 2259 having re-
23. ceived the constitutional majority declared passed.
24. Senator Egan, you're now back on the Floor. We'll go
25. back to House Bill 2229. On the Order of House Bills,
26. 3rd reading, House Bill 2229. Read the bill, Mr.
27. Secretary.
28. SECRETARY:
29. House Bill 2229.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Bloom.

1. SENATOR BLOOM:

2. Thank you very much, Mr. President. There was some
3. confusion about this bill in various...input from various
4. elements and the municipal league had both myself and
5. Senator Egan and Senator Berning somewhat confused. I...
6. I trust that's been cleared up. Basically the bill does
7. three things. It allows a municipality, if it chooses to
8. hire a policeman over age thirty-six, which is very likely
9. in the case for police chief. He should be allowed pension
10. credit under the local police fund and it would also remove
11. the age limitation of thirty-six years. Amendment No...NO. 2
12. allows a policeman to vest with ten years of service and
13. enables him to draw his pension when he reaches sixty. In
14. other words it vests, but there's no pay out until age
15. sixty. Previous requirement was twenty years. And the
16. 3rd amendment clears up technical problem by automatically
17. including any policeman who's hired at the age of eighteen.
18. If there are any questions I'll try and answer them. Thank
19. you.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any discussion? Senator Egan.

22. SENATOR EGAN:

23. Yes. Thank you, Senator Bloom. ...The...the 2nd
24. amendment has the commissions approval, the Pension Laws
25. Commission approval through several like proposals and
26. Amendment No. 3 likewise has the approval of the commission.
27. The...the municipal league...is in error, I am sure, in
28. it's estimate of the...of the impact, fiscally, and I am
29. supportive of the measure as it is.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any further discussion? Question is, shall House
32. Bill 2229 pass. Those in favor will vote Aye. Those
33. opposed will vote Nay. The voting is open. Have all voted

1. who wish? Have all voted who wish? Take the record.
2. On that question, the Ayes are 56, the Nays are None.
3. None Voting Present. House Bill 2229 having received
4. the constitutional majority declared passed. On the
5. Order of House Bills, 3rd reading, House Bill 2243.
6. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House...House Bill 2243.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Berman.
13. SENATOR BERMAN:
14. Thank you, Mr. President and Ladies and Gentlemen
15. of the Senate. House Bill 2243 as amended would allow
16. insurance companies doing business in the State of
17. Illinois to make political contributions except, as amended,
18. would prohibit contributions that were solicited by the
19. Director of the Department of Insurance and the employee
20. of the department, the Governor, Lieutenant Governor or
21. any employer member of the Executive Branch of this State
22. or any other State. Now, but for the amendment which was
23. adopted in accordance with the testimony made in committee
24. by the Department of Insurance they regulate these companies.
25. They did not want to be put in the tenuous position of
26. accepting, soliciting or being involved in political con-
27. tributions by the companies that they regulate. Other than
28. that...limitation this bill is in keeping with the other
29. bill that we passed out that allows liquor licensees to
30. make political contributions. In this day and age of
31. disclosure of contributions this is a bill that I think
32. eliminates the second class citizen status of insurance
33. companies. I solicit your Aye vote.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any discussion? Senator Glass.

3. SENATOR GLASS:

4. Well, thank you, Mr. President and Ladies and Gentle-
5. men. I rise in opposition to this bill. For many years
6. the insurance companies have not been permitted to make
7. political contributions. I believe the vast majority
8. of them do not want to be brought back in because of
9. the kinds of evils that Senator Berman suggested that
10. they...they objected to in committee. The pressures that
11. might be put upon them to make contributions when they are,
12. in fact, regulated by the State. I think it's a bad
13. practice to bring them back...to take this exemption
14. away and I would urge that we continue prohibiting
15. contributions...political contributions from insurance
16. companies and would, therefore, urge opposition to this
17. bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Hickey.

20. SENATOR HICKEY:

21. (Machine cut-off) Mr. President. I'd like to ask
22. the sponsor a question, if I may?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Sponsor indicates he will yield.

25. SENATOR HICKEY:

26. I wonder if...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Hickey.

29. SENATOR HICKEY:

30. ...would...if he could tell us how the insurance
31. companies stand on the Social Workers Bill. Senate Bill

32. 921.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Berman.

2. SENATOR BERMAN:

3. I'm not sure it's relevant to this and I...I think
4. some as amended...some of them probably support it. Some
5. of them oppose it. I really haven't surveyed all of the
6. gentlemen or ladies that represent insurance companies
7. down here on 921.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any further discussion? Senator Netsch.

10. SENATOR NETSCH:

11. A question of the sponsor.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Sponsor indicates he will yield. Senator Netsch.

14. SENATOR NETSCH:

15. The point was in a sense raised by Senator Glass'
16. comments. It is true, of course, that the insurance in-
17. dustry is heavily regulated by the State and, presumably,
18. that is one reason why the contributions have been pro-
19. hibited in the past. I start on the premise that no one
20. should be prohibited from making a political contribution
21. unless there is some very unique and special reason for it.
22. The question is, are there other industries which are as
23. heavily or almost as heavily regulated by the State, but
24. with respect to which the political contributions are not
25. prohibited. What I'm attempting to do is to...is to
26. determine whether there is a rational line that...that can
27. be drawn.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Berman.

30. SENATOR BERMAN:

31. I stand to be corrected but it's my impression that
32. there is no State restriction on making political contri-
33. butions imposed upon anyone. Assuming the bill that we

1. passed regarding liquor licensees is passed into law.
2. Again, I...I may be skipping someone, but it's my
3. impression that the only ones but for liquor licensees
4. and insurance companies that are...that there is no one
5. else except liquor licensees and insurance companies that are
6. prohibited. Now we can, you know, every Session we
7. regulate license audit, almost run dozens and dozens
8. and dozens of industries operation services et cetera.
9. None of them are prohibited from making political
10. contributions. And, in fact, as many of us are well
11. aware, insurance companies through voluntary employee
12. organizations do, in fact, make political contributions.
13. I think this will just legitimize what's been going on
14. for years. Let's bring it out into the open. Let them
15. stand up and do what they want to do or don't want to do.
16. And I think this is a good bill.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Netsch.

19. SENATOR NETSCH:

20. Thank you. Just to comment on that. I think that responds,
21. in part, and there are, to the question I raised and...and
22. just to conclude it, the answer and...there are, of course,
23. other industries that are regulated by the State, in which
24. apparently are not subject to that kind of prohibition. I
25. must admit if I were in the insurance business I would want
26. to be prohibited from making political contributions. It's
27. a very comfortable easy way and I guess if I were in any
28. other business. But it seems to me that if we are going
29. to start drawing the restrictions on corporate and or
30. union contributions, that it ought, probably, ought to
31. be across the board rather than on such a selective basis,
32. again, unless there is a...a very important unique reason
33. for it. And I think, in this case, I don't really see that

1. reason. So, it seems to me it is probably a more honest
2. way to go about doing it.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any further discussion? Senator Ozinga.

5. SENATOR OZINGA:

6. Two points. Senator, I believe there was an amendment
7. put on this bill the other day. It that right?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Berman.

10. SENATOR BERMAN:

11. What did that amendment do?

12. SENATOR OZINGA:

13. Let me read it. For the purposes of this Section and
14. that's the Section which prohibits...contributions. For
15. purposes of this Section a prohibited political contribu-
16. tion shall be any political contribution which was solicited
17. by the Director of the Department of Insurance. Any
18. employee of the Department of Insurance, the Governor,
19. the Lieutenant Governor or any employee or member of the
20. Executive Branch of this State or any other State. But
21. for those, any other type of contribution by an insurance
22. company would be allowed.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Ozinga.

25. SENATOR OZINGA:

26. Didn't that also include or candidates for office of
27. Governor?

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Berman.

30. SENATOR BERMAN:

31. This is...that's not the way this reads. It says
32. solicited by and then it lists them. Doesn't say candidates.

33. PRESIDING OFFICER: (SENATOR ROCK)

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1. Senator Ozinga.

2. SENATOR OZINGA:

3. Okay. I...I think I see what you're saying. But.
4. just in response to that one statement you made. Banks and
5. bankers are still excluded.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any further discussion? Senator Berman may close the
8. debate.

9. SENATOR BERMAN:

10. I'm told that that's not by State law, Senator. Again,
11. I think this has been thoroughly discussed. It's a bill that
12. makes honest the entire area of political contributions in
13. relation to insurance companies. Let disclosure...inform
14. the public as to who's making what contributions. I think
15. that this is a bill in light of disclosure. An idea whose
16. time has come. Let's have the insurance companies participate
17. as everyone else is entitled to.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Question is, shall House Bill 2243 pass. Those in favor
20. vote Aye. Those opposed Nay. The voting is open. Have all
21. voted who wish? Have all voted who wish? Take the record.
22. On that question, the Ayes are 35, the Nays are 15. 4 Voting
23. Present. House Bill 2243 having received the constitutional
24. majority is declared passed. Senator Philip. Senator Roe.
25. Yes, Senator Bowers, for what purpose do you arise?

26. SENATOR BOWERS:

27. I'm sorry, Mr. President. I was in conference here and
28. I missed that vote. I would like to be shown I would have
29. voted No.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. The record will so reflect. Senator Soper. On the
32. Order of House Bills, 3rd reading, House Bill 2272. Read
33. the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 2272.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Soper.

7. SENATOR SOPER:

8. Thank you, Mr. President. There was one committee
9. amendment on this. Just straightened out the...the Act
10. that would do what the, what the sponsor wanted to do.
11. And this is what this bill does. This would allow a
12. legislator who had served as a leader of the General
13. Assembly, but retired at a time when he was no longer
14. leader to calculate his pension benefits based on his
15. salary as a leader if it was higher. Simple.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Is there any discussion? Any discussion? Senator
18. Egan.

19. SENATOR EGAN:

20. Just so that the record is straight, Mr. President.
21. Has the original bill been amended?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Soper.

24. SENATOR SOPER:

25. Yes, it was a committee amendment that straightened
26. out the bill. The bill didn't do what it was supposed to
27. do. There was...the wording and it was a little mixed up.
28. So we straightened the...committee decided that it should
29. be straightened out. Senator Merlo was the one that suggested
30. the amendment and we put it on.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Any further discussion? Senator Regner.

33. SENATOR REGNER:

1. Question to the sponsor.

2. PRESIDING OFFICER:(SENATOR ROCK)

3. Indicates he will yield. Senator...

4. SENATOR REGNER:

5. Senator Soper, does this bill include the constitutional

6. officers now, in any way?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Soper.

9. SENATOR SOPER:

10. No. That was the rising vote of No on that...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Buzbee.

13. SENATOR BUZBEE:

14. I just have one question, Senator Soper. I'm sorry

15. I didn't quite understand your explanation. Are you saying

16. that a person who's served in leadership and then later

17. went back to become a general member would be able to

18. retire at the leadership salary? Is that...is that correct?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Soper.

21. SENATOR SOPER:

22. Yes and it has no fiscal impact. That's all.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any further discussion? Question is, shall House Bill

25. 2272 pass. Those in favor will vote Aye. Those opposed

26. will vote Nay. The voting is open. Have all voted who

27. wish? Have all voted who wish? Take the record. On that

28. question, the Ayes are 34, the Nays are 15. 4 Voting Present.

29. House Bill 2272 having received the constiitutional majority

30. is declared passed. Senator Philip...

31. SENATOR PHILIP:

32. Mr. President, I wonder if I could have leave to go

33. back to House Bill 2261. Unfortunately, I was in the phone

111

1. booth.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. You've heard the request. Is leave granted? On the
4. Order of House Bills, 3rd reading, House Bill 2261. Read
5. the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 2261.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Philip.

12. SENATOR PHILIP:

13. Mr. President and Ladies and Gentlemen of the Senate.
14. House Bill...2261 amended the downstate Policeman Pension
15. Fund. Revise and clarifies sequence in which a survivor
16. is entitled to receive the pension of a deceased police-
17. man. Eliminates provisions for children of the police-
18. mans widow or who are natural or adopted children of the
19. policeman. There's no fiscal impact. This had the endorse-
20. ment of the Pension Law Commission.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any discussion? Question is, shall House Bill 2261
23. pass. Those in favor will vote Aye. Those opposed will
24. vote Nay. The voting is open. Have all voted who wish?
25. Have all voted who wish? Take the record. On that
26. question, the Ayes are 52, the Nays are 1. None Voting
27. Present. House Bill 2261 having received the constitutional
28. majority declared passed. On the Order of House Bills, 3rd
29. reading, House Bill 2307. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 2307.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER:(SENATOR ROCK)

2. Senator Grotberg.

3. SENATOR GROTBORG:

4. Thank you, Mr. President. This is the bill that every-
5. body has been waiting for, again. It raises the interest level
6. payable on industrial bonds. In certain cases one percent,
7. from eight to nine percent. I would ask for a favorable
8. adoption.

9. PRESIDING OFFICER:(SENATOR ROCK)

10. Is there any discussion? Question is, shall House Bill
11. 2307 pass. Those in favor vote Aye. Those opposed
12. vote Nay. The voting is open. Senator Donnewald, vote
13. me Aye, please. Have all voted who wish? Have all voted
14. who wish? Take the record. On that question, the Ayes
15. are 38, the Nays are 16. 1 Voting Present. House Bill
16. 2307 having received the constitutional majority is declared
17. passed. On the Order of House Bills, 3rd reading, House
18. Bill 2325. Senator Hynes, for what purpose do you arise?
19. Senator Hynes.

20. SENATOR HYNES:

21. For the purpose of an announcement, Mr. President.
22. We are nearing the end of the Calendar and this will be
23. our second time through it and I...I'd like to announce
24. to the membership what the schedule will be for the next
25. few hours. After we complete the Calendar the second time
26. and before we start it for the third and last time, we will
27. go to the Secretary's Desk to...for any amendment that
28. members wish to put on bills on 3rd reading and...and
29. bring bills back from third to second for the purpose of
30. amendment. So any member having a bill remaining on the
31. Calendar on the Order of House Bills, 3rd reading wishing
32. to amend that bill. If you would notify the Secretary
33. that you wish the bill brought back and make sure the

1. amendment is on the desk and that you are prepared to
2. discuss it. It would expedite matters. When we have
3. completed that order of business we will go to the Order
4. of Consideration Postponed for purposes of amendment.
5. Any member having a bill on that Order and wishing to
6. bring it back to 2nd reading for the purpose of amendment
7. may do so. And, again, if you would have those amendments
8. up on the Secretary's Desk and notify the Secretary now
9. of the bills that you wish to bring back. Then we will
10. go to House Bills, 2nd reading and then back to the Order
11. of House Bills, 3rd reading for a final run through the
12. Calendar.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. On the Order of House Bills, 3rd reading, House Bill
15. 23...Yes, Sir. Senator Smith.

16. SENATOR SMITH:

17. On the Calendar here, on 2nd reading, is a bill relating
18. to a former highly respected member of this Body, the late
19. Senator Daugherty. I notice that I am supposedly the chief
20. sponsor of that bill, though. I think that his successor
21. should be. Now that bill is on 2nd reading. My question
22. is this. Should that bill be advanced and will, if so,
23. will...

24. PRESIDING OFFICER:(SENATOR ROCK)

25. The President indicated it will be advanced, Senator
26. Smith.

27. SENATOR SMITH:

28. That's all I want to know.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. All right. On the Order of House Bills, 3rd reading
31. is House Bill 2325. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 2325.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Thank you, Mr. President. This bill is identical
7. to Senate Bill 1046 which I sponsored in the Senate. It
8. appropriates...it appropriates one hundred eighty seven
9. thousand five hundred dollars to cover three quarters of
10. the cost of the repairs to the John A. Logan Building
11. roof. It was faulty construction. The contents of the...
12. the construction was completed and the community college
13. began using the facility in the Fall of 1973. Within
14. eight months leaks in the gymnasium roof began to occur.
15. Despite repairs performed by the original contractor
16. who laid the roof leaks in the gymnasium roof and other
17. parts of the facility have persisted. The problem is now
18. such that it is not only the roof which is in jeopardy, but
19. the entire structure as its contents are now subject to
20. extensive damage. And John A. Logan College has by
21. board resolution...has agreed in the event of their
22. litigation in the courts, if they are successful in
23. recovery from the contractor that they will pay the money
24. back and it's simply a situation where we have built a
25. structure. It was faulty to start with and now it is
26. deteriorating rapidly and if it isn't repaired we're
27. going to lose the whole structure and all of its contents.
28. And I would ask for a favorable roll call.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Any discussion? Senator Sommer.

31. SENATOR SOMMER:

32. Senator Buzbee, you're bill is on the same matter
33. as on concurrence. Why don't you just Table this one or get

6/29/77
3/2

1. rid of it. That way we won't have to vote on the same
2. thing twice.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Well, the...the reason I don't want to, Senator Sommer,
7. is because the other bill is...was amended in the House with
8. an amendment that, we think, is probably not...not constitution-
9. al and so until we get that resolved I just want to get them
10. both in the status of...of being able to put one of the two
11. of them on the Governor's desk.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Joyce.

14. SENATOR JOYCE:

15. Yes, Mr. President. Thank you. I rise in support of
16. this good bill and I think we better hurry because it's
17. starting to rain out. Right now.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Question is, shall House Bill 2325 pass. Those in
20. favor will vote Aye. Those opposed will vote Nay. The
21. voting is open. Have all voted who wish? Have all voted
22. who wish? Take the record. On that question, the Ayes are
23. 38, the Nays are 11. None Voting Present. House Bill 2325
24. having received the constitutional majority is declared
25. passed. On the Order of House Bills, 3rd reading, House
26. Bill 2342. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 2342.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Regner.

33. SENATOR REGNER:

1. Mr. President and members of the Senate. When the
2. Economic and Fiscal Commission was first formed, it was
3. mandated that the Chairman and minority spokesman of the
4. House and Senate Appropriations Committee serve on this
5. commission. Now that both houses have two appropriations
6. committees to keep consistent with the original theory,
7. the membership is expanded by this bill to take into
8. consideration that we do have two appropriations committees
9. in each house. It also eliminates the need for a monthly
10. fiscal report from the commission for two reasons. One is
11. that the Comptroller now currently provides a monthly report
12. to all members and it also provides that the commission shall
13. supply a quarterly report. And I would ask for a favorable
14. roll call:

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any discussion? Question is, shall House Bill 2342
17. pass. Those in favor will vote Aye. Those opposed will
18. vote Nay. The voting is open. Have all voted who wish?
19. Have all voted who wish? Take the record. On that question,
20. the Ayes are 53, the Nays are None. None Voting Present.
21. House Bill 2342 having received the constitutional majority
22. is declared passed. 2347, Senator Maragos. 2358, Senator
23. Maragos. 2359, Senator Chew. 2361, Senator Berman. 2368,
24. Senator Hynes. 2374, Senator Rhoads. 2379, Senator Coffey.
25. 2384, Senator Bloom. Yes, this...this is the August 15
26. Calendar. On the Order of House Bills, 3rd reading, House
27. Bill 2384. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House...House Bill 2384.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Bloom.

1. SENATOR BLOOM:

2. Thank you, Mr. President. This is a transfer. It
3. transfers two hundred and forty-three thousand...and
4. supplemental of a hundred and twenty thousand seven
5. hundred from the Medical Disciplinary Fund. I don't think
6. there are any amendments, are there, Senator Carroll?

7. SENATOR CARROLL:

8. No, there aren't.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Indicates there are no amendments.

11. SENATOR BLOOM:

12. All right. Appreciate your favorable roll call.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Question is, shall House Bill 2384 pass. Those in
15. favor will vote Aye. Those opposed will vote Nay. The
16. voting is open. Have all voted who wish? Have all voted
17. who wish? Take the record. On that question, the Ayes
18. are 52, the Nays are None. None Voting Present. House
19. Bill 2384 having received the constitutional majority
20. is declared passed. Okay what, Mr. President? On the
21. Order of House Bills, 3rd reading, is House Bill 2358.
22. Read the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 2358.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Maragos.

29. SENATOR MARAGOS:

30. Mr. President. 2358 is the supplementary appropriation
31. for the Court of Claims. We had amended it to provide that
32. the General Revenue Road Funds to go directly into the Court
33. of Claims Funds and not make it a double standard and I ask

1. for...for the consideration and adoption and passage.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. Any discussion? Question is, shall House Bill 2358
4. pass. Those in favor will vote Aye. Those opposed will
5. vote Nay. The voting is open. Have all voted who wish?
6. Have all voted who wish? Take the record. On that question,
7. the Ayes are 54, the Nays are None. None Voting Present.
8. House Bill 2358 having received the constitutional
9. majority is declared passed. Senator...Senator Harber
10. Hall, 2392. On the Order of House Bills, 3rd reading,
11. House Bill 2392. Read the bill, Mr. Secretary.
12. SECRETARY:
13. House Bill 2392.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Harber Hall.
18. SENATOR HARBER HALL:
19. This bill reduces slightly and transfers some money
20. in the...Fiscal Year '77 budget of the Industrial Commission.
21. I solicit your support.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Any discussion? Question is, shall House Bill 2392
24. pass. Those in favor will vote Aye. Those opposed will
25. vote Nay. The voting is open. Have all voted who wish?
26. Have all voted who wish? Take the record. On that question,
27. the Ayes are 49, the Nays are 1. 1...None Voting Present.
28. House Bill 2392 having received the constitutional majority
29. is declared passed. 2393, Senator Lemke. On the Order of
30. House Bills, 3rd reading is House Bill 2393. Read the bill,
31. Mr. Secretary.
32. SECRETARY:
33. House Bill 2393.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER:(SENATOR ROCK)

4. Senator Lemke.

5. SENATOR LEMKE:

6. What this bill does is appropriates funds for the
7. Department of Labor. To implementation the Displaced
8. Homemakers Assistance Act which becomes effective July 1st,
9. 1977. That bill...substantive bill which has been passed out.
10. These are the appropriations for that.

11. PRESIDING OFFICER:(SENATOR ROCK)

12. Any discussion? Question is, shall House Bill 2393
13. pass. Those in favor will vote Aye. Those opposed will
14. vote Nay. The voting is open. Senator Buzbee, will you
15. turn around and get me. Have all voted who wish? Have
16. all voted who wish? Take the record. On that question,
17. the Ayes are 36, the Nays are 16. None Voting Present.
18. House Bill 2393 having received the constitutional majority
19. is declared passed. 2397, Senator D'Arco. 2398. 2402,
20. Senator Roë. 2409, Senator D'Arco. 2411, Senator Moore.
21. On the Order of House Bills, 3rd reading, House Bill 2411.
22. Read the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 2411.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER:(SENATOR ROCK)

28. Senator Moore.

29. SENATOR MOORE:

30. Thank you, Mr. President and members of the Senate.
31. This is a transfer from within funds heretofore appropriated
32. to the Department of Business and Economic Development in
33. the amount of eighty-one thousand one zero six which will

1. go to the Chicago Symphony Orchestra. It finishes off the
2. balance of the tour they made to Japan. There was a total
3. of four hundred and sixty-five thousand dollars, which
4. was spent. There's an eighty-one thousand one zero six
5. balance on the return back from Japan. Apparently, the
6. orchestra had a yen on...for the transfer of these funds
7. and I would move for its adoption.

8. PRESIDING OFFICER:(SENATOR ROCK)

9. Is there any discussion? Question is, shall House
10. Bill 2411 pass. Those in favor will vote Aye. Those
11. opposed will vote Nay. The voting is open. Have all
12. voted who wish? Have all voted who wish? Take the record.
13. On that question, the Ayes are 53, the Nays are 1. 1 Voting
14. Present. House Bill 2411 having received the constitutional
15. majority is declared passed. 2412, Senator Coffey. 2416,
16. Senator Regner. 2417, Senator Bruce. On the Order of House
17. Bills, 3rd reading is House Bill 2417. Read the bill, Mr.
18. Secretary.

19. SECRETARY:

20. House Bill 2417.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER:(SENATOR ROCK)

24. Senator Bruce.

25. SENATOR BRUCE:

26. Calendar indicates exactly what the bill does.

27. PRESIDING OFFICER:(SENATOR ROCK)

28. Any discussion? Question is, shall House Bill 2417
29. pass. Those in favor will vote Aye. Those opposed will
30. vote Nay. The voting is open. Have all voted who wish?
31. Have all voted who wish? Take the record. On that question,
32. the Ayes are 55, the Nays are None. None Voting Present.
33. House Bill 2417 having received the constitutional majority

1. is declared passed. All right, Gentlemen, we have finished
2. the Calendar a second time. We will now go to the Order of
3. House Bills, 3rd reading for the purpose of recalling bills
4. for amendment. I beg your pardon. I...I called 2416 and
5. didn't get any...All right. All right, Gentlemen, if I can
6. have your attention. I skipped by 2416. On the Order of
7. House Bills, 3rd reading, House Bill 2416. Read the bill,
8. Mr. Secretary.

9. SECRETARY:

10. House Bill 2416.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Regner.

15. SENATOR REGNER:

16. Mr. President and members of the Senate. This is a
17. transfer bill of eighty-five thousand dollars within the
18. Department of Law Enforcement. It's for repayment...payment
19. of bills due to local governments for returning Illinois
20. fugitive felons. And I would urge a favorable roll call.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any discussion? Question is, shall House Bill 2416
23. pass. Those in favor will vote Aye. Those opposed will
24. vote Nay. The voting is open. Have all voted who wish?
25. Have all voted who wish? Take the record. On that question,
26. the Ayes are 48, the Nays are None. None Voting Present.
27. House Bill 2416 having received the constitutional majority
28. is declared passed. All right. On the Order of House Bills,
29. 3rd reading, we will now go to the Order of business for
30. recalling bills for purpose of an amendment. House Bill 1.
31. Senator Egan seeks leave of the Body to return House Bill
32. 1 to the Order of 2nd reading for the purpose of an amend-
33. ment. Is leave granted? On the Order of House Bills, 2nd

1. reading, House Bill 1. Mr...Senator Egan.

2. SENATOR EGAN:

3. I wonder if I may ask leave of the Body to have this
4. considered at the time House Bill 1500 is called? They...
5. they...

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Why don't we call them both right now?

8. SENATOR EGAN:

9. Well, because we're not ready.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. How about Saturday? Is that all right?

12. SENATOR EGAN:

13. Well, I'd say...

14. PRESIDING OFFICER: (SENATOR ROCK)

15. ...that's fine.

16. SENATOR EGAN:

17. ...by the time 1500 comes we'll be ready.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. On the Order of House Bills, 3rd reading,
20. House Bill 192. Senator Lemke, do you wish to return that
21. for an amendment? Senator Lemke seeks leave of the Body
22. to return House Bill 192 back to the Order of 2nd reading
23. for purpose of an amendment. Is leave granted? On the
24. Order of House Bills, 2nd reading, House Bill 192. Mr.
25. Secretary.

26. SECRETARY:

27. Amendment No. 7 offered by Senator Lemke.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Lemke.

30. SENATOR LEMKE:

31. What this...amendment does is on line, on page 1, line
32. 30 by deleting the number 2 and inserting lieu thereof 5 and
33. on page 1, line 31 by deleting the number 2 and inserting in

1. lieu thereof 5. What we're doing here is making this similar
2. to...to the...to the Bingo Act in making it a not-for-profit
3. cooperation. Has to be in existence five years before they
4. can get a license. Ask for a favorable adoption.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Lemke moves the adoption of Amendment No. 7
7. to House Bill 192. Is there any discussion? All those in
8. favor signify by saying Aye. All those opposed. The Ayes
9. have it. The amendment is adopted. Any further amendments?

10. SECRETARY:

11. No further amendments.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. 3rd reading. 256, Senator Knuppel. 256. All right.
14. All right. 1011, Senator Maragos. 1228, Senator Roe.
15. Senator Roe on the Floor? 1237, Senator Regner. 1500,
16. Senator Egan. 1638, Senator Schaffer. 1768, Senator Glass.
17. Senator Glass seeks leave of the Body to return House Bill
18. 1768 back to the Order of 2nd reading for purpose of an
19. amendment. Is leave granted? On the Order of House Bills,
20. 2nd reading, House Bill 1768. Mr. Secretary.

21. SECRETARY:

22. Amendment No. 1 offered by Senator Glass.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Glass.

25. SENATOR GLASS:

26. Thank you, Mr. President and Ladies and Gentlemen of
27. the Senate. Amendment No. 1 would extend for a four year
28. period the tax that special ed districts are now permitted
29. to levy for building purposes only. It now is set to expire
30. after eight years. This would extend it to twelve years and
31. I move the adoption of the amendment.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Glass moves the adoption of Amendment No. 1 to

1. House Bill 1768. Is there any discussion? All those in
2. favor signify by saying Aye. All those opposed. The Ayes
3. have it. The amendment is adopted. Any further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER:(SENATOR ROCK)

7. 3rd reading. 1769, Senator Glass seeks leave of the
8. Body to return House Bill 1769 back to the Order of 2nd reading
9. for purpose of an amendment. Is leave granted? On the Order
10. of House Bills, 2nd reading, House Bill 1769. Mr. Secretary.

11. SECRETARY:

12. Amendment No. 1 offered by...no. Amendment No. 3
13. offered by Senator Glass.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Glass.

16. SENATOR GLASS:

17. Thank you, Mr. President and Ladies and Gentlemen of
18. the Senate. The Body is aware of the bill that Senator
19. Rock has added an amendment to, which would bring the
20. State of Illinois into compliance with the Federal require-
21. ment that local government employees be covered by unemploy-
22. ment compensation. What this amendment does, is to grant
23. school districts the power, but subject to referendum to
24. levy a tax to pay that unemployment insurance cost. And I
25. move its adoption.

26. PRESIDING OFFICER:(SENATOR ROCK)

27. Senator Glass moves the adoption of Amendment No. 3
28. to House Bill 1769. Is there any discussion? All those...
29. Senator Berman.

30. SENATOR BERMAN:

31. Senator Glass, will the sponsor yield?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Sponsor indicates he will yield. Senator Berman.

1. SENATOR BERMAN:

2. Senator Glass, you had a bill that addressed this
3. problem as a Senate Bill. What happened to that bill?
4. I know we voted it out of committee, if I recall.

5. PRESIDING OFFICER:(SENATOR ROCK)

6. Senator Glass.

7. SENATOR GLASS:

8. It's my recollection, Senator Berman, that it was held
9. pending the fate of Senate Bill 1354, which was also held
10. in committee and it's my recollection that that bill was
11. likewise left in committee. I forgot to mention and your
12. question reminds me, the fact that you asked it. This
13. amendment does take care of insuring that the tax under
14. that, could be levied by this amendment will not be included
15. in the operating rate for computation of State aid purpose.

16. PRESIDING OFFICER:(SENATOR ROCK)

17. Senator Berman.

18. SENATOR BERMAN:

19. Is this a direct or backdoor referendum?

20. PRESIDING OFFICER:(SENATOR ROCK)

21. Senator Glass.

22. SENATOR GLASS:

23. This would be a direct referendum.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Senator Glass moves the adoption
26. of Amendment No. 3 to House Bill 1769. All those in favor
27. signify by saying Aye. All those opposed. The Ayes have
28. it. The amendment is adopted. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. 3rd reading. 1958, Senator Bruce. There was an amend-
33. ment on the Desk. We'll just...it'll be withdrawn. 2131,

1. Senator Egan. On the Order of House Bills, 3rd reading,
2. House Bill 2131. Senator Egan seeks leave of this Body
3. to bring House Bill 2131 back to the Order of 2nd reading
4. for purpose of an amendment. Is leave granted? On the
5. Order of House Bills, 2nd reading, House Bill 2131.
6. Mr. Secretary.

7. SECRETARY:

8. Amendment No. 1 offered by Senator Schaffer.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Schaffer to House Bill 2131. Amendment No. 1.
11. Senator Schaffer.

12. SENATOR SCHAFFER:

13. Amendment No. 1 would put in a safeguard that provides
14. that the proceeds from a sale would be first used to pay the
15. principle and interest on any outstanding bonds on a property
16. being sold and...and then require that all those bonds be
17. retired before the money could be put into the General
18. Education Fund. I think this is a reasonable safeguard and
19. I think Representative Capparelli and Senator Egan agree with
20. me.

21. PRESIDING OFFICER:(SENATOR ROCK)

22. Any discussion? Question is, the adoption of Amendment
23. No. 1 to House Bill 2131. All those in favor signify by
24. saying Aye. All those opposed. The Ayes have. The amend-
25. ment is adopted. Any further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. 3rd reading. Senator D'Arco on 2398. Senator D'Arco
30. seeks leave of the Body to bring House Bill 2398 back to the
31. Order of 2nd reading for the purpose of an amendment. Is
32. leave granted? On the Order of House Bills, 2nd reading,
33. House Bill 2398. Mr. Secretary.

1. SECRETARY:

2. Amendment No. 3 offered by Senator Harber Hall.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Hall.

5. SENATOR HALL:

6. This...this amendment for 2398, which is the reorganization
7. bill handled by Senator D'Arco. I would like to suggest with
8. this amendment to combine the offices of Commissioner of
9. Banks and Trusts Companies and Commissioner of Savings and
10. Loans into the Office of the Department of Financial Services.
11. That's about what it does. It may not be the best drawn
12. amendment at this time. I would probably suggest that it
13. be a secretary of Financial Offices with separate depart-
14. ments under it. I think the State should consider in any
15. reorganization the consolidation of executive offices that
16. handle finances. And one head over that could eliminate
17. some of the problems that we've seen and will probably
18. be on the increase where you have...competitive banking
19. types of institutions vying for particular legislation
20. that might enhance their areas. In such a case...in such
21. a case, a secretary similar to the Secretary of Transportation
22. with its different departments would be able to...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Yes. Senator Harber Hall, excuse me. Will the members
25. please be in their seats and will those not entitled to the
26. Floor please vacate. Senator Harber Hall.

27. SENATOR HARBER HALL:

28. Mr. President and fellow Senators. I have thrown out
29. an idea here that Senator Philip and I have been working
30. on for some time. But I regret to say that I have not
31. had an opportunity to talk to the Executive about this and
32. many other Senators. I believe when I consider some changes
33. already that I see that would improve this suggested

1. amendment to the reorganization plan that I had better
2. withdraw this amendment and work on it a little more and
3. ...
4. PRESIDING OFFICER:(SENATOR ROCK)
5. Senator Graham.
6. SENATOR HARBER HALL:
7. ...offer it later.
8. SENATOR GRAHAM:
9. With all these caucuses I'm the minority...spokesman
10. on this committee and I can't hear the gentleman and I
11. think I should.
12. PRESIDING OFFICER:(SENATOR ROCK)
13. He just said one of the nicer things. He's going to
14. withdraw the amendment.
15. SENATOR GRAHAM:
16. Good. I'm glad.
17. PRESIDING OFFICER:(SENATOR ROCK)
18. Amendment No. 3 is withdrawn. Any further amendments?
19. SECRETARY:
20. No further amendments.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Senator D'Arco.
23. SENATOR D'ARCO:
24. Oh, he withdrew it.
25. PRESIDING OFFICER:(SENATOR ROCK)
26. He withdrew the amendment. 3rd reading. All right,
27. Gentlemen, we're going to try this one more time. Now
28. there...there weren't many who had requested, apparently,
29. amendments in their seats at the time we went through
30. it the first time. So we'll try it again. 363, Senator
31. Roe. On the Order of House Bills, 3rd reading, House Bill
32. 363. Senator Roe seeks leave of the Body to return House
33. Bill 363 back to the Order of 2nd reading for the purpose
of an amendment.

1. of an amendment. Is leave granted? On the Order of House
2. Bills, 2nd reading, House Bill 363.

3. SECRETARY:

4. Amendment No. 1 offered by Senator Roe.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Roe.

7. SENATOR ROE:

8. Mr. President. This amendment has been distributed.
9. It would provide for a State Board of Elections composed
10. of four members appointed by the Governor with the advice
11. and consent of three-fifths of the Senate. Two members
12. would be appointed for a two year term and two for a four
13. year term. All subsequent members would be appointed by
14. the Governor for four year terms. This bill or amendment,
15. pardon me Mr. President, provides that should a tie vote
16. exist for a period of thirty days the Governor of the State
17. of Illinois would decide the tie. If the Governor was in
18. any way involved in that decision that tie would be decided
19. by the next succeeding executive official of the State,
20. Attorney General, Secretary of State, Comptroller and
21. Treasurer in that order. I would be willing to answer any
22. questions.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. All right. Senator Roe has moved the adoption of
25. Amendment No. 1 to House Bill 363. Is there any discussion?
26. Senator Hynes. (Machine cut-off) Graham, did you wish to
27. ...all right. Senator Hynes.

28. SENATOR HYNES:

29. Wonder if the sponsor will yield to a question?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Indicates he will yield. Senator Hynes.

32. SENATOR HYNES:

33. This establishes a four member board appointed by the

1. Governor without a tie breaking mechanism or with a tie
2. breaking...

3. PRESIDING OFFICER: (SENATOR ROCK)
4. Senator Roe.

5. SENATOR ROE:
6. The answer to the first part of your question is yes.
7. A four man board...four member board and the tie breaking
8. mechanism would be the Governor or a succeeding State executive
9. official if the Governor was, in fact, involved in the issue
10. in which a tie arose.

11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Hynes.

13. SENATOR HYNES:
14. And that...that's your definition of...an independent,
15. impartial State Election Board.

16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Roe.

18. SENATOR ROE:
19. That...that's correct.

20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Hynes.

22. SENATOR HYNES:
23. Well, I would rise in opposition to this amendment,
24. Mr. President. I think it's an absolute travesty. And it
25. ...it totally contradicts what the...the Constitution
26. intended and I don't think even the Governor would want to
27. be put in the position that this...well, perhaps, he might.
28. But in any event, he shouldn't want to be put in the position
29. that this amendment would put him in. And I would urge the
30. Body to reject the amendment.

31. PRESIDING OFFICER: (SENATOR ROCK)
32. Any further discussion? Senator Graham.

33. SENATOR GRAHAM:

1. Mr. President and members of the Senate. If experience
2. means anything and it probably doesn't, we've labored a long
3. time in attempting to come up with some answer to a last
4. years Supreme Court decision. And I have tried on several
5. occasions to do something constructive in this area. I went
6. on record early in this Session as being unalterably opposed
7. to the so-called Kempiner's Bill, a fifth member independent.
8. I remain in that posture today. I think it's foolish. This
9. not being considered. We tried a four member board, strictly
10. appointed by the Governor. Went sailing out of here and right
11. into...opposition in the House by one of the strongest
12. lobbyists in the Senate and was left in committee. We're
13. down now to the eleventh hour. This, perhaps, is one solution
14. and one of the best answers as...that I have seen right
15. now to move a bill from this Chamber to the other Chamber and
16. get some mechanism set up to get this into a Conference
17. Committee and probably get it passed before we wind up in a
18. special Session or come back in a special Session expecting
19. to get thirty-six votes for something we can't get thirty
20. votes for now. Reminding the Gentlemen of the Senate, I guess
21. there's no real answer to this thing. Reminding you, again,
22. that early on next week, as a matter of fact...matter of
23. fact, the State Board of Elections are going to be up to
24. their hips in paper because reports, according to the law,
25. are going to be filed. I don't think we can dilly around
26. much longer. I don't think any one Chamber is going to
27. make...going to contrive or conceive or come up with the
28. answer alone. I think it's our responsibility to get
29. something over to the House of Representatives. Let them
30. take a whack at it and I'm sure if their past...reputation
31. prevails they will. And we're going to get into a Conference
32. Committee and try to get down and hammer out a solution to
33. the State Board of Elections because I can tell you this,

1. Ladies and Gentlemen, if I can have some of your attention,
2. if I can, Senators...

3. PRESIDING OFFICER: (SENATOR ROCK)

4. May we have a little order? Mr. Sergeant-at-Arms
5. there are, in fact, people on the Floor who don't belong
6. here. I wish them cleared.

7. SENATOR GRAHAM:

8. While we're all talking and not paying much attention,
9. the Supreme Court of the State of Illinois this week is
10. going to hand down a decision, one way or another. They're
11. going to extend the current State Board of Elections or
12. they're going to take it over. Now, Ladies and Gentlemen,
13. of this Senate, those of you who have stood and said, we're
14. tired of the Judiciary running the legislative branch of...of
15. this State. Think about it. Someone else has some...
16. proposals, I think that's fine. Let's get some movement. I
17. somewhat, reluctantly have to be in opposition to my good
18. friend, Senator Hynes, on this. I'm sure that's not going
19. to be the answer, Senator, but we've got to have an answer
20. and I'm going to support this proposal.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Well, we hear all this talk. Of course, this thing was
25. obviously going to be mischievous when it was created in
26. the Constitutional Convention. It started out...on first
27. reading. It passed as a joke. It didn't turn out to be
28. a joke. Either expense wise or otherwise. But it seems to
29. me, that the tie breaking solution is so obvious that we're
30. maybe overlooking it. Ever since they cast lots for Jesus'
31. robe, there has been a method by which we, without involving
32. additional people could resolve disputes when there were equal
33. numbers on either side. And it seems to me that this is the

1. only way the matter will be fairly resolved is that when
2. they're deadlocked, irretrievably deadlocked over a period
3. of time that instead of...intruding from other person into the
4. procedure that a simple method of drawing straws or casting
5. lots will be the method that would be most fair. It...it's
6. not personal. It's not subjective. It's purely objective.
7. And when we reach the conclusion that some inanimant method
8. of resolving the dispute is what we're going to have to follow
9. because, as has been so distinctly pointed out, there is
10. no person who is not...who does not contain prejudices
11. in history et cetera. With respect to elections and
12. politics. But there is, we've resolved...we've resolved
13. disputes in elections by people who had ties, sheriff, mayors
14. others by simply tossing a coin. Now we might set up a
15. little bit more complicated lottery than that. But the
16. obvious method of tie breaking is not by inserting another
17. person into the process. But rather by taking some
18. procedure by which that matter can be resolved. And
19. certainly this bill by...intruding the Governor who is
20. certainly a political person with political background into
21. it is not the type of a tie-breaking situation that was
22. intended.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Shapiro.

25. SENATOR SHAPIRO:

26. Well, Mr. President and Ladies and Gentlemen of the
27. Senate. I think you, all of us here really ought to take
28. a hard look at the bill because I think it gives us what
29. the majority of this General Assembly wants. And that's
30. a four member board with two from each of the major parties.
31. And if you look at Article 3, Section 5 of the Constitution
32. it says no political party shall have a majority
33. of the members of the board. Well, I submit that there is

1. not a majority of any one party on that board until there
2. is a tied situation that needs some kind of tie breaker.
3. And I really think it's questionable and I don't think
4. anyone in this General Assembly can answer whether the
5. Governor or the Secretary of State, whoever it may be
6. actually becomes a member of the board if he enters into
7. the decision making of the board. But furthermore, there
8. is no doubt that any bill that we pass concerning the
9. State Board of Elections and the creation of a new board
10. is going to have to go to the Supreme Court for final
11. judgment. And I can...I think I am assured that when the
12. Supreme Court looks at this Act if it becomes a law that
13. they can sever this provision if they feel it's unconstitution-
14. al leave the rest of the bill as it is with a four man by-
15. partisan board and I think that's what everyone wants. Look-
16. ing at the past history of the present State Board of Elections
17. and all of the judgments that they have made and it numbers
18. into the hundreds, it's my understanding that they have only
19. had four or five tied situations. And I think this is a
20. good amendment for the State Board of Elections and should
21. be enacted.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. There are many Senators that wish to address themselves
24. to this particular issue and if we could keep the remarks
25. brief why we can get along. Senator Rock.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen of
28. the Senate. Senator Graham and I have, lo these many days
29. been talking about, at least attempting a conference committee
30. on...on this question. So that, hopefully, we can resolve it
31. to the courts satisfaction. This amendment, however, as I
32. indicated to him a couple of days ago is, in my opinion, just
33. unconstitutional as can be. This is an unconstitutional

1. delegation. We are attempting ...we have set up apparently,
2. by virtue of the Constitution of the State Board of Elections
3. and now we are imposing the Chief Executive in this. We have
4. an amendment to House Bill 64, which is sponsored by Senator
5. Kosinski, which, in my judgment, will provide a vehicle for
6. a conference committee and, hopefully, a resolution. Therefore,
7. I would urge opposition to Amendment No. 1 to House Bill 363.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Rhoads.

10. SENATOR RHOADS:

11. Thank you, Mr. President and members of the Senate.
12. I've been giving this problem of the State Board of Elections
13. some study over the last four or five months, as I did about
14. four or five years ago when I was on staff and we worked on
15. the initial bill that created the State Board of Elections.
16. A few weeks ago I was reading the debates of the Constitutional
17. Convention and like Senator Knuppel, I...I have some doubts
18. that the Constitutional Convention really understood what
19. it was that they were creating. As a matter of fact, no...no
20. disrespect to the Con Con delegates, but what it was that they
21. were creating with specific regard to the mechanism for
22. breaking a tie. If you read the debates, the State Board
23. proposition was offered by former Senator...from Rockford.
24. The...thank you, Mrs. Keegan. Judge Elward was the only
25. Constitutional Convention delegate to raise the possibility
26. of a tie breaking mechanism. He is responded to by Mrs.
27. Keegan and...and other delegates saying that it was their
28. understanding that this would be an even member board. I
29. have some amendments which are being prepared right now for
30. a proposal that Representative Walsh and I have discussed.
31. I've also discussed it with Senator Hynes, Senator Rock and
32. some other people on...on that side of the aisle and have
33. not had a response to them, as yet. I stand in support

1. of Senator Roe's amendment at this time because I think
2. we need to get some vehicle moving. Just to offer for
3. your consideration the proposal that I'm having drafted.
4. It is a...an eight member board. Bipartisan, of course.
5. Four from the first Judicial district and four from
6. downstate. We'll try...I'm already getting a thumbs
7. down or...this is...this is one amendment that might
8. be considered in the conference committee. The final
9. answer isn't here yet, but I think that Senator Roe's
10. vehicle is a good one and ought to be supported. Thank
11. you..

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Netsch.

14. SENATOR NETSCH:

15. Thank you, Mr...Thank you, Mr. President. I'm going
16. to vote for this amendment and I'm going to vote for
17. Senator Rock's amendment and I'll probably vote for any others
18. that are dreamed up in the next two or three hours simply
19. because I think the way this issue is going, we're going
20. to need as many vehicles alive to try to resolve the
21. problem as we possibly can. I do have with respect to
22. this particular amendment, some quite serious constitutional
23. reservations, which I have expressed to Representative
24. Kempiners from the beginning. I...I sort of doubt that
25. you can make the Governor a voting member of the State
26. Board of Elections when it is created constitutionally,
27. separately and he is no part of it. I admit that there
28. is no way to know the answer to that question until it is
29. finally resolved, if...if the bill ever comes out that
30. way by the courts. But I think it is a very serious
31. question. On the other hand, if I know the present
32. form of the amendment that Senator Rock will propose,
33. there are some very serious reservations about it, also.

1. I haven't quite dreamed up the magic solution to this yet,
2. but I think a conference committee had better work on it
3. and they'd better have as many bills alive as they possibly
4. can. This is a least, I think, a...a good faith effort
5. and for that reason I will support it.

6. PRESIDING OFFICER:(SENATOR DONNEWALD)

7. Senator Johns.

8. SENATOR JOHNS:

9. Well, it just always has amazed me that since this
10. inception to this particular department that it is now
11. a two point six million dollar department. It's going
12. to continue to grow and grow and grow. That's all I
13. want to say.

14. PRESIDING OFFICER:(SENATOR DONNEWALD)

15. ...Senator Mitchler.

16. SENATOR MITCHLER:

17. Mr. President and members of the Senate. I rise in
18. support of the amendment. The feature that I like about
19. it is that it does have a four member board. Two from
20. one political party, one from another political party.
21. It does not have that fifth member or like the fifth
22. wheel on a car the so-called Independent. And I tell you
23. why I think my opinion of a...of an Independent on such
24. a vote as the Election Board would coincide with a
25. dissenting opinion offered by Illinois Supreme Court Justice
26. Robert Underwood on the wisdom of appointing an Independent.
27. And he said, and I'd like to quote,"Assuming that individuals
28. of reasonable intelligence exist who are truly independent
29. who have been so unconcerned with the qualifications of
30. their public officials or the functioning of their Govern-
31. ment, as to have never voted in a primary election or
32. supported one or the other of the major political parties,
33. the General Assembly might well have thought the public

1. interest best served by leaving to chance the resolution
2. of deadlocked issues rather than to the vote of so
3. politically sterile an individual." That's the end of the
4. quotation. Thank you.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further...is there further discussion?
7. Senator Roe may close.

8. SENATOR ROE:

9. Mr. President, I move the adoption of Amendment No. 1.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Question is, shall Amendment No. 1 be adopted? Those
12. in favor vote Aye. Those opposed Nay. The voting is open.
13. (Machine cut-off) all those voted who wish? Have all those
14. voted who wish? Take the record. On that question, the
15. Ayes are 31, the Nays are 26. Amendment No. 1 to House
16. Bill 363 is adopted. Are there further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 3rd reading. House Bill 1005, Senator Schaffer.
21. Do you wish the bill recalled for the purpose of amend-
22. ment? 1005. All right. House Bill 1011. House Bill
23. 1039, Senator Bowers. You wish the bill recalled? Do
24. we have leave to recall the bill to the Order of 2nd
25. reading for the purpose of amendment? Leave is granted.

26. SENATOR BOWERS:

27. Thank you, Mr. President. There was an amendment
28. placed on this bill when it was in 2nd reading and I've
29. had several conferences with Senator Buzbee and, I think,
30. he wants to move to Table that amendment. It's his
31. amendment and I would yield to Senator Buzbee.

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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Buzbee is recognized.

3. SENATOR BUZBEE:

4. Mr. President, we placed an amendment on last night
5. which struck the fifty thousand dollar line item for
6. the electronic data processing program for the agency
7. and one new position. We have since been convinced
8. that the agency, in fact, does need this electronic
9. data processing and so at this time, I would move to
10. reconsider the vote by which Amendment No. 2 passed.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. You have heard the motion to reconsider the vote
13. by which Amendment No. 2 was passed. All in favor
14. say Aye. Opposed Nay. The Ayes have it. The amendment
15. is reconsidered. Senator Buzbee now moves to Table
16. Amendment No. 2. All in favor say Aye. Opposed
17. Nay. The Ayes have it. Amendment No. 2 is Tabled.
18. Further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. House Bill 1228. Senator Roe
23. on 1228. Senator Roe asks leave of the Body to return
24. House Bill 1228 to the Order of 2nd reading. Is there leave?
25. Leave is granted. Any amendments, Mr. Secretary.

26. SECRETARY:

27. Amendment No. 1 offered by Senator Glass.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Glass is recognized.

30. SENATOR GLASS:

31. Thank you, Mr. President, Ladies and Gentlemen.
32. House Bill 1228 is a bill that would bar persons who have been
33. convicted of certain crimes or admitted...made certain

1. admissions from...receiving State contracts and this adds
2. to that. The same regulations relative to sanitary
3. districts. It also provides that no person who admits
4. guilt or is convicted of bid rigging would be eligible for
5. public contracts. I move its adoption.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Heard the motion to adopt Amendment No. 1. Is there
8. discussion? Senator Guidice.

9. SENATOR GUIDICE:

10. No, all you're doing is expanding the bill to these
11. particular individuals, is that correct, Senator?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Glass.

14. SENATOR GLASS:

15. Excuse me. Yes, that's right. It's expanding
16. the coverage in effect, broadening it.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Guidice.

19. SENATOR GUIDICE:

20. Does the original bill indicate a time limit involved
21. there as to when...does a man have to be convicted in the
22. first place of this particular offense?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Glass.

25. SENATOR GLASS:

26. I'll yield to Senator Roe who is more familiar with
27. the bill. I don't think a conviction is required under
28. the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Guidice.

31. SENATOR GUIDICE:

32. Senator Roe was going to answer my question.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Roe.

2. SENATOR ROE:

3. 1228 as presently constituted...constituted,
4. applies to convictions of bribery or attempted bribery
5. or admissions based on grants of immunity within a
6. period of five years.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Guidice.

9. SENATOR GUIDICE:

10. All right. Then...now...thereafter...after the
11. conviction, then he will be able to be employed by one
12. of this particular agencies if it's a five year period?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is that to Senator Roe.

15. SENATOR GUIDICE:

16. Whichever Senator wants to answer it...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Roe.

19. SENATOR ROE:

20. The bill...1228 as presently constituted, does not
21. have any affect...does not apply to employment whatsoever.
22. It applies for...it applies to disqualification of a
23. individual or a firm which has been convicted of bribery
24. or attempted bribery.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Guidice.

27. SENATOR ROE:

28. Within a period of five years.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Daley...further discussion? Senator Daley.

31. SENATOR DALEY:

32. Mr. President, will the sponsor yield to a
33. few questions?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The sponsor of the amendment, Senator Daley?

3. SENATOR DALEY:

4. Yes.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Okay. He indicates that he will yield.

7. SENATOR DALEY:

8. I believe under this bill, you say that anyone who
9. has been convicted of bribery who...who admits to guilt
10. or is convicted so that means, plea bargaining or is
11. convicted of bribery, official misconduct, extortion,
12. fraud, there's various types of fraud, collusion among
13. bidders on public contracts, that would exclude under
14. Federal or State law...that would exclude AT&T,
15. Commonwealth Edison, any large company doing business
16. in Illinois or outside Illinois could not bid. You could
17. not put the lights on, you couldn't buy any furniture,
18. you couldn't buy any type of...type of goods dealing with...
19. for the State of Illinois. I mean, this is a comprehensive
20. bill. Any large company that's on the Board of Trade could
21. not participate in Illinois and this is what you're doing.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Glass.

24. SENATOR GLASS:

25. I don't know, Senator Daley, if you're speaking to the
26. amendment or the bill. You're speaking to the amendment.
27. All right. The amendment is really directed at the bid
28. rigging situation and...and specifically I'll tell you what
29. I have in mind is...is I think the Body may be aware,
30. last Thursday, the Crug-Bowler Company, a excavation company,
31. was awarded a ten million dollar contract to haul
32. sludge to Fulton County the day before they had pleaded
33. guilty in court on a bid rigging job. That's...that's
34. the kind of problem that I'm seeking to address with this

1. amendment and I don't think the original bill did it.
2. Now, I don't think the amendment affects the problem that
3. you described. It's...I mean...if a person is...admits
4. to guilt or is convicted of bribery, official misconduct,
5. extortion, fraud, collusion among bidders on public
6. contracts. That...that's what we're interested in. If you
7. think the amendment should be more limited to what you're
8. talking about, I would consider that. But I think it
9. does the job.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Daley.

12. SENATOR DALEY:

13. Mr. President, I think the bill itself, when you
14. read it, the amendment it says no person who admits to
15. guilt. That means anyone and presently the District
16. Attorney of Illinois and the former District Attorney
17. on the 2nd floor, allowed pharmasists to plea bargaining
18. their...their charges who are presently doing work for
19. Public Aid so this bill is not directed at one contractor
20. and if you're going to start directing bills personally to
21. individual contractors, to individual companies, then let's
22. reset the whole form of ethics here in this room here.
23. If you're going after one contractor. Now, I think you're
24. saying here, no person who admits to guilt or who is
25. convicted of certain offenses whether under State or
26. Federal law and this is what you're doing, Senator Glass.
27. You're not going after one contractor. If you are, then
28. let's get a whole list of the pharmasists that were located
29. in your district who live in your district. I think it's
30. unfair, it's a personal vendetta that you have against
31. two contractors. Let's go through all the bid rigging in
32. Illinois.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Knuppel.

2. SENATOR KNUPPEL:

3. I have a question. Would this then apply
4. to General Electric, Allis Chalmers, all of the different
5. companies without...without relation to how
6. long ago the six companies that conspired and sold bleachers
7. to the State of Illinois, all of the different people
8. who have been convicted or reached agreements under the...
9. under the anti-trust decisions of the Attorney General's
10. Office for selling salt, book shelves and everything else.
11. Would those people be forever and permanently barred from
12. bidding or participating in these contracts because we
13. get into that...let me finish the question, if we get into
14. that, we very well may be getting to the situation...we may
15. be very well getting into the situation that we indirectly
16. create an anti-trust situation because we limit the number
17. of bidders down to those people who will...there will be
18. no competitive bidding and thereby the one party or the
19. two parties that are left can damn well fix the price
20. wherever they want to on their bid. Is this what the bill
21. does...the amendment does, Senator?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Glass.

24. SENATOR GLASS:

25. Senator Knuppel, the period of prohibition of bidding
26. is a five year period from the date of admission or
27. conviction. It isn't forever. And in answer to Senator
28. Daley, this is not any personal vendetta against anyone.
29. It is...it is nothing at all personal. What bothers me,
30. Senator, is that the Metropolitan Sanitary District did go ahead
31. and award a contract the day after there had been conviction.
32. That illustrates the problem that ought to be
33. included in this bill. That's what the amendment is about.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, it seems to me that...that it goes too far and
5. ...but each person will have to make his own choice on that. I
6. don't think a person ought to be rewarded for having
7. committed his crime, but I think its punishment
8. is spelled out in the Criminal Statutes and therefore,
9. I wonder...I wonder if this doesn't have some ex post facto
10. overtones to...to commercially chastigate someone who
11. has...who has been convicted of a...of a criminal offense
12. to civilly punish him too after the fact by adding a
13. punishment after he has pleaded guilty. I wonder about
14. the constitutionality of it. Now, I don't think he should be
15. rewarded by on a...on an open bid situation, if he...if he
16. still is the lowest bidder and it's fair and open bidding
17. and he's served his time or paid his fine, I wonder if
18. he isn't entitled to be restored to all of his rights
19. under the Constitution of the State of Illinois civilly and
20. otherwise and that if this...if this is constitutional,
21. therefore.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Hynes. Senator D'Arco. Senator Wooten.

24. SENATOR WOOTEN:

25. I simply want to thank the participants in the debate
26. this morning even though time is short, they have certainly
27. given me a lesson. I didn't know there were so many crooks
28. in business. I thought they were all supposed to be in
29. politics. This has been very illuminating.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Any...any Gentleman wish to speak a first time?

32. Senator Daley.

33. SENATOR DALEY:

1. A point of personal privilege. I...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. State your point.

4. SENATOR DALEY:

5. In regards to those two contractors, they
6. are not convicted, they're only indicted. I would say
7. just to those two contractors, last week there was a
8. low bid. Under the law, a low bidder must be the winner
9. in contracts. It's State law, it's Federal law, it's
10. city law. Now, there's other contractors in the last
11. four years. I don't think we have to mention just two
12. contractors. I think this is a bad amendment. We go to
13. General Motors, could we ever buy a car for the
14. fleet of thousands of cars that we have in Illinois...
15. the State of Illinois Government? No, we couldn't buy one.
16. There's presently a grand jury dealing with General
17. Motors or Ford Motors. You can never buy a car. This is
18. a bad amendment.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Glass may close the
21. debate.

22. SENATOR GLASS:

23. Well, Senator Daley and other Senators,
24. the information I have is that this company had pleaded
25. guilty to a bid rigging job. Now, if that is incorrect,
26. if I'm incorrect on that, I'd like to correct the record.
27. That's the information I've been given is that that
28. company had pleaded guilty to a bidrigging job. Is that
29. incorrect?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Daley.

32. SENATOR DALEY:

33. Now, are you talking...you're just talking about two
34. contractors. Now, we're talking about a thousand other

1. contractors recently that were convicted on bid rigging
2. in the State of Illinois and road contracts so it doesn't
3. affect just two contractors, it affects all the southern
4. Illinois contractors.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Glass.

7. SENATOR GLASS:

8. Well, without...without delaying...without
9. delaying the Body, the policy of this amendment would be
10. to say that such contractors, if they plead guilty or
11. admit bid rigging are barred from contracting with the
12. State for a period of five years and I move the adoption
13. of the amendment.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. For what purpose does Senator Glass...Senator Rock
16. arise?

17. SENATOR ROCK:

18. I...I'm sorry. Just a question of the sponsor.
19. Senator Glass, on page 1 of the amendment, it would indicate
20. that you are now defining sanitary districts as a State
21. agency, is that correct?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Glass.

24. SENATOR GLASS:

25. The...sanitary district, as I've described, the reason
26. for the amendment would be covered within the definition
27. of State agency, that is correct.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Rock.

30. SENATOR ROCK:

31. Well, I would point out then, Mr...Mr. President,
32. with leave of the Body, I know that Senator has closed the
33. debate, that this is obviously a press release type

1. amendment but it has some serious substantive implications.
2. If we are to make the sanitary districts and I don't frankly
3. know how many there are in this State, State agencies,
4. then we are, of course, going to have to fund them with
5. State money. This is a bad amendment and I would urge its
6. defeat.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Glass has closed the debate. For what
9. purpose does Senator Buzbee arise?

10. SENATOR BUZBEE:

11. I guess it's a point of personal privilege. I know
12. Senator...Senator Daley inadvertently indicated there in
13. his closing remarks that all the southern Illinois contractors
14. were crooked also and that is, of course, not the truth...
15. the case and...but I just want to make sure that there are
16. a lot of very good honest contractors in...in southern
17. Illinois that I know.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. All right. The question is on the adoption of Amendment
20. No. 1. Those in favor vote Aye. Those opposed vote Nay.
21. The voting is open. Have all voted who wish? Have all
22. voted who wish? Take the record. On that question the
23. Ayes are 22, the Nays are 27, 3 Voting Present. The
24. amendment is lost. Further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. 3rd reading. House Bill 1055, Senator Leonard.

29. SENATOR LEONARD:

30. Mr. Chairman, this is a request to remove an amendment

31. ...

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Well, Senator Leonard, you ask leave to return the bill...

1. SENATOR LEONARD:

2. Yes.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. ...to the Order of 2nd reading.

5. SENATOR LEONARD:

6. Yes, I would like to return...

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there leave? Leave is granted. Senator Leonard. Senator
9. Leonard.

10. SENATOR LEONARD:

11. Okay. This is a request to remove an amendment, it's
12. Amendment No. 2 which is the only amendment on it. It would
13. return the bill to its original form. The purpose of the bill
14. initially was to prohibit the use of public funds to urge
15. any elector to vote for or against a candidate or proposition.
16. The idea was...it dealt with the relationship between
17. school boards and the electorate. And that a school
18. board could explain a position but not use public funds
19. to urge the people to vote for or against a proposition.
20. The amendment put a prohibition on funds used between
21. agencies, between school boards and General Assemblies.
22. And while I am not arguing against that amendment, I think it
23. is too complicated an amendment, too involved to gain
24. acceptance before this Body in the days that we have
25. remaining. So I am asking that the second amendment, Amendment
26. No. 2 be removed which would simply make this a
27. simple question whether public funds would be between
28. school boards or public bodies and the electorate and we could
29. come back some other Session and deal with the other question.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Leonard moves to reconsider the vote
32. by which Amendment No. 2 was adopted. Is there discussion?
33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. Well, of course, this was adopted, it was
3. first discussed in committee and I felt that the prohibition
4. of the Statute about the spending of public funds was too...
5. too narrow, too locally directed in its scope and that it
6. ought to reach any type of a matter pending before the
7. Legislature or pending elsewhere. I still recall when I was
8. first a freshman Senator here that Senator...that Governor
9. Ogilvie had used some funds...gotten some balloons and
10. rain hats and things like that to influence the people on
11. the question of implied consent. I felt that that was
12. a misuse of public funds and I think that...that it always
13. ought to be a misuse of public funds for anyone to use
14. taxpayers money to influence the outcome of any public
15. issue, whether it's the...a school board election, a school
16. bond issue, formation of a...of a district, whatever it
17. may be. And I think it's wrong and that was the purpose
18. of the amendment was to broaden this Act, to strike at any
19. issue where there was an attempt by a public body whether
20. it was a municipality, a school district or the State of
21. Illinois by the use of public funds to influence the outcome
22. of an issue pending before any legislative Body. I think
23. that's still good law. I think that...that to narrow it
24. down makes it special and may even affect the constitutionality
25. of it in and to the effect that it...that it's special
26. legislation designed at only one level and I would oppose
27. the reconsideration of the vote and also the removal of the
28. amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? Senator Walsh. Senator Grotberg.

31. SENATOR GROTBORG:

32. Yes, who is offering the amendment?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Well, it's a motion to reconsider the vote by which
2. Amendment No. 2 was adopted.

3. SENATOR GROTEBERG:

4. My concern...my concern with this it would probably
5. be better addressed to the bill, Mr. President.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Grotberg.

8. SENATOR GROTEBERG:

9. I think my questions would be better addressed to the
10. bill. Thank you.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. All right. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Well, Mr. President, as I understand the thrust of the
15. amendment, it might come to something near and dear in
16. my heart and that's the use of taxpayer's money to
17. lobby us to send the aforementioned governmental unit
18. more taxpayer's money so they can give more money
19. to lobby us to send them more money. And I've had
20. problems with that as long as I've been in politics
21. and well, I don't know how workable this particular
22. amendment is. I haven't studied the total ramifications.
23. I'm inclined to...to want to see it stay on. I don't
24. wish to endanger the Senator's bill, but I think the
25. public is fed up with their money being used to coerce
26. other governmental officials to spend more of their
27. money. I'm always amused when I get a letter from a
28. governmental agency saying, please vote for this tax
29. without a referendum and I know that the letter was
30. typed at taxpayer's expense and mailed to me with
31. a taxpayer's stamp to inflict a higher tax on the taxpayers.
32. And I'm not sure that this amendment isn't in pretty good
33. shape and that we should leave it on the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? Senator Rhoads.

3. SENATOR RHOADS:

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

5. Senator Leonard, I intend to support your bill in either
6. case, whether the amendment stays on or goes off. I do feel
7. it's a better bill with the amendment on. If you will
8. yield for a question, as I recall, this was some
9. model legislation which was published by the American
10. Legislative Exchange Council, is that correct?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Leonard.

13. SENATOR LEONARD:

14. It...it was initiated by John Matijevich and I believe
15. that's his source.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Rhoads.

18. SENATOR RHOADS:

19. Was the amendment also included in that model
20. legislation or was the bill as it was originally
21. drafted, the way that the model legislation came in?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Leonard.

24. SENATOR LEONARD:

25. Senator, I don't know. I think...I don't know.
26. John Matijevich had an idea, as a matter of fact, he was
27. suggested by people in his district and I think he used
28. this...this previous reference, but the initial idea
29. was as it came out of the House.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Bloom.

32. SENATOR BLOOM:

33. Just so that we understand what you're trying to do.

1. This is the amendment that says you can't use the taxpayer's
2. money for lobbying groups, right, and you want to take that
3. off, is that correct?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Leonard.

6. SENATOR LEONARD:

7. I want to...I want to keep...I want to keep the thing
8. so it says you can't use the taxpayer's money to push
9. a referendum. I will be very glad to come back some other
10. time when I've got...I don't wish to create mischief with
11. this bill. I am confident that the top part of the
12. bill will do what it is supposed to do. I will be willing
13. to come back in another Session, explore this thing
14. carefully and...and get into this question of dealing with
15. how much money should be used between agencies, but I don't
16. want to cause a problem that we didn't anticipate
17. because it went through too fast.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Bloom.

20. SENATOR BLOOM:

21. All right. Senator Leonard, okay. Now, is Amendment
22. 1 on the bill? No. Amendment 2 is on the bill, right?
23. Okay, Amendment 1, the important language reads or to influence
24. legislative action by the State, any unit of local government
25. or school district on any pending proposition. 2, the one
26. that you say you don't want to affect referendum, says
27. or to influence legislation...legislative action by the State,
28. any unit of local government or school district on
29. any pending proposition. Now, basically, they're
30. almost identical so what's happening here is you are taking
31. off the prohibition of using the taxpayer's money to lobby
32. and there are those of us who feel very strongly and speak
33. against doing this, there are those of us who feel very
34. strongly that that is not correct, that we should prohibit

1. the use of taxpayer's money for lobbying.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Leonard.

4. SENATOR LEONARD:

5. My bill will...well, my bill will deal with the
6. relationship between elective bodies such as county boards,
7. school districts and the public. I am not against what
8. you're saying. I am simply saying that we may cause some
9. problems here that I do...do not know of. I'll be...
10. I'd like to go into that a little bit slower and a little
11. more cautious. I'd like to have this bill do initially
12. what it was supposed to do, the money between elective
13. bodies and the public. Let's deal with that question
14. now, come back at another time and take the other question.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Grotberg. Oh, I'm
17. sorry, Senator Bloom, had you concluded?

18. SENATOR BLOOM:

19. Well, you know...

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Bloom.

22. SENATOR BLOOM:

23. ...the effect you're creating is you know, it was a good
24. bill but it's...you're...you know this is...this is just
25. absolutely wrong. It's wrong to use the taxpayer's money
26. to lobby and you know, it was...now, you're...you're
27. gutting the bill basically. What you're saying is
28. you would rather go with a little innocuous bill and
29. then maybe at some future date, come back and address this
30. issue. The issue was addressed, the amendment went on.
31. It's a good bill and now you're ripping the guts out of it.
32. I, just...you know, I want you to understand that.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there further discussion? Senator Grotberg.

2. SENATOR GROTBORG:

3. Thank you, Mr. President. I wish the sponsor would...
4. if he's going to take it back and amend it, do what you
5. want to do with this bill. Just have it for referenda
6. because, I don't know, I...I've been five years on the
7. Local Government Committees of the House and the Senate and
8. I don't know what we would do down here if we did not have
9. input from the park districts, from the school boards,
10. from the many publically funded organizations on an
11. informational basis. It is my understanding that this
12. bill will eliminate that once and for all. Now, that may
13. be idealistically fine. Pragmatically, it is not good.
14. And you're shaking your head, Senator, but we have already
15. run this by some pretty powerful eyes and that's the
16. image that comes back. Go ahead.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? The question is on the...
19. is there further discussion? Senator Leonard is recognized
20. to close the debate.

21. SENATOR LEONARD:

22. Eliminating the amendment would eliminate that
23. question. It would then be a question between elected
24. bodies, i.e. school boards and their ability to influence
25. the electorate by using public funds, that is the question
26. I wish to bring before this Body. Your question, I'd like
27. to come back and try some other time. So, I'm asking that
28. the amendment be eliminated so it is a simple question.
29. How much funds should be...or should funds be used between
30. elected bodies and the electorate.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion? Senator Leonard, have you...
33. closed? Question is on the motion to reconsider the vote by

1. which Amendment No. 2 was adopted. All in favor say Aye.
2. Opposed Nay. Roll call is requested. Question is on the
3. motion to reconsider the vote by which Amendment No. 2
4. was adopted. Those in favor vote Aye. Those opposed vote
5. Nay. The voting is open. The motion is to reconsider.
6. Those in favor of Senator Leonard's position should vote
7. Aye. Those opposed to his position should vote No.
8. Have all voted who wish? Take the record. On the question...
9. on that question the Ayes are 31, the Nays are 25, none
10. Voting Present. The motion to reconsider prevails.
11. Senator Leonard now moves to Table Amendment No. 2 is there
12. discussion? All in favor say Aye. Opposed Nay. The
13. Amendment No. 2 is Tabled. Are there further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. 3rd reading. House Bill 1237, Senator Regner.

18. Senator Regner asks leave of the Senate to return House Bill
19. 1237 to the Order of 2nd reading. Is there leave? Leave
20. is granted.

21. SECRETARY:

22. Amendment No....

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. ...amendments, Mr. Secretary.

25. SECRETARY:

26. Amendment No. 1 offered by Senator Harber Hall.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Harber Hall is recognized. May we have some
29. order? Senator Harber Hall.

30. SENATOR HARBER HALL:

31. 1237 amends the Township Act to permit dividing towns
32. to election districts. This amendment, I've talked to several
33. people about and they asked that I submit it. Senator Regner
34. believes it's a good amendment. I move adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? Senator Rock.

3. SENATOR ROCK:

4. I really thought Lincoln County had been laid
5. to rest. Apparently we are trying to resurrect one of
6. Senator Regner's more illconsidered concepts. I would
7. urge opposition to Amendment No. 1 to House Bill 1237.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there further discussion? Senator Regner.

10. SENATOR REGNER:

11. Well, Mr. President, I really had nothing to do with this.
12. This was Senator Hall's idea all by himself after I told
13. him that I really couldn't explain 1237 in its present form
14. and thought a bill...or an amendment such as this would help
15. me explain the bill when it was on 3rd reading and I...
16. I do support Senator Hall's position and his amendment.

17.
18.
19. The following typed previously.
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HB 1500
6/28/77
9/1/Recess

MS 1
Recessed
6-28-77

1110

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? The question is on the adoption
3. of Amendment No. 1. All in favor say Aye. Opposed
4. Nay. The Noes have it. The amendment is defeated. Further
5. amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. 3rd reading. House Bill 1500, Senator Egan.
10. Senator Egan asks leave of the Senate when we were
11. at House Bill 1 to...to consider 1500 and 1 at the same time.
12. That leave is still granted. Senator Egan.

13. SENATOR EGAN:

14. Thank you.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Which order...Senator Egan, you wish to call No.
17. 1, first. Is that correct?

18. SENATOR EGAN:

19. Yes, please.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. House Bill 1. Senator Egan asks leave of the Senate
22. to return House Bill 1 to the Order of 2nd reading for the
23. purpose of an amendment. Is there leave? Leave is granted.
24. Any amendments, Mr. Secretary?

25. SECRETARY:

26. Amendment No. 2...it's a little hard to read, but it
27. looks like D'Arco.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. It appears to be Senator D'Arco. Is that correct, Senator
30. Egan? Amendment No. 2. Senator Bowers. For what purpose
31. does Senator Bowers arise?

32. SENATOR BOWERS: ...

33. Well, I think, Mr. President, thank you. I...I have
34. an amendment there that will be called a little later that

1. includes this amendment and I would suggest to the sponsor
2. that he Table this amendment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The sponsor is not on the Floor, but with leave of the
5. Senate, we will withdraw this amendment for the time being
6. and offer it when Senator D'Arco returns to the Floor.

7. Is there leave to follow that procedure? Leave is granted.

8. SECRETARY:

9. Amendment No. 1 offered by Senator Bowers.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Bowers is recognized.

12. SENATOR BOWERS:

13. Thank you, Mr. President. Amendment No. 1 to House
14. Bill 1 in effect...in effect, Ladies and Gentlemen...I wish
15. I could have some attention, because...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Bowers, the Secretary informs me that it is
18. Amendment No. 2, also and...

19. SENATOR BOWERS:

20. Okay.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Could we have some order, please? Senator Bowers.

23. SENATOR BOWERS:

24. Amendment No. 2 seeks in effect, to put a modified
25. version of...of Senate Bill 165 onto House Bill 1.
26. Now, Ladies and Gentlemen of the Senate, 165 basically,
27. was the modified version of the Governor's package in the
28. crime...in the area of crime. Now, what I'd like to do as
29. far as explaining this particular amendment, is simply go
30. through the various changes between this amendment and
31. ...and Senate Bill 165. Number one, it takes indecent
32. liberties out of the Class X felony area. Number three,
33. it splits arson into aggravated arson and plain arson
34. and...and puts only aggravated arson in the Class X felony.

1. Number three, it adds a mandatory parole term for
2. Class X felons. Number four, Class 1 felony is returned
3. to four years. Now, the...the original 165 increased
4. Class 1 felonies to six years. It was thought on reflection
5. that the more serious crimes in Class 1 felonies have
6. been removed to Class X, therefore, we should go back to
7. four years minimum. Class 2 minimum is lowered from
8. three to two and it's now one so, in effect, it's a raise
9. over what is in existence today, but it does reduce from 165
10. three to one. The forty year parole provision that is to
11. say, today, you can have a parole hearing based on a twenty
12. year sentence regardless of the...of the length of the
13. sentence. We raised that to forty. Again, on reflection,
14. most of the serious crimes are in Class X, so we brought that
15. back to twenty which is the Statute today. Habitual
16. offenders, the habitual offenders is written into it.
17. It includes what we might call the D'Arco amendment
18. that...that we just discussed and that makes it very
19. clear that it's prospective only. In other words, the
20. crimes have to be committed after the effective date of the
21. Act and then, of course, treason is back in. It was
22. inadvertently left out of 165. Those are the changes. I'll
23. be glad to answer any questions. I think the sponsor
24. will support the amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Bowers.

27. SENATOR BOWERS:

28. Just for the record, I'll move the adoption of the amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Bowers moves the adoption of Amendment No. 2

31. to House Bill 1. Is there discussion? Senator D'Arco.

32. SENATOR D'ARCO:

33. I just want to congratulate Senator Bowers and Senator

1. Egan. They've worked on this bill night and day to get it
2. in its proper form. We finally, I think, present a decent
3. criminal law package in this bill. They were very amenable
4. to me in that they did make the three time felony offender
5. provisions of the bill prospective so it wouldn't apply
6. to a person who committed two prior felony convictions
7. and I would ask everyone in this Body to support this amendment.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Egan.

10. SENATOR EGAN:

11. Yes, thank you, Mr. President, members of the Senate.
12. Thank you, very much, Senator D'Arco. I appreciate that
13. comment. We did, in fact, deliberate on this over the
14. past not only days, but weeks and this, now, is, I think,
15. a much better bill than it was. I am in total
16. conformity with the motion to adopt this amendment, but
17. Mr. President, let me ask, is there, in fact, one amendment
18. already on House Bill 1?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. That is correct. We are discussing House...Amendment

21. No: 2.

22. SENATOR EGAN:

23. What is that amendment?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Mr. Secretary.

26. SECRETARY:

27. Amend House Bill 1 on page 1 by deleting lines
28. 14 through 18 and inserting in lieu thereof, the
29. following: in this State or any of the crimes, treason,
30. murder, rape...

31. SENATOR EGAN:

32. Yes, that...I know what that is now. That is
33. consistent with this amendment so I don't think it's
34. necessary to Table it.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion of the amendment?

3. For what purpose does Senator Bowers arise?

4. SENATOR BOWERS:

5. Well, for a second time and I'm sorry, Mr. President,
6. but...but the amendment that I have offered is comprehensive
7. and I would suggest to the sponsor that...that he do Table
8. that amendment. I have't really compared them, but it could
9. ...it could goof up the whole program.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Egan.

12. SENATOR EGAN:

13. All right. I...I...I agree that the idea is the
14. same but it may not...it may not square with the lines
15. and so forth so I would move to Table Amendment No. 1
16. to House Bill 1...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Well, Senator Egan, we have a pending motion on
19. 2. Why don't we dispose of the motion on 2 and then
20. we can return on 1 and make a disposition of that.

21. All right. Is...is there further discussion on Amendment
22. No. 2. Senator...Senator Netsch.

23. SENATOR NETSCH:

24. Thank you. I...Senator Bowers, I was off the Floor
25. when you began your explanation so I missed the first little
26. bit of it. This is an extremely exhaustive amendment and
27. there is no summary of it. Is it accurate to say that this
28. is Senate Bill 165?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Bowers.

31. SENATOR BOWERS:

32. Thank you, Mr. President. There are some changes
33. and I went through them and I'd like to do it again so you're
34. clear, Senator Netsch. It takes indecent liberties out of

1. Class X. It adds a mandatory parole term for Class X.
2. Arson is split and the...so that there's aggravated
3. arson and regular arson, if I may use that term and it's
4. split by the same language that...that the bill that's
5. been adopted by this General Assembly contains. It
6. also takes Class 1 felonies and returns it back to four
7. year minimum. It takes Class 2 felonies and lowers the
8. minimum from three to two which is in effect, a raise
9. from one to two over the present...the present Statute.
10. The question on the forty years...or the parole term,
11. in other words, the...the extending of that Statutory
12. limitation on long sentences which is now twenty years, is
13. returned back to twenty years. The habitual offender is
14. in and it is totally prospective. And treason is back in
15. and those are the changes. Otherwise, it is Senate Bill
16. 165.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Netsch.

19. SENATOR NETSCH:

20. All right. I have one additional question. If I
21. might ask of the...I...perhaps not of you. Perhaps this
22. should be asked of the sponsor both of this bill and
23. of House Bill 1500. If this amendment is adopted and
24. put on this bill, will you still call House Bill 1500?
25. And is...would it be your intention to put the amendmant
26. that has...that was adopted by the committee or a
27. technically correct one that you offered last night
28. onto that bill and still call 1500?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Egan.

31. SENATOR EGAN:

32. Well, it...it is now my present intention to deliberate
33. on that when I get there.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Egan, I would point out that 1500 is the next
3. bill. Okay. Okay. Senator Netsch.
4. SENATOR NETSCH:
5. Well, since it is the next bill, why don't you give
6. me just a little peek into the future, Senator Egan.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Egan.
9. SENATOR EGAN:
10. If you'll sit right down here, I'll discuss it with
11. you.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Further discussion? Senator Washington.
14. SENATOR WASHINGTON:
15. Will the sponsor of the amendment, Senator Bowers,
16. yield?
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. He indicates that he will yield. Senator Washington.
19. SENATOR WASHINGTON:
20. Senator Bowers, I'm glancing through your amendment
21. hurriedly. How do you handle the crime of rape under this
22. amendment? What...
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Bowers.
25. SENATOR WASHINGTON:
26. What category?
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Excuse me, Senator Washington. Senator Bowers.
29. SENATOR BOWERS:
30. Rape is a Class X felony, the same as 165.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Washington.
33. SENATOR WASHINGTON:

1. Pending is House Bill 1185 which breaks rape down into
2. two categories, one is aggravated and the other is rape.
3. How would that be handled under this bill? If...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator...Senator Bowers.

6. SENATOR BOWERS:

7. Well, Senator Washington, there was some discussion
8. as to whether or not we should divide rape in this bill.
9. The problem was that we weren't sure that that was going
10. to become law so we did not divide it and it does not
11. square with it and if this...if this amendment is passed
12. here, passed by the Senate and passed by the House and goes
13. to the Governor's Desk, he cannot sign both of them.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Washington. Further discussion? Senator
16. Bowers moves the adoption of Amendment No. 2. All in
17. favor say Aye. Opposed Nay. The Ayes have it. The
18. amendment is adopted. Are there further amendments,
19. Mr. Secretary? Senator D'Arco has informed the Chair
20. that he wishes to withdraw his amendment. Will be withdrawn.

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. 3rd reading. Is leave to...is there leave to return
25. the bill to the Order of 2nd reading? Leave is granted.
26. Senator Bowers.

27. SENATOR BOWERS:

28. I have a parliamentary inquiry. I understood that amendment
29. was adopted and if it's already on the bill, can he just
30. withdraw it or don't we have to move to...

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. No, no, no. I'm sorry. That was Senator D'Arco's
33. amendment which we have not discussed. Senator Egan now

HB 1500
6-28-77

1. moves to reconsider the vote by which Amendment No. 1
2. was adopted. All in favor say Aye. Opposed Nay. The
3. Ayes have it. Senator Egan now moves to Table Amendment
4. No. 1. All in favor say Aye. Opposed Nay. The Ayes
5. have it. Amendment No. 1 is Tabled. Are there further
6. amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. 3rd reading. House Bill 1500, Senator Egan.

11. SENATOR EGAN:

12. Yes, now last evening, Mr. President, it was...
13. it's my best recollection that we Tabled the...the committee
14. ...the Senate committee amendment on this bill, is that
15. correct? Well, then, I would ask that...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Secretary-informs me that the...the committee
18. amendment has been Tabled. Senator Egan.

19. SENATOR EGAN:

20. Now, the bill is in the form it was in when it
21. came to the Senate, is that correct?

22. SECRETARY:

23. Yes, that is correct.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Egan.

26. SENATOR EGAN:

27. Then, if there are no amendments, I am offering none,
28. I would ask that it be advanced back to 3rd.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Are there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR BRUCE)

34. 3rd reading. House Bill 1521, Senator Knuppel.

1. We'll take it off the recall list, then, Senator.
2. House Bill 1638, Senator Schaffer. Senator Schaffer, do you
3. wish to recall that to 2nd? House Bill 1706, Senator Rhoads.
4. Senator Rhoads on the Floor? Senator Rhoads asks leave of the
5. Senate to return House Bill 1706 to the Order of 2nd reading.
6. Is there leave? Leave is granted. The bill is on the order...
7. are there amendments, Mr. Secretary?

8. SECRETARY:

9. Amendment No. 2 offered by Senator Rhoads.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Rhoads. Did you wish to Table an amendment...

12. SENATOR RHOADS:

13. Yes, yes.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. ...also, Senator Rhoads.

16. SENATOR RHOADS:

17. Senator Rock had requested that...could I have one of
18. the Pages, please.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Would a Page come to Senator Rhoads's desk please?

21. Senator Rhoads, are you asking to reconsider the vote by
22. which Amendment No. 1 was adopted?

23. SENATOR RHOADS:

24. Yes.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Rhoads asks...moves to reconsider the vote
27. by which Amendment No. 1 is adopted. All in favor

28. say Aye. Opposed Nay. The Ayes have it. The motion to
29. reconsider prevails. Senator Rhoads now moves to Table

30. Amendment No. 1. All in favor say Aye. Opposed Nay.

31. The Ayes have it. Amendment No. 1 is Tabled. Further
32. amendments, Mr. Secretary?

33. SECRETARY:

Amendment No. 2 offered by Senator Rhoads.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rhoads on Amendment No. 2.

3. SENATOR RHOADS:

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

5. As you know, this is the bill that would require that
6. nominating petitions hearings be public meetings. There is
7. another concept that I want to amend into this bill
8. that was in Senate Bill 481 which was my bill and it is
9. in one other bill and if that bill passes, I'll get this off
10. in the House. But I've discussed this with the House
11. sponsor and he will move for concurrence. This amendment
12. would state that the...a polling hour shall be changed
13. from 6 A.M. to 6 P.M. and extended by one hour to
14. 7 P.M. I think this is a very good amendment." It's a
15. reform that's long overdue. It will allow more people to
16. vote. It will give people who work the night shift a better
17. chance to vote, commuters a better chance to vote. The
18. problem is now that there are Federal laws on the books
19. which give people two hours off work in order to go to the
20. polls. Unfortunately, this law is not observed as it should
21. be. Many people are reluctant to ask for the time from their
22. employers. Many employers don't even know about the Federal
23. law and we do need an extra hour in the evening time for
24. these people to get to the polls. This is a concept that I hope
25. everyone in the Chamber can support and I would move for its
26. adoption.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion on Amendment No. 2?

29. Senator Rock.

30. SENATOR ROCK:

31. Thank you, Mr. President, Ladies and Gentlemen of the
32. Senate. I rise in opposition to Amendment No. 2. I said
33. earlier this morning when Senator Rhoads called this bill for

1. passage, that it...insofar as it was a sunshine bill and it
2. allowed open meetings with respect to objections to nominating
3. petitions that I could and would support it as long as the
4. County of Cook was also included. It seems to me, Mr. President,
5. that by virtue of this proposed Amendment No. 2, which amends
6. a totally different paragraph of the Election Code, that...that
7. this bill is currently on the Calendar and should be considered
8. as a separate subject. I would object to the amendment
9. and I would ask the Chair to make a ruling as to its
10. germaneness.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. May I see the amendment, Mr. Secretary. Senator Rock,
13. it would be the ruling of the Chair that it amends Chapter
14. 46 as did the original bill and therefore, the amendment
15. is germane. Senator Rock.

16. SENATOR ROCK:

17. Well, I would just restate my opposition to Amendment
18. No. 2. I think this is a subject that demands and should
19. have consideration by itself. We, yesterday...I wonder if
20. Senator Rhoads would hold the bill. We yesterday offered an
21. amendment to Senator Demuzio's bill which would provide, in
22. fact, at the request of the county clerks, additional
23. compensation. If we're going to keep the judges there
24. beyond twelve hours, I think they're entitled to additional
25. compensation. I would ask them then to hold this on 2nd
26. reading and I'll prepare that...have that amendment
27. restructured to do exactly that.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator Kenneth Hall.

30. SENATOR KENNETH HALL:

31. Will the sponsor yield to a question?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Indicates that he will yield.

1. SENATOR KENNETH HALL:

2. Senator, on our Calendar on page 6, we have House
3. Bill 1566. And this is addressed to this. Now, why are you
4. putting an amendment on another bill for that same subject
5. while we've got the bill here on the Calendar?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rhoads.

8. SENATOR RHOADS:

9. Thank you, Senator Hall. Well, as I said at the outset,
10. I am, of course, a supporter of House Bill 1566 and
11. do support the concept and intend to vote for that bill.
12. This bill was originally...concept was originally embraced
13. in Senate Bill 481 which was my bill. It is my intention here
14. that we should have at least one chance to...to vote on this
15. concept and if...if House Bill 1566 is successful, then I will
16. ask the House sponsor to not concur in this and I will ask
17. us to recede and there will be no Conference Committee
18. on this bill. But this is...this is a terribly important
19. issue to a lot of people. It will help a lot of people get
20. to the polls who are currently disenfranchised. And we
21. must have an opportunity to vote on this.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Kenneth Hall.

24. SENATOR KENNETH HALL:

25. Well, I'd just like to address myself to this. Now,
26. I just lost a couple of bills. Now, if we're going to go about
27. the business of placing amendments, then maybe all of us ought
28. to start placing amendments on all these different bills.
29. When you've got a bill addressed...it to that particular
30. subject on the Calendar. I just can't understand why we
31. would be putting an amendment on a bill when we have that
32. particular bill here. If we're going to do that, then maybe all
33. of us ought to...ought to start doing this, putting amendments

1. on all these bills around here then we can assure ourselves
2. if we lose in one place, then we can gain in another. I think
3. it's wrong for us to start this.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Schaffer.

6. SENATOR SCHAFFER:

7. Mr. President, I rise in support of this amendment.
8. Frankly, I'm very much in favor of extending the hours
9. despite the fact that I was elected precinct committeeman
10. will have to stand a little longer by my poll. I come from
11. a commuter town and many people catch a 6:05 or 6:10 and
12. unable to vote in the morning and their train gets back
13. at 6:30. It's extremely frustrating to see an interested
14. citizen who, through no real fault of his own, arrives at the
15. polling place shortly after they close and the disappointment,
16. frustration and outright anger that you see when this type of
17. situation happens. I think that this is a reasonable extension
18. of the hours. I think that with the implementation of
19. electronic voting in virtually all parts of the State, it is
20. not an unreasonable extension of the total number of hours
21. that the election judges have to work. My judges used to
22. work till ten or eleven at night. They are now home by
23. 8:00 o'clock and those that have to take the ballots to the
24. courthouse are generally home by 9:00 or 9:30 and I think this
25. is a good proposal and I'd like to see it amended into this
26. bill and I would like to see the other bill before us also
27. pass.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there further discussion? Senator Kosinski.

30. SENATOR KOSINSKI:

31. Mr. President and members of the Senate. If I may
32. read a quote here from one of the election...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Excuse me, Senator Kosinski, let me get
2. you some order, please. May we have some order. May we
3. have some order, please. Senator Kosinski.

4. SENATOR KOSINSKI:

5. I would like to quote from a letter sent to me by
6. one of the election commissioners of the downstate area.
7. "We don't think fifty-six thousand forty precinct judges
8. State-wide should have to sit around an hour to accommodate
9. a few suburbanites who are not willing to make a little
10. effort to fit their election day hours to the twelve hours
11. now available for them. Mr. President and members of the
12. Senate, I definitely am against this amendment.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Glass. Senator Bloom.

15. SENATOR BLOOM:

16. Well, Senator Kosinski, I got the same letter. He happens
17. to be from my city. I spoke with him and asked him if he
18. knew how many "a handful of suburbanites were." He
19. allowed as how he didn't. And I asked him if he could
20. substantiate some of the other all gations in his letter
21. and he said, no, the association basically wanted to write him.
22. The fact of the matter is I rise in support of this amendment.
23. Thank you.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Further discussion? The question is
26. on the adoption of Amendment...Senator Rhoads may close.

27. SENATOR RHOADS:

28. Yes, thank you, Mr. President. In response to Senator
29. Rock's request, the...the Body already has addressed that
30. particular amendment once on a tie vote yesterday. We have
31. not had an opportunity as a total Body to address this
32. specific issue. It's...as I say again, a very, very important
33. concept, one that I hope all of you will support in order to

1. open up our elections. Thank you.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further discussion? The question is on the
4. adoption of Amendment No. 2 to House Bill 1706. Those
5. in favor vote Aye. Those opposed vote Nay. The voting
6. is open. Have all voted who wish? Have all voted who wish?
7. Take the record. On that question the Ayes are 31, the Nays
8. are 25, none Voting Present. House Bill 1706 having received
9. ...House Bill...Amendment No. 2 to House Bill 1706
10. is adopted. Further amendments, Mr. Secretary?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. 3rd reading.. For what purpose does Senator Demuzio
15. arise?

16. SENATOR DEMUZIO:

17. Yes, in...in lieu of that amendment just going on
18. this...this bill, I'd like to move to Table...actually
19. I move to re-réfer House Bill 1566 back to committee for
20. further study.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Demuzio moves to recommit House Bill 1566
23. to the Committee on Elections. All in favor say Aye.
24. Opposed Nay. The Ayes have it. The bill is recommitted.
25. House Bill 1736, Senator Regner. House Bill 1833, Senator
26. Rock. Senator Rock asks leave of the Senate to return 1833
27. to the Order. House Bill 1833 to the Order of 2nd reading.
28. Is there leave? Leave is granted. Amendments, Mr. Secretary?

29. SECRETARY:

30. Amendment No. 1 offered by Senator Hynes.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Hynes.

33. SENATOR HYNES:

1. Mr. President and members of the Senate, Amendment
2. No. 1 would modify the...the formula for payment into the
3. Metropolitan Fair and Exposition Authority to provide that
4. the payments would be 2.5 million dollars the first year
5. and 4.8 million dollars each year thereafter. This is a
6. matter that has been of some controversy before this Body
7. and I think this resolves it satisfactorily to everyone
8. concerned. The balance of the money, some twenty million
9. dollars, will...will go into the State General Revenue
10. Fund and I would move the adoption of Amendment No. 1.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there discussion? Senator Netsch.

13. SENATOR NETSCH:

14. Thank you, Mr. President. Could I ask the sponsor of
15. the amendment a question? Senator Hynes, can you tell me
16. what McCormick Place is going to do with two and a half
17. million dollars this year and 4.8 million dollars
18. every year in perpetuity?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Hynes.

21. SENATOR HYNES:

22. The...Senator Netsch...the...insofar as the plans are
23. concerned, the intention is to remodel and rehabilitate
24. the R.R. Donnelly Building, to do remodeling, reconstruction
25. and renovation that is necessary at the existing McCormick
26. Place. The total amount involved in those projects over the
27. next several years is some twenty-four million dollars.
28. And each year an appropriation is required to expend the money.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Netsch.

31. SENATOR NETSCH:

32. The...now, as I understand what you're saying is that it
33. is going to cost twenty-four million dollars to rehabilitate
34. the Donnelly Building?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Hynes.

3. SENATOR HYNES:

4. No, I am saying that it is going to cost...that the
5. total projects involved including...including a number
6. of projects that are planned as far as renovation and
7. rehabilitation at the existing McCormick Place sight
8. will total that amount.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Netsch.

11. SENATOR NETSCH:

12. And then what's going to happen with the money?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Hynes.

15. SENATOR HYNES:

16. There is no agreement of any kind as to what's going
17. to happen with the money and it depends upon action by
18. the State. We'll be in the same position of standoff
19. or stalemate as...as we...as we were up until this amendment
20. was adopted.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Netsch.

23. SENATOR NETSCH:

24. Assuming that it does take twenty-four million dollars
25. to rehabilitate the Donnelly Building and a few other minor
26. remodeling projects around McCormick Place which I find
27. a...sort of a shocking figure for remodeling I would think we
28. could buy the Donnelly Building and...and pave it with
29. marble for twenty-four million dollars, but assuming that
30. that is all true and I don't have any terribly strong
31. objection to making use of the Donnelly Building, it's there.
32. It has, I gather, at least we are told, been given to us
33. and it seems to me it makes some sense to make use of it.
34. If I could move McCormick Place along with Donnelly

1. to some other part of the city, I would do that, but it
2. recognize that neither one of them is going to move
3. right at the moment. What...what does concern me is that
4. if this money does not have a cut off period on it, then you
5. will continue to build up funds in that service recognition
6. bond fund and what I see coming down the road and it seems
7. to me that this must be what is...what this is all about is
8. a sports complex which is fine. I don't even object to Chicago
9. having a fine sports complex, but I do not see why money
10. that could otherwise go into the School Aid Formula
11. or for a hundred other things that I would rather spend it on
12. in Chicago should be used to take care of even the beloved
13. Chicago Cubs or the beloved Chicago White Sox or Bears
14. of whatever. That seems to me does not make any sense
15. and it seems to me that is what really is happening in this.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? Senator Shapiro.

18. SENATOR SHAPIRO:

19. Well, Mr. President and Ladies and Gentlemen of
20. the Senate, I think it ought to be pointed out to this Body
21. and particularly to the last speaker, that this money has to
22. be appropriated every year. However, with the way that this
23. amendment is structured, there will be no accumulations in
24. that fund because every other cent that's left over each
25. year after the bond and interest payment is met, will go into
26. the General Revenue Fund. And that's just what we want
27. in order to see that there is additional money for funding
28. of schools in future years. I think if we do anything less than
29. this, that money is just going to sit there, no one can
30. touch it. I think it's a reasonable compromise and should
31. be supported.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Hynes.

1. SENATOR HYNES:

2. Mr. President, I would concur completely with what
3. Senator Shapiro had to say and in addition to that,
4. the...the plans and purposes to which Senator Netsch refers
5. are not within this bill nor are they within the...the
6. existing legislation that is on the books. So, that
7. is not involved in...in this amendment and there is no
8. authority granted here for that purpose.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion? Question is shall Amendment
11. No. 1 to House Bill 1833 be adopted. Those in favor vote Aye.
12. Those opposed Nay. The voting is open. Have all those
13. voted who wish? Take the record. On that question the Ayes
14. are 34, the Nays are 1. Amendment No. 1 is adopted.

15. Are there further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading. House Bill 2271, Senator Roe.
20. Do you wish that bill returned? House Bill 2347, Senator
21. Maragos. Do you wish the bill returned to the Order of 2nd
22. reading? Senator Maragos.

23. SENATOR MARAGOS:

24. Mr. President, we have a...an amendment in the offing
25. and can I come back to it...have leave after we get through
26. with Senator Berman's bills...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Do we have leave?

29. SENATOR MARAGOS:

30. Thank you.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Leave is granted. House Bill 2361, Senator Berman.
33. Senator Berman, you wish the bill recalled? Do we have leave

1. to recall House Bill 2361 to the Order of 2nd reading for the
2. purpose of amendment? Leave is granted. Senator...the bill
3. is on 2nd.

4. SECRETARY:

5. Amendment No. 6 offered by Senator Newhouse.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Newhouse.

8. SENATOR NEWHOUSE:

9. Thank you, Mr. President, Senators. You'll recall
10. that on last evening, Senator Nimrod had an amendment
11. to a bill that would replace some 1.5 million dollars into
12. a fund for the use of multiply handicapped children in
13. education and at that time I rose to make some remarks regarding
14. the restoration of these funds and said to this Body that I would
15. prepare an amendment which I would offer today and the
16. sponsor graciously agreed to bring the bill back from 3rd
17. for the purpose of adding this amendment. I'd like to just
18. say a few words about it before I do.

19.
20.
21. End of reel.
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33.

1. SENATOR NEWHOUSE:

2. Now, a...a lot of talk was had yesterday about head
3. count. A lot of conversation went on as to a greater amount
4. of money this year than last year and some of the details
5. much of which is really speculation and isn't based upon
6. fact at all. One of the problems that we have here is
7. that we're dealing with an unknown quantity. First of
8. all, we're talking about monies to private institutions
9. for the purpose of educating young people who cannot
10. be educated elsewhere. Young persons for whom the
11. public schools are not prepared. Young persons for whom
12. other facilities are not available unless they are
13. extremely wealthy. It costs a great deal of money
14. to educate young people with multiple handicaps Adding
15. to this problem is the fact that many persons with
16. multiply handicapped children in their family simply do
17. not know that these services are available with the
18. State picking up much of the funds for this purpose.
19. Add to that the fact that the costs of education are so
20. burdensome that even those institutions that are prepared
21. to provide this education sometimes, sometimes, cannot
22. do it within the dollar amount which the State presently
23. provides. Given all these factors then, it's very easy
24. to see there's almost no method by which a head count can
25. be made of persons who need these facilities because we
26. simply don't know how many there are who don't have
27. access to these facilities, have no knowledge as to what
28. to do next in the absence of public school education.
29. Now this Body saw fit to add nineteen million dollars
30. to the budget for education. I applaud that movement.
31. I think it was wise. At the same time there was taken
32. from the budget from the persons who could least afford
33. it from the persons who could least protect themselves

1. from the persons to whom we owe the greatest obligation,
2. a 1.5 million dollar decrease. The rationale is that
3. we won't need the money this year, that's speculation
4. too. We simply don't know. And it seems to me that if
5. we're going to err the least we ought to do is err
6. on the side of those who cannot withstand the pressure
7. on their own. It is for that reason, Ladies and
8. Gentlemen, that today I offer an amendment to restore
9. those funds back to their original funding level, ten
10. million dollars, so that we can assure that young persons
11. in this State with multiple handicaps, will at least
12. have some opportunity to be able to get the education
13. that they so badly need. With the hope, as a matter of
14. fact, that in some instances we may even be able to train
15. persons who will be able to be brought back into society
16. and become taxpayers and productive citizens for this
17. State. I would urge your support for this amendment.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Maragos.

20. SENATOR MARAGOS:

21. Mr. President and members of the Senate. I too arise
22. in favor of this amendment. Because I have seen the results
23. of this various groups in my district and in adjourning
24. districts in the southside of the City of Chicago where
25. they have done very excellent work in helping the aged, the
26. young and the middle age, in fact, who need this type of
27. training, who need to get this type of encouragement
28. to become more useful citizens in our society. And I
29. think that because we do not have the facilities in the
30. public sector to do this job, we should not penalize
31. these people because the...public...private sector is
32. the only area we can approach then with. Please support
33. this amendment because it will emasculate the programs

1. which are doing effective work in this area if we don't
2. adopt this amendment. I ask again, very, very, impassionedly
3. that we do adopt this amendment because it's very much needed
4. in the areas that concern me in my district where I see
5. it working very effectively every day.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator D'Arco.

8. SENATOR D'ARCO:

9. Thank you, Mr. President. I rise in support of this
10. amendment. I think in terms of priorities especially
11. handicapped children should be number one on our list.
12. Now, much has been said about head count and I have the
13. questionnaire here that IOE sends out to the local school
14. district to determine what the head count is going to
15. be for Fiscal '78 so they can appropriate what the
16. needed amount of money is. But there's nothing in this
17. questionnaire about subtrainable specially handicapped
18. children. All we have is trainable and educable. So
19. they simply, by sending this thing out to the local
20. school districts by their reply to them, they say this
21. is what is the amount that is needed. Now in '77 the
22. amount appropriated was 11.7 million. The requested
23. amount in '78 was ten million. Were...we want to
24. cut it 3.4 million dollars to these people. We don't
25. know what the head count is and if the local school
26. districts can't fund for the...for the private agency
27. who's going to support these kids? Who...where these
28. kids going to go if they can't get in a private agency.
29. This money is needed, now I know that, you know, we
30. can play games with the education budget and if it's
31. two or three million we can put it in the General School
32. Fund budget, but these kids are important kids. We've
33. got to help these kids. If we don't help them we shouldn't

1. help anyone.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Glass.

4. SENATOR GLASS:

5. Well, Mr. President and Ladies and Gentlemen. I am
6. amazed to hear the comments coming from the other side
7. of the aisle in favor of this amendment. Last night
8. Senator Nimrod almost...offered almost the precise same
9. amendment, restoring the funds in this line item from
10. 8.4 million up to ten million as recommended by IOE
11. and...as passed by the House. But instead of adding on
12. additional money the State doesn't have, he took it
13. out of another line item and did not receive support
14. from that side of the aisle and I...I just don't under-
15. stand that. His approach was a fiscally responsible
16. approach and last night we heard Senator Berman explain
17. why this money wasn't needed. I tend to agree with the
18. speakers that we ought to err on the side of the
19. multipally handicapped children and if it isn't needed
20. then it will be lapsed, but I certainly can't be increasing
21. the education budget in this fashion. I think the proper
22. amendment was Senator Nimrod's and not this one.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Yes, Mr. President, a question of the sponsor of
27. the bill.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Indicates he'll respond.

30. SENATOR NIMROD:

31. Senator Berman, you did not support this yesterday.
32. Do you support this today?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Berman.

2. SENATOR BERMAN:

3. I'm...got my light on and I'll be glad to address
4. this motion. I'm...I'm in opposition to the motion.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Nimrod.

7. SENATOR NIMROD:

8. All right. Mr. President and Ladies and Gentlemen
9. of the Senate. In looking down this roll call, I just
10. know that the Gentlemen, the Senators that spoke this
11. morning are sincere, but we had the chance to vote
12. yesterday on the very same thing and we got up in fact
13. and spoke against it. I...I just...I just know...

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Just...just a moment...just a moment. Senator
16. Buzbee, for what purpose do you arise?

17. SENATOR BUZBEE:

18. Well, that's the second time that the reference
19. has been made from the other side of the aisle that
20. we're addressing exactly the same thing and that is
21. absolutely not true, Senator Nimrod and you know it.
22. You tried to transfer...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Well, just...just...

25. SENATOR BUZBEE:

26. Wait just a minute. You tried to transfer from
27. one line item to another yesterday with your offered
28. amendment. This amendment offers, as an addition of
29. 1.6 million dollars. Let's get the record straight.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Proceed, Senator.

32. SENATOR NIMROD:

33. With a straight record...

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Well, just a moment...Senator Newhouse, for what purpose
3. do you arise?

4. SENATOR NEWHOUSE:

5. Mr. President I was trying to wait until after they
6. had finished, but I too must raise that same point of
7. order. These are two entirely different matters and
8. the Senator knows it.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. It's a matter for debate, Senator. It's not a
11. matter...a matter of personal privilege. You...you
12. will have a right to close. Senator Newhouse.

13. SENATOR NEWHOUSE:

14. I will stand by the ruling of the Chair.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Nimrod.

17. SENATOR NIMROD:

18. Ladies and Gentlemen of the Senate. The point I
19. want to make is these are the same children that will
20. get the same money from yesterday's amendment as they
21. get it from today's amendment. So naturally, in...in all
22. good faith, I cannot act one way one day and another way
23. another day just in order either to make a point or other.
24. So I'm going to support this, of course. I'm just telling
25. you that this is not the responsible way of doing it.
26. First of all that we are still leaving, what we're doing
27. is adding more money to the same area. The fact is that
28. the...the amendment that was put on yesterday that was
29. supported by all of you on the other side, or most of
30. you by the other side of the aisle, in fact, added nineteen
31. million dollars and reduced the amount of money that
32. goes to the private schools. That is the issue. I would
33. also call your attention to a resolution which I've called

1. for which is Senate Resolution 437 sponsored by Senator
2. Newhouse and myself. Passed by this Body which says that
3. we support the concept of the private schools and not
4. the concept that is presently coming from IOE on
5. mainstreaming which means we should begin to ignore in
6. their actions gone on, the private...students in these
7. private schools for which we're speaking for today.
8. I think we're being very inconsistent. Now, it was
9. a matter of sponsorship yesterday, I'd been happy
10. to give up the amendment yesterday, but I want to tell
11. you this is not the right way of doing it, but even
12. if it's wrong the purpose for which you're doing it
13. is right. In that case I am going to support this,
14. but I do think we ought to get our act together and
15. be consistent.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Berman.

18. SENATOR BERMAN:

19. Well, thank you, Mr. President. I rise in opposition
20. to the amendment. I do not disagree with anything that
21. Senators Newhouse, D'Arco or Maragos said. There is
22. no question that these are children that are in need.
23. There is no question of our committment to sustain and
24. encourage the private sector of special education. The
25. only question involved here is whether 8.4 million
26. dollars is sufficient to pay the claims that are coming
27. into the State from these private education facilities.
28. That's the only question. Nobody is here...nobody here
29. is trying to hurt these children or hurt these institutions.
30. Now, this is a reimbursement program. The monies that's
31. being appropriated here is to pay the schools for services
32. rendered from...July 1, '76 through June 30, '77. That
33. is based upon a head count, upon contribution from the local

1. districts which I explained last night and the State's
2. contribution. There was surveys made last October,
3. Senator D'Arco referred to them, when this question arose,
4. I and the staff checked back. We checked back with the
5. City of Chicago, we checked back with IOE, we checked
6. back with the private schools. There has...there has
7. been nothing that's been indicated to me or to my staff
8. to indicate that the count, the count that's...that
9. determines the reimbursement is faulty. According to
10. that count, according to the dollars that the local
11. districts contribute and the Sate must contribute, all
12. that's needed is eight million, one hundred thousand
13. dollars. In order not to give the wrong impression,
14. and again, in order...not because of dollars, but because
15. of image or sentiment or recognition of the influence
16. that some of these schools have in relation to their
17. legislators, we didn't go to eight million, one hundred
18. thousand dollars. We stayed at the level that was
19. appropriated last year, eight million, four hundred
20. thousand dollars. Three hundred thousand dollars more
21. than the best figures approved by BOB as well as IOE
22. indicates will have to be spent. Now we're not talking
23. about hurting anybody. We're talking about whether
24. you're going to respond to some lobbyists that come
25. down and want to show their strength to put unneeded
26. money in this bill or whether you're going to take
27. the facts and figures that are available to us and
28. say we're willing to give you every dollar you need
29. and every dollar we're obligated to give you, every
30. dollar we want to give you. Either we vote from the
31. head or we vote from the heart. I am saying to you
32. that we vote from the head, which will fulfill
33. the obligations of our heart. It's eight million

1. four hundred thousand dollars. It's more money than they
2. will need. We have always...let us...assume that the
3. dollars are short, there has not been one Session that
4. I've been in this legislature that we haven't overwhelmingly
5. responded to any deficiency. Based upon the figures
6. available today, we do not need ten million dollars in
7. there. I think it's a disservice to these children, to
8. the budget that has been put together in order to put
9. more money in. Are we going to invite and encourage
10. vetoes? I don't think that's...that's the way to do
11. it.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator, could...

14. SENATOR BERMAN:

15. We put money in here where we think it is justified,
16. where it's needed and where the facts and figures back
17. it up. I don't want to throw good money because some
18. people come down and buttonhole us out...out in the
19. corridor. I don't think that's the way we want to
20. operate. I stand in opposition to this amendment.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Newhouse may close.

23. SENATOR NEWHOUSE:

24. Thank you, Mr. President. I'd...I'd like to just
25. clarify a few things and respond to some of the remarks
26. that have been made. To Senator Nimrod, let me say
27. unequivocally Senator, that I...I wanted to support
28. a bill that would provide funds for these children.
29. Had I known that...that the funds would have come from
30. other children similiarly situated, I would have told
31. you out of hand that I would not support an amendment
32. of that sort. And that's the difference between this
33. amendment and the amendment that we had yesterday. Now

1. you might say something about the fiscal responsibility
2. and I'll accept that, whatever you say. But the point
3. is this, on the other hand...on the other hand, Senator
4. Berman is correct. This is a reimbursement program.
5. Let me tell you what happens on reimbursement programs.
6. Boards of directors of these institutions have to set
7. up a program and then all at once, as happened last
8. year, Senator, these institutions find themselves
9. in a crunch where the board of directors has to go
10. back and make a hard decision whether or not they going
11. to have to close their doors, and this happened just
12. last year, you recalled that. Now, that is ridiculous.
13. It's no way to run anybody's business. It's certainly
14. no way for the State to show the kind of support that
15. it ought to show for children who are in need. Now,
16. if we're overstating the case and I'm saying, if, and
17. I would say the just...just the opposite in the...in
18. the instance I would say that if we're understating
19. the case. If we're understating...overstating the
20. case then at least our children will be taken care
21. of. If we, on the other hand are understating the
22. case, we may find ourselves, this year, with some
23. institutions closing their doors because they simply
24. can't put up with the headaches of having to go
25. scramble and scrounge and try to find money. After
26. having the representation from the State that the
27. State has the responsibility and the State will furnish
28. the funds for the protection of these children. It's
29. a ridiculous state of affairs when we put private
30. institutions in this kind of bind and I would suggest
31. to you, Ladies and Gentlemen that we don't want to do
32. it and if we don't want to do that, I think that we
33. ought to look at the amount of money that's necessary

1. and that is a ten million dollars that's just been suggested,
2. I would urge you to attach this amendment to the bill and
3. let's get on with the business.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. The question is shall Amendment No. 6 to House Bill
6. 2361 be adopted. Those in favor indicate by saying Aye.
7. Those opposed. The Ayes have it. The amendment carries.
8. A roll call has been requested. Those in favor of the
9. adoption of Amendment No. 6 to House Bill 2361 will vote
10. Aye. Those opposed will vote No. The voting is open.
11. Have all those voted who wish? Take the record. On that
12. question the Ayes are 26, the Nays are 28. House Bill
13. 23...just a moment...Amendment No. 6 to House Bill 2361
14. fails. Are there further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Newhouse, for what purpose do you arise?

19. SENATOR NEWHOUSE:

20. ...to the negatives.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Verification of the negative has been requested. Will
23. the members please be in their seats. Will the members
24. please be in their seats for a verification of the negative
25. vote. The Secretary will call the negative vote.

26. SECRETARY:

27. The following voted in the negative: Berman, Berning,
28. Bloom, Buzbee, Carroll, Coffey, Davidson, Donnewald, Egan,
29. Glass, Graham, Grotberg, Harber Hall, McMillan, Mitchler,
30. Moore, Philip, Regner, Rhoads, Rock, Roe, Rupp, Schaffer,
31. Shapiro, Sommer, Soper and Weaver and Mr. President.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Newhouse. Is Senator Roe on the Floor?

34. Senator Roe is on the Floor.

1. SENATOR NEWHOUSE:
2. Senator Berning.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Berning on the Floor? He's at his desk.
5. SENATOR NEWHOUSE:
6. Senator Rupp.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Rupp on the Floor? Remove him from the roll.
9. SENATOR NEWHOUSE:
10. Senator Coffey.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Coffey is on the Floor. Right behind you.
13. SENATOR NEWHOUSE:
14. Mr. President?
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Rupp is on the Floor. I'm sorry. President
17. Hynes is on the Floor.
18. SENATOR NEWHOUSE:
19. Senator Schaffer.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator Schaffer? Senator Schaffer on the Floor?
22. Remove him from the roll. The roll has been verified.
23. On that question the Ayes are 26, the Nays are 27.
24. Senator Berman, the amendment fails. 3rd reading.
25. House Bill 2368, Senator Hynes. Senator Hynes, do you
26. request that bill to be called? You wish the bill
27. recalled to the Order of 2nd reading for purpose of
28. amendment? House Bill 2374, Senator Rhoads, do you
29. wish that bill recalled to the Order of 2nd reading?
30. Do we have leave? Leave is granted. The bill is
31. on 2nd reading.
32. SECRETARY:
33. Amendment No. 1 offered by Senator Rhoads.
34. SENATOR RHOADS:
35. Thank you, Mr. President and members of the Senate.

1. This deletes some money that was added in the House.
2. Fifty thousand in the grants line and two hundred
3. thousand in the district offices.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? Senator Rock.

6. SENATOR ROCK:

7. Well, I...I rise in opposition to this proposed
8. amendment. I think unless Senator Rhoads has some
9. kind of death wish about wanting conference committees,
10. this will sure do it. The House held this bill in
11. the Committee on Appropriations for almost four
12. weeks arguing about this two hundred thousand dollar
13. additional dollars. I think it was...it was justified
14. in the Committee on Appropriations II where we heard
15. this bill. There is no question but that the community
16. agencies need this money and to take it out at this
17. point, frankly we've got better things to do than worry
18. about this two hundred thousand dollars. I'd...I'd
19. oppose this amendment.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further discussion? Question...Senator
22. Buzbee.

23. SENATOR BUZBEE:

24. Well, I would appreciate it in the future if that
25. side's going to offer amendments on appropriation bills
26. that they would let this Appropriation Chairman on this
27. side know, so at least we'll have something in hand to
28. look at to see what you're proposing. I too rise in
29. opposition to this amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Rhoads may
32. close.

33. SENATOR RHOADS:

1. Well, Senator Buzbee, are you indicating that I
2. did not inform you of this amendment? I most specifically
3. did.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. I have never seen the amendment. Yesterday you
8. mentioned to me that you were thinking about something
9. like this, but I have not seen a copy of the amendment.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Rhoads.

12. SENATOR RHOADS:

13. Well, the...the amendment deletes two hundred and fifty
14. thousand dollars to bring it back down to the...to the
15. Governor's level and I urge adoption of the amendment.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The question is shall Amendment No. 1 to House Bill
18. 2374 be adopted. Those in favor indicate by saying Aye.
19. Those...those opposed. The Noes have it, the amendment
20. fails. A roll call is requested. Will the members please
21. be in their seats. The question is shall Amendment No.
22. 1 be adopted to House Bill 2374. Those in favor vote Aye.
23. Those opposed Nay. The voting is open. Have all those
24. voted who wish? Take the record. On that question the
25. Ayes are 23, the Nays are 30. Amendment No. 1 to House
26. Bill 2374 fails. Are there further amendments?

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. 3rd reading. House Bill 2379, Senator Coffey. Senator
31. Coffey. All right. We're going to go again to the beginning
32. of the list. May I have the members attention. House Bill
33. 44, Senator Davidson. Do you wish the bill recalled to the

1. Order of 2nd reading? Do we have leave? Leave is granted.

2. The bill is on 2nd reading.

3. SECRETARY:

4. Amendment No. 2 offered by Senator Davidson.

5. SENATOR DAVIDSON:

6. Mr. Secretary is that the longest of the two amendments?

7. SECRETARY:

8. It's the shorter one. You want the other one. I

9. can switch.

10. SENATOR DAVIDSON:

11. Well, I...we need to put this one on first. Mr.

12. President and members of the Senate.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Just...just a moment. Will the members...the noise

15. level is rising. Senator Davidson.

16. SENATOR DAVIDSON:

17. Mr. President and members of the Senate. This Amendment

18. No. 2 corrects this bill so it will be the cost benefit

19. that the people would receive will not exceed the saving

20. from reducing the filing time on the recalculation of the

21. cost by the Bureau of the Budget that this amendment is

22. necessary and the House sponsor understands this and

23. he put the bill in with that understanding that the

24. cost benefits, the increased benefits of the cost would

25. not exceed or reduce filing time. Move the adoption of

26. Amendment No. 2.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there discussion? The question is shall Amendment

29. No. 2 to House Bill 44 be adopted. Those in favor indicate

30. by saying Aye. Those opposed. The Ayes have it. Amendment

31. No. 2 is adopted. Are there further amendments?

32. SECRETARY:

33. Amendment No. 3 offered by Senator Davidson.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Davidson.
3. SENATOR DAVIDSON:
4. Amendment No. 3 corrects an error that was created
5. by the adoption of Amendment No. 1 on the date and this
6. will get it in line so it will be...this bill will be
7. feasible and workable. Move the adoption of number...
8. Amendment No. 3.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Is there discussion? The question is shall Amendment
11. No. 3 to House Bill 44 be adopted. Those in favor indicate
12. by saying Aye. Those opposed. The Ayes have it. Amendment
13. No. 3 is adopted. Are there further amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. 3rd reading. House Bill 64, Senator Kosinski. You
18. wish the bill called to the Order of 2nd reading? Do
19. we have leave? Leave is granted. The bill is on 2nd
20. reading.
21. SECRETARY:
22. Amendment...Amendment No. 1 offered by Senator
23. Kosinski.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Kosinski.
26. SENATOR KOSINSKI:
27. Mr. President and members of the Senate. This amendment
28. on House Bill 64 repeals the present method by which the
29. Governor appoints members of the State Board of Election
30. from nominees selected by the leaders of the General Assembly.
31. It requires two appointments of the board to be made by the
32. Governor from his party and two to be made from the
33. party different from the Governor's by the first of the
34. following executive officers, not belonging to the Governor's

1. party. The Attorney General, the Secretary of State,
2. the State Comptroller and the State Treasurer. It repeals
3. the present tie breaking mechanism in Article 1-A of the
4. Election Code. It requires that in the event of a tie
5. the deadlock be broken by an individual selected by lot
6. by the board's clerk from the names submitted by each
7. of the boards members. It requires such an individual
8. to be an independent and prohibits him from having
9. engaged in any partisan political activity in the four
10. years prior to the submission of his name. This I think
11. would be a true bill to be had for the Election Board
12. and this would also create the fifth member to break
13. a tie. Mr. President, I seek a favorable roll call on
14. this amendment.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? ...Question is shall
17. Amendment No. 1 to House Bill 64 be adopted. Those in
18. favor indicate by saying Aye. Those opposed. The Ayes
19. have it. A roll call is requested. Will the members
20. please be in their seats. Will the members please be
21. in their seats. The question is shall Amendment No. 1
22. to House Bill 64 be adopted. Those in favor vote Aye.
23. Those opposed Nay. The voting is open. Have all those
24. voted who wish? Take the record. On that question the
25. Ayes are 32, the Nays are 16. Amendment No. 1 to House
26. Bill 64 is adopted. Are there further amendments?

27. ACTING SECRETARY: (MR. FERNANDES)

28. Amendment No. 2 offered by Senator Rhoads.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Rhoads.

31. SENATOR RHOADS:

32. Thank you, Mr. President, members of the Senate.
33. This is the amendment I alluded to earlier and I will

1. keep it around. I've given Senator Kosinski a copy as a...
2. as an alternative for discussion, but I will not offer it
3. at this time so I withdraw Amendment No. 2.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Amendment No. 2 is withdrawn. Are there further
6. amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. 3rd reading. House Bill 113, Senator Guidice. Do
11. we have leave to return to the Order of 2nd reading
12. for the purpose of amendment? Leave is granted. We
13. are on 2nd reading.

14. SECRETARY:

15. Amendment No. 3 offered by Senator Guidice.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Guidice.

18. SENATOR GUIDICE:

19. This...I'm sorry, this is on 113, there's one amendment
20. on there isn't there? Or...two.

21. SECRETARY:

22. First amendment was Tabled, 2nd amendment adopted.

23.3.

24. SENATOR GUIDICE:

25. All right. Now having voted on the prevailing side
26. of Amendment No. 2 I'd like to reconsider the vote in
27. which that was...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. You heard the motion. Those in favor indicate by
30. saying Aye. Those opposed. The Ayes have it. The matter
31. is reconsidered. Senator Guidice now moves that Amendment
32. No. 3...No. 2 be Tabled. Those in favor indicate by saying
33. Aye. Those opposed. Amendment No. 2 is Tabled. Senator
34. Guidice.

1. SENATOR GUIDICE:

2. Thank you, Mr. President. I'm offering Amendment
3. No. 3. Amendment No. 3 is exactly as No. 2 except that
4. the No. 2 was not drafted in the correct order, so it's
5. a technical correcting of that and I'm asking for adoption.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further...is there further discussion?
8. The question is shall Amendment No. 3 to House Bill 113
9. be adopted. Those in favor indicate by saying Aye.
10. Those opposed. The Ayes have it. Amendment No. 3 is
11. adopted. Are there further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. 3rd reading. House Bill 921, Senator Guidice. You
16. wish the bill recalled? Do we have leave to recall 921
17. to the Order of 2nd reading for the purpose of amendment?
18. Leave is granted. 2nd reading. We've got to move on
19. here, folks. I already have the bill on 2nd reading.
20. Senator Wooten.

21. SENATOR WOOTEN:

22. Mr. President, having voting on the prevailing side
23. I would like to reconsider the vote by which Amendment
24. No. 3 was adopted to House Bill 921.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. You heard the motion. Those in favor indicate by saying
27. Aye. Those...is there discussion? There is discussion.
28. Senator Walsh.

29. SENATOR WALSH:

30. Well, if the gentleman would...

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Just...just a moment...

33. SENATOR WALSH:

1. ...just explain.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Just a moment. Would you explain, Senator Wooten,
4. prior to further discussion? Senator Wooten.

5. SENATOR WOOTEN:

6. Yes, I'd like to explain why. I heard Senator Berning
7. offer the amendment when I was off the Floor. As he
8. began to explain it it sound...sounded to me like a reasonable
9. compromise. I hurried back to the Floor in time to cast a
10. yes vote for this amendment. Since then, I have learned
11. this amendment undoes, substantially, what we did a
12. year ago in adding the psychologist in this category and
13. the amendment not only was not a good compromise between
14. the contending parties, but it actually did damage to
15. decisions we made in the last Session. And so I regret
16. having voted for that amendment and that's why I made
17. the motion to reconsider the vote.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Senator Hickey.

20. SENATOR HICKEY:

21. I think we're...we were confusing issues when we
22. put this amendment on yesterday or when was it, today
23. or yesterday? Last night. I think that what we were
24. doing was trying to make a decision as to whether we
25. thought the best emotional counseling could be done
26. by psychiatrists or by psychologists or by social
27. workers. And I don't think that that's the decision
28. before us. I think that decision, that psychologists
29. and psychiatric social workers are qualified to do
30. counseling of people with emotional problems has already
31. been decided by the Department of Registration and
32. Education in this State and they have decided that they
33. are qualified. Now, the question before us is whether

1. they shall be covered by insurance so that more people can
2. get counseling. Psychiatrists cost a lot of money, psychiatric
3. social workers don't cost quite so much money and there are
4. lots of people in this State that need counseling, not just
5. for their personal problems, but because of problems that
6. accrue to the State from their not getting counseling who
7. could be helped by psychiatric social workers and we did
8. pass an amendment yesterday, the Berman amendment, which
9. put added qualifications on those psychiatric social
10. workers for this purpose, for getting insurance for them.
11. And I submit to you that if you don't withdraw this
12. amendment, we will not have any help from insurance for
13. that kind of help for thousands of people who need it.
14. Now, the first amendment that was offered yesterday
15. was one intended to kill the whole business. To kill
16. what we did yesterday...or what we did last year or
17. two years ago, to include psychologists in health insurance
18. plans. I submit to you that probably the instigation
19. of that action comes from people who are looking after
20. their own jobs who don't want any competition, such as
21. the Illinois Medical Association and the Psychiatrists
22. Association. I say let's give people the help they
23. need, not only for their sakes, but for the sake of big,
24. big costs as a result of not giving them help to the
25. State of Illinois. I plead with you, let's take this
26. amendment off. I will tell you that if we do not, that
27. it ruins this bill and...we...and I would ask you to
28. vote against the bill if you do not take the amendment
29. off. I will have to do that. Thank you.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Philip.

32. SENATOR PHILIP:

33. I would just like to make this comment. Mrs. Hickey, for

1. the time in this Session, you are correct, you were right
2. the first time and I'm going to try to explain to you why.
3. As you know, as of this July 1, we are...we are including
4. another category under the health coverage insurance. Now
5. we have...we don't have any idea what that's going to
6. cost the people in regard to their insurance. There's
7. no evidence. The actuaries seem to think it's going to
8. be a gigantic increase. Now, we don't know that because
9. it's going in July 1 of this year. So we have no idea
10. at all. And I might say this, that if you think you
11. have a mental disorder that you ought to go to an MD
12. psychiatrist, because some time, some times you might
13. have a physical problem like a vitamin deficiency,
14. a blood deficiency, a tumor, these type of people
15. are not really qualified to determine that facotr for you. What
16. this amendment says is that you'd have to go to
17. an MD psychiatrist first and then he could recommend
18. you to the other two categories. And I happen to think
19. that makes some kind of sense. Also this might include
20. and counsel tells me it does include...counseling on
21. divorce service, abortion service, family counseling.
22. We're including a lot of other things in this coverage
23. under...now, who's going to pay for it. And I'm just
24. saying it's a good amendment and it ought to stay on.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. All right. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well, I'm...made a mistake last night when I voted
29. for the amendment. Hell, it's a good amendment, there
30. isn't any question about that and a bad bill. A good
31. amendment to a very bad bill, but Senator Guidice reminded
32. me this morning that I've always stood for the right that
33. a man's got a right to put the bill in the shape he

1. wants it in. Good luck, Senator Guidice, because I can't
2. support you on the bill, but I...I will support you on
3. getting the amendment off. I had a letter here this
4. morning from a psychiatrist and as Senator Pate Philip
5. has so carefully pointed out, he says, this psychiatrist
6. says many emotional problems mask symptoms of organic
7. diseases which social workers are not qualified by
8. experience or training to detect. Now, I went to school
9. and I...my undergraduate degree was in social work
10. and I swear to God that I wasn't able to counsel
11. people and I'd probably not able to counsel them as
12. a lawyer, but when I see these fuzzy-headed people
13. and they're supposed to be paid out of my premiums
14. on my health insurance, I...I swear to God, you know,
15. everytime I even talk to a psychiatrist, I wish I
16. could charge him proportionally what he makes more
17. than the average person cause I've never talked to one
18. of them yet that he didn't end up telling me all
19. his troubles and that's the way with the social worker.
20. Why in the hell we should, everybody should counsel
21. everybody and pay everybody and, you know, it's a
22. bad bill. A good amendment, but I'm going to vote
23. to take it off.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Berning.

26. SENATOR BERNING:

27. Thank you, Mr. President. Members of the Senate,
28. I offered Amendment No. 3 to 921 in good faith and I
29. want to, at this point, right here, say to the chief
30. sponsor, Senator Guidice, that I in no way intended any
31. personal attack on him. There were no implications
32. that way and I'd simply remind him that 2nd reading
33. on which Senate Bill 921 rested yesterday is for the

1. express purpose of any member of the General Assembly
2. offering amendments to any bill so resting. It's up
3. then to the combined decision of the members as to
4. whether that amendment offered is accepted or rejected.
5. Amendment No. 3 was accepted by this Body. I repeat,
6. I offered it in good faith in an effort to make what
7. I felt was a bill filled with shortcomings just a little
8. bit more practical and essentially to restore the
9. integrity that I feel our public health systems, public
10. health insurance system ought to have. When we start
11. broadening it to include various and sundry other
12. related professions or semiprofessions, I think we
13. do...we do violence to the system. The fact that it
14. says the amendment that a person said shall be referred
15. to a physician and that does not confine it to a physician
16. licensed in all branches, but does open it up to anyone
17. including chiropractors and others, in my opinion does
18. not do violence to those who need attention, but will
19. protect the ones who are perhaps suffering from physical
20. as well as mental aberrations. And I would suggest that
21. the amendment be retained, Mr. President.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. All right. Senator Guidice.

24. SENATOR GUIDICE:

25. Thank you, Mr. President and members of the Senate.
26. First of all, I'd like to apologize to my colleague, Senator
27. Berning. I didn't mean to imply yesterday that he put that
28. on there for the purposes of...of destroying that bill.
29. I did oppose that amendment. I still oppose the amendment.
30. It does bring in the possibility that the...a podiatrist
31. can be one of those doctors that...that are called upon
32. to...for service that particular individual. I didn't like
33. the amendment yesterday and I don't like it today and if

1. we can get it off I'd appreciate it. Thank you.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. All right. ...the...Senator Wooten having...voted on

4. the prevailing side as to Amendment No. 3 to House Bill

5. 921 moves that the vote by which that was adopted be

6. reconsidered. Those in favor indicate by saying Aye.

7. Those opposed. Roll call has been requested. Will the

8. members please be in their seats. Those in favor of

9. reconsidering the vote by which Amendment No. 3 was

10. adopted will vote Aye. Those opposed Nay. The voting

11. is open. Have all those voted who wish? Take the

12. record. On that question the Ayes are 30, the Nays

13. are 23, 1 Voting Present. The motion of Senator Wooten

14. prevails. Senator Wooten now moves...Senator Wooten.

15. Just a moment. For what purpose do you arise, Senator

16. Schaffer.

17. SENATOR SCHAFFER:

18. Could we have a verification of the affirmative

19. votes.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. The vote was 30 to 23, but if you so...takes a majority

22. of those voting. Senator Wooten.

23. SENATOR WOOTEN:

24. I now move that Amendment No. 3 to House Bill 921

25. be Tabled.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. You've heard the motion. Those in favor of Tabling

28. Amendment No. 3 vote...shall indicate by saying Aye.

29. Those opposed. The Ayes have it. Amendment No. 3 is

30. Tabled. Are there further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

34. 3rd reading. House Bill 1005, Senator Schaffer. Do

1. we have leave to bring back House Bill 1005 to the Order
2. of 2nd reading for the purpose of amendment? Leave is
3. granted. The bill is on 2nd reading.

4. SECRETARY:

5. Amendment No. 8 offered by Senator Netsch.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Schaffer. The Chair wishes to advise the
8. members that I inadvertently passed over 973. That
9. will be called next. Senator Schaffer as to...House
10. Bill 1005, Amendment No. 8.

11. SECRETARY:

12. Amendment No. 8 offered by Senator Netsch.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Netsch. Just a moment.

15. SENATOR NETSCH:

16. Thank you.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Now...now, we were going along very well, but the
19. noise level has risen appreciably. Now, we won't continue
20. until we have quiet. I guess we don't want to continue
21. at all. Senator Hynes.

22. SENATOR HYNES:

23. Mr. President and members of the Senate. Many of
24. you have received... If...if I could have the attention
25. of the Body, please. I think this is of some importance to
26. many of the members. Many of the...many of the members of
27. the Senate have received notices of conference committee
28. meetings signed by the House sponsor with respect to
29. Senate Bills. That is a violation of long standing
30. protocol. The Senate selects the chairman of conference
31. committees on Senate Bills and therefore those notices
32. are out of order and should be disregarded and we have
33. discussed the matter with the House and they will cease

1. and desist from sending us notices about Senate Bills. So
2. anyone who is worrying about a Conference Committee meeting
3. and many of them are scheduled I believe for 2:30, just
4. disregard the notice.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. I always did say they were trying to run the joint.
7. Just a moment...Senator Schaffer, for what purpose do you
8. arise?

9. SENATOR SCHAFFER:

10. Well, this is a...

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Netsch hasn't spoken as yet.

13. SENATOR SCHAFFER:

14. I know, but I just wanted to acknowledge that I'm
15. always willing to bring a bill back for amendment for
16. one of my colleagues and I matter...consider it a
17. matter of courtesy and I'm happy to bring this bill
18. back for Senator Netsch to attempt to put this amendment
19. on because that's the way the process works.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Netsch. Senator Hynes, for what purpose
22. do you arise?

23. SENATOR HYNES:

24. If...if Senator Schaffer's comments were directed toward
25. me, I...I'd like to...because I have not indicated I wouldn't
26. bring the bill back, Senator.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Netsch.

29. SENATOR NETSCH:

30. No, Senator Hynes, the comments were directed at me.
31. I acknowledge the graciousness of Senator Schaffer and I
32. would simply call his attention to the fact that Senator
33. Shapiro and I discussed it and we mutually agreed that

1. that bill would not be called back. I did not refuse to do
2. so. Now, this is the amendment that relates to that bill.
3. It is the appropriation for administering the technical
4. advisory committee of the...and the positive formulary
5. of the generic drug substitution bill. It should be
6. added on probably while the bill is still here in the
7. Senate. It has been shown to the Minority Spokesman
8. on Appropriations II and to Senator Schaffer who is the
9. sponsor of the bill and it is now itemized, Senator
10. Regner. I would move the adoption of Amendment No. 8.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? Senator Rock.

13. SENATOR ROCK:

14. What if the amendment doesn't go on?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Netsch.

17. SENATOR NETSCH:

18. Senator Rock, we fought that one out yesterday, why
19. don't you give up.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Rock.

22. SENATOR ROCK:

23. Well, my...my question really is a serious one. Without
24. this amendment there is no generic substitution of drugs
25. in Illinois, is that the idea?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Netsch.

28. SENATOR NETSCH:

29. Doctor Peterson, the Director of Public Health is
30. deeply committed to this concept and the bill that
31. passed and I suppose he would find a way to get it
32. started anyway, but there is no question that it would
33. be very difficult, particularly for the...the people

1. about whom you are most concerned, Senator Rock. Those who
2. are going to make sure that the positive formulary
3. carries only those drugs that are absolutely substitutable
4. both in terms of bioequivalency and bioavailability. It
5. is that group that is going to make that determination
6. and this is the money that will make it possible for
7. them to administer the bill effectively and efficiently.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? The question is shall
10. Amendment No. 8 to House...Senator Nimrod.

11. SENATOR NIMROD:

12. A...a question of the...Senator Netsch.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Netsch, a question is directed at you.
15. She indicates she'll yield.

16. SENATOR NIMROD:

17. Senator, you're not inferring that Doctor Peterson
18. has indicated he would do something that's either not
19. legal or improper. I know we went through this in
20. previous administrations, but I...did you hear this
21. directly from him?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Netsch.

24. SENATOR NETSCH:

25. The issue never arose until Senator Rock said, what
26. if the appropriation doesn't pass. And I said that the
27. bill will...I assume is going to be approved and if the
28. bill is law I assume that Doctor Peterson would make
29. everyeffort to comply with the law.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Nimrod.

32. SENATOR NIMROD:

33. I'll accept that, but that wasn't what you said the
34. first time. Thank you.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. All right. The question is shall Amendment No. 8
3. to House Bill 1005 be adopted. Those in favor indicate
4. by saying Aye. Those opposed. The Ayes have it. Amendment
5. No. 8 is adopted. Are there further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. 3rd reading. House Bill 973, Senator...Senator
10. Smith. Do we have leave to return to the Order of 2nd
11. reading for the purpose of amendment? Leave is granted.
12. We're on 2nd reading. Senator Carroll.

13. SECRETARY:

14. Amendment No. 4 offered by Senator Carroll.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Mr. President, I would ask leave that first we reconsider
19. the vote by which Amendment No. 3 was adopted for purpose
20. of Tabling. There was a technical deficiency in that
21. amendment. Amendment No. 4 is a substitute amendment therefore.
22. So I would move you that we reconsider the vote by which
23. Amendment No. 3 was adopted. Having voted on the prevailing
24. side.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. You've heard the motion. Those in favor indicate by
27. saying Aye. Those opposed. The Ayes have it. The matter
28. is reconsidered. Senator Carroll now moves that Amendment
29. No. 3 be Tabled. Those in favor indicate by saying Aye.
30. Those opposed. The Ayes have it. Amendment No. 3 is
31. Tabled. Are there further amendments?

32. SECRETARY:

33. Amendment No. 4 offered by Senator Carroll.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Carroll.

3. SENATOR CARROLL:

4. Thank you, Mr. President. This is a replacement
5. amendment that is, we understand, to be technically
6. correct and I would move its adoption. Does the same
7. thing as No. 3 which was to reduce one person. I would
8. move the adoption of Amendment No. 4.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. You heard the motion. Those in favor indicate by
11. saying Aye. Those opposed. The Ayes have it. Amendment
12. No. 4 is adopted. Are there further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. 3rd reading. House Bill 1011, Senator Maragos.
17. House Bill 1044, Senator Bloom. Do we have leave to
18. return to the Order of 2nd reading for the purpose of
19. amendment? Leave is granted. 2nd reading.

20. SECRETARY:

21. Amendment No. 6 offered by Senator Carroll.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Bloom.

24. SENATOR BLOOM:

25. I think in order to make them track perhaps we should
26. deal with the amendment I would offer first.

27. SECRETARY:

28. Amendment No. 6 offered by Senator Bloom.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Bloom.

31. SENATOR BLOOM:

32. Yes, thank you, very much, Mr. President. This
33. amendment adds back in an additional fifty-two thousand
34. five hundred eleven in the sense of making the reduction
35. in the appropriation, forty-two thousand fifty-five.

1. It reduces travel by ten thousand. Takes out one new
2. position within electric data, EDP, electric data processing,
3. and the difference is some...more critical functions were
4. taken out in the prior amendment. We...we feel that these
5. positions have to be filled and it reduces the funds
6. added by the House as unbudgeted two step pay increase by
7. twenty-four thousand six hundred and further it corrects
8. a technical oversight on Page 6 by deleting Section 3A.
9. I'd ask for a favorable roll call.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Carroll.

12. SENATOR CARROLL:

13. Thank you. I rise to oppose this amendment as I did
14. yesterday. I think we had a full discussion on it
15. yesterday. We originally had taken out in committee
16. some hundred and fifty-one thousand dollars. The House
17. found another twenty-six we weren't aware of which
18. didn't really count. We actually ended up taking out
19. I think there's about a thirty or forty thousand difference
20. in what we did and what the...Senator Bloom is doing, trying
21. again to do today what he tried to do yesterday and I
22. think we should reject this amendment. I think the bill
23. is in fairly good shape. The technical amendment is the
24. next one I have up there to cure that defect so I would
25. urge us to oppose the adoption of this amendment.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

28. SENATOR BLOOM:

29. Well I...I think that one fifty was far too much. That
30. would have brought operations of this department to a halt.
31. Eighty would severely cripple it. They can live with forty-
32. two fifty-five and I'd ask for a favorable roll call please.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. The question is shall Amendment No. 6 to House Bill
2. 1044 be adopted. Those in favor indicate by saying Aye.
3. Those opposed. The Noes have it. The amendment fails.
4. You wish a roll call, Senator. Didn't sound very good.
5. Request for a roll call on that question. As to the
6. adoption of Amendment No. 6 to House Bill 1044. Those
7. in favor of the amendment vote Aye. Those opposed vote
8. Nay. The voting is open. (Machine cut-off)...voted who
9. wish? Take the record. On that question the Ayes are
10. 23, the Nays are 29. House...Amendment No. 6 to House
11. Bill 1044 fails. Are there further amendments?

12. SECRETARY:

13. Amendment No. 7 offered by Senator Carroll.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you, Mr. President. Senator Bloom has convinced
18. us that there was a technical deficiency in our version
19. so Amendment No. 6 is to cure that technical defect,
20. a typo error.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Seven.

23. SENATOR CARROLL:

24. Seven, I'm sorry. We apparently took out about ten
25. thousand dollars that we didn't intend to take out
26. so amendment No. 7 would in effect put it back and I
27. would move the adoption.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? The question is shall
30. Amendment No. 7 be adopted? Those in favor indicate by
31. saying Aye. Those opposed. The Ayes have it. Amendment
32. No. 7 is adopted. Are there further amendments?

33. SECRETARY:

1. Amendment No. 8 offered by Senator Carroll.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Carroll.

4. SENATOR CARROLL:

5. I'm sorry, I'm not sure which order these are in,

6. but this is the one that deals with the twenty-four thousand

7. six hundred. If not, I'll reverse my explanations on

8. the amendment. But this again has been agreed to by

9. both sides. I would move its adoption.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? The question is shall

12. Amendment No. 8 be adopted. Those in favor indicate by

13. saying Aye. Those opposed. The Ayes have it. Amendment

14. No. 8 is adopted. Are there further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. 3rd reading. House Bill 2271, Sencor Roe. You wish

19. that bill recalled? House Bill 2347, Senator Maragos.

20. House Bill 2368, Senator Hynes. House Bill 2379, Senator

21. Coffey. Do we have leave to...all right. Will Senator

22. Regner, as to House Bill 1736? Do we have leave to

23. return to the Order of 2nd reading for the purpose of

24. amendment? Leave is granted. 2nd reading.

25. SECRETARY:

26. Amendment No. 5 offered by Senator Carroll.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator...Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President. This is an amendment to

31. increase their appropriation by some twenty-eight million

32. dollars in Federal funds. We had not had adequate data

33. at the time they had been before the committee and since

1. they have supplied us with the data and we are therefore
2. moving to restore these funds that we've cut earlier, I
3. would move the adoption of Amendment No. 5.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. You've heard the motion. The motion is to adopt
6. Amendment No. 5 to House Bill 1736. Those in favor
7. indicate by saying Aye. Those opposed. The Ayes
8. have it. Amendment No. 5 is adopted. Is there...are
9. there further amendments?

10. SECRETARY:

11. Amendment No. 6 offered by Senator Carroll.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President. Amendment No. 6 restores
16. some six hundred two thousand, two hundred and eighty
17. dollars of the eight hundred and seventy-two thousand
18. we had originally eliminated in the industrial services
19. division. This is that pre-OSHA. Again this had been
20. a question of getting the actual data. We now have
21. figures that we think can fairly closely justify about
22. six hundred thousand dollars and I would move the adoption
23. of Amendment No. 6.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. The motion is to adopt Amendment No. 6 to House
26. Bill 1736. Those in favor indicate by saying Aye.
27. Those opposed Nay. The Ayes have it. ...Amendment No. 6
28. is adopted. Are there further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. 3rd reading. House Bill 2379, Senator Coffey. You
33. wish the bill returned to the Order of 2nd reading? Is there

1. leave? Leave is granted. The bill is on 2nd reading.
2. Take that from the record. The bill...the bill will
3. remain on 2nd reading momentarily. Do we have leave
4. to return to the Order of 2nd reading for the purpose
5. of amendment as to House Bill 2271? Leave is granted.
6. 2nd reading.

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END OF REEL #5

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You got it.

SECRETARY:

Amendment No. 1 offered by Senator Rhoads.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rhoads. Would you clear the aisles, please?

SENATOR RHOADS:

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

A few moments ago in discussing Senator Kosinski's bill House Bill 64, I gave Senator Kosinski a copy of a vehicle for a composition of the State Board of Elections on that bill. I've had the same amendment drafted to House Bill 2271. I've just had a discussion with Representative Bill Kempiners and this is a suggestion that he might be agreeable to. This would create a State Board of Elections of eight members. Four from the first Judicial district and four from downstate Illinois. Within those two subdivisions there would be two members of each political party. It would further provide for a three fifths confirmation by the Senate and all eight members would be appointed by the Governor. Other than those essential characteristics the bill otherwise has the provisions that the Kempiners proposal had in it. I feel that this is an additional proposal that should be considered today and tomorrow. It is, I am firmly convinced, a constitutional provision. Because it does not violate in any way, nor could it violate in any way, the constitutional prohibition against a... a majority coming from either political party. It's a good concept. I hope that members on both sides of the aisle will support this amendment as one additional concept to be talked about. And I move its adoption.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rock.

2. SENATOR ROCK:

3. Question of the sponsor if he'll yield.

4. PRESIDING OFFICER:(SENATOR DONNEWALD)

5. Indicates he will.

6. SENATOR ROCK:

7. Has, in fact, the House sponsor agreed to this amendment?

8. PRESIDING OFFICER:(SENATOR DONNEWALD)

9. Senator Rhoads.

10. SENATOR RHOADS:

11. I'm going to have to find out who the House...Senator

12. Roe. Who is the House sponsor of this bill? You're the

13. Senate sponsor.

14. SENATOR ROE:

15. Kempiners, yes. He has agreed to it.

16. PRESIDING OFFICER:(SENATOR DONNEWALD)

17. Senator Rock.

18. SENATOR ROCK:

19. Then he is no longer standing for a five member board,

20. is that correct?

21. PRESIDING OFFICER:(SENATOR DONNEWALD)

22. Senator Rhoads.

23. SENATOR RHOADS:

24. Senator Rock, I don't want to make that representation

25. and I...he has agreed to let me put this amendment on this

26. bill in order to discuss this particular concept. I will

27. represent to you, that this is what I am for and...and I...

28. I'm hoping to get this concept discussed.

29. PRESIDING OFFICER:(SENATOR DONNEWALD)

30. Senator Rock.

31. SENATOR ROCK:

32. Yes, Senator Rhoads, I...I believe that this is what

33. you are for and I am for a four member board or a multiple

1. of four. Eight is fine. Evenly divided...between the two
2. principal parties. I'm suggesting, however, that perhaps
3. your amendment should be put on a different bill. It seems
4. to me all we are doing is giving Representative Kempiners
5. who has led the charge, frankly, in killing every other
6. bill over there. Giving him another opportunity to make
7. his flag waving speech about a five member board. And I
8. for one don't wish to give him that.

9. PRESIDING OFFICER:(SENATOR DONNEWALD)

10. Senator Rhoads.

11. SENATOR RHOADS:

12. Well, Senator Rock, I...I was one of the votes that
13. kept Representative Kempiners five member bill from getting
14. out of committee and I think Senator Kosinski can...can
15. vouch for that. I...I share your opposition to a five
16. member board, but I hope you would support me in...in
17. getting this concept out on 3rd reading.

18. PRESIDING OFFICER:(SENATOR DONNEWALD)

19. Senator Graham. Senator...Kenneth Hall.

20. SENATOR KENNETH HALL:

21. Will the sponsor yield?

22. PRESIDING OFFICER:(SENATOR DONNEWALD)

23. Indicates he will.

24. SENATOR KENNETH HALL:

25. Senator, did I understand you to say that all eight
26. members are going to be appointed by the Governor?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Rhoads.

29. SENATOR RHOADS:

30. Yes.

31. PRESIDING OFFICER:(SENATOR DONNEWALD)

32. Senator Kenneth Hall.

33. SENATOR KENNETH HALL:

1. Yeah. What's the reason for that? That all eight
2. members be appointed by the Governor.

3. PRESIDING OFFICER:(SENATOR DONNEWALD)

4. Senator Rhoads.

5. SENATOR RHOADS:

6. Well, I...I think that's the way it...it tracks with
7. other State boards and commissions that are appointed by
8. the Governor. It does require a three-fifths majority
9. confirmation by the Senate. And I think that's...if you're
10. wondering about legislative input that's our protection
11. there.

12. PRESIDING OFFICER:(SENATOR DONNEWALD)

13. Is there further dicussion? Question is, shall
14. Amendment No. 1 to House Bill 2271 be adopted. Those in
15. favor indicate by saying Aye. Those opposed. The Ayes
16. have it. The amendment is adopted. Are there further
17. amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER:(SENATOR DONNEWALD)

21. 3rd reading. House Bill 2379, again. That completes
22. the pullbacks of 3rd reading to 2nd reading. We're going
23. to the Order of Consideration Postponed for the purpose of
24. pulling bills back...from 3rd reading to the Order of 2nd
25. reading for the purposes of amendment. House Bill 428.
26. Senator Walsh.

27. SENATOR WALSH:

28. Mr. President and members of the Senate. This is the
29. bill which would change the effective date of laws from
30. October 1st to January 1st. The bill was objected to in
31. its original form by Senator Rock. I think his objections
32. have been answered to, but there is an amendment there which
33. would change the effective date of this law to January the 1st,

1. 1978 so that there would not be any confusion as to whether
2. this law if signed earlier would apply to any subsequent
3. laws passed before June 30th of this year. I move the
4. adoption of the amendment.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Walsh moves the adoption of Amendment No. 2
7. to House Bill 428. Is there discussion? All in favor
8. say Aye. Opposed Nay. The Ayes have it. The amendment
9. is adopted. Are there further amendments, Mr. Secretary?

10. SECRETARY:

11. No further amendments.

12. PRESIDING OFFICER:(SENATOR BRUCE)

13. Return to the Order of Postponed Consideration. House
14. Bill 490, Senator Schaffer. Senator Schaffer on the Floor?
15. Do you wish to recall House Bill, Senator Schaffer. Senator
16. Schaffer...

17. SENATOR SCHAFFER:

18. Yes. I...there...I'm sorry. My light didn't go on.
19. There are...the last two amendments that were put on this
20. bill, in effect, lowered the number of...the size of the
21. population that a county had to be to maintain its original
22. superintendent of education. Senator Buzbee and others
23. objected when this bill was called the initial bill or the
24. bill as it arrived here is, I think, thoroughly innocuous
25. and everyone would and could support it. But there was
26. opposition to the two amendments. I...I would like to
27. move to Table the two amendments and would do so now
28. because they clearly jeopardize the passage of this bill.

29. PRESIDING OFFICER:(SENATOR BRUCE)

30. Senator Schaffer moves to reconsider the vote by which
31. Amendments Nos. 1 and 2 were adopted to House Bill 490. ...
32. Is there discussion? All in favor say Aye. Opposed Nay.
33. The Ayes have it. Amendments No. 1 and 2 are reconsidered.

1. Senator Rock. (Machine cut-off) Rock.
2. SENATOR ROCK:
3. Thank you, Mr. President. I just wondered, will the
4. sponsor indicate where the amendments came from. I think
5. these were committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Schaffer.
8. SENATOR SCHAFFER:
9. One of them was discussed in committee and came from
10. Senator Davidson. I don't believe we put it on in committee,
11. but I think there was...well, we did put it on in committee
12. with the understanding that if it jeopardized my bill it
13. would come off. The second one was put on by Senator Sommers
14. with a similar understanding.
15. PRESIDING OFFICER:(SENATOR BRUCE)
16. Senator Rock. Further questions? Bills have...the
17. amendments have been reconsidered on the motion to Table
18. Amendments No. 1 and 2. Is there discussion? All in favor
19. say Aye. Opposed Nay. The Ayes have it. Amendments are
20. Tabled. Further amendments, Mr. Secretary?
21. SECRETARY:
22. No further amendments.
23. PRESIDING OFFICER:(SENATOR BRUCE)
24. The bill is returned to the Order of Consideration
25. Postponed. House Bill 528, Senator Ozinga. Senator Ozinga
26. asks leave of the Senate to return the bill from the Order
27. of Consideration Postponed to the Order of 2nd reading. Is
28. there leave? Leave is granted. Amendments, Mr. Secretary.
29. SECRETARY:
30. Amendment No. 1 offered by Senator Glass.
31. PRESIDING OFFICER:(SENATOR BRUCE)
32. Senator Glass is...
33. SECRETARY:

1. No, I'm sorry, Mr. President. Amendment No. 2.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Amendment No. 2. Senator Glass.

4. SENATOR GLASS:

5. Thank you, Mr. President. Mr. Secretary there are
6. two amendments and one of them reduces the amount...

7. SECRETARY:

8. Senator Glass, one is long and one is only about
9. four lines.

10. SENATOR GLASS:

11. All right. Which is the first one? The long one.

12. SECRETARY:

13. Yes.

14. SENATOR GLASS:

15. All right. The longer amendment, Amendment No. 2
16. Mr. President, and members of the Senate would earmark
17. specifically the increase in license fees for use of
18. conservation within the department for fishing and hunting
19. uses. And I would move its adoption.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion of Amendment No. 2? On the motion
22. to adopt, all in favor say Aye. Opposed Nay. The Ayes have
23. it. The amendment is adopted. Further amendments?

24. SECRETARY:

25. Amendment No. 3 offered by Senator Glass. -

26. PRESIDING OFFICER: (SENATOR BRUCE) -

27. Senator Glass is recognized.

28. SENATOR GLASS:

29. Amendment No. 3, Mr. President and members of the Senate,
30. would reduce the increase in hunting licenses from ten dollars
31. down to seven dollars. I move its adoption. On in...and
32. also the fishing reduction to five dollars. I think it was
33. that already. But...hunting would be five and rather fishing

1. would be five and hunting seven.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? All in favor say Aye. Opposed
4. Nay. The Ayes have it. The amendment is adopted. Are there
5. further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. 3rd reading. Return to the Order of Consideration
10. Postponed. House Bill 651, Senator Knuppel. Senator
11. Knuppel on the Floor? House Bill 879, Senator Nimrod.

12. Senator Nimrod asks leave of the Senate to return House
13. Bill 879 to the Order of 2nd reading. Is there leave?

14. Leave is granted. Are there amendments, Mr. Secretary?

15. SECRETARY:

16. Amendment No...Amendment No. 2 offered by Senator
17. Nimrod.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Nimrod.

20. SENATOR NIMROD:

21. Yes, Mr. President and Ladies and Gentlemen of the Senate.

22. This amendment deletes the provision which Senator Daley
23. referred to and I discussed it with him about the require-
24. ment of laboring on the plants and household items.

25. It...all the amendment does is leaves the bill just the
26. way the Public Health Department shall establish and maintain
27. a list only and with this amendment leave without the
28. Department of Agriculture is...is not opposed. I would
29. move for the adoption of this amendment.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. You've heard the motion. Is there discussion? All
32. in favor say Aye. Opposed Nay. The Ayes have it. The
33. amendment is adopted. Are there further amendments, Mr.

1. Secretary?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Return to the Order of Consideration Postponed. House

6. Bill 1012, Senator Clewis. Did you wish to recall that...

7. Senator Clewis asks leave of the Senate to return the bill

8. to Order of 2nd reading. Is there leave? Leave is granted.

9. Any amendments, Mr. Secretary?

10. SECRETARY:

11. Amendment No. 1 offered by Senator Netsch.

12. PRESIDING OFFICER:(SENATOR BRUCE)

13. Senator Netsch is recognized. May he have some order?

14. Senator Netsch.

15. SENATOR NETSCH:

16. Thank you, Mr. President. Is Senator Weaver on the

17. Floor?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is Senator Weaver on the Floor?

20. SENATOR NETSCH:

21. All right. Well, this is the amendment that he and

22. I are...the amendment is responsive to questions that both

23. Senator Weaver and I had raised about the supplemental

24. appropriation for the Chicago Park District Bill. We were

25. concerned about the absence of notice and hearing. This

26. language has been worked out so that it does make clear

27. that with respect to the supplemental appropriation ordinance.

28. Notice of the public hearing at which the ordinance is to

29. be considered shall be given and then the time period of

30. ten days is specified. So there...the amendment then does

31. require both notice and a public hearing before adoption of

32. a supplemental ordinance. It does satisfy our concerns. I

33. move adoption of Amendment No. 1 to House Bill 1012.

1. PRESIDING OFFICER:(SENATOR BRUCE)

2. Heard...heard a motion. Is there discussion? All in
3. favor say Aye. Opposed Nay. The Ayes have it. The amend-
4. ment is adopted. Are there further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER:(SENATOR BRUCE)

8. Return to the Order of Consideration Postponed. House
9. Bill 1212, Senator Leonard. Is Senator Leonard on the Floor?
10. House Bill 1995, Senator Netsch. Senator...Senator Netsch
11. asks leave of the Senate to return the bill to the Order of
12. 2nd reading. Is there leave? Leave is granted. Any amend-
13. ments, Mr. Secretary?

14. SECRETARY:

15. Amendment No. 2 offered by Senator Netsch.

16. PRESIDING OFFICER:(SENATOR BRUCE)

17. Senator Netsch is recognized.

18. SENATOR NETSCH:

19. Thank you, Mr. President. This bill has to do with
20. the migrant labor camps. The bill was not exactly warmly
21. received in its original form and so I have tried to make
22. it more desirable and more acceptable by making the...the
23. what I call the jurisdictional amount for migrant workers
24. before the camp comes even under the basic minimum health
25. standards of the Department of Public Health. I have
26. eliminated the word one and substituted four. I move adopt-
27. ion of Amendment No. 2 to House Bill 1995.

28. PRESIDING OFFICE: (SENATOR BRUCE)

29. You've heard the motion to adopt. Is there discussion?
30. All in favor say Aye. Opposed Nay. The Ayes have it. The
31. amendment is adopted. Are there further amendments?

32. SECRETARY:

33. No further amendments.

1. PRESIDING OFFICER:(SENATOR BRUCE)
2. Return to the Order of Consideration Postponed. House
3. Bill 2322, Senator Merlo. Senator Merlo asks leave of the
4. Senate to return the bill to the Order of 2nd reading. Is
5. there leave? Leave is granted. Any amendments, Mr.
6. Secretary?
7. SECRETARY:
8. Amendment No. 2 offered by Senator Merlo.
9. PRESIDING OFFICER:(SENATOR BRUCE)
10. Senator Merlo is recognized.
11. SENATOR MERLO:
12. Thank you, Mr. President. Senate Amendment No. 2
13. strikes two House amendments which were objectionable when
14. this bill was originally heard. Namely, Section 14-143
15. which concerns itself with the coverage for the police
16. magistrates and justices of the peace and Section 14-160 .
17. This Section would provide an annuity for the widows of
18. certain former employees who were killed in World War II
19. before the IMRF was founded. I do have approval of the
20. House sponsor to remove these two portions of the bill.
21. I believe now the bill should not meet too much opposition,
22. if any at all. And I ask, of course, that the...to...to
23. approve the deletions.
24. PRESIDING OFFICER:(SENATOR BRUCE)
25. Senator Merlo moves the adoption of Amendment No. 2.
26. Is there discussion? All in favor say Aye. Opposed Nay.
27. The Ayes have it. The amendment is adopted. Are there
28. further amendments, Mr. Secretary.
29. SECRETARY:
30. No further amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Return to the Order of Consideration Postponed. Are
33. there any other Senators who have bills on the Order of

1. Consideration Postponed that they wish to recall at this time?
2. I would alert the Body that once we return this time to the
3. Order of 3rd reading we plan to stay on that Order and not
4. return any bills for recall unless there's a substantial
5. number of requests. And I doubt that there will be. Any
6. other Senator? For what purpose does Senator Berman arise?
7. SENATOR BERMAN:

8. Mr. President. Senator Grotberg asked if I would bring
9. 689 back to 2nd reading. He wants to try an amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is Senator Leonard on the Floor? Senator Berman, is it
12. your wish now to recall that bill to the Order of 2nd? Is...
13. is there leave to go to the Order of House Bills on 3rd reading?
14. Leave is granted. What is the bill number, Senator Berman?

15. SENATOR BERMAN:

16. 689.

17. PRESIDING OFFICER:(SENATOR BRUCE)

18. Senator Berman asks leave of the Senate to return House
19. Bill 689 to the Order of 2nd reading. Is there leave? Leave
20. is granted. Are there amendments, Mr. Secretary?

21. SECRETARY:

22. Amendment No. 2 offered by Senator Grotberg.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Grotberg is recognized.

25. SENATOR GROTBORG:

26. Yes. Mr. President and members of the Senate. Last
27. night in the late, late hours of the evening...

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Excuse me, Senator Grotberg. May we have...may be have
30. some order, Gentlemen? Senator Grotberg.

31. SENATOR GROTBORG:

32. Last night in the late hours it carefully went by this
33. Body that one of the completely deleted items in the Governor's

1. budget for school aid was the standard impaction aid in
2. the amount of two and one half million dollars. I think
3. the Body should remember that districts are eligible to
4. file a State impaction aid claim when five percent or more
5. of their kindergarten through grade twelve pupils have
6. parents or guardians and either are employed by the State
7. of Illinois or any of its agencies or office buildings.
8. So that affects an awful lot of people in this Body.
9. Particularly in my school district and...or in my legislative
10. district and conservation areas and instutational areas. The
11. Governor budgeted two and a half million. It was zeroed out.
12. It was zeroed out by...by both Senate...and House committees.
13. I am offering Amendment No. 2 to restore two million three
14. hundred and seventy five thousand or ninety-five point six
15. percent of the Governor's askings. And if the Governor then
16. would choose to delete that by veto fine. But he did ask
17. for it. My people are asking for it. There are forty-seven
18. school districts in the State of Illinois that do receive
19. impaction aid and I would answer any questions and move
20. for a favorable roll call on Amendment No. 2 to House Bill
21. 689.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Grotberg has...moved the adoption of Amendment
24. No. 2 to House Bill 689. Is there discussion? Senator
25. Berman.

26. SENATOR BERMAN:

27. Thank you, Mr. President. I rise in opposition to the
28. amendment. I'm not sure I...how I get myself into these
29. positions, but now I'm defending the Governor's fiscal
30. restraints against...against a member of his own party.
31. But notwithstanding that, I've got to save the...the Governor
32. from members of his own party. This is an over two million
33. dollar addition to the Distributive Aid Formula. Last year

1. there was no impaction aid. This year the State Board of
2. Education interpretation of the Governor's recommended
3. allowances for schools did not include impaction aid and
4. to my knowledge the Governor, both to my knowledge and
5. based upon the statement of Dr. Mandeville, the Director
6. of the Bureau of the Budget has not indicated his desire
7. that two and a half million or two million dollars go for
8. impaction aid. So I respectfully oppose and urge a No
9. vote on this amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? Senator Grotberg may
12. close the debate.

13. SENATOR GROTBORG:

14. The distinguished gentlemen who just arose in opposition
15. to this good amendment failed to remember that the Governor
16. asked in the bill as it was introduced the impaction aid
17. of two million five hundred thousand dollars under distribu-
18. tive aid along with the summer school claim and the general
19. State aid. It is there. It's in the budget. We added thirty
20. million dollars that he didn't budget last night and this
21. is something that he did ask for and I would ask again for
22. a favorable roll call. And I'd like a roll call on this.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The question is, Senator Berman...he has closed debate.
25. For what purpose Senator Berman arise?

26. SENATOR BERMAN:

27. Well, if I could ask for leave. I want to clarify one
28. thing. When he says it was in the bill that bill was the
29. State board's original request at full funding and every-
30. thing the State board wanted. That's not what the Governor
31. asked for.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The question is, on the adoption of Amendment No. 2 to

1. House Bill 689. Those in favor vote Aye. Those opposed
2. vote Nay. The voting is open. Have all voted who
3. wish? Have all voted who wish? Take the record. On that
4. ...on that question, the Ayes are 20, the Nays are 35. The
5. motion to adopt is lost. Further amendments, Mr. Secretary?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. 3rd reading. Is Senator Maragos on the Floor? On
10. 2347, Senator Maragos. Did we move that back and did you
11. wish to? All right. All right. You still wish to recall
12. that bill. While we're on the Order of 3rd reading on
13. recalls, are there any other bills that Senators wish to
14. recall to the Order of 2nd reading. Senator Coffey.

15. SENATOR COFFEY:

16. Mr. President and members of the Senate. We would like
17. to recall House Bill 2379 to 2nd reading for reasons of
18. amendment.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Coffey has asked leave to return House Bill 2379
21. to the Order of 2nd reading. Is there leave? Leave is
22. granted. Are you ready? All right. Are there amendments,
23. Mr. Secretary? Gentlemen, may we have your attention, please?
24. This is the DOT budget which may be of some interest to the
25. membership. Amendments, Mr. Secretary?

26. SECRETARY:

27. Amendment No. 22 offered by Senator Carroll.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Carroll is recognized. Excuse me, Senator
30. Carroll. May we have some order? For what purpose does Senator
31. Graham arise?

32. SENATOR GRAHAM:

33. I don't think I should have to suggest to these Gentlemen

1. that in case they miss one they might have missed appropriation
2. or...improvements for the whole dog-goned district. They
3. ...better hang in there right about now and listen to your
4. gavel.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Thank you, Senator Graham. Amendment No. 22 offered
7. by Senator Carroll.

8. SENATOR CARROLL:

9. Mr. President, first, if I might. Having voted on the
10. prevailing side I would move the vote by which Amendment
11. No. 8 was adopted be reconsidered for purposes of Tabling
12. that amendment. Amendment No. 8 was what we called, the
13. good government amendment. That was one the...it was with
14. the full support of the department. It eliminated several
15. projects that some members were very concerned about.
16. We have, rather than restoring some of them piecemeal,
17. some that are agreed to take out so therefore, if I can
18. Table 8, at a future time we can delete those which have
19. been agreed to be deleted and I would move that we re-
20. consider the vote by which Amendment No. 8 was adopted for
21. purposes of Tabling.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Carroll has moved to reconsider the vote by
24. which Amendment No. 1...8 was adopted. Is there discussion?
25. All in favor say Aye. Opposed Nay. The Ayes have it. The
26. amendment is reconsidered. Senator Carroll now moves to
27. Table Amendment No. 8. All in favor say Aye. Opposed Nay.
28. The Ayes have it. Amendment No. 8 is Tabled. Further
29. amendments, Mr. Secretary?

30. SECRETARY:

31. Amendment No. 22 offered by Senator Carroll.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Carroll is recognized.

1. SENATOR CARROLL:

2. Thank you, Mr. President. Amendment No. 22 restores
3. some six hundred and fifty one thousand dollars in the
4. operations section of the bill pursuant to...some discussions
5. with the department as to the need of some of these items
6. that we had eliminated by previous amendment. I think the
7. department has amply justified the need for some of
8. these in both the Safety Sections and General Operations
9. Sections and I would move adoption of Amendment No. 22 to
10. House Bill 2379.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. You've heard the motion. Is there discussion? Senator
13. Coffey.

14. SENATOR COFFEY:

15. Yes, Mr. President and members of the Senate. I also
16. would ask this Body to agree on this amendment. It restores
17. six point...six hundred and fifty-one million back into the
18. ...additional budget and I'd ask their favorable vote.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? The question is, on a motion to
21. adopt. All in favor say Aye. Opposed Nay. The Ayes have it.
22. The amendment is adopted. Further amendments?

23. SECRETARY:

24. Amendment No. 23 offered by Senator Carroll.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Carroll is recognized.

27. SENATOR CARROLL:

28. Thank you, Mr. President. For the sake of Senator
29. Netsch that was six hundred and fifty-one thousand, not
30. million that was restored. That mounts come into the other
31. amendments. Amendment No. 23 is a technical amendment pro-
32. viding funding for the Washington office from the Road Fund
33. instead of General Revenue Funds as we had accidentally done

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

2. PRESIDING OFFICER:(SENATOR BRUCE)

3. You've heard the motion. Is there discussion? All
4. in favor say Aye. Opposed Nay. The Ayes have it. The
5. amendment is adopted. Further amendments?

6. SECRETARY:

7. Amendment No. 24 offered by Senator Carroll.

8. PRESIDING OFFICER:(SENATOR BRUCE)

9. Senator Carroll is recognized.

10. SENATOR CARROLL:

11. Thank you, Mr. President. Amendment No. 24 deletes
12. four specific projects after discussion with their sponsor
13. who...sponsors who felt they were not totally necessary at
14. this point in time. And I would move adoption of Amendment
15. No. 24.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. You've heard the motion. Is there discussion? All in
18. favor say Aye. Opposed Nay. The Ayes have it. Amendment
19. is adopted. Further amendments?

20. SECRETARY:

21. Amendment No. 25 offered by Senator Coffey.

22. PRESIDING OFFICER:(SENATOR BRUCE)

23. Senator Coffey is recognized.

24. SENATOR COFFEY:

25. Mr. President and members of the Senate. Before acting
26. upon this amendment I would like leave on Amendment No.18
27. to reconsider the vote on Amendment No. 18.

28. PRESIDING OFFICER:(SENATOR BRUCE)

29. Motion is to reconsider the vote by which Amendment No.
30. 18 was adopted. Is there discussion? Senator Coffey is
31. request to explain Amendment No. 18 if you would briefly.

32. SENATOR COFFEY:

33. Amendment No. 18 will be replaced by the amendment that

1. was just mentioned. It addresses itself to the purchasing
2. of rolling stock. It's no increase or anything in the budget.
3. It's a technical amendment. We're going to replace that
4. amendment. So we want Amendment No. 18 Tabled and we will
5. then put Amendment No. 25, I believe it is, on.
6. PRESIDING OFFICER: (SENATOR BRUCE)

7. You've heard the motion to reconsider. Is there discussion?
8. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment
9. No. 18 is reconsidered. Now Senator Coffey moves to Table
10. Amendment No. 18. All in favor say Aye. Opposed Nay. The
11. Ayes have it. Amendment 18 is...Tabled. Amendment No. 25.
12. Senator Coffey.

13. SENATOR COFFEY:

14. Yes. Amendment No. 25 will replace Amendment No. 18
15. and it...all it does...there's a technical change in the
16. amendment and I ask for the adoption of this Body.

17. PRESIDING OFFICER:(SENATOR BRUCE)

18. Is there discussion on the...on the motion to adopt?
19. All in favor say Aye. Opposed Nay. The Ayes have it.
20. The amendment is adopted. Further amendments?

21. SECRETARY:

22. Amendment No. 26 offered by Senator Sommer.

23. PRESIDING OFFICER:(SENATOR BRUCE)

24. Senator Sommer asks that the amendment be withdrawn.

25. SECRETARY:

26. Amendment No. 26 offered by Senator Harber Hall.

27. PRESIDING OFFICER:(SENATOR BRUCE)

28. Senator Harber Hall on Amendment No. 26. Senator
29. Harber Hall would like to withdraw the amendment. The
30. amendment is withdrawn.

31. SECRETARY:

32. Amendment No. 26 offered by Senators Carroll, Joyce
33. and Sangmeister.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Carroll is recognized.

3. SENATOR CARROLL:

4. Thank you, Mr. President. This is for a Thorn Creek
5. project in Senator Sangmeister's district. He has asked
6. us to offer this to the Body and I would move adoption of
7. Amendment No. 26.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. On the motion to adopt, is there discussion? All...
10. Senator Coffey.

11. SENATOR COFFEY:

12. Mr. President and members of the Senate. I don't
13. believe this amount of money is in the budget for the DOT
14. and...and I just would want to be on record as saying that
15. DOT is in opposition.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? All in favor say Aye.
18. Opposed Nay. The Ayes have it. The amendment is adopted.
19. Further amendments?

20. SECRETARY:

21. Amendment No. 27 offered by Senator Berning and Leonard.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Berning.

24. SENATOR BERNING:

25. Thank you, Mr. President and members of the Senate.
26. Amendment No. 27 to House Bill 2379 is a reappropriation.
27. Some of you will recall that two years ago we embarked on
28. a program of rehabilitation of the Fox River and Chain of Lakes
29. and some of you also participated in, and what I hope was
30. an enjoyable visit to our area up there. The appropriation
31. for this current Fiscal Year has not been extended because
32. of difficulties in determining the proper disposition sites
33. of the spoil. Therefore, this is not new money and I am first

1. ready to admit that there is an additional appropriation
2. for the succeeding year. But this is a reappropriation
3. of unexpended funds so that we can continue to improve the
4. Fox River and Chain Of Lakes. I'd appreciate a favorable
5. roll call.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Carroll.

8. SENATOR CARROLL:

9. Just by way of general discussion on all of these
10. amendments that Senator Coffey indicated on the last one.
11. Now this was not in the budget and DOT has informed me that
12. they are opposed to this, as they were to all other projects.
13. I might add, as I think we're noting that everybody is adding
14. their little chicken projects to our Hanukkah bush and there'll
15. be no vehement opposition on our side.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? All in favor say Aye. Opposed Nay.
18. The Ayes have it. The amendment is adopted. Are there
19. further amendments?

20. SECRETARY:

21. Amendment...Amendment No. 28 offered by Senator Graham.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Graham. You withdraw the amendment, Senator?
24. Withdraw. Further amendments?

25. SECRETARY:

26. No...no further amendments.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Are there amendments from the Floor? For what purpose
29. Senator Coffey arise?

30. SENATOR COFFEY:

31. Yes. Could we hold this for a couple seconds for an
32. amendment that's on its way down, if we could, please?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. We may...we will hold the bill on the Order of 2nd
2. reading. We have one remaining...one remaining bill on
3. the Order of 2nd reading to recall and one bill on Consideration
4. Postponed. 2397 on the Order of 3rd reading. Senator D'Arco.
5. Senator D'Arco on the Floor? You wish to recall a bill,
6. Senator? Senator D'Arco asks leave of the Senate to return
7. House Bill 2397 to the Order of 2nd reading. Is there leave?
8. Leave is granted. Any amendments, Mr. Secretary?
9. SECRETARY:
10. Amendment No. 1 offered by Senator D'Arco.
11. PRESIDING OFFICER:(SENATOR BRUCE)
12. Senator D'Arco is recognized.
13. SENATOR D'ARCO:
14. Thank you, Mr. President. Amendment No. 1 is an
15. amendment to the reorganization of the Department of Law
16. Enforcement. It's a technical amendment. No substantive
17. change and I would ask for its adoption.
18. PRESIDING OFFICER:(SENATOR BRUCE)
19. You've heard the motion to adopt. Is there discussion?
20. All in favor say Aye. Opposed Nay. The Ayes have it. The
21. amendment is adopted. Further amendments?
22. SECRETARY:
23. No further amendments.
24. PRESIDING OFFICER:(SENATOR BRUCE)
25. 3rd reading. For what purpose Senator Graham rise?
26. SENATOR GRAHAM:
27. I guess in all my giving attention to everything that
28. happens out here, I must have missed one. I had asked Senator
29. Roe and he doesn't object, but I would like to have 2402
30. recalled. That's the department...that's for the State
31. Board of Elections.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Is there leave to return House Bill 2402 to the

1. Order of 2nd reading? Leave is granted. Are there amend-
2. ments, Mr. Secretary? Senator Graham.

3. SENATOR GRAHAM:

4. I'd like to move you, Mr. President, that the amend-
5. ment attached last evening by the Senator from Peoria, No. 3
6. would, in fact, in the opinion of myself and many others do
7. irreparable damage to the function of the State Board of
8. Elections. I have no feeling and share some of the feelings
9. of others, have no feeling to subscribe to irresponsibility
10. with regard to running a department. I think this amend-
11. ment will do more harm than good and in view of the fact
12. that, shortly we hope, we're going to be in the process
13. of establishing a completely new board of a State Board of
14. Elections. I think this would be a crippling amendment. I
15. think it would be unfortunate. I think it would be ill-
16. advised to attach this amendment and have this appropriation
17. applied to the future Board of Elections. And I'm sure
18. that this Body doesn't want to do it. If we want to ruin...
19. if we want to get rid of the State Board of Elections fine.
20. Let's pass an amendment to the Constitution and do away
21. with it. But let's don't cripple them to the point they
22. can't function by obstructive amendments that I think this
23. would be and there is some justification for some of the
24. amendments being put on. Some consideration of it. But
25. in total, this amendment is not good for the future of this
26. department or for this division and I ask that it be Tabled.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there further discussion? Senator Graham moves to
29. reconsider the vote by which Amendment No. 3 was adopted.
30. All in favor say Aye. Opposed Nay. The Ayes have it. The
31. motion...the amendment is reconsidered. Senator Graham now
32. moves to Table Amendment No. 3. All in favor say Aye.
33. Opposed Nay. The Ayes have it. Amendment No. 3 is Tabled.

1. Further amendments, Mr. Secretary?

2. SECRETARY:

3. Amendment No. 4 offered by Senator Bloom.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Bloom is recognized.

6. SENATOR BLOOM:

7. Thank you, Mr. President. The amendment that we just
8. Tabled was drawn in haste owing to the fact that we'd hoped
9. that the board could justify some of their past fiscal
10. performances at the Appropriation Committee hearing on
11. Saturday. They did not nor did they completely justify it
12. yesterday. This amendment reduces the total appropriation
13. by two hundred and thirty-one thousand three hundred and
14. ninety two. And it reduces it as follows: it reduces
15. personal services, line item by five thousand one hundred
16. and nine; it reduces administration by twenty-nine thousand;
17. it reduces contractual, which is duplicated in the appropriation
18. they've duplicated their postage and equipment rental by
19. ten thousand; it's reduces commodities by thirty-one hundred
20. because there's no increase of staff and program; it reduces...
21. it eliminates the equipment line or reduces it by forty-
22. seven hundred based on their present facilities; forty-
23. seven hundred reduction in telecommunications because there's
24. no change in staff and program; it reduces the general counsel
25. by seventy-one thousand five hundred and five dollars. That
26. breaks out...a two and a half reduction; it reduces legal
27. fees contractual for excess by fifty-nine thousand. They still
28. have a hundred and ten thousand to play with. And it reduces
29. planning program and development by a hundred and eight
30. thousand five hundred and seventy-eight. Now, this is...and
31. it eliminates seventeen thousand for the Marion office. Now
32. this amendment...this amendment is, I think, a responsible
33. amendment. And I feel that the State Board of Elections

1. in practice, has basically just been staffed with people
2. doing make work and they, in no way, shape or form have
3. justified their appropriation nor did they justify their
4. Fiscal 77 appropriation. The thing is crawling with dead
5. wood and this amendment is offered in seriousness and I'd
6. ask for a favor...favorable response.

7. PRESIDING OFFICER:(SENATOR BRUCE)

8. Further...on a...Senator Bloom has moved the adoption
9. of Amendment No. 4. Is there discussion? Senator Graham.

10. SENATOR GRAHAM:

11. I...when, if this bill moves to 3rd reading now and
12. I'm not in a position to start quarreling with Senator Bloom
13. and don't intend to, but...I'd like to ask you a question,
14. Senator Bloom. Has the State Board of Elections talked to
15. you about this amendment?

16. PRESIDING OFFICER:(SENATOR BRUCE)

17. Senator Bloom.

18. SENATOR BLOOM:

19. The State Board of Elections has not talked to me about
20. either this amendment or the amendment that I offered last
21. night, nor did they talk to me about the questions that I
22. asked them in committee. Rather I got a written poorly
23. constructed series of responses to the questions. No,
24. they have not, Senator.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Graham.

27. SENATOR GRAHAM:

28. Then, Mr. President, this bill will be called for final
29. action some time this week.

30. PRESIDING OFFICER:(SENATOR BRUCE)

31. Some time today, Senator.

32. SENATOR GRAHAM:

33. Today.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Right.

3. SENATOR GRAHAM:

4. If and I haven't ... the amendment and I've not
5. attempting to stir up any opposition for it at this point,
6. I'd like to take a look at it and I'd like to check with
7. them and...it's unfortunate they haven't talked to you,
8. Senator Bloom, but if there is something really seriously
9. wrong, I'm sure you wouldn't object to reconsider it and I
10. know you to be a gentleman in that respect.

11. PRESIDING OFFICER:(SENATOR BRUCE)

12. Is there...is there further discussion? Senator
13. Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President. I rise to oppose this
16. amendment. While we did support an amendment in committee
17. as everyone will recall, making substantial cuts, we did
18. take better action in Tabling our amendment. That's the
19. amendment Senator Bloom then reintroduced and now Retabled.
20. Apparently, at least in part .apparently,at least in part,
21. agreeing with what we were saying. My problem with Senator
22. Bloom's amendment is, I think, in many respects they did
23. justify many of the dollar figures that they had supplied
24. to us. I know he asked them some specific questions dealing
25. with specific days of travel et cetera, et cetera, and they
26. said they would go back through their files and determine
27. who and what went on those days as shown in the vouchers
28. that Senator Bloom had indicated. Such as the four mile
29. voucher et cetera. However, they've indicated to me, in
30. just a few areas, for example, you're eliminating the
31. Marion office and, for example, you're eliminating the
32. amounts of money they are presently spending on legal fees.
33. They've indicated to me that there are several cases up

1. before both Appellate and Supreme Courts and I believe some
2. Federal Court cases wherein without some monies and they
3. have to be independent of the Attorney General or they are
4. constitutionally independent. That without these types of
5. monies they just are in no position to litigate these matters.
6. I would, therefore, oppose this amendment and urge other to
7. do so likewise.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Bloom may close.

10. SENATOR BLOOM:

11. Thank you. Senator Carroll, in response...working
12. seriatim...backwards. The cases you mentioned that are
13. pending they have, as I said, a hundred and eight thousand.
14. They...those two cases can be justified with fifty-four
15. thousand. They can. They did not substantiate...planning
16. and programming to the satisfaction of staff and might I
17. add, the Marion office was added over the objections of
18. both minority and majority staff in the House. And so I
19. would...I would urge adoption of this amendment. Thank you.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. On the motion to adopt. All in favor say Aye. Opposed
22. Nay. The Ayes have it. The amendment is adopted. Further
23. amendments?

24. SECRETARY:

25. Amendment No. 5 offered by Senator Regner.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. On State Board of Elections. Senator Regner.

28. SENATOR REGNER:

29. Oh, I'm sorry. It's the wrong bill. Yeah.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. That...that does not relate to the bill in question.

32. Further amendments, Mr. Secretary.

33. SECRETARY:

1. No further amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. 3rd reading. Senator Coffey informs the Chair that

4. he's ready to go on 2379. Is there leave to go to that

5. Order? House Bill 2379. Senator Coffey moves...move the

6. bill from the Order...it remained on the Order of 2nd reading.

7. Senator Coffey.

8. SECRETARY:

9. Amendment No. 27...28 rather, offered by Senator Regner.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Regner is recognized.

12. SENATOR REGNER:

13. Yes, Mr. President and members of the Senate. Many

14. of these amendments have been referred to as chicken amend-

15. ments by Senator Carroll. This is a drumstick. It's three

16. hundred thousand dollars for a road parallel to Bicener

17. Road in Elk Grove Township. I move its adoption.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there discussion? All in favor say...Senator Carroll.

20. SENATOR CARROLL:

21. Just very briefly instead of Senator Coffey saying it,

22. I understand DOT does not support this amendment. They don't

23. like drumsticks.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? All in favor say Aye. What's wrong?

26. The Chair is moving pretty quickly even for the Secretary, I

27. think. On 2379, it's Amendment No. 28. A motion to adopt.

28. All in favor say Aye. Opposed Nay. The Ayes have it. The

29. amendment is adopted. Are there further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 3rd reading. For what purpose Senator Carroll arise?

1. SENATOR CARROLL:

2. To ask leave of the Body and I think this meets with
3. consent from the other side of the aisle to, at some point,
4. later in the day come back to 2347 to then bring it back
5. for purposes of amendment. There's still some drafting
6. going on and some coordination on both sides on 2347. Can
7. we have leave of the Body to go...come back to this Order
8. of business at a later time for that one bill, and one bill
9. only?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. There...there does remain one bill on the Order of
12. recall, 2347. I understand the amendment is not yet pre-
13. pared. Is there leave to return to the recall list when
14. the amendment is...is ready. Is there leave? Leave is
15. granted. Is there leave to...we have one bill left on
16. Consideration Postponed. I understand the amendment is
17. prepared. Is there leave to go to that Order of business
18. for the last bill? Leave is granted. House Bill 1212.
19. Senator Leonard asks leave of the Senate to return House
20. Bill 1212 to the Order of 2nd reading for the purpose of
21. an amendment...

22. SECRETARY:

23. Amendment No. 1 offered by Senator Leonard.

24. PRESIDING OFFICER:(SENATOR BRUCE)

25. Senator Leonard. Senator Leonard. Would you use
26. Senator Wooten's microphone?

27. SENATOR LEONARD:

28. Good. Thank you. This is an amendment to the tax
29. acceleration bill that effects Lake County. It has been
30. prepared by Senator Glass. It makes the people in Lake
31. County happy. It makes the people that initially dealt
32. with tax acceleration happy. I think it is the best of
33. both worlds and I ask that it be adopted.

MB1
3rd Reading
6-28-77

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further...Senator Leonard moves the adoption
3. of Amendment No. 1. Is there discussion? All in favor
4. say Aye. Opposed Nay. The Ayes have it. The amendment
5. is adopted. Further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Return to the Order of Consideration Postponed. For
10. what purpose Senator Collins rise?

11. SENATOR COLLINS:

12. Mr. President. I'd like leave of the Body to come back
13. to 1210. I'm in the process of preparing an amendment and
14. it's not ready yet.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there leave? Leave is granted. Go back to it when
17. the amendment is ready. We have two bills to come back to.
18. Are there further...are there further bills on the Order of
19. 2nd reading or on a Consideration Postponed that any sponsor wishes
20. to...to recall to the Order of 2nd reading. Then we will return
21. to the Order of House Bills, 3rd reading. Is there leave to
22. go to House Bills, 3rd reading? Leave is granted. May I
23. have the attention of the Body? This is the third time we will
24. have gone through House Bills, 3rd reading and this will be the
25. last time as far as the Chair knows at this time. So if you
26. have a bill on 3rd reading I would advise you that this is the
27. last opportunity you have to call it under our rules. This is
28. the last bill that House Bill...last day that House Bills can
29. pass the Senate. And this will be the last time through the
30. list. House Bill 1. Senator Egan. You wish the bill read?
31. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 1.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER:(SENATOR BRUCE)

4. Senator Egan.

5. SENATOR EGAN:

6. Could I have permission, Mr. President, and members

7. to have this considered along or have House Bill 1500

8. considered next?

9. PRESIDING OFFICER:(SENATOR BRUCE)

10. Is there leave to consider 1500 next? Leave is granted.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Egan on House Bill 1.

13. SENATOR EGAN:

14. Thank you, Mr. President and members of the Senate. This

15. is the second time that we will be able to deliberate on the

16. contents of House Bill 1, which now in addition to the

17. requirement of mandatory life sentencing upon the third

18. conviction for either of the offenses of treason, murder,

19. rape, armed robbery, arson or aggravated kidnapping. This

20. bill now contains the essence of Senate Bill 165, which you

21. know to be the restructuring of felonies in Illinois to

22. create a Class X felony with the following characteristics.

23. These felonies being aggravated kidnapping for ransom, rape,

24. armed robbery, aggravated arson, use of a weapon in the

25. commission of a felony and treason. And in addition, hard

26. narcotics transactions. Class X felonies would have a minimum

27. sentence which is determinate of six years to the natural life

28. of the convicted felon. The bill contains the provision that

29. a commission be established by the appointment of three public

30. members by the Governor, three judges who have sat in criminal

31. cases and are presently sitting in criminal matters from the

32. Circuit Court, three members to be appointed by the President

33. of the Senate, no more than two of which will be from the

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1. same party and three from the House with the same three and
2. two and one. Two from one party and one from the other. That
3. commission will report to the Governor by March 1st of 1979
4. on the effect of the determinate sentencing on its opinion
5. on the penal institutions in Illinois and whatever is necessary
6. to carry out a more fine and stable sentencing method. With-
7. out belaboring the subject matter I will answer questions but
8. I think that the information that has been disseminated between
9. this bill and Senate Bill 165 adequately informs the Body. I
10. ask for your favorable consideration.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there discussion? The question is, shall the Senate
13. adopt House Bill No. 1? Shall House Bill 1 pass? Those
14. in favor vote Aye. Those opposed vote Nay. The voting is
15. open. Have all voted who wish? Have all voted who wish?
16. Take the record. On that question, the Ayes are 47, the
17. Nays are 1. 10 Voting Present. House Bill 1 having re-
18. ceived the constitutional majority is declared passed.
19. House Bill 1500. Read the bill, Mr. Secretary.

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(The following typed previously)

HB 1500
3rd reading
6-28-77

1. SECRETARY:

2. House Bill 1500.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR BRUCE)

6. Senator Egan.

7. SENATOR EGAN:

8. Thank you, Mr. President and members of the Senate. House
9. Bill 1500 is in the condition, in which the bill first came
10. to the Senate. And I understand that there is comment to be made
11. on the bill and upon the completion of that comment, I would, at
12. that time, seek the approval of the Chair to be recognized once
13. more.

14. PRESIDING OFFICER (SENATOR BRUCE)

15. Is there discussion? Senator Bowers. Senator Bowers,
16. excuse me. UPI has asked leave of the Senate to take some
17. pictures. Is there leave? Leave is granted. Senator
18. Bowers.

19. SENATOR BOWERS:

20. Do I have time to straighten my tie, Mr. President?
21. Thank you, Mr. President. Well, I arise in violent opp-
22. osition to House Bill 1500 and I do think if you get
23. by the press accounts of 1500 and read the bill, you're
24. going to find that it's full of time bombs and I'd just like
25. to tell you about a couple of them. In the first place,
26. let's talk about parolees. It does away with the power of
27. any board or commission to violate a parolee if he commits
28. a violation of his parole. I don't know why we continue
29. parole at all, if a man cannot be sent back to the peni-
30. tentiary for violation of that parole. Secondly, it
31. will, in my opinion, decimate every probabition depart-
32. ment in the State of Illinois because the bill man-
33. dates, mandates, in every felony case, a pre... in every

1. felony conviction, a presentence report. In addition to
2. that, it mandates in every misdemeanor case where the
3. sentence is over ninety days, a presentence report.
4. There is no way in the world that any probation de-
5. partment in the State of Illinois can...can fill that
6. mandate, as far as I'm concerned. I find no provision
7. anywhere for that to be waived. In my opinion, and in
8. the opinion of the State's Attorneys' Association of the
9. State of Illinois, and incidently, I, also, now find that
10. the State's Attorneys' Association of the State of Illinois
11. as a collective body, was never consulted about House
12. Bill 1500. And I think that's just astounding that the
13. people who have to administer and prosecute under this parti-
14. cular bill would not be, at least, consulted. I under-
15. stand there may have been a State's Attorney or two that
16. was consulted, but the Association as a collective body
17. was not. In addition, I'm informed and on information
18. and I'm not certain of this point. The Circuit Judges
19. Association, as an association was not consulted. But,
20. in my opinion, and in the opinion of the State's Attorneys'
21. Association, it would destroy plea bargaining in the State
22. of Illinois and I don't care what you think of plea bargain-
23. ing, I admit: that it doesn't...it doesn't fit the textbook
24. or the textbook description of...of an ideal
25. criminal justice system, but it's necessary and mandatory
26. if we're going to administer the criminal justice system
27. in the State of Illinois. And now, for the real bomb,
28. it also provides for a sentencing commission that will go
29. into the institutions and set a release date for every man
30. in those institutions. I would point out to you that's
31. Richard Speck, Paul Krump, William Ahrens, William Wither-
32. spoon and John Stamps. And Senator Buzbee, I would just
33. like to ask you how the people in Chester are going to re-

1. act when John Stamps gets his release date. I can't believe
2. that they're going to...I think you have another one down
3. there by the name of Rogers. Go back in 1970, after a
4. couple of rapes, right after he got out of the institu-
5. tion, killed his wife and his girlfriend. And, I don't
6. know how the people of Carbondale are going to react when
7. Rogers gets his release date. And I'll tell you there
8. are an awful lot of others in those institutions that
9. should not be released. And I can also say that maybe
10. they should be released some day, but nobody less than
11. God himself, should decide in 1977 when they should...when
12. it should happen, and that's what this commission is
13. mandated to do. In addition to that, I think, it's uncon-
14. stitutional. It's obviously a diminution of sentence and
15. the only person in the State of Illinois under the Constitution
16. has that power is the Governor. There are many other objections
17. I have to this bill. It's poorly drafted. I could point
18. out numerous areas where there are draftsmanship areas...
19. areas of serious consequence, but I see my time is up and
20. thank you, Mr. President.

21. PRESIDING OFFICER (SENATOR BRUCE)

22. Is there further discussion? Senator Netsch.

23. SENATOR NETSCH:

24. Thank you, Mr. President. Perhaps, somewhat to my
25. surprise, I rise in support of House Bill 1500. I think
26. the real time bombs, Senator Bowers, are in House Bill 1,
27. which you've just passed, and I think they are going to
28. explode in our face one of these days if that bill passes,
29. as I assume it will, and if it's signed by the Governor,
30. as I assume it will, will be. But, I think it...it does
31. not, in any way reflect a well thought out, well put
32. together attempt to address the entire problem of sentenc-
33. ing and internal prison discipline and internal prison

1. precedures. There ...the fifteen hundred...House Bill 1500
2. represents two years of work on the part of a House
3. Committee, which had numerous hearings and before whom,
4. in my opinion and in my belief, appeared everyone who
5. knew something and had an interest in presenting some-
6. thing about the problem of sentencing in the State of
7. Illinois. I, personally, still have some reservations
8. about what is considered to be it's basic tenet, which
9. is determinant sentencing. But I have a great many
10. more reservations about what I find in House Bill 1, as
11. it has now been amended. This bill represents...
12. not probably, it represents the only bill, which attempts
13. to address, not just the problem of increasing penalties
14. for those who have committed serious crimes and, indeed,
15. it does do that, but it also attempts to address the
16. problem of what happens with the prisoners once they go
17. into the prison system. How do you maintain discipline,
18. how do you give them some sense of...of looking and that,
19. which is going to make them both behave in prison and feel
20. that there has been, maybe, enough fairness, that they
21. might come out, somewhat, less embittered than when they
22. go in. This bill, at least, addresses those problems.
23. No other bill does that, at all. I think one thing that
24. ought to be all clear, also, is that this bill is tough.
25. It may be even somewhat tougher than I think makes a great
26. deal of sense. Since, I think, all of us on our Judiciary
27. Committee and on the House Judiciary Committee would ack-
28. nowledge that one thing, that no one before us has ever
29. said, really, is that toughening the sentences will
30. actually deter the crime. It will lock people up for
31. a while longer. That it certainly will do, but it will
32. not stop the crimes from being committed, as long as
33. most of those who commit crimes are not even apprehended

1. SENATOR GRAHAM:

2. Mr. President and members of the Senate. Having had
3. some experience in the joints, as they say, with some of the
4. inmates, the big, big thing wrong among many others with
5. this bill, Ladies and Gentlemen, and believe me, is the
6. commission. If you can think of anything that can bring
7. more disaster within the prisons than this commission
8. going in and setting a time release for those prisoners,
9. I can't think of it. Talk about a time bomb, you won't
10. need a time bomb. They'll create their own when they
11. start this stuff. I want to tell you something, in
12. addition to the one in Chester, Richard Speck happens to
13. be down there, too, and so does Bill Herrons and a few
14. others. Now, Ladies and Gentlemen, there is no way we
15. can create a commission of people that are smart only unto
16. God that can go in and establish a precedence for...for
17. releasing prisoners. If we're going to do this, let's get
18. rid of the courts, let's get rid of the judiciary, let's
19. get rid of the lawyers and let's turn this over to the
20. do-gooders. That's what we're trying to do. This is a
21. bad bill and the incorporation of this commission in it
22. makes it absolutely intolerable and if the people outside
23. knew we were even considering voting on this thing, they
24. might start their own lynching party and that would be another
25. bomb.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Wooten.

28. SENATOR WOOTEN:

29. Mr. President. I have long respected Senator Netsch
30. as one of the finest legal minds in this State and in the brief
31. span of this Session, I have developed great respect for
32. Senator Bowers' legal abilities. In the face of these
33. legal confusions and the way these bills have been amended
34. up and down, I...I can only vote Present on this one as I did

1. on the last bill. I simply have an idle inquiry. In all the
2. shuffling around, where do the Governor's P.R. gimmick wind up,
3. Class X, which one is that in? Can someone tell me that?
4. That's in one. Thank you very much.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Washington.

7. SENATOR WASHINGTON:

8. Mr. President, I'll be brief because Senator Wooten
9. stated my case. I did not support Senate Bill 165 and
10. I didn't support House Bill 1 for the reasons given by
11. Senator Netsch. They were hastily drawn. I don't think
12. they were well thought out and the only thing good
13. about those two bills was that it incorporated a study
14. commission. I can't support House Bill 1500 even though
15. I had some small role to play in the research that went into
16. this bill and I agree with Senator Netsch here that it
17. at least, has given...has a lot of forethought in it
18. and research touching upon practically every major facet
19. of the criminal justice system in this State. But notwithstanding
20. that work, I think it falls very short of the mark. I think
21. what has really happened in the House and in the Senate
22. this Session is that we have fallen prey to emotion. We've
23. forgotten that our fundamental responsibility is to think
24. very clearly and concisely in the area of criminal justice.
25. I don't think we've done it and I think we should face up to
26. the fact and admit it. I think it's the only thing we should
27. pass out of this House is the commission which was in House
28. Bill 1. I think if we do that and get about the business
29. of really studying this problem, studying the problem,
30. reviewing the whole concept of rehabilitation, reviewing
31. the whole business of recidivism, which I understand is
32. based on false statistics and come back in a year and
33. then go back to work, I think will probably do the job.
34. None of these three bills fit the mark and the confusion on

1. this Floor between two of the best criminal justice minds
2. in the country, Senator Bowers, Senator Netsch simply
3. prove, as Senator Wooten said, the point. I shall vote
4. Present also.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further discussion? Senator D'Arco.

7. SENATOR D'ARCO:

8. Thank you, Mr. President. I rise in opposition to
9. this bill. One of the points that hasn't been brought
10. forth and I think should be stated is that there is a
11. day for day good time provision in this bill so that
12. for every day served, the prisoner is entitled to one day
13. reduced on his sentence for good behavior. But that
14. is an automatic stipulation and only if they choose to
15. take away good time they can't do it without a prior
16. hearing which must meet the requirements of due process.
17. That gives the prisoner the opportunity to appeal a
18. decision to the Federal district court if, in fact, they
19. choose to take away his good time for disciplinary purposes.
20. Fifteen hundred prisoners will be appealing these good
21. time provisions every month. It's too extensive. It's
22. too inclusive. There's no way to administer that
23. properly and we shouldn't pass this bill. Thank you.

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27. The following typed previously.

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1. PRESIDING OFFICER (SENATOR BRUCE)

2. Is there further discussion? Senator Egan may close.

3. SENATOR EGAN:

4. Thank you, Mr. President, members. When I accepted
5. the sponsorship in the Senate of House Bill 1500, I did
6. so, sincerely and with the intention that we would carefully
7. examine the bill, and as I thought then, it would be
8. acceptable and we would pass it from the Senate. For
9. several reasons, I have changed my mind. Thanks to the
10. hard work that Senator Bowers has done with the bill and our
11. negotiations on the total criminal package that we hope to
12. pass. And due to the efforts by staff and, in addition
13. to all of that, I have a letter from Professor Haddad at
14. Northwestern University School of Law, whom you know is
15. well acquainted with the Criminal Code in Illinois. For
16. several reasons he takes a pretty hard look at House Bill
17. 1500. Aside from the technical errors, the parole term
18. in the bill is described by the Professor as deceptive
19. in the extreme. The extended term provisions, he comments
20. for lack of such facilities extended terms in theory,
21. possible since January 1st of 1973, have almost never
22. been imposed. He comments about the transmittal of
23. sentencing data, as extra unnecessary work for over-
24. burdened court reporters. Within the bill, there is
25. a mandate that we must pay prisoners for time, good
26. time credit. He comments that, has an appropriation
27. bill been introduced? Is this more important than a
28. cost of living increase for a Public Aid recipients
29. or more important than a fair increase for a public
30. employees? That's a good question. Pre-sentence
31. studies, he comments, are almost totally unnecessary
32. because they don't say what they should. And then last,
33. but not least, he points out that Senate Bill 1500 is

1. retroactive. Well, let's think about that. And that's
2. precisely what I think we should do. And so, Mr. President,
3. I'm going to re-refer the bill back to the Committee on
4. Judiciary II.

5. PRESIDING OFFICER (SENATOR BRUCE)

6. The motion is to recommit House Bill 1500 to the
7. Senate Committee on the Judiciary II. Is there discussion
8. of the motion to recommit? Senator Netsch.

9. SENATOR NETSCH:

10. Yes, obviously, since he is the indicated sponsor
11. at the present time, Senator Egan can and will do this.
12. I would like to say only that I think in all fairness to
13. the House sponsor and not just the individual sponsor,
14. but if you recall this was sponsored by the House
15. Judiciary Committee and in fairness to the person who
16. was still shown as the principle Senate sponsor that it
17. is not an appropriate action and I for one, wish to be
18. recorded as voting No.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Washington.

21. SENATOR WASHINGTON:

22. Mr. President, I'll have to echo Senator Netsch's
23. remarks, even though I don't agree with this product of the
24. House Judiciary II Committee, I must state that I've never
25. seen a body of men and women work harder on a product
26. than this one. I think we, as their colleagues, in
27. the Senate, owe it to them, owe it to them, at least, to
28. get a chance to get their bill out in the best shape it can
29. be, or rather owe it them to cast a vote on it. You just
30. can't imagine how much work was put into this bill by
31. such people as Representative Getty, Katz, Mann, et cetera
32. and so forth. If you had the slightest idea, I don't think
33. you would haphazardly vote to recommit this bill. I urge

1. you to defeat this motion to recommit and vote on the
2. merits of House Bill 1500.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Lane.

5. SENATOR LANE:

6. I'd like to request a roll call.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. I'm sure we're going to have a roll call on the motion
9. to recommit. Is there further disucssion on the motion to
10. recommit? The question is shall House Bill 1500 be recommitted
11. to committee? Those in favor vote Aye. Those opposed vote
12. Nay. The voting is open. Have all voted who wish?
13. Have all voted who wish? Take the record. On that
14. question the Ayes are 43, the Nays are 15, the motion to
15. recommit House Bill 1500 prevails. ...purpose does Senator
16. Wooten arise?

17. SENATOR WOOTEN:

18. Just on a point of personal privilege. It's a pity
19. that some honest neighbor couldn't do the same for House Bill 1.

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The following typed previously.

HB 14
3rd Reading
6/28/77

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. House Bill 14, Senator Bowers. Read the bill, Mr.
3. Secretary.
4. SECRETARY:
5. House...House Bill 14.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Bowers.
10. SENATOR BOWERS:
11. Well, thank you, Mr. President. House Bill 14 sets...
12. is...is attempting to set up a bipartisan joint committee
13. on administrative rules. Now, I'm sure we're all aware of
14. the fact that under...in today's society, administrative
15. rules are, in fact, law and as a matter of fact, the great
16. body of our law is administrative rules. We have no
17. ...no control over that in the Legislature so the attempt
18. here is to create a bar...a bipartisan committee that is to
19. say it's an eight and eight as...as between parties also
20. eight and eight as between houses, to oversee these rules.
21. Now, it is an advisory committee only and that's where the
22. big hangup has been, as I understand it, in the past.
23. It's an advisory committee only. It's my understanding
24. that the Governor has agreed that he will sign this bill
25. if it's passed. I know of no opposition. I would just
26. state before sitting down Mr...Mr. President, that there
27. is an extensive...there is an extensive amendment on the
28. bill and if there are any questions, I would like to
29. defer to my cosponsor and lawyer, Senator Rock.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Further discussion? Senator Rock.
32. SENATOR ROCK:
33. Thank you, Mr. President and Ladies and Gentlemen of
34. the Senate. I rise in support of House Bill 14. This bill

1. was substantially amended in the Executive Committee.
2. Representative Yourell sent over three bills, 14, 15
3. and 16 and 15 and 16 were amended into 14 and I think the
4. bill will accomplish, does accomplish the purposes it
5. purports to do, namely to have viable legislative review of
6. administrative rules. We provide among other things, for the
7. publication of what's...what will be called the Illinois
8. Register. As you know now, there is...there is virtually
9. no uniform publication of the rules and regulations
10. of the boards and commissions of this State. This will
11. provide that effective January 1, 1978, every agency of
12. the State Government has to send to the Secretary, copies
13. of their rules and regulations then...then in force within
14. ...within sixty days of that date. I think once we get all
15. these rules compiled and once the joint committee is
16. structured and begins its overview of these rules and
17. regulations, the people of Illinois will be better served.
18. I urge an affirmative vote.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? Senator Bloom.

21. SENATOR BLOOM:

22. Does that include Public Aid, Senator Rock? 'Cause
23. I understand they change their rules about every other
24. day. Is does include them?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Indicates that it does include the Department of
27. Public Aid. Further discussion? The question is shall
28. House Bill 14 pass. Those in favor vote Aye. Those opposed
29. vote Nay. The voting is open. Have all voted who wish? Have
30. all voted who wish? Take the record. On that question the
31. Ayes are 55, the Nays are none, none Voting Present.
32. House Bill 14 having received a constitutional majority is
33. declared passed. House Bill 17, Senator Knuppel. Read the bill, Mr.
34. Secretary.

35. SECRETARY:

House Bill 17.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Knuppel.

5. SENATOR KNUPPEL:

6. Mr. President and members of the Body. House Bill 17 is
7. designed to amend the Obscenity Law of the State of Illinois.
8. As you well know, there was a decision handed down approximately
9. a week or two ago holding that law constitutional by a five to four
10. decision. The dissenting opinion and generally considered the strong-
11. er opinion was written by Justice Stevens of our State who is now
12. of our...who is now serving on the United States Supreme Court.
13. And in his dissenting opinion, he pointed out that the Illinois law
14. has never been amended to meet the specificity requirements laid
15. down in the case of Miller versus California. I think that the amendment
16. that's offered here does meet the standards laid down in the
17. court case of Miller versus California and meets the objections
18. of the dissenting opinion making the obscenity laws of the State of
19. Illinois a great deal stronger than it presently is in light
20. of the Supreme Court decisions on this subject. This is good
21. legislation. It will define where we are so that convictions
22. will be upheld and so that the people who are enforcing the law
23. have some semblance of knowledge of what they're supposed to enforce.
24. I would appreciate a favorable roll call.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there discussion? The question is shall House Bill 17
27. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
28. is open. Have all voted who wish? Have all voted who wish? Take
29. the record. On that question the Ayes are 53, the Nays are
30. 1, 1 Voting Present. House Bill 17 having received a constitutional
31. majority is declared passed. House Bill 41, Senator Chew. For
32. what purpose does Senator Philip arise?

33. SENATOR PHILIP:

1. Point of personal privilege, Mr. President.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. State your point.

4. SENATOR PHILIP:

5. Yes, seated in the President's gallery is a lovely and
6. charming wife and daughter of Senator Hall, Jeanette and
7. Heather. I wish they would be...please stand and be recognized
8. by the Senate.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Will they please stand and be recognized. Harber Hall.
11. House Bill 41, Senator Chew. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 41.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. May we have some order, Gentlemen? Senator Chew.

18. SENATOR CHEW:

19. Thank you, Mr. President and colleagues. House
20. Bill 41 as announced, is the policy numbers game bill.
21. I don't think it's necessary to go into all the background as
22. to what policy is or has been or the research that's been
23. done on policy and the study commission that was formed here
24. in this Legislature. Many cities that it visited to get
25. data. Mr. President, can I have some order, please.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Chew, we will try. Will the Senate please
28. be in order. Senator Chew.

29. SENATOR CHEW:

30. And the conclusion of the study commission that was
31. formed in the Legislature was one that policy, in fact,
32. does exist in the State of Illinois as in many other
33. states where you have a large segment of virtually poor

1. people and it has been called the stock market for blacks.
2. I was raised on the southside of Chicago. One time I lived
3. over what is known as the policy station, that's where the
4. street collectors turn in their rewards. Can safely say
5. here that I have never played policies. As a matter of
6. fact, I have never participated in any kind of gambling.
7. I've never gone to a racetrack. I don't know how to play
8. poker. Gambling has never been a part of my heritage.
9. However, simply because I don't participate in it, I should
10. not have any views as whether it's good or bad, that is not
11. the question today. We found in the study, Mr. President, that
12. policy is existing and no agency of government has regulated
13. it, controlled it or collected its share of taxes. We have
14. an awful lot of money that should be going to governments
15. that's going back into the pockets of those that are
16. participants, owners and et cetera. It isn't a question as
17. to whether I condone it. The question is the State of Illinois
18. at this time and in the near future is in need of revenue.
19. Our estimation is that there will be some ten million dollars
20. coming to the governments in the form of taxes. And I
21. know ten million dollars would be welcome anywhere because
22. of the financial conditions that we are in all over this State.
23. Governor of this State planned no tax increase under his
24. first administration. I agreed with the Governor, still agree
25. with him. He proposed a gasoline tax, backed off of it because
26. the people didn't want it. I can agree with that. There have
27. been other statements made pertaining to what could be proposed
28. without being a regular tax increase. I agree with that.
29. But I also agree that insomuch as the best minds in law
30. enforcement have not been able to stamp out policy
31. that, in fact, it does exist, we ought to get some revenue
32. from its operations. We ought to regulate the game, we ought
33. to build in all the safeguards that's humanly possible to make

1. it legal. I feel that if policy becomes legal in the State
2. of Illinois, that it will create a great number of jobs for
3. those now that are presently unemployed or are employed
4. illegally. We had the best minds of the Chicago Police
5. Department, Mr. President, to testify before this commission
6. and they stated, policy does exist. There have been
7. several arrests, nobody has gone to prison. So we know
8. it's here. Now, my best tax increase for the State of Illinois
9. would be in this form. It's a voluntary action. No one is
10. forced to play it. Ten years ago if you said, lottery;
11. the puritans in this country would have all gotten naked,
12. said it was a sin. Now, we have it. I supported it.
13. I supported bingo. I'll support anything that we can regulate
14. that will bring in revenue for the State of Illinois which would
15. in fact, prohibit any general tax increase. The racetracks
16. are run by individuals, stock owners and et cetera. The
17. State doesn't run it. There was an amendment put on the
18. bill in Executive Committee. We looked at it and decided we
19. didn't want it. I had a conference with the Governor. He asked,
20. "could the bill be passed without the amendment?" I happen
21. to think it can. I told him I thought I could get it passed.
22. Said to me he would not commit himself as to what his actions
23. would be but it is up to me as a legislator with the help of
24. all of you...put it on his desk. Again, I want to emphasize,
25. I think Governor Thompson is fair. I think he's qualified.
26. I think his administration up to this point has been
27. adequate. I think his attitude towards legislation is
28. yet in the infant stage and there are many things he has to
29. learn just as we all do. We fit in this boat together.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Chew, your time has expired.

32. SENATOR CHEW:

33. I'll wind it up, Mr. President.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Thank you.

3. SENATOR CHEW:

4. With the aid of my colleagues on Monday I was able
5. to take that amendment off. And I might add, I attached
6. another amendment on yesterday...Mr. President, that does, in
7. fact, give the cities and or counties fifty percent of the
8. taxable revenue that policy will generate. I did that
9. because it does exist. The cities ought to have some of
10. the revenue. The State ought to have some of the revenue.
11. It's not earmarked. It can be spent as the chief executives
12. of the various municipalities, State of Illinois, see fit to
13. spend it. All I'm concerned about is creating jobs,
14. to make a game legal and to create revenue for the State
15. of Illinois. I may not be able to ask all of the questions
16. that you have in mind, but since I'm familiar with the
17. policy, I think I can give you satisfactory answer
18. and I would appreciate a favorable roll call.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? Senator Rock.

21. SENATOR ROCK:

22. Question of the sponsor if he will yield.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Indicates that he will yield. Senator Rock.

25. SENATOR ROCK:

26. Thank you, Mr. President, Ladies and Gentlemen of the
27. Senate. Senator Chew, I see at page 6, that we, by virtue
28. of this, we are imposing a tax at the rate of ten percent
29. of the gross receipts. Do you have any idea how much
30. revenue will be generated to the State and to the local
31. governments?

32. SENATOR CHEW:

33. Our study showed, Senator Rock, that in the infancy of

1. the policy numbers games in operation, will yield at least
2. ten million dollars annually to the government.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Rock.

5. SENATOR ROCK:

6. And under the amendment which you added yesterday,
7. fifty percent of that amount would be returned to the local
8. communities wherein the activity took place. Is that
9. correct?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Chew. Senator Chew.

12. SENATOR CHEW:

13. Yes, Sir. Senator Rock, if policy is played and revenue
14. is generated in Robbin, Illinois, East St. Louis, Springfield,
15. Decatur, Champaign, you name it, wherever it is generated,
16. that municipality will be entitled to fifty percent
17. of that generated revenue. Yes, Sir.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Glass.

20. SENATOR GLASS:

21. Thank you, Mr. President and Ladies and Gentlemen
22. of the Senate. I rise in opposition to House Bill 41
23. for several reasons. In view of the comments just made and
24. maybe Senator Chew can...can respond to this later in his
25. closing remarks, the local communities, as I understand it,
26. will get half the revenue and the State will half of the
27. ten percent. I don't...I don't know if there's anything in
28. the bill that requires the local communities to provide
29. any service. The State will regulate this policy but
30. it seems to me the...the money going to the local
31. communities is going to them without any particular
32. performance on their part of any...any useful service.
33. Just an observation. I oppose the bill because I think it's

1. an extension of gambling that we don't need. It may seem
2. farfetched to the members to...to compare Illinois
3. and Nevada but where...where legalized gambling and
4. prostitution, legalized prostitution are...are in effect
5. and flourish. But here within the last few years, we have
6. extended gambling in Illinois to include bingo, lotteries,
7. jar games and chances and now policy and I don't think it's
8. going to be very long before there will be future extensions
9. of this type of activity in our State and I object to it
10. and I hope a majority of the membership would agree and
11. in closing, I would also observe that this is simply, as far
12. as the State and local governments are concerned, another
13. revenue rate...raising measure that hits hardest on low
14. income people.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Soper.

17. SENATOR SOPER:

18. Thank you, Mr. President. I rise to oppose this bill
19. because an amendment that was offered, committee amendment
20. was rejected and the reason it was rejected is because
21. of the fact that this would have put the administration
22. of this game if it would pass, in the place where it should
23. be, the Department of Revenue where bingo is regulated,
24. where the lottery is regulated, where all the
25. receipts would be accounted for. It wouldn't be a private
26. entrepreneur deal where you get reports on what was taken in
27. from some...from someplace that had a fifty dollar license.
28. It would be just about the same as a messenger service
29. that we just voted out and declared illegal. I think this
30. would cause a lot of trouble now if the Senator wanted to
31. put it under the...under the management of the Department
32. of Revenue, then we could regulate this but under this, it's
33. unwieldy and it couldn't be regulated.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Smith.

3. SENATOR SMITH:

4. I'm going to be very, very brief, Mr. President and
5. I'll tell you why. My wife is on her way here and should she
6. have been here as of this moment, I would have not been on
7. the Floor to say whatever I am going to say. I recall when
8. the question of bingo was raised by one Mr...what is his
9. name, Farrow or...Farley. The bill was brought up on
10. Saturday and he said he was going to postpone it till Sunday.
11. I had promised him I would vote for the bill should he
12. succeed in getting twenty-nine others to vote. He got
13. twenty-eight and he said he was going to postpone it till the
14. next day which was Sunday and I told him, being as I am,
15. and not believing that you can make a space of time holy,
16. yet I had been brought up a certain way and I would not vote
17. for it on that day. Monday was a holiday, could not vote.
18. Tuesday, they brought the bill up, he succeeded in
19. getting twenty-nine votes and I furnished the thirtieth
20. vote. If my friend gets as many as one vote, himself, and
21. he'll get many more than that, make no bones about it, I
22. propose to vote for this particular bill unless that
23. wife of mine steps in the door before I sit down or before
24. vote is taken. Now, my friend, the Minority Leader, made
25. a comparison there which I don't think holds. My good
26. friend from Cicero makes another comparison and makes
27. mention of the illegality of the off track betting
28. that was rather peculiar situation that existed there.
29. However, you have got me...in fact, all life is a gamble.
30. I leave here of nights, I walk over to the hotel. I'm
31. taking a chance. I'm gambling on the opportunity...chance
32. to get home. This bill here should be more...no more offensive
33. to his plight than was the bill that was passed here
establishing the right to play bingo and I think bingo goes

1. far, farther, than does the bill that my friend is sponsoring
2. here, made it possible for the taking of chances or...you
3. won't say it, I'll say it, gambling in the churches on the
4. southside and the eastside and the northside and the rest
5. of the city. This is a game that's peculiar to members
6. of a particular ethnic group. I'm not surprised then,
7. that there would be opposition. I've been here since the
8. old days when anything that was suggested for the benefit
9. of a particular ethnic group, it was decried. It was vilified.
10. It was defeated and in certain instances, we persisted and did
11. get some two or three pieces of legislation on the books.
12. I remember when I was fighting for the Minimum Wage Act.
13. I was considered an outcast, evil mind, evil intent and
14. such as that, we persisted until today you have the
15. Minimum Wage Act at some two or three on that side hated me...
16. and most of the votes came from members on this side of the
17. aisle. Then we were trying for the FEPC Act. I could get
18. one vote on the other side of the aisle. Some five or six
19. on this side, but we persisted and I just wish that you
20. would take the Calendar today and look how many bills
21. there are on the Calendar and the Calendar is almost
22. decimated by now, but there are yet many, many bills on
23. there pertaining to the FEPC where this member, that member,
24. members from that side and the other side and our side.
25. They are making a use of the FEPC Act today. As of this
26. afternoon, I will advance their appropriation bill, I hope
27. I'll get that chance and tomorrow seek to pass it. But this
28. legislation is not legislation to be laughed at. I don't
29. know just what the amount is that's sought in the appropriation.
30. It can be justified, has been justified and I hope and pray
31. that my friend will go away from here this evening and the
32. rest of us...all of us, satisfied at the fact that you will have
33. supplied the thirty votes, the sufficient number to pass

1. House Bill 41.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Nimrod.

4. SENATOR NIMROD:

5. Mr. President and Ladies and Gentlemen of the Senate.

6. The fact that this bill is back in a position where...it does
7. not conform to a normal State operation and I'm a little
8. disturbed at the attitude and the concern of taking this
9. money and supplying half of it to...or half the income
10. from the State back to a local community...this really is...
11. really put on there for the purpose of probably enticing
12. the people to support it. The concept of this gambling is
13. bad to start with. I cannot support this particular bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Harber Hall.

16. SENATOR HARBER HALL:

17. Very briefly, Mr. President, I rise also to oppose
18. this bill, principally because for the reasons as Senator
19. Glass stated, I oppose the State adopting gambling policies
20. in order to raise revenue. I recall four years ago when
21. the leadership of the Senate formed a committee
22. to study the lottery. The committee studied all the lotteries
23. in the other states, what the results were, what the returns
24. were, what the costs were, what the bad effects of it were.
25. And although the majority of the committee favored the lottery
26. and they so reported, the minority did report that...the State
27. part of the minority report stated that the State would
28. eventually would have to sell by all sorts of cheap advertising
29. in order to continue to keep the revenue up. They would have to resort
30. to gimmicks so-called instant lottery tricks, and then
31. it seems to me that that's out of concept and out of the
32. realm of authority that the people really want to give to their
33. government to get into that sort of promotional type
34. advertising in order to raise money through gambling.

1. And I think it's coincidental today as I pick up a newspaper
2. I see where someone who has won a three hundred thousand
3. dollar lottery in Illinois is in California
4. dead broke. We...there's no free lunch, the winners have
5. fun, they enjoy it and it's great and it makes the
6. headlines and the newspapers have something to put on the
7. front page everyday, here's your lottery sequences for today
8. and everybody buys...maybe people buy more newspapers because
9. they're going to see what numbers and if they hit it
10. lucky, but I think again, that that's not something that
11. the government ought to partake of and it wouldn't be because
12. of a certain ethnic race it wouldn't be because it's State
13. run instead of privately run. It wouldn't be any of these
14. reasons that I would oppose this bill but simply because
15. I will not favor government into the gambling business.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Washington. Further discussion?

18. The question is shall House Bill...Senator Chew, do you wish
19. to close? Senator Chew.

20. SENATOR CHEW:

21. Yes, Mr. President. I'd like to clear up some
22. statements made for the edification of accuracy. I believe
23. ...one speaker said that a lottery was controlled by the
24. Department of Revenue and bingo...regulated rather.
25. I want the Department of Revenue to regulate policy. I'm not
26. opposed to that. I indicated to the Governor...I also
27. indicated to the Director that we want you to regulate the
28. business. Let's talk about the racetracks. The State doesn't
29. run the racetracks. They're other businesses that's going on
30. in the State that's regulated but not operated. All I ask out
31. of this is to create some jobs that are legitimate to give
32. the cities and or counties some added revenue. I am not trying
33. to entice anybody into voting for the bill simply to have the
34. monies divided that will be taxed, no, nothing could be further

1. from accuracy. I'm merely saying that the governments
2. need the revenue and as long as the monies are being
3. generated, it seems to me that we, in government,
4. should have our share. The United States is so structured
5. where we have three branches of government. We here enact
6. legislation. The Governor there signs or vetoes and the
7. courts make a decision as to whether a signed bill is
8. constitutional. My eleven years in this Legislature, I have
9. tried to help each and every person who has come to me
10. with their projects, whether I knew anything about them or
11. not. I helped them because they asked. And if it were to do
12. them any good back home, who am I to determine whether
13. the good is there when other good is not there when we have
14. three branches of government. You don't know much about the
15. policy games number. I do. When you vote for this bill,
16. please let me feel that you're voting for the integrity
17. that I've tried to display with my colleagues. And this time,
18. Ladies and Gentlemen, it is Charlie Chew asking you for a
19. vote. I need your help. I need jobs for my people. I need
20. my people to be regulated. I no longer want to see my
21. people engaged in illegal business. I have had my problems in
22. life, Mr. President and you have had yours. Our problems
23. are similar. We've all had a fight to survive. Since we have
24. been compelled in a position to help, I ask your help. I
25. need your help. I'll take my chances, Mr. President, on
26. the Governor's signature. I don't know whether he will sign
27. this legislation or not. But I believe in myself and my own
28. capabilities and if I should fail, it's by my own consent
29. and I do not consent to fail and I ask for a favorable
30. roll call.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The question is shall House Bill 41 pass. Those
33. in favor vote Aye. Those opposed vote Nay. The voting is

1. open. Have all voted who wish? Have all voted who wish?
2. Take the record. On that question the Ayes are 24, the Nays
3. are 29. Sponsor asks further consideration of House Bill 41
4. be postponed. The bill will be placed on the Order of Postponed
5. Consideration. ...for what purpose does Senator Knuppel
6. arise?

7. SENATOR KNUPPPEL:

8. On a matter of personal privilege. Now, we've had
9. three bills since we started back through this
10. call and I don't mind a man explaining the bill and...and
11. I certainly appreciate Senator Chew and...and that this is
12. an important bill. But if we spend this much time
13. pleading our cause, you know, and attempting to emotionalize
14. other people into voting for them, we've been over these bills
15. several times, we won't even get the other bills out tonight.
16. I would...I would...admonish every member of this Body, please
17. explain the bill. We know what it is. I don't think
18. there's anybody here that's voting for or against the bill
19. on a...on a speech that either one or any of us can make.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. For what purpose does Senator Hynes arise?

22. SENATOR HYNES:

23. Just to concur completely in Senator Knuppel's
24. comments. We do have a great number of bills and lot of
25. other work to do today and today is the last day to move these
26. bills off the Calendar and I would ask the membership
27. to exercise restraint in their commentary. These bills
28. have been on the Calendar for a considerable period of time
29. and the members are familiar with them.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. I...I am informed by the Secretary, Mr. President, that we
32. have ninety bills remaining on 3rd reading and we have
33. eight hours before midnight so we'll have to pass out a
34. little more than eleven bills an hour, a little less than

1. five or six minutes a bill. The Illinois Information
2. Service has sought leave to shoot a roll of silent film.
3. Is there leave? Leave is granted. House Bill 44, Senator
4. Davidson. Read the bill, Mr. Secretary.

5. ACTING SECRETARY: (MR. FERNANDES)

6. House...House Bill 44.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Davidson.

11. SENATOR DAVIDSON:

12. Mr. President and members of the Senate. This bill
13. does exactly what it says on the Calendar. It is a...
14. with the amendment which we adopted earlier today, it will
15. give us some broadening effect to the senior citizens under
16. real estate tax and rental part. The amendments that
17. went on this morning will keep the cost of the benefits
18. increased within the amounts which would be decreased from
19. the filing time being reduced. I'd appreciate a favorable
20. roll call.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there further discussion? The question is shall
23. House Bill 44 pass. Those in favor vote Aye. Those
24. opposed vote Nay. The voting is open. Have all voted who
25. wish? Take the record. On that question the Ayes are
26. 49, the Nays are none, none Voting Present. House Bill
27. 44 having received a constitutional majority is declared passed.
28. House Bill 64, Senator Kosinski. Read the bill, Mr. Secretary.
29. Read the bill, Mr. Secretary.

30. ACTING SECRETARY: (MR. FERNANDES)

31. House Bill 64.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Kosinski.

3. SENATOR KOSINSKI:

4. Mr. President and members of the Senate.

5. I shall try to be brief because we have heard this bill
6. earlier during the day with others regarding the election
7. board. It repeals the present method for the Governor
8. to appoint members of the State Board of Election from
9. nominees selected by the leaders of the General Assembly.
10. First of all, it allows the...the Governor to choose two
11. members of his own party and it allows two members to be
12. chosen by the highly...highest next elected executive officer
13. which in our case, would be the Secretary of State.
14. It also allows for a fifth member to be chosen as a tie
15. breaker. That would be that the four members chosen by
16. both parties would choose an alternate member who then would
17. be put into either a bowl or a box, or whatever it may be,
18. to draw a name only if there is a tie existing between
19. the four members. This member must be an independent
20. member, independent of politics for four years. He is
21. ...whether he has voted in the last four years or not does
22. not fit into this category. Mr. President and members of the
23. Senate, I believe that this bill when we talk about independence
24. as a fifth member, would be the logical way to do it.
25. The unity of two parties, the two party system, I believe,
26. very strongly and I think this is the bill that we should
27. use regarding the election of members to the election board.
28. Mr. President, I seek a favorable roll call.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? Senator Philip.

31. SENATOR PHILIP:

32. I've got a question of the sponsor, Mr. President.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Indicates he will yield. Senator Philip.

2. SENATOR PHILIP:

3. Senator Kosinski, does this involve a lottery
4. process at all?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Kosinski.

7. SENATOR KOSINSKI:

8. Yes, after the...as I explained before, by
9. ...choose them...the members of the board, the four members
10. would choose an alternate delegate and only would that
11. lottery come about after there is a tie.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Philip.

14. SENATOR PHILIP:

15. Well, I might remind the distinguished Senator from
16. Cook County the Supreme Court has already ruled on the
17. lottery system and they have very clearly ruled it
18. unconstitutional and I'm just telling you, we're going
19. right back in the same bag again. They've already
20. ruled on that point and on that basis, I'm going to have to
21. oppose your bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Kosinski.

24. SENATOR KOSINSKI:

25. Senator Philip, this was only when they try to get rid
26. of a board member. This is not getting rid of a board
27. member by lottery. This is actually seeking a fifth member
28. from the Floor that were appointed by the board members.
29. So, your Supreme Court decision does not fit in this
30. manner.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion? The question is shall
33. House Bill 64 pass. Those in favor vote Aye. Those opposed

HB 106
3rd Reading
6-28-77

1. vote Nay. The voting is open. Have all voted who wish?
2. Have all voted who wish? Take the record. On that question
3. the Ayes are 43, the Nays are 12, 2 Voting Present. House
4. Bill 64 having received a constitutional majority is declared
5. passed. House Bill 106, Senator Vadalabene and Davidson.
6. Read the bill, Mr. Secretary.

7. ACTING SECRETARY: (MR. FERNANDES)

8. House Bill 106.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Vadalabene.

13. SENATOR VADALABENE:

14. Yes, thank you, Mr. President and members of the Senate.
15. House Bill 106 and 107 is probably two of the finest bills that
16. ever hit the General Assembly in this Session. And the
17. purpose of these two bills is to create with the Department
18. of Public Health an advisory committee for family practice
19. residency programs and to provide funding for establishing
20. family practice residency training sights in areas which will
21. impact upon designated physician shortage areas within the
22. State of Illinois. The second portion of the Act provides
23. for the establishment of a scholarship program which will be
24. made available to students who've agreed to practice in a
25. primary care specialty and to devote fifty percent of their
26. time to direct patient care. Both of these programs are
27. critical to the State of Illinois if we are to be able
28. to provide improved health services to those areas of our
29. State which are presently physician shortage areas or
30. medically undeserved...underserved areas. Evidence has
31. shown that physicians tend to locate in areas where they
32. have done their residency training program and thus, such as
33. this provides an opportunity for young physicians to

1. receive training in family practice residency programs
2. for which are located in areas which have direct impact
3. on locations in the State where health manpower shortage
4. exists. The result of this bill should be to increase the
5. total number of family practice physicians practicing in the
6. State. The second benefit to the State which this bill offers
7. will be through the improved health care available to
8. designated shortage areas while these physicians are in their
9. training programs. It will be another way of bringing
10. improved health care close to those persons in Illinois
11. who are presently without access to health care. The
12. scholarship program is absolute...necessary especially
13. in light of rising tuition costs and additional expenses
14. of attending medical school. At present, no similar program
15. exists in Illinois and therefore, our students who are
16. seeking financial aid generally, must go either to the Armed
17. Forces Scholarship or to the Public Health Service Scholarship
18. both of which will require the student to work off his or
19. her obligation at any site selected by the Federal Government.
20. The result being that many of our students leave the State
21. not only for residency training, but then for three to five
22. years to work off their scholarship obligations. And many
23. of these physicians who have been trained in Illinois schools
24. never return to the State of Illinois to practice.
25. And so the purpose of the scholarship program will be to assist
26. in offsetting this strain on our physician resources.
27. This is a State-wide program and is designed that it will benefit
28. not only rural areas, but innercity communities which are
29. presently without adequate health services. And Mr. President
30. and members of the Senate, I explained House Bill 106 and
31. 107 together and I would like to ask leave before you
32. ask for a favorable roll call...before I ask for a favorable
33. roll call, for these two bills to be considered at the same time

1. on this explanation.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Your explanation will apply to both bills, Senator...

4. SENATOR VADALABENE:

5. In closing I would...

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. ...with leave of the Senate. Is there leave? Leave
8. is granted.

9. SENATOR VADALABENE:

10. I just want to say in closing that the Illinois
11. State Medical Society strongly supports Senate Bill
12. ...House Bill 106 and 107.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there discussion? Senator Regner.

15. SENATOR REGNER:

16. Yes, Mr. President and members of the Senate. A couple
17. of weeks ago, we received a message from one of the wizards in
18. the Governor's office that the...was opposition to this
19. bill. Based upon that notification, the way it was given,
20. I would suggest this is probably very good legislation and
21. should pass.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Davidson.

24. SENATOR DAVIDSON:

25. Yes, Mr. President and members of the Senate.
26. Probably one of the few times in history while I'm in this
27. Senate that the State Med Society and I agree on one position
28. and I rise in support of this both bills...this is good legislation.
29. It would be an opportunity to put residencies in areas that
30. need them.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Berning, did you seek
33. recognition?

1. SENATOR BERNING:

2. Just a question. Are these scholarships to be
3. handled by the Department of Public Health or the
4. Scholarship Commission?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, I'll yield to Senator Davidson for that answer.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Davidson.

11. SENATOR DAVIDSON:

12. It would be handled through the Department of
13. Public Health cause these are grant programs to the hospitals
14. and the individual residencies which do the scholarship.
15. The Scholarship Commission does not have the expertise
16. to handle these.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Rhoads.

19. SENATOR RHOADS:

20. Question of the sponsor.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Indicates that he will yield. Senator Rhoads.

23. SENATOR RHOADS:

24. Senator Vadalabene, I was on both committees that
25. heard both of these bills, Public Health and Appropriations
26. II. I asked the question twice in both committees if there
27. was any estimate at all as to what this program might be
28. costing next year and I was...I never got an answer to that.
29. Do you know at this time what...what kind of guess you have
30. for the money that would be involved beginning in 1978?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Vadalabene.

33. SENATOR VADALABENE:

1. Yes, I would estimate that this program will cost
2. next year, approximately fifty percent of the cost now
3. which is four hundred and eighteen thousand...probably
4. two hundred and fifty thousand dollars.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further debate? The question is shall House Bill 106
7. pass. Those in favor vote Aye. Those opposed vote Nay.
8. The voting is open. Have all voted who wish?
9. Have all voted who wish? Take the record. On that question
10. the Ayes are 52, the Nays are 3, none Voting Present. House
11. Bill 106 having received a constitutional
12. majority is declared passed. House Bill 107.
13. Read the bill, Mr. Secretary.

14. ACTING SECRETARY: (MR. FERNANDES)

15. House Bill 107.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Same roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Question is shall House Bill 107 pass. Those in favor
24. vote Aye. Those opposed vote Nay. The voting is open.
25. Have all voted who wish? Have all voted who wish? Take
26. the record. On that question the Ayes are 55, the Nays are
27. 2, none Voting Present. House Bill 107 having received
28. a constitutional majority is declared passed. House Bill 113,
29. Senator Guidice. Read the bill, Mr. Secretary.

30. ACTING SECRETARY: (MR. FERNANDES)

31. House Bill 113.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Guidice.

3. SENATOR GUIDICE:

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

5. House Bill 113 provides and I can read it, it's short,

6. "residency with any school district if not required at the

7. time of employment, as a qualification of employment

8. shall not be considered in determining the compensation

9. of a teacher or whether to retain, promote, assign or

10. transfer that teacher. I would ask you for a favorable roll
11. call.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any discussion? Senator Soper.

14. SENATOR SOPER:

15. Well, in other words, you're going to tell the Board

16. of Education, you're going to tell a council and you're

17. going to tell the people of a district how they should

18. spend their money. Because they make the appropriations,

19. and they spend the money and they, you know...a lot of

20. districts want the...want the people to live within

21. their district, if they...if they get their salaries there,

22. they want them to live there. And I don't think we should

23. legislate this sort of thing for...for school boards or for

24. communities, municipalities or counties or states. I don't

25. think that we should take and hire people from Wisconsin

26. to come across the border and work for the State of Illinois

27. either.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Further discussion? Senator Berman.

30. SENATOR BERMAN:

31. Thank you, Mr. President. I rise in support of this bill.

32. This bill gives the prerogative to school boards

33. that if they wish to impose a prospective residency requirement

1. they may do so. But on the other hand, what this bill
2. does prevent is the harsh impact of a retrospective
3. type of residency requirement. People have held
4. jobs, they have established families in suburbs for
5. example in Chicago, people have lived for many years.
6. Established their homes, their relationships, children in school,
7. et cetera. Other...the spouses of the teachers have jobs
8. in these suburbs. I think it would be particularly harsh
9. to allow retrospective types of residency requirements.
10. That's all this bill does. It says that if you're going to
11. have a residency requirement, it can only affect future
12. hiring, not past hiring. I think it's a good bill. It's
13. a fair bill for the school boards as well as the employees,
14. the teachers.

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1. PRESIDING OFFICER: (SENATOR ROCK)
2. Further discussion. Senator Netsch.
3. SENATOR NETSCH:
4. Well, I think I now have the answer to the question,
5. but as I understand it, Senator Guidice, the...this bill
6. is now virtually identical or is identical to House Bill
7. 112 which applied with respect to the junior college
8. districts. Is that correct?
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Senator Guidice.
11. SENATOR GUIDICE:
12. The wording might not be the same, Senator Netsch,
13. but the intent is there, it's the same.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Netsch.
16. SENATOR NETSCH:
17. Not...not just the intent, but the absolute impact
18. is the same, right? Okay.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Further discussion? Senator Wooten.
21. SENATOR WOOTEN:
22. Question of the sponsor.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Indicates he will yield. Senator Wooten.
25. SENATOR WOOTEN:
26. When you say that this is prospective, does that
27. apply to the next renewal of a contract or the initiation
28. of employment in a district?
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Senator Guidice.
31. SENATOR GUIDICE:
32. It was not an incident to employment in the first
33. instance, it's not to be taken thereafter.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Wooten.
3. SENATOR WOOTEN:
4. And you assure me that includes all contract...all
5. contract renewals?
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Guidice.
8. SENATOR GUIDICE:
9. Yes, to the best of my judgment, Senator Wooten.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Further discussion? Senator Mitchler.
12. SENATOR MITCHLER:
13. Question of the sponsor.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Indicates he will yield, Senator Mitchler.
16. SENATOR MITCHLER:
17. Senator Guidice, this...this mandates this to the
18. school districts. They don't have the option to set
19. their own rules. This...this is a mandate to them?
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Guidice.
22. SENATOR GUIDICE:
23. No, it is not, Senator Mitchler. It's a provision
24. that indicates if they were to put this in as a mandate
25. where they were going to require that the residency
26. would be incident to the employment, then it could not
27. work retroactively to those employees that they have...
28. to the teachers in their employ at that time.
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Senator Mitchler.
31. SENATOR MITCHLER:
32. But could a school district, for example, adopt a
33. resolution that or put in their contract that residency

1. was required in this school district after passage of this
2. act in the future.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Guidice.

5. SENATOR GUIDICE:

6. Only as to future employment.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Davidson.

9. SENATOR DAVIDSON:

10. Just like to rise in support of this bill. This is
11. a bill that we worked out in committee and put the
12. amendment on today to make the language technically
13. more correct. This will protect any presently employed
14. school teacher and if the board does install this it's
15. their option if they're option if they're going to
16. make a residence rule, if it does make that residence
17. rule any new teacher to be hired in the future could
18. be asked to reside in that district as part of the
19. employment. It would not affect any district or
20. employee who is already employed when the contract
21. would go in or the rule would go in effect. It's...
22. I ask for a favorable vote.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any further discussion? Senator Soper, for the
25. second time.

26. SENATOR SOPER:

27. Well, I didn't know that amendment was put on.
28. With that amendment, I can support it.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. The question is shall House Bill 113 pass. Those
31. in favor will vote Aye. Those opposed will vote Nay.
32. The voting is open. Have all voted who wish? Have
33. all voted who wish? Take the record. On that question

1. the Ayes are 46, the Nays are 6, none Voting Present. House
2. Bill 113 having received a constitutional majority is
3. declared passed. On the Order of House Bills 3rd reading
4. is House Bill 155. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 155.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Grotberg.

11. SENATOR GROTEBERG:

12. Thank you, Mr. President, members of the Senate. A
13. few moments ago I passed out the amendment to House
14. Bill 155 which is now the bill. This bill has been
15. written, rewritten and this is the final addition.
16. The thrust of this bill is that it provides that
17. out-of-state students at institutions of higher learning
18. must have a minimum of twelve months in Illinois before
19. qualifying at the same low rate of tuition as our own
20. Illinois student. All the adjoining states to Illinois,
21. Missouri, Indiana, Wisconsin, Kentucky and Iowa, require
22. at least twelve months of residency before qualifying
23. for in-state tuition. This legislation is needed under
24. our present lax rules, at some universities, a student
25. gets a local box number at the post office and a registration
26. card will do it in some case and qualifies as a resident
27. of Illinois with full benefits of tuition. At present
28. at Sangamon State a driver's license or a voter's
29. registration card, which can be obtained in less than
30. thirty days is all they require. The University of
31. Illinois is twelve months. The Board...Board of Higher
32. Ed does not oppose this concept nor does the Board
33. of Regents, the Association of University Students has

1. reviewed the bill and takes no position. Now, to the amended
2. bill. We thought that the answer would be in the Legislature.
3. After working on this thing for some thirty days, I think
4. the best solution is to let the Board of Higher Education
5. write these regulations and mandate that every governing
6. board should approve them and put them into effect. Because
7. I could tell that the answer is not in the Legislature.
8. This amendment simply states that it's an act to require
9. the Board of Higher Education to establish uniform
10. regulations for purposes of determining whether prospective
11. students are, in fact, residents of Illinois and for the
12. purposes of determining tuition. And it goes on to state
13. that they may promulgate, they shall promulgate uniform
14. rules and regulations for the purposes of determining
15. whether students or residences...with which the governing
16. board of any public State supported college or university
17. must comply. And goes on to exempt the junior college
18. system. And I would answer any questions. I would ask
19. for a favorable roll call on this most...most important
20. subject that is losing money for the taxpayers of Illinois
21. everyday under it's current status.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any discussion? Senator Buzbee.

24. SENATOR BUZBEE:

25. Thank you, Mr. President. I rise in opposition to
26. this bill, Mr. President. The U.S. Supreme Court settled
27. once and for all, quite some years ago, the...the question
28. of residency as it pertained to voting. We had made all
29. kinds of various State laws trying to preclude people
30. from being able to vote. And the U.S. Supreme Court several
31. years ago established that thirty days residency was all
32. that was required to be able to exercise the privileges of
33. your citizenship and vote. Now, if you keep on monkeying

1. around with this residency requirement here, we'll get the
2. same kind of a ruling out of a court and we won't be able
3. to charge any out of State tuition to out of State residents.
4. Up to this point each system has been able to establish
5. within the State of Illinois has been able to establish
6. their own residency requirements and most of the systems
7. want to continue to...to establish their own residency
8. requirements, but at least not have them imposed upon
9. them by...by statute. It seems to me that it makes
10. no sence whatsoever to go and say you automatically
11. need a twelve month period to be able to...to pay
12. in-State tuition to a State supported institution.
13. As a matter of fact, we have a lot of students who
14. come in and attend school and who are residents and
15. who intend to stay residents of Illinois. We need not
16. to...to discourage those people by charging them out
17. of State tuition and I would like to see this bill
18. defeated.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? Senator Kenneth Hall.

21. SENATOR KENNETH HALL:

22. Will the sponsor yield for a...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Indicates he will yield, Senator Hall.

25. SENATOR KENNETH HALL:

26. Senator Grotberg, who was the institute...the one who
27. asked for this to be? Who was the instigator that caused
28. this bill to be introduced? You know?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Grotberg.

31. SENATOR GROTBERG:

32. I think the House sponsor, ...Representative Evert
33. Steele put together the...the need from various requests

1. that he has had from the district and I presume maybe that
2. you're close to that district...Senator Hall.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Kenneth Hall.

5. SENATOR KENNETH HALL:

6. Well, was there any of the education institutions at
7. the hearing and would you tell me, did they testify for
8. or against this bill?

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Grotberg.

11. SENATOR GROTBORG:

12. They were...they were there and particularly SIU,
13. Edwardsville and SIU representatives were there and
14. they finally took no position. They both sat down and
15. said, I see Senator Buzbee shaking his head, no position.
16. They did not seriously object to getting this bill out
17. of committee. I think Senator Buzbee, Vadalabene and
18. Hall, if you would read a little more of the bill it allows
19. reasonable exemptions for all of the things that you
20. were concerned about. Senator Buzee, I know you didn't
21. address me, but if...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Further...

24. SENATOR GROTBORG:

25. ...you'll read where the exemptions come in and
26. Senator Hall, they...they can do all of these things
27. but do it through the Board of Higher Ed.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Further discussion? Senator Vadalabene.

30. SENATOR VADALABENE:

31. Yes, just briefly, Senator Grotberg. SIU, Edwardsville,
32. does oppose this legislation. The University of Illinois,
33. the Board of Regents and the Board of Governors have adopted
34. nearly identical policies to determine student residency

1. for tuition assessment purposes. In supersedeing these
2. policies, Sentor Grotberg, House Bill 155 would force
3. some persons to pay the higher out of State rate who
4. should not be required to do so while allowing some
5. of out of State residents to pay the lower in State
6. rate. And under the provisions of House Bill 155
7. the spouses of Illinois residents. Military personnel stationed
8. in Illinois and their families, persons who teach in elementary
9. and secondary schools in Illinois and employees of the
10. universities and their families would have to pay out
11. of State tuition unless they have lived in Illinois for
12. a full year. All these persons are treated as Illinois
13. residents under current policy. On the other hand, the
14. bill could permit an adult resident of another state to
15. qualify for in-State tuition rate if his or her parents
16. resided in Illinois. This is a bad bill and should be
17. defeated.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Now, we have seven members who have indicated they
20. wish to be heard. Senator Hickey. Senator Hickey.

21. SENATOR HICKEY:

22. Thank you, Mr. President. I won't add to several
23. things...which have been said with which I agree, but
24. I would like to say two more things. I think we should...
25. we should encourage people who want higher education to
26. come into this State. We should encourage families
27. with children who want to have higher education in this
28. State to come to this State to be educated here. Also
29. the Board of Higher Education is not the one to establish
30. and enforce rules in this instance. They're not an
31. administrative board, they are a coordinating board and
32. I think that that responsibility is put in the wrong
33. place for both of those and several other reasons, I

1. encourage voting against this bill.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Rhoads. Senator Rhoads.

4. SENATOR RHOADS:

5. Just very briefly, Mr. President. Lest the Body be
6. mislead by the remarks of a previous speaker, the Supreme
7. Court decision alluded to in 1972, the Dunn versus Bloomstein
8. decision had absolutely nothing to do with residency
9. for any other purpose other than the franchise. Certainly
10. states do have the right to establish a residency require-
11. ment for this purpose. Indeed, other states do, we do not
12. have reciprocity with some sister states, such as Iowa
13. for this purpose. This is a good bill and ought to be
14. supported.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Walsh.

17. SENATOR WALSH:

18. Well, Mr. President and members of the Senate. We've
19. heard from four people in opposition to this bill, but
20. I'd just like to make one or two comments in support. The
21. taxpayers of the State of Illinois subsidize higher education
22. and they do it to the extent of probably three thousand dollars
23. per student or something in that vicinity. Now, should we
24. do that for out of state students? I'm sure there've been
25. students in your districts as there have been in mine who
26. have not been able to gain admission to State universities.
27. Now, sometimes that's because the university is filled with...with
28. an our of state student and if that out of state student is not going
29. to pay a little extra tuition so that in that way the
30. subsidy of the taxpayers will be somewhat less, I think it's
31. unjust. Some kind of standard which would be set by the Board
32. of Higher Education I think is good.
33. Why should it be no standard at SIU and twelve

1. months at Northern or twelve months at the U. of I. I
2. think this is a good bill and should pass.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Nimrod.

5. SENATOR NIMROD:

6. Yes, Mr. President and fellow Senators. This was
7. discussed at length in our Higher Education Committee
8. and Senator Walsh has given you a few of the reasons.
9. This bill does not do exactly as we had asked it to
10. be done, so it's really a compromised measure which
11. turns it over to the Board of Higher Ed and allows
12. for that decision to be made. So I think that this
13. might be a sensible answer if we have...if this doesn't
14. work out we can always change it. But it does
15. address the problem that needs to be taken care of
16. and I would certainly ask for support.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Any further discussion? Senator Bruce.

19. SENATOR BRUCE:

20. I would just point out the one flaw that we discussed
21. in committee and that is that it requires a twelve month
22. residency in this State and you have the potential of
23. denying to anyone in the State of Illinois who moves into
24. this State, has a daughter or son who graduates from a
25. high school in the State of Illinois, who in the Spring
26. of that year with a daughter in...in high school files
27. on April 15th on income tax an income that he may have
28. had in Illinois who files and pays his property tax
29. that he may have had in Illinois and sends his girl to
30. the University of Illinois in the fall, he will have to
31. pay out of State tuition. That is because you have mandated
32. that they be in the State at least one twelve month period.
33. I think that is fatal to the bill. The colleges have handled

1. it by saying that those people are not out of State tuition
2. people and I think that when they find out they're going
3. to have to pay out of State tuition they'll be very
4. surprised.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Any further discussion? Senator Grotberg may close
7. the debate.

8. SENATOR GROTEBERG:

9. Thank you, Mr. President. In rebuttal to the last
10. speaker. It's apparent you haven't read the new bill.
11. Yes. And you forget to tell the people that subject to
12. reasonable exceptions for classification based upon
13. family, marital, and ...for you, Senator.
14. employment status or upon active service in one of the
15. armed forces, it's all in there. It's all in there and
16. for God's sake, why do we have a Board of Higher
17. Education. I sometimes question that they do anything
18. because they haven't established a uniform anything on
19. this most important subject which is costing you and I
20. three to five million dollars a year subsidizing out
21. of State students, when none of the other states around
22. us give us reciprocity on that subject. And I would ask
23. for a favorable roll call on this most important policy
24. establishing by the policy makers of Higher Ed and the
25. General Assembly has nothing to do with it. I would
26. ask for a general...a favorable roll call.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. The question is shall House Bill 155 pass. Those
29. in favor will vote Aye. Those opposed will vote Nay.
30. The voting is open. Have all voted who wish? Have all
31. voted who wish? Take the record. On that question the
32. Ayes are 29, the Nays are 26, none Voting Present. Sponsor
33. has requested the matter be placed on the Order of
34. Postponed Consideration. So ordered. On the Order of

1. House Bills 3rd reading, House Bill 165. Read the bill,
2. Mr. Secretary.
3. SECRETARY:
4. House Bill 165.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Egan.
9. SENATOR EGAN:
10. Yes, Mr. President. May I if I can attend to both of
11. these bills at once. They're both dealing with bail.
12. 165 and 166.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Egan seeks leave of the Body to discuss
15. 165 and 166 together. Is leave granted. So ordered.
16. Senator Egan.
17. SENATOR EGAN:
18. Thank you, Mr. President and members of the Senate.
19. Very simply, Senate Bill 165 allows for the denial of
20. bail while a felon having been convicted of a crime
21. of violence is on appeal and House Bill 166 would deny
22. multiple bail, that is for a felon having committed
23. a violent felony to be bailed the...on a second offense.
24. The law presently is permissive. This makes it mandatory.
25. I do believe that both bills are Constitutionally sound.
26. They certainly make commendation...they certainly make
27. sense and I commit them to your favorable consideration.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Is there any discussion? The question is shall
30. House Bill 165 pass. Those in favor will vote Aye.
31. Those opposed will vote Nay. The voting is open.
32. Have all voted who wish? Have all voted who wish? Take
33. the record. On that question the Ayes are 50, the Nays
34. are 7, none Voting Present. House Bill 165 having

1. received the constitutional majority is declared passed.
2. On the Order of House Bills 3rd reading, House Bill 166.
3. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 166.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Egan.
10. SENATOR EGAN:
11. Yes, thank you, Mr. President. I commend this also
12. to your favorable consideration.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. The question is shall House Bill 166 pass. Those
15. in favor will vote Aye. Those opposed will vote Nay.
16. The voting is open. Have all voted who wish? Have
17. all voted who wish? Take the record. On that question
18. the Ayes are 47, the Nays are 7, 2 Voting Present.
19. House Bill 166 having received a constitutional majority
20. is declared passed. On the Order of House Bills 3rd reading,
21. House Bill 192. Read the bill, Mr. Secretary.
22. SECRETARY:
23. House Bill 192.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Senator Lemke.
28. SENATOR LEMKE:
29. This bill is exactly as it is read. This is the
30. licensed raffles and jar games which are taking place in
31. the State and to have some control over them so that the
32. people that participate will know that their prize is
33. going to be and what their chances are of winning. The

1. bill would cost the State about twenty or thirty thousand
2. dollars and should bring in between two and four million
3. dollars. I ask for favorable adoption of this bill.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Is there any discussion? Senator Mitchler.

6. SENATOR MITCHLER:

7. Well first of all, Mr. President and members of the
8. Senate. Appreciate the cooperation that Senator Lemke
9. has given on this. He had a bill that he filed, a
10. Senate Bill, and of course we've got this House Bill
11. before us now. It's had a number of amendments, but
12. I don't think that this bill will really do what we
13. think it will do. We have included, in addition to
14. religious charitable labor, fraternal, educational
15. veteran's organizations that are not for profit.
16. We have expanded this to allow civic, social, recreational
17. scouting. Now, I find that if we are to authorize
18. raffles, chances, jar games and all that to those
19. groups that are very loosely formed, they're not a
20. continuing...continuing type of a...of an organization.
21. I think that you're opening up wide gambling and
22. raffles and chances. I want to point out another
23. thing. The very people that you think you're going
24. to help are going to be very few. But the people that
25. you're going to be involved in a regulation of what
26. they have been doing and what they've been doing for
27. many, many, years. You're going to find that they're
28. going to say, did you put us into this situation where
29. we now have to report to the State. And we have to be
30. licensed. You get raffles and chances in the mail, you get
31. them sent to you from the many organizations that you
32. belong to just as I do and you're going to require all of
33. those organizations to become licensed by the State,

1. make reports and then there's penalty if they would violate
2. that. Now give good thought to what you're doing and how
3. you vote on this bill. Now merely to allow a Chamber of
4. Commerce to be able to get into raffles and chances which
5. really is the intent of this...there are a few social
6. groups that are not able to participate now because the
7. law enforcement in those specific areas crack down. It
8. doesn't mean that you should require the entire State
9. of Illinois, all of those that are doing this in a very
10. harmless way, to raise money for their local units and
11. the money is spent locally. But once you start regulating
12. them, you're going to find that it's going to backfire
13. on you and they're going to say why did you do this
14. to us. I recommend a No on this House Bill 192 in its
15. present form.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? The question is shall House
18. Bill 192...Senator Lemke may close the debate.

19. SENATOR LEMKE:

20. Just to close the debate. This bill is wanted by
21. the Moose, the Veteran's, Little Leagues and every
22. organization that exists in this State. They want to do
23. this because they feel it's right and...they have to do
24. this to raise revenue to keep their operations going.
25. Most of these people are doing it now and all they want
26. to do is make it legal so that when they're involved in
27. raffles, there's nothing wrong with it and...and you'll
28. have to talk to the...your children and tell them you're
29. doing something, why you're gambling or why...this way this...
30. this will make it legal, it will help revenue to these
31. organizations. It will help these organizations survive.
32. And I ask for the favorable adoption of this bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. The question is shall House Bill 192 pass. Those
2. in favor will vote Aye. Those opposed will vote Nay.
3. The voting is open. Have all voted who wish? Have
4. all voted who wish? Take the record. On that question
5. the Ayes are 24, the Nays are 30. Sponsor requests
6. consideration postponed. So ordered. On the Order
7. of House Bills 3rd reading, House Bill 186. Read the
8. bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 186.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Hynes.

15. SENATOR HYNES:

16. Mr. President and members of the Senate. House Bill
17. 186 would require the appropriation of Federal funds prior
18. to an expenditure by agencies of State government. It is
19. an effort and I...I might say it is a very comprehensive
20. proposal, an effort to attack a problem that has been
21. plaguing us for a number of years. The lack of control
22. by the General Assembly and indeed by the Executive Branch
23. to a certain extent, over Federal funds that are made
24. available to agencies of the State government. An amend-
25. ment has been added by our staff, joint amendment by
26. the staffs of both sides of the aisle which puts the
27. bill in workable condition and I would appreciate your
28. support.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any discussion? The question is shall
31. House Bill 186 pass. Those in favor will vote Aye.
32. Those opposed will vote Nay. The voting is open. Have
33. all voted who wish? Have all voted who wish? Take
34. the record. On that question the Ayes are 51, the Nays

1. are none, none Voting Present. House Bill 186 having received
2. the constitutional majority is declared passed. On the Order
3. of House Bills 3rd reading, House Bill 198. Read the bill,
4. Mr. Secretary.

5. SECRETARY:

6. House Bill 198.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Egan.

11. SENATOR EGAN:

12. Thank you, Mr. President and members of the Senate.
13. House Bill 198 amends the Illinois Municipal Retirement
14. Fund to permit justices of the peace prior to 1974 and
15. police magistrates who were paid on a fee basis to enter
16. the...the system and the...the application that is made
17. will not exceed six years. It's consistent with the
18. policy of the Pension Laws Commission who favorably
19. acted upon the...the measure as it is. It was amended,
20. Senator Berning, and it was the amendment that was
21. offensive. As the bill is now, it has the approval of
22. the policy of the Pension Laws Commission and I ask
23. for your favorable consideration.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any discussion? The question is shall Senate...House
26. Bill 198 pass. Those in favor will vote Aye. Those opposed
27. will vote Nay. The voting is open. Have all voted who
28. wish? Have all voted who wish? Take the record. On that
29. question the Ayes are 28, the Nays are 18, 3 Voting Present.
30. House Bill 198 having failed to receive a constitutional
31. majority is declared lost. Senator Hynes, for what purpose
32. do you arise?

33. SENATOR HYNES:

34. For the purpose of an announcement. The Senate will be

1. working late this evening as we...previously indicated and
2. we are going to have food brought in which will be available
3. within the next hour in the President's Office and we'll
4. let you know when...when it arrives. But I would again
5. urge the members to confine the debate on bills so that
6. we can get through the Calendar.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. On the Order of House Bills 3rd reading is House
9. Bill 206. Read the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 206.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. Mr. President and members of the Body. The House
18. Bill 206 would amend the Surface Mine Land Conservation
19. and Reclamation Act and allow the final cut spoil and
20. the side slopes of the haulage road inclines to remain
21. equal to the angle of repose at the time the work is
22. completed. This will make available more farming...row
23. crop farming land. A letter from the Department of Mines
24. and Minerals addressed to me dated May 31st, 1977, said;
25. House Bill 206 will eliminate excessive acreages of
26. thirty percent slopes which are highly erosive, difficult
27. to vegetate and nearly impossible to traverse with ordinary
28. farm equipment. It has the support of the Illinois Farm
29. Bureau and I...will appreciate a favorable roll call.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any discussion? The question is shall House Bill
32. 206 pass. Those in favor will vote Aye. Those opposed
33. will vote Nay. The voting is open. Have all voted who
34. wish? Have all voted who wish? Take the record. On that
35. question the Ayes are 44, the Nays are 2, 1 Voting Present.

1. House Bill 206 having received the constitutional majority
2. is declared passed. On the Order of House Bills 3rd reading,
3. House Bill 245. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 245.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Roe.
10. SENATOR ROE:
11. Mr. President and members of the Senate. The synopsis
12. is incorrect. House Bill 245 would apply to third convictions.
13. This relates to possession, sale, manufacture of...heroin,
14. cocaine, morphine, amphetamines, of more than thirty grams
15. concernng heroin, cocaine and morphine, more than 200 grams
16. concerning amphetamines. I'd be willing to answer any
17. questions.
18. PRESIDING OFFICER: (SENATOR ROCK)
19. Any discussion? The question is ;shall House Bill
20. 245 pass. Those in favor will vote Aye. Those opposed
21. will vote Nay. The voting is open. Have all voted who
22. wish? Have all voted who wish? Take the record. On
23. that question the Ayes are 54, the Nays are none, none
24. Voting Present. House Bill 245 having received a
25. constitutional majority is declared passed. On the
26. Order of House Bills 3rd reading, House Bill 259.
27. Read the bill, Mr. Secretary.
28. SECRETARY:
29. House Bill 259.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Roe.
34. SENATOR ROE:

1. Mr. President and members of the Senate. This bill does
2. exactly as the synopsis indicates. I'd be willing to answer
3. any questions. Appreciate a favorable roll call.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any discussion? The question is shall House Bill
6. 259 pass. Those in favor will vote Aye. Those opposed
7. will vote Nay. The voting is open. Have all voted who
8. wish? Have all voted who wish? Take the record. On that
9. question the Ayes are 53, the Nays are none, none Voting
10. Present. House Bill 259 having received a constitutional
11. majority is declared passed. 276, Senator Maragos. 315,
12. Senator Johns. On the Order of House Bills 3rd reading,
13. House Bill 315. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 315.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Johns.

20. SENATOR JOHNS:

21. Mr. President and members of the General Assembly, Senate,
22. primarily. The primary impact of House Bill 315 is to
23. remove the written examination required of an applicant
24. for a certificate of registration as a horseshoer. As
25. amended the Director of Registration and Education through
26. the support of the Attorney General and the circuit court
27. will enjoy a greatly expanded and strengthened degree
28. of regulatory and disciplinary authority in dealing with
29. those who violate the horseshoe regulatory provisions.

30. If there's further testimony needed, I'll give it to you.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Is there any discussion? The question is shall
33. House Bill 315 pass. Those in favor will vote Aye. Those
34. opposed will vote Nay. The voting is open. Senator

1. Donnewald. Have all voted who wish? Have all voted who
2. wish? Take the record. On that question the Ayes are
3. 39, the Nays are 8, 2 Voting Present. House Bill 315
4. having received the constitutional majority is declared
5. passed. 318, Senator Bruce. On the Order of House Bills
6. 3rd reading, House Bill 318. Read the bill, Mr. Secretary.

7. SECRETARY:

8. House Bill 318.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Bruce.

13. SENATOR BRUCE:

14. Thank you, Mr. President and members of the Senate.
15. This has been amended to make the member a, excuse me,
16. a nonvoting member. The Committee on Higher Education,
17. debated this amendment. The bill came out as a voting
18. member. We had further discussions that was made a
19. nonvoting member. Senator Nimrod amended it to clarify
20. the...the roll of this nonstudent member of the Illinois
21. State Scholarship Commission presently has a nonvoting
22. member in attendance. This would put it in the Statute.
23. Mr. Godzicki from the State Scholarship Commission
24. testified in opposition to a voting member, but testified
25. that he would be in favor of a nonvoting member.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any discussion? Senator Berning.

28. SENATOR BERNING:

29. Thank you, Mr. President. This again is establishing
30. a very, very, bad practice. We did this with the school
31. boards, boards of higher education and as you know the
32. pressure has been on ever since to make these members
33. voting members once we break down the barriers again

1. and allow members to be sitting in here as nonvoting, we
2. we'll have the same pressure on us year after year to let
3. them become voting members. I think we ought to cut it
4. off now and defeat this bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Harber Hall.

7. SENATOR HARBER HALL:

8. Very briefly, all privileges of a member could include
9. what one board member did I recall. He went out
10. to California and he went before the board that was going
11. in Session and then he charged the...his travel from
12. California to Illinois to go to the board meeting. So
13. that would be a privilege of a student nonvoting member.
14. Another thing he could do would be on a regularly
15. constituted board. If one member made a bad motion that
16. no one wanted to second that nonvoting member, according
17. to this bill would be able to second that and then they'd
18. have...have a long discussion and take a long vote and
19. get all that publicity for nothing. I...I think it's
20. bad. We have the nonvoting members, let's just let it
21. stay the way it is.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Nimrod.

24. SENATOR NIMROD:

25. Yes, Mr. President and fellow Senators. On this bill
26. there...what we're doing is expanding from the boards into
27. a nongoverning board and the State Scholarship Commission
28. already has students on advisory committees already serving
29. them. The...in...in committee, it was...testimony was
30. brought out in opposition by the State Scholarship Commission
31. that the students that would be serving on these boards could
32. lose three or four months of time in their particular schooling.
33. The other problem is that we could get out of State students
34. deciding on a scholarship for our State students. So the

1. whole problem is one that I just think that we have them on
2. our governing board, the students are on advisory matters
3. to this area and it certainly seems to me that we would
4. be taking away for what the intent was. This again, let
5. me reiterate, this is not a governing board and it
6. does administer...scholarship commissions and they do
7. advise to this board already and there's no need to tie
8. up a student to this board which would not be of any
9. value at all. I would oppose this particular bill.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion? Senator Bruce may close the
12. debate.

13. SENATOR BRUCE:

14. Well the board has taken by resolution the fact that
15. they would like to have a nonvoting member on here. They
16. don't seem to be as frightened by the fact as we are.
17. It seems to me they do not have a vote. The Board of
18. Higher Education indicated to me that the one...one agency
19. that they thought there ought to be a nonvoting member
20. in particular is the fact that these are the very
21. people who are getting scholarships. They have some
22. input. Seems to nothing wrong with having someone
23. there to advise them. They don't object to it. I
24. do not know why we should.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. The question is shall House Bill 318 pass. Those
27. in favor will vote Aye. Those opposed will vote Nay.
28. The voting is open. Have all voted who wish? Have all
29. voted who wish? Take the record. On that question the
30. Ayes are 28, the Nays are 19, 2 Voting Present. House
31. Bill 318 having failed to receive a constitutional
32. majority is declared lost. On the Order of House Bills
33. 3rd reading, House Bill 341. Read the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 341.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Savickas.

7. SENATOR SAVICKAS:

8. Mr. President and members of the Senate. This bill
9. does exactly what the synopsis says. It amends the Fair
10. Employment Practices Act. Makes it an unfair employment
11. practice and requires job applicant to disclose a conviction
12. of a crime if the end of that sentence imposed on
13. such crime is more than seven years prior to the job
14. application. It was amended to exclude State and national
15. banks or law enforcement agencies. I would appreciate
16. a favorable roll call.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Any discussion? The question is shall House Bill
19. 341 pass. Those in favor will vote Aye. Those opposed
20. will vote Nay. The voting is open. Have all voted
21. who wish? Have all voted who wish? Have all voted
22. who wish? Take the record. On that question the Ayes
23. are 34, the Nays are 21, none Voting Present. House
24. Bill 341 having received a constitutional majority
25. is declared passed. On the Order of House Bills 3rd
26. reading is House Bill 363. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 363.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Roe.

33. SENATOR ROE:

1. Mr. President, this is the four man State Board,
2. four person State Board with a gubernatorial tie breaker
3. that we discussed earlier today at the amendment stage.
4. I would be willing to answer any questions. I'd appreciate
5. a favorable roll call.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? The question is shall House Bill
8. 363 pass. Those in favor will vote Aye. Those opposed
9. will vote Nay. The voting is open. Have all voted who
10. wish? Have all voted who wish? Take the record. On
11. that question the Ayes are 45. The Nays are 5, 1 Voting
12. Present. House Bill 363 having received a constitutional
13. majority is declared passed. On the Order of House
14. Bills 3rd reading, House Bill 375. Read the bill, Mr.
15. Secretary.

16. SECRETARY:

17. House Bill 375.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator D'Arco.

22. SENATOR D'ARCO:

23. Thank you, Mr. President. House Bill 375 provides
24. in the eligibility of parole section of the Criminal
25. Statute a...a new cap on certain specified murders in
26. the bill. As of now, we have one cap of a twenty year
27. max. This would provide a new cap of a forty year
28. max for the very, very, serious type murders. I would
29. ask for a favorable roll call. Thank you.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any discussion? The question is shall House Bill
32. 375 pass. Those in favor will vote Aye. Those opposed
33. 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 49, the Nays are 2, 1 Voting Present.
3. House Bill 375 having received a constitutional majority
4. is declared passed. On the Order of House Bills 3rd
5. reading, House Bill 397. Read the bill, Mr. Secretary.
6. SECRETARY:

7. House Bill 397.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Washington.

12. SENATOR WASHINGTON:
13. House Bill 397, our recoupment section of the Criminal
14. Code provides that when a person is convicted of an offense
15. under any Statute or a common law of the court shall
16. give judgment that the offender pay the cost of the
17. prosecution. In light of the Supreme Court case Fuller
18. versus Oregon, this present Statute is unconstitutional
19. for several reasons, one of them being that it mandates
20. the court to recoup costs of court in all cases where
21. there is...a conviction. 397 makes it permissive,
22. it provides for a term payment. It provides for judgments
23. against indigent persons payable upon curing of their
24. indigency. It provides for making payment of costs
25. a condition of parole...probation. I think it's an
26. excellent bill. I ask your support. Will submit to
27. any questions.

28. PRESIDING OFFICER: (SENATOR ROCK)
29. Any discussion? Senator Daley.

30. SENATOR DALEY:
31. Mr. President and fellow Senators. I think in regards
32. to this bill, presently, as I understood it, the defendant
33. can petition the court for a hearing in regard to any

1. default, in regards to entering a judgment for his cost
2. or expenses. Here, I think we're mandating that he can
3. do it at any time. I think there's quite a cost factor
4. in regards to each county, in regard to the State's
5. attorneys. I think those are serious problems with
6. the bill.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Washington may close
9. the debate.

10. SENATOR WASHINGTON:

11. The Circuit Court of Cook County, Judge Wall
12. did raise a question and those...those problems have
13. been withdrawn, Senator Daley. This bill does not
14. change the process by which the court proceeds to
15. assess costs and collect them. It simply puts out
16. an orderly procedure which has been mandated by the
17. Supreme Court of the United States. The problem with
18. the existing recoupment Statute is that it is compulsory.
19. The judge has no choice in the matter and it doesn't
20. set out due process procedures for a defendant when
21. he wishes to appeal. This bill brings into conformity
22. with the Supreme Court case Fuller versus Oregon.
23. I know of no objection lodging. This bill came out
24. of your committee, Senator Daley with a overwhelming
25. vote.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Daley.

28. SENATOR DALEY:

29. Our committee did make a mistake.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. The question is shall House Bill 397 pass. Those
32. in favor will vote Aye. Those opposed will vote Nay.
33. The voting is open. Have all voted who wish? Have all

1. voted who wish? Take the record. On that question the
2. Ayes are 23, the Nays are 17, 2 Voting...2 Voting Present.
3. Sponsor requests consideration postponed. So ordered.
4. On the Order of House Bills 3rd reading, House Bill
5. 408. Read the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 408.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. Mr. President...and members
14. of the Senate. Two years ago we enacted enabling legislation
15. creating the Jackson-Union County Port Authority with
16. the combined support of...members of the Legislature from
17. the 58th and 59th districts bipartisan support. We now
18. are asking for an appropriation here of a total of one
19. hundred and fifty thousand dollars as seed money to
20. get this thing going. It appropriates fifty thousand
21. dollars from the General Revenue Fund and one hundred
22. thousand from the Capital Development Fund. The General
23. Revenue Fund money is used for administrative staff,
24. legal and accounting, director's fees, travel and
25. public information and it has fifteen thousand dollars
26. for professional service for market study, updates
27. site selection and environmental accessments, planned
28. applications. Capital Development Bond Funding...Bond
29. Fund will be used for the following purposes; for
30. professional services, for preliminary designs, test
31. boring, construction costs, estimates, all first phased
32. development of seventy-five thousand for initial site
33. acquisition, site preparation barge anchorage of

1. twenty five thousand for a total of one hundred thousand
2. dollars out of Capital Bond money. It's as simple as
3. this. We have the ideal location on the Mississippi
4. River. We have the need to cart out our...our coal
5. from our vast coal fields in Southern Illinois and
6. our agricultural products to get them to the river.
7. We have area support in that every unit of government
8. in these two counties. Every city, town and village
9. and the county board of the two counties have made
10. contributions for the original feasibility study
11. which was done by an organization in Washington
12. called Moschman Associates. In April 1976 their
13. study came out and they said that it is an obvious
14. conclusion without equivocation that this project
15. possesses the fundamental ingredients to be economically
16. viable, it's desirability is a tool to enhance the
17. areas economic growth is beyond question. Significantly
18. the coal mining and row crop farming sector located
19. within the proposed sports market area was found to
20. be inhibited not only in their growth potential, but
21. without the construction of suitable river terminal
22. facilities these industries can be expected to suffer
23. economic disabilities leading eventually to these
24. activities demise, thus I need your support.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Can you...can you conclude.

27. SENATOR BUZBEE:

28. I'm finished Mr. President.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Sommer.

31. SENATOR SOMMER:

32. Mr. President, I would suggest the sponsor tell that
33. to the Governor if this passes. It's unbudgeted.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Schaffer.
3. SENATOR SCHAFFER:
4. Senator Buzbee, this is a sure fire absolute wonderful
5. project, right?
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Buzbee.
8. SENATOR BUZBEE:
9. Well, I can only give you an opinion on that, of course. Senator,
10. I think so.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Schaffer.
13. SENATOR SCHAFFER:
14. If this is such a good idea, how come free enterprise
15. won't put the money up to pay for it?
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Further discussion? Senator Maragos.
18. SENATOR MARAGOS:
19. Will the sponsor yield to a question?
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Indicates he will yield.
22. SENATOR MARAGOS:
23. Are the barges going to be North or South? Are they going
24. to Chicago Regional Port District or are they going to
25. New Orleans?
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Senator Buzbee.
28. SENATOR BUZBEE:
29. They're going to be going both ways, Senator.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Senator Johns.
32. SENATOR JOHNS:
33. Senator Buzbee has done an excellent job and last

1. year it was Johns-Buzbee. I'd like leave to be Buzbee-
2. Johns as cosponsor. We've talked about this. I keep
3. forgetting to do it, but I lend my wholehearted support
4. to it, Buz.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. You've heard the request. Is leave granted. So
7. ordered. Any further discussion? Senator Buzbee may
8. close the debate.

9. SENATOR BUZBEE:

10. Roll call.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. The question is shall House Bill 408 pass. Those
13. in favor will vote Aye. Those opposed will vote Nay.
14. The voting is open. (Machine cut-off)...voted who
15. wish? Have all voted who wish? Take the record. On
16. that question the Ayes are 31, the Nays are 22, 1
17. Voting Present. House Bill 408 having received the
18. constitutional majority is declared passed. On the
19. Order of House Bills 3rd reading, House Bill 409. Read
20. the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 409.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you, Mr. President. I'd like to have a little bit more support
29. from the other side of the aisle on this one, if you don't mind,
30. gentlemen. This is an appropriation of eleven thousand
31. three hundred and seventy-five dollars to Southern Illinois
32. University for operation of the weather station at the
33. Southern Illinois airport at Carbondale. The weather

1. station is at the Carbondale Airport, has been in operation
2. since 1952, but was planned to be closed as a result of
3. an internal budget decision within the School for Technical
4. Careers. One amendment that we felt, however, local area
5. people need this weather station very badly and that it
6. provides weather reports for all of the news media and
7. four of the surrounding cities, general aviation pilots,
8. the general public on demand and to Air Illinois which
9. is a scheduled air carrier which originates in Carbondale.
10. The information is provided free of charge to whoever
11. wants it, however, Air Illinois will pay a student to
12. come in at the airport to make an observation if after
13. closing at 7:00 p. m.. Now that's eleven thousand
14. three hundred and seventy-five dollars for that.
15. Then we have the SIU Law School appropriation, SIU Law School
16. planning money, however, added on as an amendment,
17. two hundred fifty-thousand four hundred dollars.
18. This appropriation was added in the House after...the
19. original bill lost in the Senate. And I would ask
20. for your favorable consideration.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Any discussion? Senator Regner.
23. SENATOR REGNER:
24. A couple questions of the sponsor.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Indicates he will yield. Senator Regner.
27. SENATOR REGNER:
28. You know, Senator Buzbee, you didn't tell us, you
29. know, this when we're in committee even and I think you've
30. made it even worse. I...I think the U. S. Weather Depart-
31. ment has a weather station out at that airport, don't they?
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Buzbee.

1. SENATOR BUZBEE:

2. No, they do not, Senator Regner.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Regner.

5. SENATOR REGNER:

6. Well, how has it been funded in the past? It's
7. eleven thousand and some odd dollars, right?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. That is correct, Senator Regner. It was funded
12. in the past through internal...through the University
13. and the...at the Air Institute in service. And the
14. reason that they...they stopped funding that was
15. because they had budget restrictions and they just
16. felt they couldn't afford it anymore. Then what
17. happened...let me explain why we did this. What
18. happened after they...the University made the
19. internal decision not to fund it. There was such
20. an outcry from the local people who wanted to use
21. ...who...who want the weather information available
22. there, farmers and so forth, that they...that they
23. requested that it be continued and so Representative
24. Richmond put this bill in to...to achieve this purpose.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any further discussion? Senator Regner.

27. SENATOR REGNER:

28. Well, it's my understanding that there was on
29. such a low priority list with the university they just
30. cut out the funding of it by paying the students to
31. run it. And furthermore the local radio stations
32. and such that you say use it, I certainly think that
33. they should help in funding for this particular
34. service. I don't see why the State should provide

1. this...these payments of eleven thousand or whatever
2. it is for people coming in part time to fund this
3. station. It is unbudgeted.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any further discussion? The question is shall
6. House Bill...Senator...Senator Buzbee may close the
7. debate.

8. SENATOR BUZBEE:

9. Thank you, Mr. President. I...I want to point
10. out to Senator Regner, who I know is...is a pilot
11. and who owns some airplanes that perhaps may be
12. chartered to fly into that airport some day. This
13. is the only weather information available to
14. pilots in that whole area. The FAA does not
15. provide...the services provided by the room are
16. not duplicated by any other agency. There is no
17. other weather service in the area. The airport's
18. Federal Aviation administration air traffic control
19. tower will make observations only when it has the
20. time and on an as needed basis. It will not answer
21. inquiries from the public nor will it maintain any
22. records.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. The question is shall House Bill 409 pass. Those
25. in favor will vote Aye. Those opposed will vote Nay.
26. The voting is open. Have all voted who wish? Have
27. all voted who wish? Take the record. On that question
28. the Ayes are 32, the Nays are 22, none Voting Present.
29. House Bill 409 having received the constitutional
30. majority is declared passed. Senator Egan, for what
31. purpose do you arise? Senator Hynes, for what purpose
32. do you arise? Probably for the same purposes. Senator
33. Hynes.

34. SENATOR HYNES:

1. Just wanted to acknowledge the presence of former
2. Lieutenant Governor, Neil Hartigan, who is on the Floor
3. of the Senate and ask the Senate to welcome him back to
4. Springfield.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. On the Order of House Bills 3rd reading is House
7. Bill 413. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 413.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Kosinski.

14. SENATOR KOSINSKI:

15. Mr. President and members of the Senate. House Bill
16. 413 plugs a hole in the arson Statute. It currently...it
17. is not a violation of the Statute to burn your own property,
18. unless your purpose is to defraud an insurance company.
19. There are instances in our area where homes have been
20. torched by the owner just because a property would be
21. more valuable than with the building on it. This bill would
22. cover this situation by make
23. own property and create imminent danger to the property
24. of another. The aggravated arson is taken...taken out.
25. It was taken out in committee.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Is there any discussion? The question is shall House
28. Bill 413 pass. Those in favor will vote Aye. Those
29. opposed will vote Nay. The voting is open. Have all
30. voted who wish? Have all voted who wish? Take the record.
31. On that question the Ayes are 49, the Nays are none, 2
32. Voting Present. House Bill 413 having received a consti-
33. tutional majority is declared passed. On the Order of House

1. Bills 3rd reading is House Bill 417. Read the bill,
2. Mr. Secretary.
3. SECRETARY:
4. House Bill 417.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Lemke.
9. SENATOR LEMKE:
10. What this bill does is allow for eleven thousand,
11. six hundred and seventy-four dollar increase in the
12. application for ordinary incidental expenses of
13. committee's secretaries in the House. I ask for its
14. favorable adoption.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Any discussion? The question is shall House Bill
17. 417 pass. Those in favor...those in favor will vote.
18. Aye. Those opposed will vote Nay. The voting is open.
19. Vote me No Mr. President, will you. Have all voted
20. who wish? Have all voted who wish? Take the record.
21. On that question the Ayes are 44, the Nays are 7, 1
22. Voting Present. House Bill 417 having received a
23. constitutional majority is declared passed. On the
24. Order of House Bills 3rd reading is House Bill 420.
25. Read the bill, Mr. Secretary. 560, Senator Hall.
26. On the Order of House Bills 3rd reading is House Bill
27. 560. Read the bill, Mr. Secretary.
28. SECRETARY:
29. House Bill 560.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Kenneth Hall.

SENATOR KENNETH HALL:

1. Thank you, Mr. President and Ladies and Gentlemen of
2. the Senate. House Bill 560 creates the Illinois Community
3. Development Finance Corporation Act. Now this is a bill
4. that Senator Soper will really love and he's already
5. Soperized it. But House Bill 560 is a bill to promote
6. industrial and economic development in the State of
7. Illinois. It's a bill to keep industry from moving from
8. Illinois, Senator Soper, and to attract new industry
9. to Illinois. House Bill 560 does this by providing
10. equity and debt capital to ventures controlled by
11. community development cooperation in depressed communities.
12. By doing this the State will be acting to correct and
13. destabilize in effect the private capital movement
14. within the State from poorer neighborhoods and
15. communities to other areas. This effort will be financed
16. through the sale of ten million dollars worth of general
17. obligation bonds. The bonds will have to be filed as
18. a separate bill, but today we're only voting on the
19. concept. With the proceeds from this sale the State
20. will purchase all one million shares of Community
21. Development Finance...common stock at ten dollars
22. a share. Now, I have a letter here to show that it
23. has no fiscal impact on the State. And I'd ask your
24. most favorable support of this bill.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any discussion? Senator Soper.

27. SENATOR SOPER:

28. Well, I tell you, if yellow kid wild or Vesco could
29. think of this one, you couldn't think of a better deal.
30. All you have to do with this is there's going to be
31. general obligation bonds, it's not going to cost anybody
32. anything but they're going to issue one million general
33. obligation bonds at ten dollars a piece. Ten million

1. dollars worth of...one million shares of common stock, oh
2. that's it, yes, but they're going to be general obligation
3. bonds to guarantee this ten million dollars. Then they're
4. going to take these common shares and they're going
5. to sell those to the...to the State of Illinois for the
6. ten million dollars which already guaranteed them and
7. then they're going to invest this money in government
8. bonds at seven percent interest and from this...from this
9. interest money for the next eight years they're going
10. to...they're going to buy some real estate or something
11. they're going to be in the business with the State's
12. money and with the...with the Federal...with the Federal
13. interest that we're going to have to pay and then after
14. eight years they...they will proceed to sell the common
15. stock and retire the general obligation bonds. Now,
16. I...I don't know who thought this one up, but this
17. is a gem. Now, it's not going to cost you anything
18. really, it isn't going to cost you anything. But you're
19. but you're...you're going to have general obligation
20. bonds and then you're going to have stock. The State
21. is going to guarantee everything and they're going to
22. hold the money and invest it in government bonds and
23. from seven percent interest on ten million dollars they're
24. going to draw all the interest then after that they're going
25. to sell the stock to retire the general obligation bonds.
26. But they don't say who's going to pay the interest on the
27. general obligation bonds for the eight years and they
28. don't say who's going to buy the general obligation bonds
29. and they don't say what damn fool is going to buy the
30. stock, but the State of Illinois after...this is really
31. something. This is the gem of all gems.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Graham.

1. SENATOR GRAHAM:

2. Thank you, Mr. President. You know, for you hunters
3. this is like hunting geese in a marsh without a retriever.
4. There is no chance...no chance, Gentlemen. We don't have
5. a retriever. Senator Hall, you know, I feel sorry for you,
6. fellow. If I had a Representative that gives me as much
7. trouble as yours gives you, I don't what I would do with her.
8. But I think I would go out and beat her at the next election.
9. She has sure causes you a lot of trouble. This is a bad
10. bill and you should send it back to committee like you did
11. those others.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Netsch.

14. SENATOR NETSCH:

15. Thank you, Mr. President. This...while I confess it cannot
16. be said of all of the bills that come to Senator Hall from the
17. House, of this one, believe it or not, Gentlemen, it can be
18. said that while it may strike you as somewhat startling at
19. the first, it is really a good bill. It is a sound one. It
20. has been tried in at least one other State and I believe
21. two other states that I know of and it has worked. It does
22. provide a mechanism for helping an area and it is not nearly
23. as hairbrained as some of your comments would have suggested.
24. I think that given the fact that Senator Hall has a heavy
25. burden to carry sometimes, that he deserves support and
26. what he, in fact, is presenting a bill that is soundly
27. conceived and soundly drafted. Thank you.

28. PRESIDING OFFICER: (SENATOR ROCK)

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

31. SENATOR KENNETH HALL:

32. Well, I think that this bill has been put in good
33. shape by Senator Soper. He has Soperized it. He said

1. he...I accepted his amendments to get it into the shape
2. that he wanted it as well as myself. So, with that, I think
3. that we've had enough discussion. I would just ask for
4. all green lights upon that board.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Question is shall House Bill 560 pass. Those in
7. favor will vote Aye. Those opposed will vote Nay. The
8. voting is open. Have all voted who wish? Have all voted
9. who wish? Take the record. On that question the Ayes
10. are 31, the Nays are 26, none Voting Present. House Bill
11. 560 having received a constitutional majority is declared
12. passed. Senator Soper, for what purpose do you arise?

13. SENATOR SOPER:

14. Well, I would like to say this, that I'd like to have
15. the same proposition. Verify the...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. On the Order of...on the Order of House Bills
18. 3rd reading, House Bill 58...oh, I thought he was just
19. standing up making an observation. He did not request
20. a verification, Sir. All right. Senator Walsh has requested
21. a verification of the roll call. Will the members please be in
22. their seats. The Secretary will read the affirmative votes.

23. SECRETARY:

24. The following voted in the affirmative: Berman,
25. Bruce, Carroll, Chew, Clewis, Collins, D'Arco, Daley,
26. Demuzio, Donnewald, Guidice, Kenneth Hall, Hickey, Johns,
27. Joyce, Knuppel, Kosinski, Lane, Lemke, Leonard, Maragos,
28. Merlo, Netsch, Newhouse, Rock, Savickas, Smith, Vadalabene,
29. Washington, Wooten, Mr. President.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Walsh.

32. SENATOR WALSH:

33. Senator Johns.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Johns on the Floor? Senator Johns on the Floor?
3. There he is. Senator Johns is on the Floor.
4. SENATOR WALSH:
5. Senator Newhouse.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Newhouse on the Floor? Take his name from
8. the record.
9. SENATOR WALSH:
10. Senator Savickas.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Savickas on the Floor? Senator Savickas on
13. the Floor? Take his name from the record.
14. SENATOR WALSH:
15. Where are we at?
16. PRESIDING OFFICER: (SENATOR ROCK)
17. You are now at 29. Sponsor requests consideration
18. postponed. Senator Knuppel on 585.
19. SENATOR KNUPPEL:
20. ...like to pass it. I've got some problems and call it
21. at the end of the call.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. That's...that will be fine. Leave is granted.
24. 611. Senator Collins are you handling that? All right.
25. On the Order of House Bills, 3rd reading, is House Bill
26. 611. Read the bill, Mr. Secretary.
27. SECRETARY:
28. House Bill 611.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Collins.
33. SENATOR COLLINS:

1. Mr. President and members of the Body. House
2. Bill 611 is identical to 1143 with exception of an amendment
3. put on yesterday by Senator Maragos and Senator Hickey.
4. It merely clarifies some of the language in the 1143 and
5. I move for its adoption.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Is there any discussion? Question is shall House
8. Bill 611 pass. Those in favor will vote Aye. Those
9. opposed will vote Nay. The voting is open. Have all
10. voted who wish? Have all voted who wish? Take the
11. record. On that question the Ayes are 52, the Nays are none,
12. none Voting Present. House Bill 611 having received
13. a constitutional majority is declared passed. 623, Senator
14. Netsch. On the Order of House Bills, 3rd reading, is House
15. Bill 623. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 623.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Netsch.

22. SENATOR NETSCH:

23. Thank you, Mr. President. This bill requires that
24. after a specified date, 1980 effectively, that nursing
25. homes require that their employees who provide personal
26. care to residents or patients, have a certain amount of
27. training under rules and regulations to be set by the
28. Department of Public Health. The bill has been amended
29. under considerable pressure from Senator Donnewald, Senator
30. Schaffer, Senator Demuzio and others and it does now,
31. effectively exclude all of the volunteers except those who
32. directly provide medical aid to...to patients and we are
33. agreed that those people should not be excluded. I think it's

1. something that the long term...the committee on long term
2. nursing care of the House that studied this problem for a long
3. time, feels is extremely important. There are a huge number
4. of people who are working in nursing homes who are untrained
5. and they have an enormous impact on those who are patients
6. there so that this is intended to phase in required
7. training over a period of time with th exemption that I noted.
8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any discussion? Senator Grotberg.

10. SENATOR GROTBORG:

11. Well, yes, Mr. President. I've heard of prospective
12. bills, but 1980...the way things are going, I don't think
13. we'll have any nursing homes left by 1980 because we can't
14. afford to keep the ones open we've got now.
15. I certainly think that mandating such a program for the only
16. service we left have...have left for people that are
17. trying to deliver at a reasonable price now, and are being
18. forced out of the marketplace, it's an unconscionable type of
19. mandate and especially two and a half years hence. Thank God
20. the General Assembly meets a couple times before in case this
21. bad bill passes.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Schaffer.

24. SENATOR SCHAFFER:

25. Mr. President, the amendment does, indeed, remove perhaps
26. the most distasteful part of this bill but I would like at least
27. all of us to consider that what we're doing with this bill is
28. eventually increasing the cost of the operation of the Department
29. of Public Health. They are obviously not going to be providing
30. a training program for nursing homes in this State without
31. considerable cost and considerable additional employees.
32. The cost of the nursing homes will raise itself, I suspect,
33. fairly dramatically as we institute these training programs.

1. We'll probably come up with a certification program. Many of
2. the categories of employment covered by this training area
3. are areas of high turnover. Those people will, of course,
4. be trained for whatever time period and then perhaps only
5. be at the nursing home for a matter of months. The cost
6. aspects of this bill are not to be exaggerated. This is a...
7. if you will, long term time bomb that will very definitely
8. explode in our faces since the vast majority of these costs
9. show up again in the Public Aid budget. It may well be it's
10. a step forward. But it's an extremely expensive step
11. forward.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Further discussion? Senator Rhoads.

14. SENATOR RHOADS:

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

16. Will the sponsor yield?

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates she will yield. Senator Rhoads.

19. SENATOR RHOADS:

20. Senator Netsch, you did put on the amendment that
21. we had all asked for. Now, we are strictly dealing with
22. personnel who deal with the patients of the nursing home,
23. not any other kinds of personnel such as kitchen help,
24. that kind of thing, is that correct?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Netsch.

27. SENATOR NETSCH:

28. Yes, that is correct. Actually, that was correct even under
29. the bill before the amendment because it talks only about
30. those who deliver personal care but the amendment takes out
31. additional categories.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Rhoads.

1. SENATOR RHOADS:

2. Well, Mr. President, I was initially opposed to this
3. bill in committee, but I do think that Senator Netsch
4. has...has improved the bill considerably. There is a delayed
5. effective date so that we can take another look at this.
6. And maybe it's worth a try.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any further discussion? Senator Netsch may close
9. the debate.

10. SENATOR NETSCH:

11. No, well...thank you, Mr. President. I...I would urge
12. support of it. It is a very important part of the entire
13. nursing home picture. Most of us have friends or relatives
14. who are going to end up in them and whether we do or
15. ...in fact, most of us are going to end up in nursing homes,
16. as a matter of fact. But whether we do or not, there are
17. thousands of patients in nursing homes throughout the State of
18. Illinois. They are affected directly by those employees who
19. have direct contact with them and have important responsibilities
20. with respect to them. Those people, at a minimum, should be
21. subjected to training. It is not nearly as costly as has been
22. represented and if it costs anything at all, it is worth it
23. for the safety and security and well being of those
24. people who are residents of nursing homes. I would urge a
25. favorable vote.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. The question is shall House Bill 623 pass. Those in
28. favor will vote Aye. Those opposed will vote Nay.
29. The voting is open. Have all voted who wish? Have all voted
30. who wish? Take the record. On that question the Ayes are
31. 27, the Nays are 21. Postponed...sponsor requests
32. postponed consideration. So ordered. On the Order of House
33. Bills, 3rd reading, House Bill 689. Read the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 689.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Berman.

7. SENATOR BERMAN:

8. Thank you, Mr. President, Ladies and Gentlemen of the
9. Senate. House Bill 689 is the appropriation for the Common
10. School Fund for Fiscal Year 1978. As amended, the bill
11. provides one billion three hundred and thirty million
12. eight hundred and eighty thousand dollars for the school
13. districts throughout the State of Illinois. This level
14. represents a 6.26 percent...represents a 6.26 percent
15. increase over the level of appropriation for Fiscal Year
16. '77. It is substantially higher by forty-five...by thirty-
17. five million dollars over the recommendation of the
18. Governor's translation of his amount that he wishes to spend
19. for our elementary and secondary schools and through the
20. Common School appropriation but it is an amount as we discussed
21. yesterday on 2nd reading, which I and many of my colleagues
22. feel is fiscally responsible in light of the projections of
23. ...in light of the projections of revenue that the State of
24. Illinois will have for 1978. I'll be glad to respond to any
25. questions and I solicit your Aye vote.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Is there any discussion? Senator Shapiro.

28. SENATOR SHAPIRO:

29. Well, Mr. President and Ladies and Gentlemen of the Senate.
30. This appropriation bill is approximately twenty-four
31. million over what the Governor has recommended and I would
32. point out to the Senate that this more than likely will
33. not be the last time we'll be seeing this bill. I'm sure it

1. will be coming back here for concurrence or nonconcurrence
2. as the Body sees fit. Generally speaking on 3rd reading, I would
3. recommend that you vote for it. However, in this case, I would
4. urge a No vote.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Glass.

7. SENATOR GLASS:

8. Well, Mr. President, I would certainly echo those
9. sentiments and I know yesterday, Senator Berman provided the
10. Body with copies of Comptroller Bakalis' ...number of news
11. articles indicating that in fact, he believed the revenue
12. projections would be higher than...than those of the
13. Bureau of the Budget. I think we're...we're making a
14. mistake shooting dice with those numbers and misleading
15. our schools into thinking that they will be getting more
16. money than will be available. It will be quite a letdown
17. if...if that is not the case. I think it's therefore a mistake
18. to...to go this route and I think the better course
19. is to defeat this bill.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Berman, you wish to
22. close? Senator Nimrod, did you wish to speak.

23. Senator Nimrod.

24. SENATOR NIMROD:

25. Yes, Mr. President and Ladies and Gentlemen of the Senate.
26. Just one thing for three years or four years in a row here,
27. we've seen the schools have false hopes and promises
28. early in the Session when the budget...being promised
29. excessive amounts of money that we knew could never be attained.
30. However, during this particular Session of the Legislature
31. and this administration, initially told the schools what
32. they could expect. They've made those plans. It seems to me
33. that this is kind of fiscally irresponsible when the schools are

1. already out. That you are promising them some money that they can
2. make no plans for and can really have no use for. It would
3. end up being a windfall. It would certainly disrupt their entire
4. plans and programs. I think that the responsible thing to
5. do is go along with that which they had agreed to and we
6. did not hear any complaints from them. They're saying they
7. couldn't live within those budgets that they planned for and
8. I think we should do is keep promising what they had
9. already received. And this certainly means that
10. the present income certainly expected by our Comptroller
11. has finally come down to the figures...very close
12. to the figures of the Bureau of the Budget. So, I think that
13. we've been very realistic and that this money just is not
14. going to be available.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Coffey.

17. SENATOR COFFEY:

18. Mr. President and members of the Senate. I rise in...
19. to...to vote in favor of this bill and I just hope that if
20. the money is not there, I hope the school boards are looking
21. at this budget very carefully because if it gets to the place
22. that we have a veto and the schools are promised this money,
23. it could put them into a hardship. I'll support this bill and
24. look at it if it has to be vetoed in the fall.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any further discussion? Senator Berman may close the
27. debate.

28. SENATOR BERMAN:

29. I'd just ask for a favorable roll call for every school
30. district in the State of Illinois.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Question is shall House Bill 689 pass. Those in
33. favor will vote Aye. Those opposed will vote Nay. The voting
is open. Have all voted who wish? Have all voted who wish?

1. Take the record. On that question the Ayes are 33, the Nays
2. are 23, none Voting Present. House Bill 689 having
3. received a constitutional majority is declared passed.
4. Senator Wooten, for what purpose do you arise?

5. SENATOR WOOTEN:

6. On a point of personal privilege.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. State your point, Sir.

9. SENATOR WOOTEN:

10. I discovered that a remark I made earlier had been
11. somewhat misconstrued. When I expressed the regret that
12. House Bill 1 had not also been re-referred to committee,
13. I used the phrase "honest neighbor" in the Shakespearean
14. sense of a careful friend. I certainly did not wish
15. in any way to disparage the character of my good friend,
16. Bob Egan. And I am sorry that my comments become more
17. and more obscure as I become more and more fatigued.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. The President has asked me to announce
20. that in fact, the food is here and ready for the
21. membership if they will...we will...we will continue with
22. the bills, but if we can go off a few at a time and bring
23. back plates of food...on the Order of House Bills, 3rd
24. reading is House Bill 714, Senator Hall.

25. Senator Hall, for what purpose do you arise?

26. SENATOR KENNETH HALL:

27. Well, Mr. President, this bill rises and falls on
28. what Senator Chew...is he on the Floor...what happens to his
29. bill so I would just determine if his bill is not going
30. anyplace, there is no need of me calling this bill.
31. So, I'll just wait until...see what happens to his bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Well,...

SENATOR KENNETH HALL:

1. He did postpone it, didn't he?

2. PRESIDING OFFICER: (SENATOR ROCK)

3. It is on Postponed Consideration. The problem with
4. that procedure is that you may not get back to it, you
5. understand that. If he calls it, he can postpone it.
6. Certainly. No question about it. All right. Read the bill,
7. Mr. Secretary.

8. SECRETARY:

9. House Bill 714.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Hall.

14. SENATOR KENNETH HALL:

15. Well, Mr. President and Ladies and Gentlemen of the
16. Senate. This bill has been Soperized also. The East
17. St. Louis Depressed Area Land Use and Community Development
18. Authority is created with powers to act as a public developer
19. in carrying out community development in East St. Louis
20. area and to do so in a manner in which they will rely to the
21. maximum extent on private enterprise. While...in the
22. capacity of the State and Federal Governments to make
23. the resource available to the people of the depressed areas
24. by providing any assistance needed by such State and Federal
25. Government or local entity to produce quality environment.
26. I would ask your most favorable support of this bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Any discussion? Senator Soper.

29. SENATOR SOPER:

30. Well, I hate to be the hatchet man on these bills but
31. this is another situation that if East St. Louis wants to do
32. this, they can go to BED and they...they'll take care of
33. whatever is necessary and...and if it's feasible and it's

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3rd reading
6-28-77

1. practical, they'll...they'll do it. But to have a commission
2. that's not funded, that's got nothing in it and to ask the Governor
3. to get seven people together in another commission that won't
4. mean anything, you couldn't get seven people to go across
5. the street unless you paid them and I don't know what you're
6. going to do with this, but I would suggest that...that this
7. gets about five votes, put it on Postponed Consideration
8. with...with Senator Chew's bill and then...if that's where it
9. belongs, then after that, they'll both be killed, I guess.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Graham.

12. SENATOR GRAHAM:

13. Only want to...thank you, Mr. President. Only want
14. to suggest that when Jesse James was extracting
15. money from the taxpayers he rode a horse.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? Question is shall House Bill
18. 714 pass. Those in favor will vote Aye. Those opposed
19. will vote Nay. The voting is open. Have all voted who wish?
20. Have all voted who wish? Take the record. On that question the
21. Ayes are 26, the Nays are 19, sponsor requests consideration
22. postponed. So ordered. On the Order of House Bills,
23. 3rd reading, is House Bill 818. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 818.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Demuzio.

30. SENATOR DEMUZIO:

31. Thank you, Mr. President. House Bill 818 was on
32. process of being discussed the other day when Senator Glass
33. suggested that the amendment was put on in the morning so

1. that I think by now everyone has had an opportunity to
2. ...to review it. The bill amends the Soil and Water
3. Conservation District Law to allow the Department
4. of Agriculture to develop a comprehensive State erosion and
5. sediment control program and to establish guidelines
6. for the implementation of such a program by the soil
7. and water conservation districts. The department shall...
8. will consult and advise with the State Soil and Water Conservation
9. Districts Advisory Board and there has been no change
10. in the current structure in regard to the State erosion and
11. sediment control program. The bill provides requirements
12. for the department to meet for consideration, development
13. of the program. The department would also review and approve
14. districts programs and standards and standards and provide
15. assistance as required. This bill was a compromise between
16. the Illinois Agriculture Association, the State Soil
17. and Water Conservation Districts, the Department of Agriculture
18. who is in support of the program and Metropolitan Sanitary
19. District has no objections, the Home Builders and the
20. Municipal League. It is strictly a voluntary program
21. and the penalty provisions have been totally excluded.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any discussion? Senator Berning.

24. SENATOR BERNING:

25. Question. Is this a mandatory or permissive in
26. its final form?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Demuzio.

29. SENATOR DEMUZIO:

30. I...my last three words, it is totally permissive.
31. It is...it is not mandatory, it is voluntary.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Any further discussion? Question is shall House Bill 818

1. pass. Those in favor will vote Aye. Those opposed will
2. 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 48, the Nays are 1, none Voting Present.
5. House Bill 818 having received a constitutional majority
6. is declared passed. 820, Senator Bloom. 921, Senator
7. Guidice. On the Order of House Bills, 3rd reading, is
8. House Bill 921. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 921.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Hold it. Hold it. Senator Guidice, for what purpose
13. do you arise?

14. SENATOR GUIDICE:

15. Point of personal privilege, Mr. President. You're
16. going to call this bill at this particular time. I've had
17. an opportunity to discuss it with many of my colleagues.
18. I feel that we do have a good bill here, but I'm going to
19. give it an opportunity to have more input by the members
20. of this Body. Therefore, I'm going to ask that it be
21. recommitted to the Insurance Committee.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Guidice moves to recommit House Bill 921
24. to the Committee on Insurance. So ordered. 966,
25. Senator McMillan. On the Order of House Bills
26. 3rd reading is House Bill 966. Read the bill, Mr.
27. Secretary.

28. SECRETARY:

29. House Bill 966.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator McMillan.

1. SENATOR McMILLAN:

2. This bill is precisely as...as the short title says.
3. We've gone over it. I think have all the problems taken
4. care of. I seek a favorable roll call.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Question is shall House Bill 966 pass. Those in
7. favor will vote Aye. Those opposed will vote Nay. The
8. voting is open. Have all voted who wish? Have all voted
9. who wish? Take the record. On that question the Ayes
10. are 49, the Nays are none, none Voting Present. House
11. Bill 966 having received a constitutional majority is declared
12. passed. On the Order of House Bills, 3rd reading
13. is House Bill 970. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 970.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Harber Hall.

20. SENATOR HARBER HALL:

21. Mr. President, this is the appropriation for the
22. Fire Protection Personnel Standards and Education Commission.
23. I solicit your support.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Question is shall House Bill 970 pass. Those in favor
26. will vote Aye. Those opposed will vote Nay. The voting
27. is open. Have all voted who wish? Have all voted who wish?
28. Take the record. On that question the Ayes are 53, the
29. Nays are none, none Voting Present. House Bill 970
30. having received a constitutional majority is declared
31. passed. On the Order of House Bills...with leave of the Body,
32. we'll come back to 973, Senator Smith, I think just walked off
33. the Floor. Leave is granted. Senator Schaffer on 1005.

1. On the Order of House Bills, 3rd reading, is House Bill 1005.
2. Read the bill, Mr. Secretary.
3. SECRETARY:
4. House Bill 1005.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Schaffer.
9. SENATOR SCHAFFER:
10. This is the ordinary and contingent expenses of the
11. Department of Public Health. It has been amended.
12. I believe the total is approximately thirty-six
13. million dollars. I would appreciate a favorable roll call.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Is there any discussion? The question is shall House
16. Bill 1005 pass. Those in favor will vote Aye.
17. Those opposed will vote Nay. The voting is open.
18. Have all voted who wish? Have all voted who wish?
19. Take the record. On that question the Ayes are 53, the Nays
20. are none, none Voting Present. House Bill 1005 having
21. received a constitutional majority is declared passed.
22. 1011. 1026, Senator Coffey. 1033, Senator Schaffer.
23. On the Order of House Bills, 3rd reading, House Bill 1033.
24. Read the bill, Mr. Secretary.
25. SECRETARY:
26. House Bill 1033.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Senator Schaffer.
31. SENATOR SCHAFFER:
32. This is the ordinary and contingent expenses for the
33. Department of General Services. It's been amended in the Senate

1. and I think it's in reasonably good shape to go to a
2. Conference Committee.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Question is shall House Bill 1033 pass. Those in
5. favor will vote Aye. Those opposed will vote Nay. The
6. voting is open. Have all voted who wish? Have all voted
7. who wish? Take the record. On that question the Ayes
8. are 54, the Nays are none, none Voting Present.
9. House Bill 1033 having received a constitutional majority
10. is declared passed. 1026, Senator Coffey. On the Order of
11. House Bills 3rd reading is House Bill 1026. Read the bill,
12. Mr. Secretary.

13. SECRETARY:

14. House Bill 1026.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Coffey.

19. SENATOR COFFEY:

20. Yes, Mr. President and members of the Senate.

21. This is the appropriations for the ordinary and contingency
22. expense for the Illinois Commerce Commission for the
23. Fiscal Year July 1st, 1977 for five million six hundred and
24. fifty-two thousand nine hundred and I would ask your
25. favorable roll call on this...

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Is there any discussion? The question is shall House
28. Bill 1026 pass. All those in favor...those in favor will
29. vote Aye. Those opposed will vote Nay. The voting is open.
30. Have all voted who wish? Have all voted who wish? Take the
31. record. On that question the Ayes are 54, the Nays are none,
32. none Voting Present. House Bill 1026 having received a
33. constitutional majority is declared passed. 1039, Senator

1. Bowers. On the Order of House Bills, 3rd reading is House
2. Bill 1039. Read the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 1039.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Bowers.

9. SENATOR BOWERS:

10. Thank you, Mr. President. This is the appropriation
11. for the Department of Aging. Unless there are any questions
12. I would appreciate a favorable roll call.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Question is shall House Bill 1039 pass. All those
15. in favor...those in favor will vote Aye. Those opposed
16. will vote Nay. The voting is open. Have all
17. voted who wish? Have all voted who wish? Take the record.
18. On that question the Ayes are 56, the Nays are none, none
19. Voting Present. House Bill 1039 having received a
20. constitutional majority is declared passed. 1044,
21. Senator Bloom. On the Order of House Bills, 3rd reading,
22. is House Bill 1044. Read the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill . 1044.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Bloom.

29. SENATOR BLOOM:

30. This bill has been fully debated and explained. I would
31. urge a favorable roll call.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Question is shall House Bill 1044 pass. Those in favor

1. will vote Aye. Those opposed will vote Nay. The voting is
2. open. Have all voted who wish? Have all voted who wish?
3. Take the record. On that question the Ayes are
4. 52, the Nays are none, none Voting Present. House Bill
5. 1044 having received a constitutional majority is declared
6. passed. Senator Leonard, 1055. On the Order of House
7. Bills 3rd reading is House Bill 1055. Read the bill,
8. Mr. Secretary.

9. SECRETARY:

10. House Bill 1055.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Leonard.

15. SENATOR LEONARD:

16. This is the one we debated this afternoon which the
17. amendment was removed. It is in its original form. It
18. simply pertains to school boards and the electorate and I
19. ask its passage.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any discussion? Senator Bloom.

22. SENATOR BLOOM:

23. Well, we did discuss it fully this afternoon and I'd
24. rise in opposition to this. Because what's good for
25. the goose is good for the gander, too. The bill was in fine
26. form as you had the amendment on it and by taking that
27. amendment off, I think you're still allowing certain
28. classes of public bodies to use the taxpayers' money
29. to lobby and I think that's wrong. I'd urge a No vote.
30. Thank you.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Any further discussion? Senator Glass.

33. SENATOR GLASS:

1. I would like to ask the sponsor a question, Mr.
2. President.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Sponsor indicates he will yield. Senator Glass.

5. SENATOR GLASS:

6. Senator Leonard, would you indicate what the bill
7. does now in its original form?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Leonard.

10. SENATOR LEONARD:

11. Yes, the bill says that school boards...well, any
12. governmental body that's primarily intended for...for
13. school boards of that type of governmental body, cannot
14. use taxpayer's money to say vote No on November 22nd.
15. They can put out informational pieces that show how much
16. their budget is, what their expenses are. They can explain
17. their position. They cannot just blatantly and deliberately
18. come out and campaign for an issue. The taxpayers'
19. money isn't supposed to be used for that. And it pertains
20. strictly to the issue of the governmental body and the
21. electorate.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Hickey.

24. SENATOR HICKEY:

25. That is it could not affect, Senator Leonard, somebody from
26. a school board at home lobbying in Springfield?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Leonard.

29. SENATOR LEONARD:

30. The relationship between governmental bodies is a whole
31. other question. I'll come back some other time with that
32. bill. This is a simple question between governmental bodies
33. and the public.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Grotberg.

3. SENATOR GROTBORG:

4. Part of my question would be this, if the sponsor
5. will yield.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Indicates he will yield. Senator Grotberg.

8. SENATOR GROTBORG:

9. As I interpret this now, the University of Illinois
10. lobbyists can no longer come down and lobby for legislation.
11. Because it affects everybody, Senator. Not just the school
12. referendum. Am I correct?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Leonard.

15. SENATOR LEONARD:

16. My understanding is by removing the amendment
17. this afternoon, the lobbyists can come down
18. here. What we are talking about is school districts or a county
19. board, somebody who has a referendum using their funds to
20. advertise their position. And there is a provision in here
21. which talks about informational matter. You can
22. state your position, but you can't simply tell people with
23. their own money how they ought to vote.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Grotberg.

26. SENATOR GROTBORG:

27. To me, there's a large distinction between your language
28. and the bill proposition, and referendum. I don't see
29. the words referenda mentioned in the bill. Are they?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Leonard.

32. SENATOR LEONARD:

33. I have to go through...if you don't see them, chances
are they aren't. But that's...we have...we have taken the

1. amendment out to not get involved with the issue of what
2. your...what the lobbyists...what the institutions can do
3. between governmental bodies. All I want to concentrate
4. on here, this afternoon...like I say, I'll come back some
5. other time, is spending taxpayers' money to tell the
6. taxpayer how he should vote.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator...Senator Rhoads.

9. SENATOR RHOADS:

10. Question of the sponsor.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Indicates he will yield. Senator Rhoads.

13. SENATOR RHOADS:

14. Senator Leonard, have you had a chance to discuss
15. the debate this afternoon with the House sponsor and find
16. out the House sponsor's reaction to the amendment going off?

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Leonard.

19. SENATOR LEONARD:

20. He is agreeable.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Rhoads.

23. SENATOR RHOADS:

24. All right. I agree with Senator Bloom. I...I think
25. this was a much better bill with the amendment on, but I
26. want to support it anyway. I talked to State Representative
27. Donna Carlson who is in the Arizona Legislature which was one
28. of the first to introduce this bill and it is model legislation
29. recommended by the American Legislative Exchange Council.
30. I think it's a good idea and I'm going to support it.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Schaffer.

33. SENATOR SCHAFFER:

1. Well, I guess the longest journey begins with a single
2. step. I'm sorry you've chosen to make it a small
3. step but I'll still march with you.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any further discussion? Senator Leonard may close
6. the debate.

7. SENATOR LEONARD:

8. I think Jack Schaffer has just said it. I'd like
9. everybody to take a step and cast a green vote.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Question is shall House Bill 1055 pass. Those in
12. favor will vote Aye. Those opposed will vote Nay.
13. The voting is open. Have all voted who wish? Have all voted
14. who wish? Take the record. On that question the Ayes are
15. 36, the Nays are 10, 1 Voting Present. House Bill 1055
16. having received a constitutional majority is declared passed.
17. On the Order of House Bills, 3rd reading, House Bill 1060.
18. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 10...House Bill 1060.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Hynes.

25. SENATOR HYNES:

26. Mr. President and members of the Senate. As amended
27. by Senator Knuppel...at the request of Senator Knuppel,
28. to clarify the language, this bill would allow the
29. Capital Development Board to do capital improvement
30. work at various institutions in Cook County. It does not
31. mandate that it be done, nor is there an accompanying
32. appropriation. It simply gives the authority if in the future
33. it is decided that a program is desirable. I would appreciate

1. your support.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? Question is shall House Bill

4. 1060 pass. Those in favor will vote Aye. Those opposed

5. will vote Nay. The voting is open. Have all voted who wish?

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

7. the Ayes are 44, the Nays are 5, 1 Voting Present. House

8. Bill 1060 having received a constitutional majority is

9. declared passed. On the Order of House Bills, 3rd reading,

10. House Bill 1064. Read the bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 1064.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Berning.

17. SENATOR BERNING:

18. The bill does exactly what the Digest says. I request

19. a favorable vote.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Question is shall House Bill 1064 pass. Those in

22. favor will vote Aye. Those opposed will vote Nay.

23. The voting is open. Have all voted who wish? Have all

24. voted who wish? Take the record. On that question the Ayes

25. are 51, the Nays are none, none Voting Present. House Bill

26. 1064 having received a constitutional majority is declared

27. passed. On the Order of House Bills, 3rd reading, is

28. House Bill 1071. Read the bill, Mr. Secretary.

29. SECRETARY:

30. House Bill 1071.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator McMillan.

2. SENATOR McMILLAN:

3. This is the appropriation for the Institute of
4. Environmental Quality. It was reduced by one hundred and
5. fifty-nine thousand in the Appropriations Committee,
6. currently amounts to two million...two hundred and
7. twenty-four thousand dollars.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any discussion? The question is shall House Bill
10. 1071 pass. Those in favor will vote Aye. Those opposed
11. will vote Nay. The voting is open. Have all voted who wish?
12. Have all voted who wish? Take the record. On that question
13. the Ayes are 53, the Nays are none, none Voting Present.

14. House Bill 1071 having received a constitutional majority
15. is declared passed. 1180, Senator Carroll.

16. On the Order of House Bills 3rd reading is House Bill 1180.
17. Read the bill, Mr. Secretary.

18. ACTING SECRETARY: (MR. FERNANDES)

19. House Bill 1180.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President. As reduced by the House
26. from some seventy-three thousand to forty-three thousand
27. five hundred and fifty dollars eighty-eight cents,
28. this is the appropriation to the Medley Moving for
29. relocating Public Aid recipients and attorney's fees,
30. et cetera. I would ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Any discussion? Senator Rhoads.

33. SENATOR RHOADS:

1. Question of the sponsor.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Indicates he will yield. Senator Rhoads.

4. SENATOR RHOADS:

5. Senator Carroll, would you please repeat the figure

6. slowly. I couldn't hear you the first time.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Carroll.

9. SENATOR CARROLL:

10. 43,550.88.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. It's in the budget?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Carroll.

17. SENATOR CARROLL:

18. I doubt that very much.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Rhoads.

21. SENATOR RHOADS:

22. Could you explain the relationship, if any, between

23. this storage company and the commissioner on the Chicago

24. Board of Election Commissioners?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Carroll.

27. SENATOR CARROLL:

28. I believe it to be the same person.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Carroll, he didn't hear you.

31. SENATOR CARROLL:

32. I believe it to be the same person.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Rhoads.

2. SENATOR RHOADS:

3. Well, didn't we defeat a bill in here that would
4. prohibit outside employment by the commissioners that would
5. have permitted outside employment by commissioners?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. It's on Postponed Consideration.

8. SENATOR RHOADS:

9. All right. Well, I just want everyone to know that that's
10. the same issue.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Regner.

13. SENATOR REGNER:

14. Yes, you know, I find this very interesting that we
15. try to appropriate directly for this particular thing
16. especially when you look at the past when it's been the
17. policy of the General Assembly not to make any
18. ...appropriation to pay a claim against the State unless
19. the award is made by the Court of Claims and the Court of
20. Claims has turned this award down prior to this, I forget
21. the exact date, but it has been turned down and I...I see
22. no reason for a bill like this to make this payment.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Glass.

25. SENATOR GLASS:

26. Well, I...I was going to ask the question that
27. apparently Senator Regner has answered, specifically, why didn't
28. this individual go through the Court of Claims and apparently
29. he did so and if that isn't the case, maybe Senator Carroll
30. can respond. But if the Court of Claims has heard this
31. and rejected it, I think it would be terrible policy for us
32. to go ahead and in effect, overrule them.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Carroll.

2. SENATOR CARROLL:

3. It's my understanding the Court of Claims made a
4. partial award of some eleven thousand dollars and that
5. it was decided that his redress was therefore, directly
6. to the General Assembly if he determined that any other
7. amounts were due and owing him. There was apparently
8. some question on some of these people because they had,
9. in fact, some of the recipients who he moved, had, in
10. fact, died. The question was clarified that he was ordered
11. by caseworkers to move the furniture to the next of kin.
12. Yes, it was true, it was after the recipient had died,
13. but the caseworker had ordered him as he had ordered him
14. before people had died, to move these items and this is
15. again a company bill. I don't know that...who the ownership
16. of the company is other than Mr. Medley has indicated
17. he is an owner and had verified these various amounts
18. both to the House and some of the staff here.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? Senator Carroll, you wish
21. to close?

22. SENATOR CARROLL:

23. I would ask for a favorable roll call.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. The question is shall House Bill 1180 pass.
26. Those in favor will vote Aye. Those opposed will vote
27. Nay. The voting is open. Have all voted who wish?
28. Have all voted who wish? Take the record. On that question
29. the Ayes are 25, the Nays are 20. Sponsor requests
30. consideration postponed. So ordered. 1185. On the
31. Order of House Bills, 3rd reading, is House Bill 1185.
32. Read the bill, Mr. Secretary.

33. ACTING SECRETARY: (MR. FERNANDES)

House Bill 1185.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Washington.

5. SENATOR WASHINGTON:

6. Mr. President, House Bill 1185 expands the definition
7. of rape and deviate sexual assault to include two degrees of
8. each. Now, this bill would, 1, add threat or force
9. as well as use of force as an element of rape and 2, break
10. down rape into Class 2 felony and an aggravated rape
11. which would be Class 1 felony. I submit to any questions.
12. I ask for your support.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any discussion? Senator Guidice.

15. SENATOR GUIDICE:

16. Thank you, Mr. President. Will the sponsor yield?

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates he will yield. Senator Guidice.

19. SENATOR GUIDICE:

20. Senator Washington, what's the present class of rape?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Washington.

23. SENATOR WASHINGTON:

24. There is one, it's a Class 1 felony.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Guidice.

27. SENATOR GUIDICE:

28. Well, it's my understanding that rape in and of itself
29. is the threat of force at the present time or force itself
30. that's exercised in the particular Act? Okay, and that's
31. what constitutes rape. Why would you want to break it down
32. so that there would be a lesser degree of rape because of the
33. ...just the threat of force? I don't understand why you
would want to do something like that.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Washington.

3. SENATOR WASHINGTON:

4. Well, first of all, there are other crimes which
5. have various categories of course, robbery, homicide,
6. et cetera, and so forth. But practically speaking,
7. it is extremely difficult in certain jurisdictions,
8. I understand, to get a conviction of a crime or a rape
9. unless there is a demonstrated almost horrible physical
10. abuse of the woman involved. In short, there is a feeling
11. and I share that feeling that if you have two classes of
12. rape and let's say they're rape, and there's no question
13. about it in this hypothetical question, that unless that
14. there should be a category in which force or physical
15. abuse has not been demonstrated.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Guidice.

18. SENATOR GUIDICE:

19. Now, I'm not going to belabor the issue, but how do
20. you determine then, the threat of force...what's the threat,
21. I mean, the mere saying, okay, fine, I'm going to...I'm
22. going to punch you and that's sufficient...have rape then?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Washington.

25. SENATOR WASHINGTON:

26. That would be a question of evidence. Of course, we can
27. visualize quite a few situations. A two hundred and fifty-
28. two pound man, with muscles all on his ears, eyes, and neck
29. looking down on a five foot, hundred pound woman and saying,
30. I'm going to beat your brains out unless you comply. Well,
31. just plain old common sense would dictate the woman would
32. be in mortal fear. There was no force used but there was a
33. clear cut threat of force. And if she...and if she

1. acquiesced under those circumstances, I think we would have
2. to agree, given those facts, that it was a threat of force
3. which a reasonable person would feel in threat of eminent
4. danger and comply with. There are other examples we can go on
5. and on, of course.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any further discussion? Senator Knuppel.

8. SENATOR KNUPPEL:

9. Well, at least, it gives some of us people over fifty
10. a defense.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Any further discussion? Senator Washington may close
13. the debate.

14. SENATOR WASHINGTON:

15. I think this is an excellent bill. It's a needed
16. clarification of the law. It has tremendous support and I
17. ask for your support.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Question is shall House Bill 1185 pass. Those in
20. favor will vote Aye. Those opposed will vote Nay. The voting
21. is open. Have all voted who wish? Have all voted who wish?
22. Take the record. On that question the Ayes are 44, the
23. Nays are 6, 4 Voting Present. House Bill 1185 having
24. received a constitutional majority is declared passed.
25. On the Order of House Bills, 3rd reading, is House Bill 1203.
26. Read the bill, Mr. Secretary.

27. ACTING SECRETARY: (MR. FERNANDES)

28. House 1203.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Berman.

33. SENATOR BERMAN:

1. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
2. House Bill 1203 would authorize the Chicago Board
3. of Education to issue thirty-one million dollars
4. in working cash fund bonds without referendum. The authorization
5. would also increase the permissive tax rate of these
6. bonds from six percent to seven percent. In committee,
7. testimony was introduced to indicate that the reason for
8. the increase in percentage rate was based upon a sale
9. at...in May of '76 of bonds that were of a different type
10. that did have a higher authorization. Those were sold at
11. 6.9. It is believed that we might be able to sell them
12. at less than 7 but we wanted the authorization to go to
13. 7. As to the need for these...for the working cash fund
14. bonds, this will place the operation of the Chicago
15. schools on a sounder fiscal basis without incurring additional
16. expense. Over the twenty year period for repayment of these
17. bonds, the interest costs on retiring these bonds is going
18. to be anticipated to be less...certainly not more than the
19. cost of borrowing these funds on the open market.
20. Because of the magnitude of the operations of the Chicago
21. Board, the lending institutions are finding it difficult
22. to meet the Board's fiscal obligations on a short term
23. basis. That's the reason for the need of these working
24. cash fund bonds. I'll be glad to respond to any questions.
25. Solicit your Aye vote.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any discussion? Senator Wooten.

28. SENATOR WOOTEN:

29. Well, just to note, this is flawed with that fatal
30. phrase, without referendum.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Any further discussion? Senator Berman, you wish to
33. close? Question is shall House Bill 1203 pass. Those in

HB 1228
3rd Reading
6/28/77

1. favor will vote Aye. Those opposed will vote Nay.
2. The voting is open. Have all voted who wish? Have all
3. voted who wish? Take the record. On that question the
4. Ayes are 31, the Nays are 22, 1 Voting Present. House
5. Bill 1203 having received a constitutional majority is
6. declared passed. 1222. I'd ask leave, as soon as I can get
7. down, to call that. 1226, Senator Graham. 1228,
8. Senator Roe. On the Order of House Bills, 3rd reading, is
9. House Bill 1228. Read the bill, Mr. Secretary.

10. ACTING SECRETARY: (MR. FERNANDES)

11. House Bill 1228.
12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Roe.

16. SENATOR ROE:

17. Mr. President, members of the Senate. We discussed
18. this bill at some length in conjunction with an amendment
19. that was offered earlier today which was defeated. This bill
20. says that no individual or business entity shall be awarded
21. a contract or subcontract if there has been a conviction
22. of bribery or attempted bribery or admission which would
23. constitute that, as a result of a grant of immunity.
24. A conviction of either of these offenses or an admission
25. as part of a grant of immunity would bar that individual
26. or business entity from being awarded any contracts with the
27. State of Illinois for a period of five years.

28. PRESIDENT:

29. Is there any discussion? Senator Schaffer.

30. SENATOR SCHAFFER:

31. Senator Roe, if this bill had been on the books
32. several years ago, would Marge Everett still been in business
33. in this State?

1. PRESIDENT:

2. Senator Roe.

3. SENATOR ROE:

4. I...I think she probably would be, Senator Schaffer,
5. because this applies...this is an amendment to the State
6. Purchasing Act.

7. PRESIDENT:

8. Is there any further discussion? Senator Daley.

9. SENATOR DALEY:

10. Will the sponsor yield to a question?

11. PRESIDENT:

12. Indicates he will yield.

13. SENATOR DALEY:

14. What...what is the real intent of the bill and who is
15. it for?

16. PRESIDENT:

17. Senator Roe.

18. SENATOR ROE:

19. Senator Daley, this is Representative Stearney's
20. bill, if that helps any. And he has not discussed with me
21. personally what...you know, any way for me to be able to
22. answer your question. In other words, he's given me no
23. indication as to whether or not there is any intent
24. that would not appear from the face of the bill.

25. PRESIDENT:

26. Senator Daley.

27. SENATOR DALEY:

28. Mr. President, this states that where an official
29. or agent or employee of a business entity, any large
30. corporation that has an employee that does bribe or
31. attempts to bribe an official employee of the State of
32. Illinois, a State Policeman or anyone would fall under this
33. Act.

1. PRESIDENT:

2. Senator Guidice.

3. SENATOR GUIDICE:

4. Thank you, Mr. President. Will the sponsor yield to a
5. question?

6. PRESIDENT:

7. Indicates he will yield.

8. SENATOR GUIDICE:

9. What happens if a particular individual is granted
10. immunity to testify in a trial? Would they fall under
11. this Act?

12. PRESIDENT:

13. Senator Roe.

14. SENATOR ROE:

15. It's my opinion, Senator Guidice, that if they made
16. an on the record admission as part of an immunity grant
17. which would place them in the position where on the record
18. they could have been convicted of attempted bribery
19. or bribery that they would fall under the purview of this
20. bill.

21. PRESIDENT:

22. Senator Guidice.

23. SENATOR GUIDICE:

24. You can't read the bill that way. It says convicted
25. of, okay, or it doesn't say the fact that you just admitted it
26. into a trial. I don't think this is a good bill.

27. PRESIDENT:

28. Is there any further discussion? If not, the question is
29. shall House Bill 1228 pass. Those in favor will vote Aye.
30. Those opposed will vote Nay. The voting is open.
31. Have all voted who wish? Have all voted who wish? Take
32. the record. On that question the Ayes are 35, the Nays are
33. 1, none Voting Present. House Bill 1228 having received a

1. constitutional majority is declared passed. House Bill
2. 1237, Senator Regner. Read the bill.

3. ACTING SECRETARY: (MR. FERNANDES)

4. House Bill 1237.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Regner.

9. SENATOR REGNER:

10. Mr. President and members of the Senate.

11. This bill pertains to townships. The current law
12. requires the townships that hold...lie wholly within
13. or whose limits are coextensive with the limits of a
14. municipality must divide into election districts
15. and all this bill does is changes shall to may so that
16. they may just have one election district and this would
17. be beneficial to those townships with very small
18. populations.

19. PRESIDENT:

20. Any further discussion? If not, the question is shall
21. House Bill 1237 pass. Those in favor will vote Aye. Those
22. opposed will vote Nay. The voting is open. Have all voted
23. who wish? Have all voted who wish? Take the record.
24. On that question the Ayes are 46, the Nays are 1, none
25. Voting Present. House Bill 1237 having received a constitutional
26. majority is declared passed. House Bill 1240...excuse me.
27. Senator Rock was presiding and we passed House Bill 1222.
28. Do we have leave to return to that bill? Leave is granted.
29. House Bill 1222, Senator Rock. Read the bill.

30. SECRETARY:

31. House Bill 1222.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Rock.

3. SENATOR ROCK:

4. Thank you, Mr. Prèsident, Ladies and Gentlemen of the
5. Senate. House Bill 1222, does, in fact, provide for the
6. election of additional judges in the County of Cook. It would
7. allow for the election of nine additional judges to be elected
8. at each of the next four general elections for a total
9. of thirty-six additional judges. In each of those elections,
10. three judges are to be elected in the City of Chicago only,
11. three judges to be elected outside of Chicago, county only,
12. that is and three judges to be elected on a county-wide
13. basis in accord with the constitutional formula as set forth
14. in our Constitution. I know of no objection. I would
15. urge a favorable vote.

16. PRESIDENT:

17. Any further discussion? If not, the question is shall
18. House...Senator Guidice...if not, the question is shall
19. House Bill 1222 pass. Those in favor will vote Aye. Those
20. opposed will vote Nay. The voting is open. Have all
21. voted who wish? Have all voted who wish? Take the record.
22. On that question the Ayes are 45, the Nays are 9, 1 Voting
23. Present. House Bill 1222 having received a constitutional
24. majority is declared passed. House Bill 1240, Senator Rock.
25. Read the bill.

26. SECRETARY:

27. House Bill 1240.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Rock.

32. SENATOR ROCK:

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

1. Senate. House Bill 1240 is an amendment to the School
2. Construction Bond Act and it would increase the authorization
3. to sell bonds to reimburse school districts for the
4. construction of special ed facilities from twenty million
5. to thirty million, an increase of ten million dollars.
6. And it also extends the provision authorizing the appropriation
7. of bond proceeds to the State Board of Education for
8. reimbursement for special ed building purposes to include
9. FY '78. Presently, the law...this provision applies only
10. to FY '76 and '77. I would urge a favorable vote.

11. PRESIDENT:

12. Is there any discussion? If not...Senator Glass.

13. SENATOR GLASS:

14. Well, thank you, Mr. President. I will briefly indicate
15. my opposition to the bill, as Senator Rock and I think some
16. of the membership will recall, I attempted to attach an
17. amendment to this bill which is posed by the Bureau of the
18. Budget because it does, in fact, increase the bond
19. authorization as Senator Rock mentioned, by ten million
20. dollars. I oppose it on that ground and one other which
21. was discussed earlier. The City of Chicago does not have at
22. this time, any limit on its special ed construction
23. fund and...rather a tax levy. It can, in fact, continue to
24. levy beyond the eight years that is specified for downstate
25. districts. And I would, at this time, Mr. President, ask what
26. vote is required for passage of House Bill 1240.

27. PRESIDENT:

28. Is there any further discussion?

29. SENATOR GLASS:

30. ...to this bill.

31. PRESIDENT:

32. Senator Rock.

33. SENATOR ROCK:

1. Did you indicate how...what kind of vote is
2. required. This is an increase in bonding authority.

3. PRESIDENT:

4. Obviously the Chair was distracted. And we will
5. ...thirty-six votes. Senator Rock.

6. SENATOR ROCK:

7. Yeah, well, if there's no further debate, I would
8. just like to close and point out that the amendment which
9. Senator Glass talked about was an amendment that was offered
10. by the Bureau of the Budget. Now, the Governor, in fact,
11. has allocated or indicated in his...is his budget message
12. that there were to be about a hundred million dollar increase
13. in the bonding authority of this State. The General
14. Assembly, as usual, has the option to set the priority.
15. This is certainly a high priority. In addition to that...
16. in addition to that, the amendment, as offered by the
17. Bureau of the Budget, addressed itself to that eight year
18. limitation and the limitation applies, as I said, in committee
19. and on the Floor, only to that special tax levy. In the
20. City of Chicago there is no such tax levy, hence it's not
21. required. I would urge a favorable vote.

22.

23.

24.

End of reel

25.

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33.

1. PRESIDENT:

2. The question is, shall House Bill 1240 pass. Those in
3. favor will vote Aye. Those opposed will vote Nay. The
4. voting is open. Have all voted who wish? Have all voted
5. who wish? Take the record. On that question, the Ayes are
6. 34, the Nays are 11. Sponsors move...moves to Postponed
7. Consideration. Consideration will be postponed. House
8. Bill 1255, Senator Chew. Read the bill.

9. SECRETARY:

10. House Bill 1255.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Chew.

15. SENATOR CHEW:

16. The bill has been amended, Mr. President, and every-
17. body involved satisfied and I'd ask for a favorable roll
18. call.

19. PRESIDENT:

20. Is there any discussion? Senator Wooten.

21. SENATOR WOOTEN:

22. Just curious as to what the amendment does, Senator
23. Chew.

24. PRESIDENT:

25. Senator Chew.

26. SENATOR CHEW:

27. (Machine cut-off) the amendment to make the bill to
28. the liking of himself and...is on the Floor. You may refer that to
29. him, Sir.

30. PRESIDENT:

31. Senator Davidson.

32. SENATOR DAVIDSON:

33. The amendment was put on at the

AB 1325
Re-referred

1. request of DOT so the law would confirm with the Federal
2. regulations dealing with transportation of house trailers
3. and mobile homes.

4. PRESIDENT:

5. Senator Wooten. Is there any further discussion?
6. If not, the question is, shall House Bill 1255 pass. Those
7. in favor will vote Aye. Those opposed will vote Nay. The
8. voting is open. Have all voted who wish? Have all voted
9. who wish? Take the record. On that question, the Ayes
10. are 37, the Nays are 2. 7 Voting Present. House Bill
11. 1255 having received the constitutional majority is declared
12. passed. House Bill 1325, Senator Joyce. Read
13. the bill. Senator Joyce.

14. SENATOR JOYCE:

15. Well, Mr. President, I would like to refer a House Bill
16. 1325 back to the Committee on Revenue.

17. PRESIDENT:

18. Senator Joyce has moved to recommit House Bill 1325
19. to the Committee on Revenue. All those in favor signify
20. by saying Aye. Opposed. The Ayes have it. So ordered.
21. House Bill 1431, Senator Clewis. Read the bill.

22. SECRETARY:

23. House Bill 1431.

24. (Secretary reads title of bill)
25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Clewis.

28. SENATOR CLEWIS:

29. Mr. President and members of the Senate. House Bill
30. 1431 amends the Chicago Sanitary District Act. It increases
31. the corporate tax rate from thirty-seven percent in 1978 to
32. forty percent from forty-eight and to forty-six percent in
33. 1979 and forty-six percent each year thereafter. It's the

1. intention of the bill is to cope with the major energy
2. disposal and chemical charges that the sanitary district
3. has been faced with and I would urge a favorable roll call.

4. PRESIDENT:

5. Is there any discussion? Senator Glass.

6. SENATOR GLASS:

7. Mr. President and Senators. I would point out to
8. the Body if it's not already obvious, that this bill would
9. authorize a non-referendum tax increase for the Chicago
10. Sanitary District, not merely once but for three successive
11. years and...and apparently even thereafter after '79. I...
12. I don't think that's the kind of authority we ought to be
13. giving to a local government. Let them go to the voters
14. if they need a tax increase and I urge a No vote.

15. PRESIDENT:

16. Senator Clewis.

17. SENATOR CLEWIS:

18. The rate of forty-six percent that is established
19. for 1979, that would be the rate that would be for the
20. years thereafter. So there would be no additional rate
21. for the years thereafter. And, therefore, I ask for your
22. favorable support.

23. PRESIDENT:

24. Senator Harber Hall. Excuse me...asked permission
25. to speak. Senator Harber Hall.

26. SENATOR HARBER HALL:

27. Well, Mr. President. I...I've been reading the news-
28. papers that say this is a dull Session and there's not much
29. going on and so I think after I look at this bill and see the
30. other ones that have been passed, it can be considered the
31. Chicago Sanitary District Session of the General Assembly.
32. We've permitted them to award contracts without bidding up
33. to five thousand dollars. We've even permitted them to

1. spend large sums of money, even without a vote of the board
2. and now we're extending their exercise of their marvelous
3. judgment in the expenditures of the taxpayers money by
4. giving them bonding without referendum. Taxing without
5. referendum. I...I just don't understand what we're doing
6. up there, but I just want to be another one of those
7. that proclaims enough is enough.

8. PRESIDENT:

9. Is there any further discussion? If not, the question
10. is, shall House Bill...1431 pass. Those in favor will vote
11. Aye. Those opposed will vote Nay. The voting is open.
12. Have all voted who wish? Have all voted who wish? Take
13. the record. On that question, the Ayes are 31, the Nays
14. are 20. None Voting Present. House Bill 1431 having re-
15. ceived the constitutional majority is declared passed.
16. There's been a request for a verification. Will the
17. Senators please be in their seats? The Secretary will
18. read the affirmative votes.

19. SECRETARY:

20. The following voted in the affirmative: Berman
21. Buzbee, Carroll, Chew, Clewis, Coffey, D'Arco, Daley,
22. Donnewald, Egan, Guidice, Kenneth Hall, Johns, Joyce,
23. Knuppel, Kosiński, Lane, Lemke, Maragos, Merlo, Moore,
24. Netsch, Rock, Rupp, Savickas, Shapiro, Smith, Soper,
25. Vadalabene, Washington, and Mr. President.

26. SENATOR GLASS:

27. Is Senator Lemke on the Floor?

28. PRESIDENT:

29. Senator Lemke is on the Floor.

30. SENATOR GLASS:

31. Is Senator Soper on the Floor?

32. PRESIDENT:

33. Senator Soper on the Floor? Take his name from the roll.

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3rd Reading
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1. The roll has been verified. On that question, the Ayes
2. are 30, the Nays are 20. None Voting Present. House Bill
3. 1431 having received the constitutional majority is declared
4. passed. Senator Maragos moves to reconsider the vote by
5. which House Bill 1431 passed. Senator Rock moves to Table.
6. All those in favor signify by saying Aye. Opposed. The
7. Ayes have it. The motion carries. House Bill 1503. Senator
8. Maragos. Senator Maragos.
9. SENATOR MARAGOS:

10. This bill has already been...we have similar bills
11. which were passed through the Senate and the House, which
12. were sponsored by Senator Merlo and that's why I say pass
13. it. There's no reason to...reconstitute a similar legis-
14. lation.

15. PRESIDENT:

16. You wish to recommit it to the committee? ...House
17. Bill 1604, Senator Guidice. Read the bill.

18. SECRETARY:

19. House Bill 1604.
20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Guidice.

24. SENATOR GUIDICE:

25. Thank you, Mr. President and members of the Senate.
26. This bill is an agreed bill between the Blue Cross-Blue
27. Shield labor and the various subscribers regarding setting
28. up a board that could help determine the rate. Right now
29. we don't have anything as to trying to keep down these
30. particular rates in hospitals and like. Blue Cross is
31. going to be charged with that responsibility. Urge a
32. favorable roll call.

33. PRESIDENT:

1. Is there any discussion? If not, the question is,
2. Senator Hickey.
3. SENATOR HICKEY:
4. I'd like to ask the sponsor a question. , Senator
5. Guidice, does this have any consumer members on it?
6. PRESIDENT:
7. Senator Guidice.
8. SENATOR GUIDICE:
9. The...this is subscribers to this particular thing.
10. They have a method of complaint into the board now. You
11. asked if they were on the board. And I'm...I'm saying
12. that the subscribers...the very subscribers to the particular
13. health care agencies are combined on it with a influx for
14. consumers to come into that board. So they have the right
15. to have the complaints therein.
16. SENATOR HICKEY:
17. I don't understand that.
18. SENATOR GUIDICE:
19. No. This goes through the Department of Insurance,
20. Senator, and their consumers are not...not on that board.
21. No.
22. SENATOR HICKEY:
23. ...the board to establish rates and to do...to do
24. rate planning. Right?
25. SENATOR GUIDICE:
26. This is a board that will recommend.
27. SENATOR HICKEY:
28. Recommend and it has only the professional people or
29. the people in the insurance company on it?
30. SENATOR GUIDICE:
31. No. NO...yeah. That's correct.
32. PRESIDENT:
33. Is there any further discussion? If not, the question is,

1. shall House Bill 1604 pass. Those in favor will vote Aye.
2. Those opposed will vote Nay. The voting is open. Have all
3. voted who wish? Have all voted who wish? Take the record.
4. On that question, the Ayes are 38, the Nays are 7. 5 Voting
5. Present. House Bill 1604 having received the constitutional
6. majority is declared passed. Excuse me, Senator Smith, I
7. believe you might have been off the Floor. But on...on
8. page 4 of the Calendar, House Bill 973, the appropriation
9. for FEPC. Would you like...Read the bill. The House Bill...
10. With leave of the...with leave of the Body we'll go back
11. to that bill. Leave is granted. House Bill 973. Read
12. the bill.

13. SECRETARY:

14. House Bill 973.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Smith.

19. SENATOR SMITH:

20. Mr. President and members of the Senate. House Bill
21. 973 is the annual appropriation for the FEPC. The bill
22. was amended. The purpose of the amendment was to correct
23. a technical error and to make your reduction twelve thousand
24. five hundred in personal services. A thousand six hundred
25. reduced contributions to retirement. Total of fourteen
26. thousand dollars. I ask for a favorable vote with regards
27. to this bill.

28. PRESIDENT:

29. Question is, shall House Bill 973 pass. Those in favor
30. will vote Aye. Those opposed will vote Nay. The voting is
31. open. Have all voted who wish? Have all voted who wish?
32. Take the record. On that question, the Ayes are 52, the
33. Nays are None. None Voting Present. House Bill 973 having

1. received the constitutional majority is declared passed.
2. House Bill 1638, Senator Schaffer. Senator Schaffer.
3. House Bill 1697. House Bill 1706, Senator Rhoads. Read
4. the bill.
5. SECRETARY:
6. House Bill 1706.
7. (Secretary reads title of bill)
8. 3rd reading of the bill.
9. SENATOR RHOADS:
10. Thank you, Mr. President and members of the Senate.
11. House Bill 1706 by virtue of Amendment No. 2 has now
12. become a bill which extends by one hour the polling hours
13. from six a.m. to seven p.m. This is a long overdue reform.
14. There are twenty-three States which have longer polling hours
15. than the State of Illinois. There is no reason for anyone
16. to be afraid of this bill. There are many people who
17. commute both ways from the city to the suburbs and back to
18. the city who do not have a reasonable opportunity to get
19. to the polls. There is a Federal law to be sure that says
20. that they should be given two hours off to vote. The many
21. employers are reluctant to let their employees go for that
22. period of time and many employees are reluctant to ask for
23. the time. This is an important bill. No matter what
24. district you live in. The people of your district, because
25. they want to vote in elections want this bill. I urge a
26. favorable roll call.
27. PRESIDENT:
28. Senator Knuppel:
29. SENATOR KNUPPEL:
30. Well, I have a great deal of admiration for Senator
31. Rhoads. However, I've had letters from virtually everyone
32. of my county clerks asking me to oppose this legislation.
33. In downstate Illinois where we don't have computers in

1. many places and where we do have they don't generally work
2. cause they get rusty. And it really increases their workload
3. a great deal. And so I hope that he won't hold that against
4. me, but I have been request by virtually everyone of my
5. county clerks to oppose this legislation.

6. PRESIDENT:

7. Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President. A question to the sponsor,
10. if he'll yield. Senator Rhoads.

11. PRESIDENT:

12. He indicates he will yield.

13. SENATOR ROCK:

14. Thank you.

15. PRESIDENT:

16. Senator Rhoads.

17. SENATOR ROCK:

18. Senator Rhoads I...I do, in fact, now have the amendment
19. ready for this bill as amended. I was...would like to know
20. if you would be willing to call it back to provide for the
21. payment of an additional compensation for judges of election
22. who work more than twelve hours?

23. SENATOR RHOADS:

24. No, I'm not Senator Rock. This Body addressed itself
25. to that very same amendment yesterday. There...there's
26. no reason for it. I did support the Lucco-Vadalabene bill,
27. House Bill 96 and would support other pieces of legislation
28. that might increase the compensation of judges. That's no
29. excuse for not passing this bill. It's got absolutely
30. nothing to do with the issue. The issue is whether people
31. are going to have an extra opportunity to vote. Now, there's
32. no reason not to deprive people of this franchise.

33. PRESIDENT:

1. Senator Rock.

2. SENATOR ROCK:

3. Well, you know, the question then is, I suppose,

4. why the Eleventh Hour Amendment? You probably should have had

5. a bill along with additional compensation in or early on. We

6. are in the eleventh and a half hour here and all of a sudden

7. we come up with an amendment. In any event, I think to pass

8. a bill like this in the form it's in without providing that

9. additional compensation is simply a mistake. And I would

10. urge opposition to House Bill...1706.

11. PRESIDENT:

12. Senator Demuzio.

13. SENATOR DEMUZIO:

14. Yes, I'd like to direct myself to the sponsor if...if

15. he'll answer a question, please.

16. PRESIDENT:

17. Indicates he will yield.

18. SENATOR DEMUZIO:

19. Senator Rhoads, I might ask you a question. House Bill

20. 1566 that came over from the House. It was heard in the

21. Elections Committee. 1566 date on the Calendar over here

22. in the Senate for almost two weeks before it was picked up

23. by myself. Can you inform me as to, if you were so interested

24. in this legislation, why you didn't pick that bill up when

25. it came over?

26. PRESIDENT:

27. Senator Rhoads.

28. SENATOR RHOADS:

29. Are you kidding, Senator Demuzio? Is that a serious

30. question? Or you just trying to be cute?

31. PRESIDENT:

32. (Machine cut-off) Demuzio.

33. SENATOR DEMUZIO:

1. That is a serious question. It laid on the Calendar
2. for almost two weeks.

3. PRESIDENT:

4. Senator Demuzio. I...I think Senator Rhoads has answered
5. the question to the extent he wishes to. Senator
6. Demuzio.

7. SENATOR DEMUZIO:

8. Is...what was the answer? I must have missed it.

9. PRESIDENT:

10. The answer was, are you kidding. Senator Demuzio.

11. SENATOR DEMUZIO:

12. The amendment that...that you put on this morning,
13. I...I would...am curious as that since we had 1566 on
14. the Calendar on 3rd reading as to why it was necessary to
15. put this amendment on this bill today?

16. PRESIDENT:

17. Senator Rhoads.

18. SENATOR RHOADS:

19. As I said when we had the debate on the amendment, I
20. thought it was a good concept. That this Body ought to
21. have an opportunity to vote on the concept. There was some
22. doubt in my mind, Senator Demuzio, that this Body would have
23. an opportunity to vote on it and I wonder why it was
24. necessary for you to Table House Bill 1566?

25. PRESIDENT:

26. Senator Demuzio.

27. SENATOR DEMUZIO:

28. The necessity was to avoid the duplication, since by
29. amendment you put the bill on...you put this bill on House
30. Bill 1706. The fact that you have question as to whether
31. or not the bill would even be called. Did you ask me
32. whether or not it would be called?

33. PRESIDENT:

1. Senator Rhoads.

2. SENATOR RHOADS:

3. Well, first of all, Senator Demuzio, let's clear up
4. the record on one thing. If you'll refer to your Digest,
5. House Bill 1566 arrived here on May the 24th and was
6. picked up by you on May the 25th. So the statement that
7. it was laying around the Calendar for two weeks is absolutely
8. a misrepresentation. Secondly, yes, you indicated to several people
9. that you could not call that bill. Now, what games you
10. want to play with the bill is...is fine, but by God the
11. people of your district are going to know about it.

12. PRESIDENT:

13. (Machine cut-off)...Demuzio.

14. SENATOR DEMUZIO:

15. Let me say this. That I...I may be wrong on the...on
16. the dates that at...as far as the Calendar is concerned, but
17. I am not wrong about calling the bill. Now, you say that
18. you indicated that I had said to a couple of people that
19. I would not call that bill. I'd like for you to indicate
20. to the Body just who those individuals were.

21. PRESIDENT:

22. Senator Demuzio, I think we've gone far enough afield
23. in...in this discussion. Would you conclude your remarks?

24. SENATOR DEMUZIO:

25. I would just say that, certainly, this is a laudable
26. concept without question. That was the reason that I decided
27. to pick that bill up when it came over from the House. I was
28. totally surprised this morning when the amendment went on
29. this bill, 1706. And quite, frankly, I am not inclined at
30. this point to support this legislation, simply because of
31. the fact that the other side of the aisle has chosen to
32. put its amendment on. It bypassed committee. Never even
33. ...the...the sponsor of this bill never even had the guts to

1. go into the committee and have it heard. I was the...one
2. that had the bill, took it into committee and got it out
3. of committee and yet, this morning, you have put the
4. amendment on House Bill 1706. So at this point, I am not
5. inclined to support the legislation.

6. PRESIDENT:

7. (Machine cut-off)Donnewald.

8. SENATOR DONNEWALD:

9. Yes, Mr. President and members of the Senate. I, in
10. the 55th district, we're down there, we're country boys.
11. We are...In...in that 55th district we have Clinton County,
12. Bond County, Fayette County and also Washington County.
13. Parts of it, that are paper...that are paper ballot counties.
14. Now, without exception, each one of those counties and the
15. various chairmen of both parties have a very, very difficult
16. time in securing election judges for the twelve hours. Now,
17. if we lengthen it to thirteen we're going to have a...a
18. more difficult time. Now you might...somebody may get up
19. and say, well, why don't you get voting devices or some-
20. thing like that. Well, let me tell you this. Several
21. years ago I...I had a bill in to make it fifteen thousand
22. ...counties of fifteen thousand or more, but my good friends
23. on the right side of the aisle didn't give me that right to
24. legislation. So I'm absolutely opposed to legislation of
25. this type. Thank you.

26. PRESIDENT:

27. Senator Wooten.

28. SENATOR WOOTEN:

29. Mr. President. I helped get this bill out of committee
30. I have supported the proposition from the beginning. I have
31. given my word to members, principally, on this side of the
32. aisle that I will support this move. I feel that I am
33. bound by my word and I will.

1. PRESIDENT:

2. (Machine cut-off)...Graham. Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President, I come from a little country town and
5. ...a little township...of Niles which is larger than...is
6. larger than sixty-six counties in this State and we in the
7. townships who work very closely with you downstate counties
8. need the extra hour. It doesn't cost you anything. We
9. now have the new IBM punchcard machines. Our...Our system
10. goes much faster. Our judges have plenty of time without
11. having to worry about any additional compensation. Their
12. time has been shortened. The main issue is here and all
13. kidding aside, do we really want to give people a chance
14. to vote or don't we? And I think we ought to do it.

15. PRESIDENT:

16. Senator Bruce.

17. SENATOR BRUCE:

18. Thank you, Mr. President and members of the Senate.
19. The concept contained in 1706 is a laudable one and one
20. that ought to be supported, I suppose in...in calmer
21. times. What you are saying is...is merely that the citizens
22. of this State have an additional hour to vote, which is
23. allowed in other States. And the traumas do not occur that
24. have been indicated that might occur. The difficulty for
25. me as an individual Legislator, however, is I have friends
26. who tell me on this side of the aisle that it will do severe
27. damage to them. As Senator Lane has indicated and I have
28. friends of mine who indicate as Senator Collins and
29. Senator Netsch have indicated that this could do them
30. a great deal of benefit. So I, personally, am in a quandary
31. as to how one should vote when your friends are divided.
32. In my own district I, frankly, feel that this bill would
33. be beneficial. That if we added one more hour to the voting

1. or two more hours or three more hours to the voting, that Terry
2. Bruce is going to be reelected or a Democrat is going to be
3. reelected or Republicans are going to be reelected not-
4. withstanding the hours but because the quality of the
5. candidates, the respective parties put forth and frankly,
6. I am...I am...I can assure the three people that have talked
7. to me and talked to me about this that I think they are
8. qualified candidates and without regard to whether we vote
9. at five, six, seven, eight or nine, that Senators Lane,
10. Collins and Netsch will be returned to the State Senate because
11. they are imminently qualified to be here. Because my friends
12. are divided on the bill and because I think that I should
13. err and I believe it is an error in the benefit of those who
14. feel that they would be defeated as opposed to those who would
15. be benefited. I plan to oppose this piece of legislation.

16. PRESIDENT:

17. The question is...the...Senator Chew.

18. SENATOR CHEW:

19. Mr. President, I...I can't get...I'm on, thank you. I
20. don't come from a little small country town, I come from
21. Chicago. But let us not forget that there is a Federal law
22. whereby voters may take an hour any day there is an election
23. to cast a vote. Now, whether it's morning, noon, or afternoon.
24. Now I know in Chicago, we have difficulties attempting to find
25. people to serve as election judges. You know why? Because we
26. can't change judges in the middle of the day just as we can't
27. change candidates. You're there from 5:00 in the morning until
28. sometimes 3:00 in the next morning doing twelve hours. Now,
29. there's been some question about paying them an extra five dol-
30. lars. That may be an incentive but now we pay more than ever
31. and it hasn't been an incentive up to this point. The judges
32. is what I'm thinking about. The voter will get their if he's
33. sincere. With the leadway that's in the union contracts in labor

1. that is also included. I don't know what purpose it will serve
2. other than to cause people not to want to work in the polls.
3. In the last election, Mr. President, we were some hundred and
4. eighty-six judges short on election morning and had to swear
5. in people that came to vote to serve as election judges in
6. order to fill our complement. We know very well that the
7. meaning of this amendment is for no good and it cannot be
8. explained anytime different or anyway different. So I would
9. urge a defeat of the entire bill.

10. PRESIDENT:

11. Senator Rhoads may close the debate.

12. SENATOR RHOADS:

13. Thank you, Mr. President, members of the Senate. I
14. appreciate the remarks of Senator Bruce. I know that he is
15. in a quandary. I would only point out to him that on March
16. the 31st, I came to him, asked him to cosponsor Senate Bill
17. 481, which I sponsored the identical bill. He did agree
18. to cosponsor it. His name is listed in the Digest along
19. with that of former Senator Mohr, Senator Wooten, Senator
20. Netsch and others. I can't understand what some elements
21. in the Democratic Party are afraid of here. That party I
22. thought had historically stood for broadening the franchise.
23. What in the world are we afraid of here? Are we afraid of
24. additional voters? This would benefit the entire State. It
25. would benefit voters in every single district. Senator Demuzio
26. said that I didn't bring my own bill. I did, Senator Demuzio.
27. You weren't there in the committee that day to help me with
28. that bill. Senate Bill 481 was the identical bill. This is
29. a very important piece of legislation and I hope this roll call
30. is printed throughout the State of Illinois because the voters
31. will really know once and for all who's interested in their
32. having a chance to vote. Thank you.

33. PRESIDENT:

1. The question is shall House Bill 1706 pass. Those in
2. favor will vote Aye. Those opposed will vote Nay. The
3. voting is open. Have all voted who wish? Have all voted who
4. wish? Take the record. On that question the Ayes are 30,
5. the Nays are 22, none Voting Present. House Bill 1706
6. having received the constitutional majority...there's a
7. request for a verification. The affirmative votes will be
8. verified. Will the members please be in their seats.
9. SECRETARY:

10. The following voted in the affirmative: Berning, Bloom,
11. Bowers, Coffey, Collins, Davidson, Glass, Graham, Grotberg,
12. Harber Hall, Hickey, McMillan, Mitchler, Moore, Netsch,
13. Newhouse, Nimrod, Ozinga, Philip, Regner Rhoads, Roe, Rupp,
14. Schaffer, Shapiro, Sommer, Soper, Walsh, Weaver, and Wooten.
15. PRESIDENT:

16. Are there any...any requests? The roll has been verified.
17. On that question the Ayes are 30, the Nays are 22, none Voting
18. Present. House Bill 1706 having received the constitutional
19. majority is declared passed. Senator Rhoads.
20. SENATOR RHOADS:

21. I move to reconsider the vote...
22. PRESIDENT:

23. Senator Rhoads moves to reconsider. Senator Weaver moves
24. to Table. All those in favor signify by saying Aye. Opposed.
25. The Ayes have it. The motion is Tabled. ...Bill 714, Senator
26. Philip. ...Bill 1714. Read the bill.

27. SECRETARY:

28. House Bill 1714.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Philip.

33. SENATOR PHILIP:

1. Thank you, Mr. President and Ladies and Gentlemen of
2. the Senate. House Bill 1714 amends the Corrupt Practice
3. Act. Allows an officer of a unit of local government or
4. school district to have a limited interest in performance
5. of any work or contract if these conditions are met. If
6. the official has less than seven and a half...percent of
7. share in ownership and he acknowledges before he votes and
8. abstains from voting. And I might point this out. In the
9. City of West Chicago they had a man who worked for Illinois
10. Bell Telephone Company. Our State's attorney informed him
11. that he could not be a...member of the City Council because
12. the City of West Chicago uses Illinois Bell Telephone
13. service. There is no other service in that community. But
14. he was forced off because of that reason. Secondly, if the
15. contract is left...less than two hundred and fifty dollars
16. or no more than five hundred dollars and that he also
17. acknowledges that interest and abstains from voting. If
18. the contract is a sealed bid and has a three-fifths of
19. the city council or the school board. If the contract is
20. with a financial institution he acknowledge an interest
21. before the vote and abstains from voting. If the contract
22. is...is declared an emergency and is a three-fifths vote.
23. And if he had the contract before he was a member of the
24. council or the school board, if he acknowledges that
25. interest and abstains from voting. This is similar to the
26. bill we passed out of here earlier this Session, Senate
27. Bill 1370. I'll be happy to answer all questions.

28. PRESIDENT:

29. Senator Bruce.

30. SENATOR BRUCE:

31. I rise in opposition to this bill. It is identical
32. to a bill that we...which we had in the Senate, which we
33. refused to let out of the Senate Committee. It was amended

1. in great detail and was the product of much work on Senate
2. Bill 1317. The inconsistency...of these bills conclude that
3. it does not include community colleges. It would allow these
4. groups with an interest to accept bids not the lowest bid.
5. Some of the items in the list of exceptions, the conflict
6. of interest specify that the issue...that the official must
7. declare any interest and abstain from voting. But this
8. rule is not consistently applied to all exceptions and
9. some are places where he has a conflict of interest. He
10. may, in fact, vote. Interest is narrowly defined as
11. pecuniary interest, which is an exception to the Govern-
12. mental Ethics Act. Thus, only a monetary advantage
13. occurring to the official or the official's spouse or
14. dependents would be classified as an interest in a corp-
15. oration, business firm, et cetera. And not any interest
16. that he might have as defined in the Governmental Ethics
17. Act. The seven exceptions in conflict is unclear. It has
18. said the contracts may be pursuant to quote, any one of
19. the conditions set forth, however, only one item mentions
20. the seven and a half percent limit. Only five contain the
21. ...language concerning announcing one's interest. So then
22. two instances you can vote without disclosing your interests.
23. And it is not clear exactly what the intent of the bill is.
24. If the limitations were to apply to all seven then the bill
25. would be in greater form and that's exactly what we did to
26. thirteen. Seventeen, in fact, we made it seven and a half
27. percent to make it comply with the Governmental Ethics Act.
28. This bill is in very poor form and I would ask for a negative
29. vote.

30. PRESIDENT:

31. Is there any further discussion? If not, the question
32. is, shall...Senator Philip.

33. SENATOR PHILIP:

1. I would just like to make a few comments in closing, Mr.
2. President, if I might. And I will try to keep them...brief.
3. As you know in 1967 we passed the Corrupt Practice Act. And
4. I was the co-sponsor of that, supported and voted for it.
5. Now, we come down to 1976 and we have a tremendous problem
6. in small local units of government, where perhaps, an
7. employee of Illinois Bell, perhaps, a guy who's on the
8. board of directors of the bank is accused of having a conflict
9. of interest and cannot serve. And I think that this change
10. in the...in the Corrupt Practice Act is in the interest
11. of the people and allows people that have a very limited
12. conflict of interest to serve. In some cases without any
13. money at all and...and I think it's the best for the
14. community and the best interest for the citizens of Illinois
15. and I ask for your favorable consideration.

16. PRESIDENT:

17. The questions is, shall House Bill 1714 pass. Those
18. in favor will vote Aye. Those opposed will vote Nay. The
19. voting is open. Have all voted who wish? Have all voted who
20. wish? Take the record. On that question, the Ayes are 26,
21. the Nays are 25. 1 Voting Present. House Bill 1714 having
22. failed to receive a constitutional majority is declared lost.
23. Senator Philip, the sponsor has requested...Senator Philip,
24. did you move...to postpone consideration? The sponsor has
25. moved to Postpone Consideration. Senator Philip, the Chair
26. has announced that the bill was lost. Your alternative is
27. to file a...a motion to reconsider by someone who has voted
28. in the...on the prevailing side. House Bill 1736, Senator
29. Regner. Read the bill.

30. SECRETARY:

31. House Bill 1736.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Regner.

3. SENATOR REGNER:

4. Mr. President and members of the Senate. This appropriates
5. eighty-six million eight hundred and ten thousand and one hund-
6. red and sixty-five dollars to the Bureau of the Budget. Six
7. hundred and thirty-one thousand and seven hundred and sixty-
8. eight in General Revenue for operations and eighty-six million
9. one hundred and seventy-eight thousand three hundred and ninety
10. seven for various projects under CETA funds and I ask for a
11. favorable roll call.

12. PRESIDENT:

13. Senator Knuppel.

14. SENATOR KNUPPEL:

15. How large an increase in the budget is this?

16. PRESIDENT:

17. Senator Regner.

18. SENATOR REGNER:

19. Well, Senator Knuppel, there was twenty-seven million
20. four hundred and sixty thousand dollars added in the Senate
21. after the bill got here to the Senate. We were informed by
22. the Bureau of the Budget that the Washington called and said
23. there was that much more money available and that was put
24. on the bill by Senator Carroll's amendment.

25. PRESIDENT:

26. Is there any further discussion? If not, the question
27. is, shall...House Bill 1736 pass. Those in favor will vote
28. Aye. Those opposed will vote Nay. The voting is open.
29. Have all voted who wish? Have all voted who wish? Take
30. the record. On that question, the Ayes are 52, the Nays
31. are None. None Voting Present. House Bill 1736 having
32. received the constitutional majority is declared passed.
33. House Bill 1768, Senator Glass. Read the bill.

1. SECRETARY:

2. House Bill 1768.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Glass.

7. SENATOR GLASS:

8. Thank you, Mr. President and Ladies and Gentlemen. House
9. Bill 1768, as amended, does two things. First, it allows a
10. school board at its own option to waive all or part of
11. summer school tuition for a pupil who is indigent or if the
12. educational needs of the pupil require his attendance. And
13. that is purely up to the school board. There is no impact
14. on the State and it would give them that local option. The
15. other part of the bill would allow school districts to continue
16. levying the Special Education Tax for construction purposes
17. only instead of being limited to eight years, it would allow
18. them four more years or up to twelve years for the tax. Be
19. happy to answer any questions and appreciate a favorable roll
20. call.

21. PRESIDENT:

22. Is there any discussion? If not, the question is, shall
23. House Bill 1768 pass? Those in favor will vote Aye. Those
24. opposed will vote Nay. The voting is open. Have all voted
25. who wish? Have all voted who wish? Take the record. On
26. that question, the Ayes are 44, the Nays are 8. None Voting
27. Present. House Bill 1768 having received the constitutional
28. majority is declared passed. House Bill 1769, Senator Glass.
29. Read the bill.

30. SECRETARY:

31. House Bill 1769.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Glass.

3. SENATOR GLASS:

4. Thank you, Mr. President, members of the Senate. House
5. Bill 1769 places all the material relative to the leasing
6. of school property in a single section and material re-
7. lative to leasing the property for school purposes in
8. another section. ...as amended an amendment was added
9. which would give school districts the power subject to a
10. referendum to levy a tax to pay any cost of unemployment
11. compensation, contributions or benefits. The rate thus
12. established, if approved by referendum would not count
13. in the operating rate to entitle the school to additional
14. State aid. I'd appreciate a favorable roll call.

15. PRESIDENT:

16. Senator Maragos.

17. SENATOR MARAGOS:

18. I'm sorry I didn't listen to the whole thing because
19. I was distracted here. As this is amended, does this apply
20. to Chicago or just the downstate?

21. SENATOR GLASS:

22. The leasing portion, I believe, applies to downstate
23. but the referendum does apply State-wide. That is the...the
24. provision to allow districts to levy a tax to pay the un-
25. employment compensation benefits and contributions. And I
26. might mention as I did earlier when I put on the amendment
27. that if Senator Rock's bill, as amended, House Bill 236
28. goes through. That will require unemployment compensation
29. coverage for all school districts and other local govern-
30. ment employees. So this would allow the districts to tax,
31. to pay that cost if approved by referendum .

32. PRESIDENT:

33. Senator Berman.

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1. SENATOR BERMAN:

2. Thank you, Mr. President. Because of the lateness
3. of the hour I had made some suggestions to Senator Glass
4. that would give Chicago the prerogative of approaching
5. the same problem regarding unemployment compensation
6. for the Chicago Board of Education. We weren't able
7. to prepare an amendment on this and its been discussed
8. that we would try to get this into a conference committee
9. so that we can address this on the...from the House side
10. also. So I have...I'm going to lend my support to passing
11. this bill with the understanding that we'll work it out
12. in conference committee.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Glass.

15. SENATOR GLASS:

16. I would acknowledge that understanding and attempt
17. to work that out in conference committee.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. All right. The question is, House Bill...shall House
20. Bill 1769 pass. Those in favor vote Aye. Those opposed
21. Nay. The voting is open. Have all those voted who wish?
22. Take the record. On that question, the Ayes are 54, the
23. Nays are None. House Bill 1769 having received the
24. constitutional majority is declared passed. House Bill
25. 1812, Senator Lemke. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 1812.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Lemke.

32. SENATOR LEMKE:

33. House Bill 1812 amends the Retail Occupational Tax Act

1. excluding from tax tangible personal property transferring
2. for the use in manufacturing or processing. Also exempts
3. material use in the agricultural production. I ask for your
4. favorable adoption of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? Senator...Senator McMillan.

7. SENATOR McMILLAN:

8. Mr. President and members of the Senate. I rise in
9. opposition to the bill even though it's a bill that would
10. benefit a large number of the farmers and farm equipment
11. dealers in my particular district. I don't feel that it is
12. wise. I feel that the revenue loss would be significant
13. and it's just not an appropriate use of our standard theory
14. for what we exempt from this tax.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Hickey.

17. SENATOR HICKEY:

18. I'd like to ask the sponsor, if I may, what he estimates
19. this would cost local governments throughout the State of
20. Illinois?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Indicates he'll respond. Senator Lemke.

23. SENATOR LEMKE:

24. What this bill does, it has a five year phase of twenty
25. percent each year. It'll cost around...it'll cost in sales
26. tax revenues about twelve million dollars over a five year..
27. each year.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further....

30. SENATOR LEMKE:

31. It will not take effect till 1979.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Further discussion? Senator Rock.

1. SENATOR ROCK:

2. Thank you, Mr. President and Ladies and Gentlemen of
3. the Senate. I spoke with the Senate sponsor last evening
4. and suggested to him that a better course might be to re-
5. commit this to the Committee on Revenue. We had, in fact,
6. a bill that was sponsored by Senator Egan that attempted
7. the same kind of tax incentive program, which currently
8. resides in a conscientious working subcommittee and I
9. think this bill should rest there along with it. I would
10. point out that the estimates of annual loss of revenue
11. range greatly from about fifty million to a hundred and
12. fifty million dollars annually. Additionally, I would
13. point out that with respect to House Bill 1812 in its
14. present form after the amendment, it still is, in my
15. opinion, technically deficient because it amends...it
16. amends only the Retail Occupation Tax Act. And the ROT
17. as we all know, is the tax that the seller is liable for.
18. The buyer is the one that pays the Use Tax and there is
19. no amendment to the Use Tax Act. So technically the
20. purchasers of machinery equipment and other supplies
21. which we are attempting to afford some relief would still
22. be liable for the Use Tax even with the passage of this bill.
23. I think this is a bill that deserves further study and I
24. would urge the sponsor to recommit it or else I would urge
25. a No vote.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Hynes.

28. SENATOR HYNES:

29. Mr. President, I would simply concur on Senator Rock's
30. remarks. I don't think we can afford this bill, even though
31. many of us might agree that some relief is necessary in the
32. area that is being addressed. I just think it goes beyond
33. what it is possible to do at this point.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Coffey.

3. SENATOR COFFEY:

4. Mr. President and members of the Senate. I rise in
5. favor of this bill. I think it's long overdue for this
6. relief. I realize there still could be some problems
7. with this bill, but if any one doing business near the
8. ...the State line, you find out that they're going over
9. and doing business in Indiana and other States other
10. than Illinois. And I think this would certainly be a
11. benefit if, for instance, in the implement business if
12. you have someone that is purchasing a combine at forty
13. or fifty thousand dollars they can cross the State line and
14. save there self a couple thousand dollars and that's exactly
15. what they're doing. I think we ought to have a Yes vote
16. on this bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. I think Senator Coffey said it all. If you're unfortunate
21. enough to live near a State line as...and your district runs
22. up to it, like from Quincy where they can drive over to
23. Missouri where they don't have a comparable sales tax and
24. purchase this equipment that you're...you're doing great
25. damage to your retail implement dealers and others. I
26. think it's good legislation.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Glass.

29. SENATOR GLASS:

30. Thank you, Mr. President. Ladies and Gentlemen. Although
31. the points made by Senators Knuppel and Coffey are good
32. ones, I'm going to join with Senator Rock and Hynes in
33. opposition to this bill. This is one of a couple of bills

1. introduced this Session to bring some relief to the business
2. firms, some tax relief in this State. The Chairman of the
3. Revenue Committee had a bill like this, Senator Egan, that
4. was held in subcommittee and I think this one ought to have
5. been to. There...there should be a way that we can develop
6. some tax incentives or tax relief, but the State obviously
7. cannot afford this bill this year. The estimates are...vary
8. from fifty million to two hundred million when fully imple-
9. mented and for that reason I urge a No vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Moore.

12. SENATOR MOORE:

13. Thank you, Mr. President and members of the Senate.
14. I raise in support of this bill. This bill came out of a
15. ...as a recommendation of the Commission for Economic
16. Development. We held hearings throughout the State of
17. Illinois. We're one of the few States that do not have
18. a tax incentives for business. Everybody is hollering
19. that business is leaving Illinois. Business is leaving
20. Illinois and it's true. It is leaving. Now, if you want
21. to do something to help keep business in Illinois and
22. expand in Illinois this is the vehicle to go. Now, Senator
23. Lemke adequately described this when he said it stays in
24. over a four or five year program. It's going to cost us
25. twelve million for the first year. But the number of jobs
26. that we'll have, Senator Savickas, the number of union
27. people we'll have working. The amount of revenue that we're
28. going to bring in by virtue of income tax and sales tax,
29. I think it is well worthwhile and will greatly diminish
30. that twelve million dollar impact. I think this is a good
31. bill for the State of Illinois. Everybody wants to do some-
32. thing for the businessman. Ladies and Gentlemen of this
33. Senate, this is your chance to help out the businessman.

1. Maybe we can take away from the unemployment and comp...
2. and unemployment and Workmen's Comp bills that we've
3. passed that they've been hollering about. If industry
4. wants to expand in Illinois this is the way to do it. I
5. urge a favorable vote.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

8. SENATOR LEMKE:

9. I think this is a good bill that will improve the
10. business climate in Illinois. Presently, there are few
11. incentives for industry to move here and to expand in
12. Illinois. Passage of this bill will single industry into
13. Illinois and other States. That you are interested and
14. concerned about keeping jobs in the State.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Question is...

17. SENATOR LEMKE:

18. I ask for the favorable adoption of this bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Question is, shall House Bill 1812 pass. Those in
21. favor vote Aye. Those opposed Nay. The voting is open.
22. Have all those voted who wish? Take the record. On that
23. question, the Ayes are 28, the Nays are 24. House...Senator
24. Lemke moves to Postpone Consideration. Consideration is
25. postponed. House Bill 1833, Senator Rock. Read the bill,
26. Mr. Secretary.

27. SECRETARY:

28. House Bill 1833.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President, and Ladies and Gentlemen of
2. the Senate. House Bill 1833 is an amendment to the Cigarette
3. Tax Act and as amended by Amendment No. 1 offered this morn-
4. ing by Senator Hynes would transfer that amount of money
5. in this...that's received from the...cigarette tax into the
6. General Revenue Fund after the...after the fund has had
7. sufficient money to pay...pay in full both the principle
8. and interest on the Metropolitan Fair and Exposition Authority
9. Reconstruction Fund. It will transfer the money to the
10. General Revenue Fund except for two and a half million
11. dollars in FY 78 and some four point eight million dollars
12. in succeeding years thereafter. I would solicit your favor-
13. able support.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Question is, shall House
16. Bill 1833 pass. Those in favor vote Aye. Those opposed
17. Nay. The voting is open. Have all those voted who wish?
18. Take the record. On that question, the Ayes are 39, the
19. Nays are 15. House Bill 1833 having received the constitutional
20. majority is declared passed. House Bill 1858, Senator Kosinski.
21. Just a moment. Senator Rock, for what purpose do you arise?
22. SENATOR ROCK:

23. Thank you. Having voted on the prevailing side I do now
24. move to reconsider the vote by which House Bill 1833 was passed.
25. PRESIDING OFFICER: (SENATOR-DONNEWALD)

26. You've heard the motion. Senator Hynes moves that lie
27. upon the Table. Those in favor indicate by saying Aye. Those
28. opposed Nay. Now it lies upon the Table. Senator Kosinski.
29. As to House Bill 1858. Do you wish...Senator Kosinski.
30. SENATOR KOSINSKI:

31. Mr. President and members of the Senate. I'd like to
32. have leave of the Body to refer this back to Judiciary No. 1.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Leave is granted. House Bill 1888, Senator Clewis.
2. Do you wish the bill called? Sorry. House Bill 1978,
3. Senator Graham. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 1978.
6. (Secretary reads title of bill).
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Graham.
10. SENATOR GRAHAM:
11. Yes, Mr. President and members of the Senate. This
12. doesn't have any extended voting hours incorporated in it. This
13. bill is a product of the Election Laws Commission. We had a
14. similar bill only it was larger a couple of years ago which
15. recodified the Election Code also. We separated the two
16. bills, a recodification from the consolidation and started
17. the bill this year in the House of Representatives, because
18. always in the past the Senate has subscribed to this kind of
19. proposal and we couldn't get the House to subscribe to the
20. proposals with us. This bill answers a demand by the general
21. public to the extent that in many areas of the State they're
22. getting tired of getting up every Tuesday and Saturday
23. mornings to go to the polls to find out what they're supposed
24. to vote for. It's a bill proposes to consolidate the elec-
25. tion dates in the State of Illinois and the estimate savings to
26. the taxpayers of the State run anywhere from twelve to
27. twenty-four million dollars. Depends upon who you're talking
28. to. Now, I would not stand here before you and suggest
29. to you that everyone in the State is for this bill. I'll

1. frankly tell you that the Municipal League has a little
2. problem with it. The school people have a little problem
3. with it. Some instances neither of them understand. But I
4. want to tell you something about their opposition, Ladies
5. and Gentlemen of the Senate. We've had three or four or five
6. hearings, of the Election Laws Commission and invited the
7. people in to visit with us regarding the contents of this
8. bill and...hoping that they would suggest to us some re-
9. commendation or amendments that might cure some of the ills
10. or some of the problems they think they have. In most in-
11. stances they came in and said we don't like the bill or in
12. the cases of the school people they never even showed up.
13. Now, of course, they don't want to be restricted in their
14. abilities to call a referendum at any time they want to.
15. Now you can understand that. We can't have consolidation
16. of election of the State of Illinois and fractionalize a
17. program by letting everyone go their own way. It's just
18. that simple. We propose in this bill that in the even
19. numbered years there will be one election, general primary
20. for national offices, State offices, county offices and
21. judges and election of political party offices. And in
22. November that's proposed now for March if the primary stays
23. there and in November we will elect our national offices,
24. State offices, county offices and judges and the Judicial
25. retention. Now in the odd numbered years we're proposing
26. three elections. We will have a municipal and township
27. highway road commissioner, road district and clerks in
28. February propose. April we'll have another election for
29. them. Municipal, township, highway and so-forth. A
30. general for that. And in November we'll have a school
31. district and special district non-partisan elections
32. only. The people who will supervise these elections and if
33. we're going to have consolidation we have to have uniformity

1. will be the State Board of Elections, the county clerks
2. and or the Boards of Election Commissioners in those areas
3. where the...Boards of...Election Commissioners prevail.
4. The people at the local level will have an opportunity
5. to prescribe their ballots, admit their candidate, take
6. charge of the canvass and,generally, submit this inform-
7. ation to the county clerk or the authorities which will
8. govern them. And they, in turn, will be the ones that
9. ...design the ballot, have them printed in uniformity
10. throughout the district and submit them to the...to the
11. local officials so they can have them available on election
12. day. There's some concern about that. The County Clerk
13. Association believes this is a saving. Almost unanimously
14. they do. Ladies and Gentlemen, I commend this to you. This
15. idea really germinated and really stemmed and started on the
16. northshore of Cook County when one year I think we had seven
17. elections. That's when they got up every Saturday and every
18. Tuesday for about three months. I commend this to you for
19. your consideration and recommend a favorable roll call.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further discussion? Question is, shall House
22. Bill 1978 pass. Those in favor vote Aye. Those opposed
23. Nay. The voting is open. Have all those voted who wish?
24. Take the record. On that question, the Ayes are 48, the
25. Nays are 1. 1 Voting Present. House Bill 1978 having
26. received the constitutional majority is declared passed.

27.
28.
29.
30.
31.
32.
33.

(End of Reel)

1.
2. House Bill 2131, Senator Egan. Read the bill,
3. Mr. Secretary.

4. SECRETARY:

5. House...House Bill 2131.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Egan.

10. SENATOR EGAN:

11. Thank you, Mr. President, members of the Senate.
12. This is the second time we had the bill today, so you're
13. familiar with the explanation of the earlier time when
14. Senator Schaffer asked that we amend it. What it does is
15. allow school districts to use the proceeds from the sale
16. of land for any authorized purpose. Presently, the law
17. requires that they use that money for constructing,
18. remodeling or acquiring buildings for school purposes and
19. acquiring and improving sites. But with the increased
20. public school closings abetting by declining enrollments and
21. the limited fiscal resources available, the bill is
22. necessary. I commend it to your favorable approval.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator Schaffer.

25. SENATOR SCHAFFER:

26. I...I think with the amendment on, the bill is in
27. order and I intend to vote for it and urge everyone else
28. to.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Question is shall House Bill 2131 pass. Those
31. in favor vote Aye. Those opposed Nay. The voting is open.
32. Have all those voted who wish? Take the record. On that
33. question the Ayes are 57, the Nays are 1. House Bill

1. 2131 having received a constitutional majority is declared
2. passed. Ladies and Gentlemen, at this time of the Senate...
3. at this time we have Mr. Art Roth, the newly elected
4. commander of the Veterans of Foreign Wars and he's a
5. Springfield product. Mr. Roth.

6. MR. ROTH:

7. (Remarks by Mr. Roth)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. House Bill 2244, Senator Lemke. Senator...Senator
10. Graham, for what purpose do you arise?

11. SENATOR GRAHAM:

12. I rise in a point of personal privilege, Mr. President.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. State your point, Sir.

15. SENATOR GRAHAM:

16. I'm sorry to readdress Senate Bill...House Bill 1978
17. which we just passed. I want to tell some of you you are
18. going to get some letters from people regarding the contents
19. and the Election Laws Commission of which I am a member
20. now and probably will be next year, in any event, we have
21. agreed that we will conduct a series of hearings this fall
22. and next spring. Let those people submit to us their
23. problems because the effective date of this bill
24. is not until 1979. So, they're not without redress and we'll
25. listen to them anyway. That may help you out of some of your
26. problems back home.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. House Bill 2244, Senator Lemke. Read the bill,
29. Mr. Secretary.

30. SECRETARY:

31. House Bill 2244.

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 is a good bill. There's an amendment on
5. the Urban Education Commission which is a necessary thing
6. and I ask for its favorable adoption.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there...is there further discussion? Question is
9. shall House Bill 2244 pass. Those in favor vote Aye..
10. Those opposed Nay. The voting is open. Have all those voted
11. who wish? Take the record. On that question the
12. Ayes are 48, the Nays are 3, 1 Voting Present. House Bill
13. 2244 having received a constitutional majority is declared
14. passed. House Bill 2271, Senator Roe. Senator Rhoads,
15. for what purpose do you arise?

16. SENATOR RHOADS:

17. Well, have leave of the Body to handle that for Senator
18. Roe.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Do we have leave? I'm advised that Senator Roe is on
21. the...do you wish the bill called, Senator Roe? Read the
22. bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 2271.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Roe.

29. SENATOR ROE:

30. Mr. President and members of the Senate. This is the
31. eight member board for the State Board of Elections and this
32. was as the result of an amendment offered by Senator Rhoads
33. this afternoon, I believe, is that correct, Senator Rhoads?

1. And if anyone has any questions, I'll be glad to...

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further...

4. SENATOR ROE:

5. ...address them with the help of Senator Rhoads.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? Senator Newhouse.

8. SENATOR NEWHOUSE:

9. Is this the bill that provides for a twenty-five
10. dollar a day penalty for committees that don't report?

11. SENATOR ROE:

12. No, no it isn't, Senator Newhouse. The bill was
13. amended this afternoon to strike the bill as stated in our
14. Calendar and substitute therefore, the eight member State
15. Board of Elections.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Newhouse.

18. SENATOR NEWHOUSE:

19. That's a good substitution, Senator.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further discussion? Senator Rock.

22. SENATOR ROCK:

23. Well, as I pointed out earlier today, I was opposed
24. to this amendment to this bill principally because of the
25. House sponsor, frankly. We have been hearing him cry for
26. a five member board all semester and to put a bill of this
27. kind in his hands, I think, we...we are ill-serving
28. ourselves and I would urge a No vote.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Rhoads.

31. SENATOR RHOADS:

32. Well, I...I appreciate Senator Rock's comments.
33. But this is one more concept and I believe Senator Netsch
and others said that they would support just about any

1. animal that we might kick out of here to get it in a
2. Conference Committee. I...I do feel this is a reasonable
3. third alternative and I would ask for support.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? Senator Roe may
6. close or you want a vote? The question is shall House
7. Bill 2271 pass. Those in favor vote Aye. Those opposed
8. Nay. The voting is open. Have all those voted who wish?
9. Have all those voted who wish? Take the record. On that
10. question the Ayes are 30, the Nays are 21. House...just
11. a moment when I announce the vote. House Bill 2271
12. having received a constitutional majority is declared
13. passed. There is a request for a verification. Verification
14. will be had. Secretary...will the members please be in their
15. seats. Will the members please be in their seats.
16. The Secretary will call the affirmative vote.

17. SECRETARY:

18. The following voted in the affirmative: Berning,
19. Bloom, Bowers, Coffey, Collins, Davidson, Glass, Graham,
20. Grotberg, Harber Hall, Hickey, Leonard, McMillan,
21. Mitchler, Moore, Netsch, Newhouse, Nimrod, Ozinga,
22. Philip, Rhoads, Roe, Rupp, Schaffer, Shapiro, Sommer,
23. Soper, Washington, Weaver, Wooten.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Rock.

26. SENATOR ROCK:

27. Senator Harber Hall...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Harber Hall is on the Floor.

30. SENATOR ROCK:

31. Senator Soper on the Floor?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Soper. Is Senator Soper on the Floor?

3. Take him from the roll. That...on that question the Ayes

4. are 29, the Nays are 21. We didn't need you, Senator

5. Coffey. The...Senator Soper is not on the Floor. On that

6. question the Ayes are 29, the Nays are 21. The bill is

7. defeated. The...consideration is postponed. House Bill

8. 2347, Senator Maragos. Read the bill, Mr. Secretary.

9. No, just a moment. Senator Maragos.

10. SENATOR MARAGOS:

11. Mr. President, we had leave earlier to pass this bill

12. and at the appropriate time to bring it to 2nd reading

13. for amendment. And now, Senator Carroll has the proper

14. amendment in the proper form and I'd like...leave to put

15. this bill back to 2nd reading for amendment purposes.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Do we have leave? Leave is granted. Senator Carroll.

18. The bill is on 2nd reading.

19. SENATOR CARROLL:

20. Thank you, Mr. President. I would move that we adopt

21. Amendment No. 1 to House Bill 2347. This is and I repeat, this

22. is the Capital Bond Authorization bill. It's

23. apparently the only one around. The level at which we are

24. choosing to take it to the House after attempting to get

25. some figures on it and being unavailable, is that the

26. level at which this bill would have left the Senate, had it

27. left the Senate, plus at Senator Joyce's request, we have

28. added back the category commonly referred to as Food for

29. Century Three at a plugged in level so that that category

30. is covered within the amendment. It would, therefore, leave

31. the Senate at the level on which Senate...Senate authorizations

32. would have left...Senate appropriations would have left

33. plus two million three hundred thousand for Food for Three

1. that Senator Joyce had requested and send it over
2. to the House so we have a vehicle and then I would assume
3. there would be a Conference Committee at which time we
4. can cover all of those authorizations and put them in at
5. the level at which they are appropriated by us. I would
6. move adoption of Amendment No. 1.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Question is shall
9. Amendment No. 1 to House Bill 2347 be adopted. Those
10. in favor indicate by saying Aye. Those opposed. The
11. Ayes have it. Amendment No. 1 is adopted. Are there
12. further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. 3rd reading. House Bill 2359, Senator Chew.
17. House Bill 2361, Senator Berman. Read the bill, Mr.
18. Secretary.

19. SECRETARY:

20. House Bill 2361.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Berman.

25. SENATOR BERMAN:

26. Thank you, Mr. President, Ladies and Gentlemen of the
27. Senate. This is the appropriation for the categorical
28. grants for FY '78 to the school districts throughout the
29. State. It covers such subjects as adult education,
30. gifted special education, bilingual vocational pupil
31. transportation. We discussed it at great length on
32. 2nd reading yesterday. It stands at a total appropriation
33. of two hundred and eighty-two million seven hundred and

1. ninety-two thousand eight hundred dollars. I solicit
2. your Aye vote.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Berning.

5. SENATOR BERNING:

6. One question, please, of the sponsor.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Indicates he will respond.

9. SENATOR BERNING:

10. Would you define or locate for me the site for the
11. deaf and blind educational facility?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Berman.

14. SENATOR BERMAN:

15. I don't have that at my fingertips, Senator, but I'll
16. get that to you shortly.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Berning.

19. SENATOR BERNING:

20. I wonder if Senator Rock would...is this...Senator...
21. is this facility in this particular bill, the one that
22. you discussed a year ago and proposed, this is located
23. in Chicago, it's deaf, blind as well as mentally and physically
24. handicapped, is that correct?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Rock.

27. SENATOR ROCK:

28. You...you are...you are correct. It is the facility
29. which I proposed last year. The appropriation, I believe, is
30. 1.2 million dollars. The proposal was frankly, delayed due to the
31. untimely demise of the Mayor of Chicago. There...there was
32. a proposal that was accepted by the advisory committee and the
33. Illinois Office of Education to locate this facility on some

1. acres of land at the Municipal Tuberculosis Sanitarium
2. in Chicago which was to have been donated by the city to
3. the State for this purpose. Unfortunately, with the
4. untimely demise of the Mayor of Chicago, we just never
5. got it done. But hopefully, it will be done rather quickly.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Berning.

8. SENATOR BERNING:

9. Well,...well I'll come over and talk to you about it.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? Question is shall House
12. Bill 2361 pass. Those in favor vote Aye. Those opposed
13. Nay. The voting is open. Have all those voted who wish?
14. Have all those voted who wish? Take the record. On that
15. question the Ayes are 35, the Nays are 16. House Bill
16. 2361 having received a constitutional majority is
17. declared passed. Senator Maragos...Senator Chew, for what
18. purpose do you arise?

19. SENATOR CHEW:

20. Mr. President, you called a bill which I am
21. sponsoring, 2359 and I asked you to pass it. I would like
22. to have leave of this Body in the event that the companion
23. bill is passed which is now on Postponed Consideration that
24. I would have leave to come back to 2359.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there leave? Leave is granted. Senator Maragos,
27. we will proceed with House Bill 2347. Read the bill,
28. Mr. Secretary.

29. SECRETARY:

30. House Bill 2347.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Maragos.

2. SENATOR MARAGOS:

3. Mr. President, this is the bill...that is completely
4. revised by the amendment just put on by Senator Carroll
5. and I would pass to him any questions because he understands
6. the provisions on this...all the capital bonds that were
7. authorized and to be issued under this bill.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Carroll.

10. SENATOR CARROLL:

11. Thank you, Mr. President and members of the Senate.
12. As we just explained, this bill is the authorization for
13. capital projects. It is to raise the authorization level
14. from what had been seven hundred and eighty-seven million
15. dollars approximately, to nine hundred and eighteen million
16. and as I said before, this would be at the level at which
17. it would have left the Senate at our Senate Bill deadline
18. plus that one project that we had discussed and I would
19. be willing to attempt to answer questions and ask for a
20. favorable roll call.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Senator Moore.

23. SENATOR MOORE:

24. Thank you, Mr. President. I rise in support of this bill.
25. This is a good bill. I've worked this amendment out with
26. Senator Maragos and I would urge support of this side of the
27. aisle.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? The question is shall
30. House Bill 2347 pass. Those in favor vote Aye. Those
31. opposed Nay. The voting is open. Have all those voted
32. who wish? Take the record. On that question the Ayes
33. are 50, the Nays are 3, 2 Voting Present. House Bill

1. 2347 having received a constitutional majority is declared
2. passed. House Bill 2368, Senator Hynes. Read the bill,
3. Mr. Secretary.
4. SECRETARY:
5. House Bill 2368.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Hynes.
10. SENATOR HYNES:
11. Mr. President and members of the Senate. This is the
12. annual appropriation for the General Assembly and I would
13. appreciate your support.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Is there further...Senator Buzbee.
16. SENATOR BUZBEE:
17. Do any of us have a conflict of interest on this,
18. Mr. President?
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. All of us. Is there further discussion? The question
21. is shall House Bill 2368 pass. Those in favor vote Aye.
22. Those opposed Nay. The voting is open. Have all those voted
23. who wish? Take the record. On that question the Ayes
24. are 55, the Nays are none, 1 Voting Present. House Bill
25. 2368 having received a constitutional majority is declared
26. passed. House Bill 2374, Senator Rhoads. Read the bill,
27. Mr. Secretary.
28. SECRETARY:
29. House Bill 2374.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Rhoads. Is there discussion? Question is

1. shall House Bill 2374 pass. Those in favor vote Aye.
2. Those opposed Nay. The voting is open. Have all those
3. voted who wish? Take the record. On that question the Ayes
4. are 48, the Nays are 1. House Bill 2374 having received
5. a constitutional majority is declared passed. House Bill
6. 2379, Senator Coffey. Read the bill, Mr. Secretary.

7. SECRETARY:

8. House Bill 2379.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Coffey.

13. SENATOR COFFEY:

14. Mr. President and members of the Senate. 2379
15. is the ordinary appropriation to the Department of Transportation
16. and I'd ask a favorable roll call.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there debate? Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President. There have been several
21. questions by members if we can recap very quickly. The
22. bill, as introduced, was about a billion seven. The House
23. had added about ninety-five million. The Senate added altogether
24. about three hundred and twenty million of which...of which
25. the Governor's offices had requested two hundred and
26. twenty-five million, so we also added about ninety-five
27. million which is what the House had added. The Governor
28. added about two twenty-five over his original budget
29. and I think this is why Senator Hynes had ordered chicken
30. for dinner. This is the chicken barrel bill and I would
31. urge a favorable roll call.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Question is shall House Bill 2379 pass. Those in

1. favor vote Aye. Those opposed Nay. The voting is open.
2. Have all those voted who wish? Take the record. On that
3. question the Ayes are 55, the Nays are none. House Bill
4. 2379 having received a constitutional majority is declared
5. passed. Senator Maragos, for what purpose do you arise?

6. SENATOR MARAGOS:

7. Point of personal privilege. I would like to state,
8. Mr. President, that if I hadn't stepped away from my
9. desk at the time that Senate Bill 23...I mean House Bill
10. 2374 had been called, and if I had been present, I would
11. have voted Aye for the appropriation because I was one
12. of the originators of the commission that set...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. The electronic devices will so show. Senator Clewis,
15. for what purpose do you arise?

16. SENATOR CLEWIS:

17. The same purpose, Mr. Chairman.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. The record will so show. Senator Hickey.

20. SENATOR HICKEY:

21. The same purpose for 2361.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. The record will so show. Senator Chew.

24. SENATOR CHEW:

25. Thank you, Mr. President. We have a lovely young
26. lady down here on the Senate Floor. A young lady who comes to
27. the call of the needy and these long hours will require the
28. needy to need. And I would just like to announce that the
29. lovely Mrs. Fred...Senator...beautiful, gorgeous Smith, the
30. wife of Fred Smith is here and I think we ought to
31. recognize her.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Please rise and be recognized. House Bill 2397, Senator

1. D'Arco. Read the bill, Mr. Secretary.
2. SECRETARY:
3. House Bill 2397.
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator D'Arco.
8. SENATOR D'ARCO:
9. Roll call.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Is there discussion? The question is shall House
12. Bill 2397 pass. Those in favor vote Aye. Those opposed
13. Nay. The voting is open. Have all those voted who wish?
14. Take the record. On that question the Ayes are 53,
15. the Nays are none. House Bill 2397 having received
16. a constitutional majority is declared passed. House Bill
17. 2398, Senator D'Arco. Read the bill, Mr. Secretary.
18. SECRETARY:
19. House Bill 2398.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator D'Arco.
24. SENATOR D'ARCO:
25. Roll call.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Is there discussion? The question is shall House
28. Bill 2398 pass. Those in favor vote Aye. Those opposed
29. Nay. The voting is open. Have all those voted who wish?
30. Take the record. On that question the Ayes are
31. 57, the Nays are 1. House Bill 2398 having received
32. a constitutional majority is declared passed. House Bill
33. 2402, Senator Roe. Senator Maragos, for what purpose do

1. you arise?

2. SENATOR MARAGOS:

3. Mr. President, it is my understanding that the
4. sponsor again had agreed to put this back to 2nd reading
5. for the purposes of action on amendment?.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Roe.

8. SENATOR ROE:

9. I brought the bill back once, Mr. President. And there
10. was an opportunity to offer amendments this afternoon.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. It is not...is it your desire to proceed on 3rd reading,
13. Senator Roe?

14. SENATOR ROE:

15. Yes.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Read the bill, please.

18. SECRETARY:

19. House Bill 2402.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Roe.

24. SENATOR ROE:

25. Presently, the appropriation contained in this bill
26. would be two million four hundred and sixteen thousand
27. dollars. And the amendment adopted this afternoon...the
28. last amendment adopted this afternoon would have cut
29. two hundred and sixteen thousand...pardon me, two hundred
30. and thirty-one thousand dollars from the appropriation as
31. finally approved based on Senator Carroll's Tabling
32. of the amendments adopted in Appropriation Committee.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? The question is shall
2. House Bill 2402 pass. Those in favor vote Aye. Those
3. opposed Nay. The voting is open. Have all those voted who
4. wish? Have all those voted who wish? Take the record.
5. On that question the Ayes are 44, the Nays are 7, 3
6. Voting Present. House Bill 2402 having received a
7. constitutional majority is declared passed. House Bill
8. 2409, Senator D'Arco. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 2409.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator D'Arco.

15. SENATOR D'ARCO:

16. I don't want to get boring. Roll call.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Any...is there debate? The question is shall House
19. Bill 2409 pass. Those in favor vote Aye. Those opposed
20. Nay. The voting is open. Have all those voted who wish?
21. Take the record. On that question the Ayes are 58, the
22. Nays are none. House Bill 2409 having received a
23. constitutional majority is declared passed. Senator Hynes.
24. With the exception of House Bill 2412, we've completed the
25. 3rd reading bills. Senator Maragos, for what purpose do you
26. arise?

27. SENATOR MARAGOS:

28. Mr. President, there's a bill that has been sponsored
29. by Senator Smith and myself which is 2422 that was sponsored
30. to be Special Order of Business after we had advanced it
31. today.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Just a minute. Senator Hynes.

1. SENATOR HYNES:

2. We'll get...we're going to go to the Order of 2nd
3. reading, Senator Maragos, but there are two other bills.
4. Senator Knuppel asks leave with respect to, I think, it was
5. House Bill 585 and then House Bill 1638 that we ought to
6. go back to on the Order of 3rd reading and perhaps we
7. could do Senator Knuppel's first so that we can take
8. care of the amendment problem.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. House Bill 585. Read the bill, Mr. Secretary.
11. Just a moment. Senator Knuppel.

12. SENATOR KNUPPEL:

13. I want to return it to the Order of 2nd reading to
14. take off an amendment which creates some mischief with the
15. bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there leave? Leave is granted. The bill is on
18. 2nd reading.

19. SENATOR KNUPPEL:

20. This...at this time, I'd like to remove the amendment
21. which was put on there, it's Amendment No. 1 because there's
22. no way that this amendment can work out while it was
23. originally intended. It was given to me and I put it on
24. for a friend, but it wrecks havoc with the bill when...
25. it was given to me late so I move to take it off.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Having voted on the prevailing side, Senator Knuppel
28. moves to have House...Amendment No. 1 to 585 reconsidered.
29. Those in favor indicate by saying Aye. Those opposed.
30. The Ayes have it. Senator Knuppel now moves to Table
31. Amendment No. 1. Those in favor indicate by saying Aye.
32. Those opposed. The Ayes have it. Amendment No. 1 is Tabled.
33. Are there further amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. 3rd reading. House Bill 1638, Senator Schaffer.
5. Do you wish the bill...read the bill, Mr. Secretary.
6. SECRETARY:
7. House Bill 1638.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Schaffer.
12. SENATOR SCHAFFER:
13. Mr. President and members. This is a merely bill.
14. It merely increases the outstanding limitation on
15. bonds for the Illinois Housing Development Authority
16. by sixty percent, a mere three hundred million dollars.
17. There's no direct cost to the State. It does increase
18. their authorization to allow them to pursue the projects
19. that I suspect have been built in virtually everyone of our
20. districts.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator Kenneth Hall.
23. SENATOR KENNETH HALL:
24. Would the sponsor yield to a question?
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Indicates he will.
27. SENATOR KENNETH HALL:
28. Senator, I got a communique that said last year there
29. was about five hundred million dollars and none was spent
30. in Chicago or East St. Louis and why are we giving these
31. people more money now than when they didn't use the money
32. last time? Why are we giving them more?
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. I suspect they were at the end of their debt limitation
4. and they didn't have funds available. I really don't know.
5. There was no money spent in McHenry County, either.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further...Senator Kenneth Hall.

8. SENATOR KENNETH HALL:

9. Well, and it further says that five million went to
10. a group called twenty-one and the only reason they got it
11. is that their...they had to hold up their bonding authority.
12. Just what...is this going to IDHA? Is that where this money
13. is going?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Schaffer. He indicates yes.

16. SENATOR SCHAFFER:

17. Yes.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there...Senator Hall.

20. SENATOR KENNETH HALL:

21. Why isn't IDHA doing something around in these
22. communities? They're getting all this money. What's the idea
23. of giving it to them if they don't use it?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. Well, I would suggest to you that they probably
28. ...and I'm not sure when, but I think towards the tail end
29. of last year they were at their debt ceiling limit.
30. They did not get the authorization they sought last year and
31. they...I suspect have pulled in their wings as well they
32. should. With this increase in authorization, presumably
33. they will be in a position to pursue the type of projects
34. that you mentioned. I hold no tremendous... for this

1. organization. They've conducted one project on the far end
2. of my district that I thought was a nice project. I think
3. that they're...their operation can be justified and
4. I think that the increase in authorization probably is
5. in the best interest of the citizens of this State.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? The question...Senator
8. Kenneth Hall.

9. SENATOR KENNETH HALL:

10. Senator Lemke, are you familiar with what you had to
11. do last time with that bonding authority, are you familiar
12. with that? Cause they mentioned that. The only reason
13. they spent this last time is that you complained about it
14. and held it up.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Lemke.

17. SENATOR LEMKE:

18. The reason this bill was not called, we had numerous
19. problems with this. I received...just recently received
20. a letter from the Ada McKinley group of people. They are
21. opposed to this increased authorization and the reason
22. I am opposed to this increased authorization is very simple.
23. Poor people can't afford rent for two hundred and fifty,
24. three hundred dollars a month and that's the kind of buildings
25. they want to build. That's what IDHA wants to build, big
26. buildings for...for people that are middle class or wealthy,
27. but not for the people that...that have a hard time making
28. ends meet and just can't afford this kind of rent. This is the
29. kind of bill. They want to build a building in Chicago
30. on the lakeshore. That's what they want to do, a thirteen
31. million dollar building on the lakeshore in Chicago. Who is
32. going to live there? None of my constituents and none of yours,
33. nobody that works in a factory. This is why I am against this
34. until they can come up with some...some good propositions in

1. building that they're going to build for people, some good
2. homes, it's fine. But when they're going to start
3. building homes where they're going to charge rent, sure it's
4. a profit...when you're building expensive homes. Let's
5. take care of the people that have a hard time getting a place
6. to live. You know, people that work everyday and make
7. maybe two hundred dollars a week and eight, nine hundred
8. dollars a month and they can't...they can't afford this
9. kind of rent. Let's not vote for this bill. Let's not
10. increase the authorization. I think it's a bad move.
11. This bill should be held in committee until IDHA and them
12. start coming up with some propositions to help people that
13. need the help and not start helping their friends who are
14. the contractors and the wealthy people. That's what this bill
15. is doing. That's the only people that it's helping and
16. I ask...I'm going to vote against this and I ask that everybody
17. oppose it.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Hickey.

20. SENATOR HICKEY:

21. Mr. President, I'd like to say that...that IDHA has
22. built some good stuff in Rockford. It hasn't been
23. high rent stuff and I'm hoping that they're going to build
24. more. They're going to build in the parts of town that
25. need rehabilitation and I hope everybody votes for this bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Newhouse.

28. SENATOR NEWHOUSE:

29. Thank you, Mr. President. I...I have some problems
30. with IDHA but I think that they ought not be left undefended
31. cause IDHA has done some very innovative things as a matter of
32. fact. In my district in Chicago, as a matter of fact, unbeknownst to
33. me, they never even let me know and didn't invite me to the

1. groundbreaking or anything else, but they built a...a
2. very nice project which was economically integrated.
3. And I think that's fantastic. Which means that some people
4. who could not afford to pay rent on the ordinary market
5. ...were in buildings under subsidy with people who were
6. of varying income levels. So, I think that...you know,
7. maybe some of the rocks are justified but on the other
8. hand, they have done some innovative things. Now, I would
9. suggest this, that IDHA perhaps ought to be reporting
10. back to this General Assembly as to what kind of things
11. it plans to do during a year. One of the things that I
12. dislike about it was they seem to be very closemouthed
13. about informing the legislator even in whose district
14. they were building about what they were doing. And that's
15. wrong. Now, they might have felt that, you know, in order
16. to get things done, they had to operate that way,
17. but I think IDHA has to begin to open up. So, some of the
18. criticism is absolutely justified. On the other hand,
19. I think the Body ought to know that this operation has done
20. some innovative things from time to time and I can testify about
21. that from my own district. If we could just hold them to that,
22. I think it might be...turn out to be a good organization.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Yes, Mr. President and fellow Senators, I think that
27. what we have to take into consideration here is what the
28. whole Federal program is about in housing. And what the
29. attitude is is to no longer build low income project
30. homes and is to build middle income and high income
31. type housing where all the people can move into it and
32. instead of subsidizing the building and letting the people
33. pay low rents, it is...the government is presently subsidizing

1. these rents so that the differences in that is paid
2. by the government and in our case, we keep building
3. low income housing, then we're going to keep segregating
4. all the people in the whole general program is to build
5. four hundred, three hundred income properties that fit
6. into the community and then the people that move in
7. there, their rents are subsidized to the extent of their
8. incomes, so I think that we have to look at the overall
9. picture and what's trying to be achieved. The only problem
10. I find with this bill is this, last year this went through
11. Revenue. This year it goes through Insurance and Regulations
12. and I just don't...I just don't understand why these
13. bills are bypassed so that we don't have the continuity
14. of the same kind of thinking in the program. One other thing
15. is this particular program does not come under the legislative
16. organization or regulations. The only time they ever
17. come to legislators is when they need money. The only thing
18. I would occur in this is maybe we ought to give smaller
19. groups...smaller amounts so that they come more often.
20. And that's probably what we have to do, but I do think
21. that their program is in line with the Federal program.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Hall started this. Now, we've got a list
24. of about six or seven more speakers now. Senator Grotberg.

25. SENATOR GROTBORG:

26. Mr. President, I'd just like the record to show that
27. the courts have ruled that I cannot vote on an appropriation
28. like this...or authorization because the organization for
29. which I work is in negotiation for IDHA projects and my
30. Present vote will represent that.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Chew, for what purpose do you arise?

33. SENATOR CHEW:

1. I...I...I can approve of what you said about
2. someone starting this nonsense. I'm going to move the
3. previous question and I shall not hold that motion.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Chew, we have one more person that wishes
6. to speak and that's the Dean. Senator Fred Smith.

7. Senator Smith.

8. SENATOR SMITH:

9. No, no. Just hold it in abeyance just for a moment.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Chew will hold it in abeyance. Proceed,
12. Senator Smith.

13. SENATOR SMITH:

14. Now, he's always accommodating, cooperative and
15. I know that he'll hold it for three minutes. Now, Mr.
16. President and Ladies and Gentlemen of the Senate. This is
17. a bill that I frankly, caught myself watching for. And
18. yet I didn't catch it until I heard...I heard the Ida S.
19. McKinley home mentioned. I helped organize the Ida S.
20. McKinley home. Mrs. Kinley was a very personal friend
21. of mine. Her son was an associate of mine. Now, I, too,
22. fail to understand the purpose of our constantly appropriating
23. and reappropriating these vast sums of money, parts of which
24. is purportedly designed to erect buildings in certain areas
25. not necessarily the sections that were mentioned by the
26. sponsor of the bill. ...sufficient area on the southside
27. of the City of Chicago to spend a portion at least, of these
28. monies. There are taxpayers including this, your humble
29. servant, in the southside of the City of Chicago that
30. doesn't need it. I don't need it. I confess I don't.
31. But, there are hundreds and hundreds of old run down, rat
32. infested diseased breeding old buildings that are a disgrace
33. to our boasted of twentieth century civilization. They
34. haven't erected not one house out there. You talk about homes

1. not one in all of that area on the immediate southside of
2. the City of Chicago and we Chicagoans are taxed as are
3. others for the purpose of raising the funds that are
4. being so liberally appropriated and spent, we don't know
5. where. I know not who the ones were that prepared and
6. introduced. I don't know whether my very good friend, the
7. good Senator there, he, himself complains that in his area,
8. there has been no building and I promised you I'd speak
9. three minutes. I see you wigwagging. I've spoken
10. two and a half. And now I merely want to say that I, for one,
11. if the angle would stand out on a cloud and say vote for it,
12. I'd tell him no. I can't vote for this.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President and Ladies and Gentlemen of
17. the Senate. Senator Chew, if you'll just hold up just a minute.
18. I think the conversation, frankly, has...has degenerated to the
19. point where we are talking about some of IDHA's past mistakes.
20. Now, this authority has a new chairman which the Executive
21. Committee in this Senate itself advised and consented to.
22. This additional bonding authority is absolutely necessary if
23. this agency is going to function at all. They are currently
24. at their limit. We are restricted from the receipt of further
25. Federal funds until this authority is raised and I would
26. urge an affirmative vote.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Schaffer may close.

29. SENATOR SCHAFFER:

30. I would just like a ruling of the Chair of how many
31. votes are necessary on this.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. 30 votes. Senator Schaffer.

1. SENATOR SCHAFFER:
2. Senator Rock just closed the debate.
3. PRESIDING OFFICER: (SENATOR DONNEWALD):
4. The question is shall House Bill 1638 pass. Those
5. in favor vote Aye. Those opposed Nay. The voting is open.
6. Have all those voted who wish? Take the record. On that
7. question the Ayes are 41, the Nays are 7, 3 Voting Present.
8. House Bill 1638 having received a constitutional majority
9. is declared passed. Senator Coffey. Oh, House Bill 585.
10. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 585.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Knuppel.
17. SENATOR KNUPPEL:
18. Mr. President and members of the Body. This Act
19. amends the Election Code to require any Supreme Court,
20. Appellate Court, or Circuit Court Judge seeking retention in
21. office, to file a declaration of candidacy to succeed himself
22. with a Secretary of State on or before the first Monday in
23. December before the general election. What's been occurring
24. is judges have not announced until...until it's too late
25. to fill a vacancy by the elective process. Judge Roy O. Gully
26. Administrative Officer of the Illinois Court says this bill
27. would require any judicial candidate seeking retention in
28. office to file a declaration of candidacy on or before the
29. first Monday in December. The purpose of the bill is very
30. good. If enacted, it would present the situation which can
31. now occur when a judge eligible to run for retention delays
32. that until after the filing date for the primary to make
33. up his mind and then decides not to file leaving a vacancy

1. to be filled by the Supreme Court. Gentlemen, I think
2. it's better to leave this in the matter of the hands of the
3. people where the Constitution puts it. I respectfully request
4. a favorable roll call.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Glass. Remove to Senator Roe's microphone, please.
7. No, just a moment. I'm...Senator Glass, let's try...try it
8. one more time.

9. SENATOR GLASS:

10. It's now working. Thank you, Mr. President and Senator
11. Knuppel, if he will yield, I have a question. As I understand
12. the bill, Senator, and I did hear your explanation, this would
13. allow judges running for retention or actually require them
14. to file their statement of candidacy by no later than the
15. first Monday in December. However, under the Illinois
16. Constitution, Section...Article VI, Section 12-D,
17. these judges are authorized to file not less than six
18. months before the general election and for that reason,
19. it seems to me with that language in the Constitution,
20. it...it would not be...we would not be authorized
21. to require a greater period than that authorized in the
22. Constitution. And I wondered if you would comment on that.
23. I...I don't see how we can do this.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. Well, that is the provision in the Constitution
28. it's a...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Just...just a moment, Senator. Will the members please
31. be in their seats. Will all unauthorized people remove
32. themselves. We will not continue until we have quiet.
33. Proceed.

1. SENATOR KNUPPEL:

2. This is the language as you've pointed out, of the
3. Constitution. However, in commenting on that Judge Roy. O. Gully
4. says this language seems to indicate that a judge
5. has until the first Tuesday in May. However, the practice
6. is a bad one as is now exercised and since it only seems to be
7. constitutionally prohibited, I think this is good legislation
8. and we should attempt it.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Glass.

11. SENATOR GLASS:

12. A number of members are asking about the retirement
13. and I think you mentioned that an amendment was removed.
14. Now, as I understand it, there was...there was something
15. in the bill by way of an amendment that would remove
16. the requirement of retirement at seventy and has that
17. amendment been Tabled?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Knuppel.

20. SENATOR KNUPPEL:

21. That amendment has been Tabled. It was placed on here
22. for a friend who was formerly a member of the General
23. Assembly, but it will not work. It created much mischief.
24. It has been removed.

25. SENATOR GLASS:

26. All right. Well, to conclude then, Senator...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Glass.

29. SENATOR GLASS:

30. ...Knuppel, I...I respectfully differ with you on
31. the reading of this language because...and I'll read it
32. briefly, not less than six months before the general
33. election preceding the expiration of his term of office
34. a Supreme, Appellate, or Circuit court judge who has been

1. elected to that office may file a declaration of candidacy
2. to succeed himself. It just seems to me that's fairly clear
3. and for that reason, I will have to oppose the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there further discussion? Senator Guidice.

6. SENATOR GUIDICE:

7. Thank you, Mr. President. Just briefly.

8. Then the amendment is no longer on this bill?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Knuppel.

11. SENATOR KNUPPEL:

12. I've answered the question. He's...

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Okay. Is there further discussion? The question is
15. shall House Bill 585 pass. Those in favor vote Aye.

16. Those opposed vote Nay. The voting is open. Have all voted
17. who wish? Have all voted who wish? Take the record.

18. On that question the Ayes are 48, the Nays are 5,

19. none Voting Present. House Bill 585 having received

20. a constitutional majority is declared passed. For what

21. purpose does Senator Berning arise?

22. SENATOR BERNING:

23. Well, Mr. President, I just would like to observe for
24. the membership of this Senate that we apparently have
25. established an interesting precedent. Violating absolutely
26. the word of the Constitution. I solicit your special
27. remembrance of this so that when I have a proposal which
28. I think is defensible, you won't raise that as an objection.
29. Thank you.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is Senator Coffey on the Floor? Senator Coffey, you
32. ready to roll? Is there any other bills on the Order of House
33. Bills, 3rd reading that any sponsor wishes to call?

1. Several Gentlemen are asking about the Department of
2. Transportation budget. I'm informed that there is one
3. more matter that they have to have before the Body.
4. And so we are at ease unless some Senator wishes to call
5. a bill on the Order of House Bills, 3rd reading.
6. Senator Hynes, would it be appropriate to move the bills
7. on the Order of House Bills, 2nd reading at this time?
8. For what...Senator Hynes.

9. SENATOR HYNES:

10. Mr. President, when you referred to DOT were you
11. talking about House Bill 2412 that...

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. That is correct, Senator Hynes.

14. SENATOR HYNES:

15. 2nd reading would be appropriate.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. All right. Is there leave to go to the Order of House
18. Bills, 2nd reading on page 10 of your Calendar. Leave is
19. granted. House Bill 1205, Senator Lane. House Bill
20. 1348, Senator Lane. House Bill 1424, Senator Lane.
21. House Bill 2422, Senators Smith - Maragos. Read the bill,
22. Mr. Secretary.

23. SECRETARY:

24. House Bill 2422.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Any amendments from the Floor? 3rd reading. House
29. Bill 2424, Senator McMillan. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 2424.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Any amendments from the Floor? 3rd reading.
3. Senator Lane, so that we might clear up the Calendar,
4. do you wish to recommit any of the bills that you have
5. on 2nd reading at this time? Senator Lane.
6. Senator Lane, your microphone does not seem to be functioning.
7. Would you attempt to...Senator Savickas' mike?
8. SENATOR LANE:
9. Too many people using it as a toy, I think, but I would like
10. to ask leave of the Body to recommit House Bill 1205
11. back to the Committee on Labor and Commerce.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Heard the motion to recommit 1205 to Labor and
14. Commerce. Is there discussion? All in favor say Aye.
15. Ayes have it. The bill is recommitted. 1348, Senator
16. Lane. Senator Lane.
17. SENATOR LANE:
18. House Bill 1348 back to the Committee on Pensions
19. and the other bill, also.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. And 1424. Senator Lane moves to recommit House Bills
22. 1348 and 1424 to the Senate Pensions Committee. Is there
23. leave? Leave is granted. The bills will be recommitted.
24. For what purpose does Senator Bloom arise?
25. SENATOR BLOOM:
26. Yes, Mr. President. I'm referring to House Bill 820.
27. It was change substantially by a technically defective
28. amendment. I haven't heard from the House sponsor nor have I
29. heard from IDHA so therefore, I would ask leave to re-refer it
30. to the Committee on Finance and Credit Regulations.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. You've heard the motion to recommit House...
33. SENATOR BLOOM:
34. When does it come...

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. ...to recommit House Bill 820. Is there discussion?

3. All in favor say Aye. Opposed Nay. The Ayes have it and

4. the bill is recommitted. Is that...Senator Bloom, would it

5. be appropriate to recommit that to the Senate

6. Finance Committee?

7. SENATOR BLOOM:

8. Mr. President, that's the committee it came out of.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. That is...that is correct, Senator. The Secretary

11. just wanted to make sure. Recommit it to the Committee on

12. Finance. It will be so recommitted. For what purpose

13. does Senator Maragos arise?

14. SENATOR MARAGOS:

15. Mr. President, I want to commit two bills...recommit

16. two bills back to committee. One is House Bill 276, recommit

17. to House Committee on Judiciary I...I mean to Senate

18. Committee Judiciary I because we already have Senator Soper's

19. bill which...also keep it in committee in case anything

20. develops between now and next fall.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. You've heard the motion to recommit House Bill 276

23. to the Senate Committee on Judiciary. Is there discussion?

24. All in favor say Aye. Opposed Nay. The Ayes have it and the

25. bill will be recommitted. Another bill, Senator Maragos?

26. SENATOR MARAGOS:

27. Yes, House Bill 1011, also recommitted back to

28. Judiciary.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to recommit House Bill 1011

31. to the Committee on Judiciary I. All in favor say Aye.

32. Opposed Nay. The Ayes have it and the bill will be

33. recommitted. Senator Graham. Senator Graham on the Floor?

1. All right. On House Bill 1226, Senator Graham, an appropriation
2. for radioactive waste. At Senator Vadalabene's microphone.

3. SENATOR GRAHAM:

4. Mr. President and members of the Senate.

5. I just talked with Senator Rock. There is some confusion
6. existing in the community that this affect yet and we have
7. an agreement that it will be left on the interim
8. Calendar on 3rd reading so I can discuss it with those
9. people up there and we'll think about it this fall.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Thank you, Senator Graham. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Yes, parliamentary inquiry. I didn't know we had an
14. interim Calendar.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Well, Senator, there's not been a decision made as
17. to bills either in committee or on the Calendar. I don't
18. think it will make a great deal of difference where they are presently
19. located. Senator Maragos.

20. SENATOR MARAGOS:

21. Mr. President, I understand that House Bill
22. 1503 is still alive on the Calendar. I thought I had made
23. a motion earlier, I guess I did not, to recommit
24. it to the Insurance Committee from whence it came for...
25. because we already have...bills...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. There is some confusion, Senator Maragos,
28. and if you will make that motion on House Bill 1503,...

29. SENATOR MARAGOS:

30. I so...

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. ...heard the motion. All in favor say Aye. Opposed.
33. Nay. The Ayes have it. The bill will be recommitted to the
Committee on Insurance. Senator Hynes, 1046 and 47.

1. Did you wish to recommit those bills? 1046 came from the
2. Senate Executive...Executive on 1046, I believe, Senator Hynes,
3. and...Senator Hynes.

4. SENATOR HYNES:

5. Well, Mr. President, you may be correct. But,
6. I...I can't recall whether it was Appropriations or
7. Executive.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The Secretary informs me they were both in Appropriations.

10. SENATOR HYNES:

11. All right. I would move to recommit both bills to
12. Appropriations I.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Hynes has moved to recommit House Bills
15. 1046 and 1047 to the Committee on Appropriations.

16. Is there discussion? All in favor Aye. Opposed Nay.

17. The bills will be recommitted. Senator Knuppel.

18. On...on House Bills 255 and 256, did you wish to recommit
19. those bills?

20. SENATOR KNUPPEL:

21. Well, I don't know. Do you want those recommitted?

22. It was my understanding that they had an agreement between

23. members that with leave of the Body, rules would be

24. suspended and these bills would remain on 3rd reading

25. until the report of the Governor's commission. Do I have

26. leave to suspend the rules and leave them on the Calendar

27. for this fall until the Governor's commission report?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. For what purpose does Senator Hynes arise?

30. SENATOR HYNES:

31. Mr. President, I don't think it's necessary to suspend

32. the rules...we can leave the bills on the Calendar

33. and then decide what to do with them on Thursday if there's

1. any contrary decision. And I would suggest the same with
2. respect to the other bills so that we can move on this
3. evening. Cause we do have two orders of business
4. remaining. One is Motions in Writing and the second
5. is bills on Consideration Postponed. And I would ask
6. leave of the Body that we address both of those subjects
7. with the restricted debate rule that we adopted with
8. respect to Senate Bills, namely a one minute advocacy
9. speech by the moving party and a one minute reply by
10. anyone in opposition.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Hynes, did you wish to go to Motions or
13. to Consideration Postponed?

14. SENATOR HYNES:

15. To Motions first and then to Consideration
16. Postponed. But I would like to have leave of the Body
17. to restrict the debate as I indicated.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there leave to restrict debate one minute
20. proponent, one minute opponent? Leave is granted.
21. Is there leave to go to the Order of Motions in
22. Writing? Leave is granted. Gentlemen, on House...
23. on page 13 of your Calendar, are motions on House Bill
24. 230, 1309, 1384, 1524, and 2257. And there are...
25. Motions in Writing. Motions in Writing.

26. SECRETARY:

27. Motion in Writing. I move that the vote by which
28. House Bill 2096 in the Senate be reconsidered...failed
29. be reconsidered. Signed, Senator Daley.

30. Having voted on the prevailing side, I move to reconsider
31. the vote on which House Bill 1714 lost. Signed, Senator
32. Schaffer.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. For what purpose does Senator Hall arise?

2. SENATOR KENNETH HALL:

3. Well, I was just trying to figure, Mr. President.

4. Where is this bill? I don't see it on the Calendar.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Both of the bills just mentioned, we are going to
7. take the motions that are printed on your Calendar first
8. and Gentlemen who have filed two motions on bills that lost
9. today. All right. We will take the motions that
10. are printed on your Calendar first. House bill 230,
11. Senator Newhouse. Motions in Writing. Motion to reconsider
12. the vote by which House Bill 23...230 was lost.
13. Senator Newhouse is recognized. House Bill 230.

14. SENATOR NEWHOUSE:

15. Thank you, Mr. President, Senators. If I could just
16. get your attention for a minute.

17.

18.

19. End of reel.

20.

21.

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1.
2. House Bill 230...

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Excuse me, Senator Newhouse. May we have order, Gentlemen.
5. We're on a one minute count...on a one minute count for the
6. proponents. Senator Newhouse.

7. SENATOR NEWHOUSE:

8. A point of parliamentary inquiry first, Mr. President,
9. before you start on my timing. Would it be more...more
10. efficient to first make the motion or to explain and then
11. make the motion? For reconsideration?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The motion is all that you can make Senator.

14. SENATOR NEWHOUSE:

15. Thank you, thank you. Mr. President and Senators.
16. We had a bill here the other day that commanded a great
17. deal of time and attention. It referred to the question
18. of illegal alien employment. There was a good deal of
19. interest in that bill. Senator Knuppel was gracious
20. enough to pull the bill back and agree to an amendment
21. to create a commission to study this problem. That
22. was the last suggestion that I did make. So, I'm
23. moving to reconsider this in order to...to put in this
24. bill a recommendation for a commission to study that...
25. that program. That is what this is all about. I've
26. cleared it with Senator Knuppel. I just talked with
27. Senator Shapiro...seems overwhelming objection. I would
28. move then to reconsider the vote by which House Bill 230
29. failed.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Opposition to the motion. Senator Glass.

32. SENATOR GLASS:

33. Are you saying, Senator Newhouse, it would be your

1. intention to strike everything after the enacting clause
2. in the bill and in lieu thereof put in a commission?
3. All right. Anybody...
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Well...Senator Walsh.
6. SENATOR WALSH:
7. Just that I...I thought Mr. President, the time for
8. doing that I ...I had the schedule here written down.
9. After we finished House Bills 3rd reading we went to
10. the Secretary's Desk for amendments, 3rd to 2nd, then
11. we went for Consideration Postponed and amended those
12. bills and et cetera. And I...I thought the time for
13. doing something like this was much earlier this afternoon.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Well, Senator Walsh, the motion is before us and
16. the Body will make a determination whether the motion
17. prevails and then they will have to work it out with
18. the President as to whether or not we will consider
19. the proposition that they have worked out. Is there
20. further discussion on the motion to...to reconsider.
21. All in favor say Aye. Opposed Nay. The Ayes have
22. it. The bill is reconsidered. The bill will be
23. placed on the Order of House Bills 3rd reading.
24. House Bill 1309, Senator Glass. That was...Senator Glass.
25. SENATOR GLASS:
26. That bill has been recommitted so I will drop
27. the motion.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. You withdraw your motion?
30. SENATOR GLASS:
31. Right.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Glass withdraws the motion on House Bill 1309.

1. House Bill 1384, Senator Maragos. Senator Maragos.

2. SENATOR MARAGOS:

3. Mr. President, I move that the vote...having to vote...
4. voted on the prevailing side that the vote by which House
5. Bill 1384 passed be reconsidered.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Can you explain, Senator Maragos, in your one minute...

8. SENATOR MARAGOS:

9. It was under...we were under the impression that
10. House Bill 1384 was in the same posture and in the same
11. position and the same...form that the two bills that
12. went out of here, 8607 and 608 dealing with the same
13. subject. However, there was one amendment in there
14. that was not previously caught and therefore we
15. want to put it in the same posture and therefore I
16. ask for a...reconsideration.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there opposition? This will require a roll
19. call. It's on the motion to reconsider the vote
20. by which House Bill...Senator Walsh...Senator Walsh.

21. SENATOR WALSH:

22. Will...will the Gentleman yield for a question.
23. Now...I don't understand just...you voted on the
24. prevailing side...now...now he's moving to reconsider
25. the vote by which House Bill 1384 passed and made reference
26. to some other bill... I really don't understand what...
27. what you have in mind.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Maragos.

30. Senator Maragos:

31. Miss...Senator Walsh, I want to amend this bill to
32. conform to 607, 608, has to do with the Capital Development
33. Board and the junior college boards. This bill had an

1. amendment on it that was not...I thought was taken off,
2. it was not taken off, which said that in one area the
3. college boards have jurisdiction solely...not to work
4. together with the...with the CDB. And as a result, this
5. is not the same position as was represented to us that
6. the two bills that went out of this Body over to the
7. House. Which had passed by the way, the House too.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Walsh.

10. SENATOR WALSH:

11. I...I would just ask the Gentlemen that after the
12. motion is...is made and presumably carried if he could
13. submit the amendment to Senator Nimrod.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is shall the Senate reconsider the
16. vote by which 1384 was passed. Those in favor vote
17. Aye. Those opposed vote Nay. The voting is open.
18. Have all voted who wish? Take the record. On that
19. question the Ayes are 51, the Nays are none, none
20. Voting Present. The vote by which House Bill 1384 was
21. passed is reconsidered. The bill will be placed on
22. the order of 3rd reading. House Bill 1524, Senator
23. Knuppel.

24. SENATOR KNUPPEL:

25. House Bill 1524 deals with the mandatory placing
26. of territories not now in junior college districts
27. into such districts. I have been convinced since the
28. roll call on that proposition that people should have
29. an opportunity to vote upon rather than to have it
30. occur as a matter of law passed by the General Assembly.
31. I would therefore move, having voted on the prevailing
32. side, would hereby move that the vote by which that
33. proposition lost be reconsidered.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Now, the bill...the bill was passed Senator...

3. SENATOR KNUPPEL:

4. I'm sorry. By which that bill passed, would be
5. reconsidered.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Hynes in opposition. Is there opposition
8. to the motion?

9. SENATOR HYNES:

10. I intend to vote in...in opposition. I think
11. the matter was debated thoroughly and fully when the
12. bill was called and passed with...with thirty votes
13. and I intend to vote No on the motion.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. There further discussion? The question is on
16. the motion to reconsider the vote by which House Bill
17. 1524 passed. Those in favor vote Aye. Those opposed
18. vote Nay. The voting is open. Have all voted who
19. wish? Have all voted who wish? Take the record.
20. On that question the Ayes are 28, the Nays are 25,
21. 1 Voting Present. The motion to reconsider is lost.
22. House Bill 2257, Senator Rhoads. Senator Rhoads.
23. Senator Rhoads would you use Senator Sommer's microphone.
24. Your mike is now not functioning. For what purpose
25. does Senator Graham rise?

26. SENATOR GRAHAM:

27. First of all I'm...

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Can we have some order please so I might hear Senator
30. Graham's...

31. SENATOR GRAHAM:

32. I'm tired as many of you...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Graham.

2. SENATOR GRAHAM:

3. ...And that's why I'm rising. I'm tired as many of
4. you and I can't hear and these are important decisions.
5. Why in the world, Ladies and Gentlemen, can't we pay
6. attention and leave our partying till tomorrow or
7. something.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Rhoads on House Bill 2257.

10. SENATOR RHOADS:

11. Thank you, Mr. President. Since Senator Knuppel
12. was kind enough to move to reconsider on my bill, I
13. move to reconsider on his only with a more serious
14. purpose. Apparently a lot of us didn't understand
15. the bill and a whole flock of us voted Present.
16. It had to do with Representative Katz's bill on
17. mileage for State vehicles. I since heard from the
18. Representative. I think it probably is a good idea
19. and deserves to be reconsidered.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator, the question is how did...how did you
22. vote on the question? Did you vote or...?

23. SENATOR RHOADS:

24. The...the bill only received about nineteen
25. affirmative votes. I voted Present.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. And...and you voted Present?

28. SENATOR RHOADS:

29. Yes.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. I'm...I...it would be the ruling of the Chair,
32. Senator, that you did not vote on the prevailing
33. side. The motion would be out of order. For what

1. purpose does Senator Bloom arise?

2. SENATOR BLOOM:

3. Well, point of parliamentary inquiry. As I recall,
4. is this because it's the 80th instead of the 79th, as
5. I recall Senator Mitchler voted Present in the waning
6. hours of June last year and was allowed to move to
7. reconsider. Is it just a...a vagary of parliamentary
8. rules?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Well, that's another General Assembly. I would
11. point out...Gentlemen, if we can have some order. If
12. there is a Senator who had voted in the negative on
13. 2257, we are on Motions in Writing, please write it
14. out and bring it to the Secretary and we'll still
15. consider it yet tonight. if a Senator voted in the
16. negative. House Bill 1714, Senator Schaffer.

17. SENATOR SCHAFFER:

18. Mr. President, if the Secretary would read the
19. motion, I would then like to defer to Senator Philip.
20. It is his bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Philip.

23. SENATOR PHILIP:

24. Thank you, Mr. President. Once again this is House
25. Bill 1714 which amends the Corrupt Practices Act. There's
26. another bill similiar that is hanging by a very thin
27. thread over in the House of Representatives. If we
28. don't do something, unfortunately, we're going to
29. prevent some people who sit on various boards at no
30. salary at all, we're going to prevent them from
31. serving in that capacity. And all I ask is that we
32. vote to put this on 3rd reading and hold it on 3rd
33. reading till we see what happened to the other bill

1. over in the House.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Does anyone wish to speak in opposition to the
4. motion? Senator Wooten. Senator Wooten.

5. SENATOR WOOTEN:

6. I would simply urge that we cast a No vote.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The motion is to reconsider the vote by which...the motion is to
9. reconsider the vote by which House Bill 1714 lost. Those in favor vote
10. Aye. Those opposed vote Nay. The voting is open. Have
11. all voted who wish? Have all voted who wish? Take
12. the record. On that question the Ayes are 26, the
13. Nays are 28, none Voting Present. The motion to
14. reconsider is lost. House Bill 2096.
15. 2096. Senator Daley. Senator Daley.

16. SENATOR DALEY:

17. Mr. President and fellow Senators. I move that
18. the vote by which House Bill 2096 in the Senate
19. failed by reconsidered. There's a misunderstanding
20. between the Senate sponsor and the House sponsor
21. and it's been worked out. Deals with park districts
22. and delivery of alcoholic beverages which apply
23. realistically to many, many park districts throughout
24. Illinois.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. You've heard the motion. Is there discussion?
27. Or opposition to the motion? The question is on the
28. motion to reconsider the vote by which House Bill
29. 2096 lost. Those in favor vote Aye. Those opposed
30. vote Nay. The voting is open. Have all voted who
31. wish? Take the record. On that question the Ayes
32. are 37, the Nays are 11, none Voting Present. The
33. vote by which House Bill 2096 lost is reconsidered.

1. The bill will be placed on the Order of 3rd reading.
2. Gentlemen, those of you who prevailed and have your
3. bills on the Order of 3rd reading, do you wish to call
4. them now? Senator...Senator Knuppel, you're the sponsor
5. of House Bill 230. For what purpose does Senator Hynes
6. arise?

7. SENATOR HYNES:

8. Mr. President, I...I think that since these bills,
9. in fact, lost, perhaps the fairer way would be to go
10. to the Order of Postponed Consideration first and
11. then return to these.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. All right. Is there leave to go to the Order of
14. Consideration Postponed? Leave is granted. I would
15. alert the membership but by leave of the Body we are
16. on a one minute proponent, one minute opponent rule
17. on these bills. House Bill 213, Senator Regner. For
18. one minute.

19. SENATOR REGNER:

20. Mr. President and members of the Senate. This
21. bill allows a candidate or circulator of petition to
22. strike signatures which he deems invalid. We had
23. twenty-nine votes the last time. There was a
24. misunderstanding with Senator Hynes, but Senator
25. Kosinski has told me that that's gone now.

26. PRESIDENT:

27. (Machine cut-off)...in opposition. Does anyone
28. wish to speak in opposition? If not the question is
29. shall House Bill 213 pass. Those in favor will vote
30. Aye. Those opposed will vote Nay. The voting is
31. open. Have all voted who wish? Have all voted who
32. wish? Take the record. On that question the Ayes
33. are 46...47. On that question the Ayes are 47, the
34. Nays are 2, none Voting Present. House Bill 213

1. having received a constitutional majority is declared
2. passed. Bill 272, Senator Schaffer.

3. SENATOR SCHAFFER:

4. House Bill 272 simply removes the ceiling on the
5. assessors salaries in the township. The bill is
6. supported by the township officials. Puts the town-
7. ship assessors in exactly the same position the
8. township road commissioners are in. Frankly, if we
9. want good local township assessors, we're going to
10. have to let the individually elected boards of
11. trustees set the salary. I think it's a good bill.
12. I think we ought to get out of the business of
13. setting these salaries, particularly when there's
14. a local elected board that can be clearly assigned
15. the responsibility.

16. PRESIDENT:

17. Does anyone wish to speak in opposition?

18. The question is shall House Bill 272 pass. Those
19. in favor will vote Aye. Those opposed will vote Nay.
20. The voting is open. Have all voted who wish? Have
21. all voted who wish? Take the record. On that question
22. the Ayes are 29, the Nays are 21, 1 Voting Present.
23. House Bill 272 having failed to receive a constitutional
24. majority is declared lost. House Bill 290, Senator
25. Mitchler.

26. SENATOR MITCHLER:

27. Mr. President and members of the Senate. House
28. Bill 290 amends the Revenue Act to grant the township
29. assessor the authority to extend filing dates for
30. submitting personal property scheduled for good cause
31. shown. It had a 27-19 vote. I'd ask
32. for a favorable roll call.

33. PRESIDENT:

1. Does anyone wish to speak in opposition? Senator
2. Wooten?

3. SENATOR WOOTEN:

4. As I recall, I believe this is the one that went
5. exactly counter to a couple of bills we had already
6. passed to tighten up the procedure and this would
7. go just the other way and that was the reason for
8. the opposition.

9. PRESIDENT:

10. The question is shall House Bill 290 pass.
11. Those in favor will vote Aye. Those opposed will
12. vote Nay. The voting is open. Have all voted who
13. wish? Have all voted who wish? Take the record.
14. On that question the Ayes are 25, the Nays are 31,
15. none Voting Present. House Bill 290 having failed
16. to receive the required constitutional majority is
17. declared lost. Did better the first time, Senator
18. Mitchler. House Bill 428, Senator Walsh.

19. SENATOR WALSH:

20. House Bill 428 relates to the effective date
21. of laws. Some reservation was indicated by Senator
22. Rock when the bill was originally called. I think
23. that reservation has been...has been satisfied and that
24. there's no further objection. We did amend the...the
25. bill to provide that the effective date of this law
26. be January 1st, 1978. I urge your support.

27. PRESIDENT:

28. Anyone wishing to speak in opposition to this bill?
29. Senator Wooten.

30. SENATOR WOOTEN:

31. It went through Executive and quite frankly in its
32. amended form I'm not sure I can recall clearly what the
33. bill does. Seems to me there was some quibble about the

1. language, but quite frankly I cannot recall in its amended
2. form. There was some thought that it...it might enable
3. law to become effective after January 1st or...all right,
4. it was clarified by changing the effective date of this
5. law. All right.

6. PRESIDENT:

7. The question is shall House Bill 428 pass. Those
8. in favor will vote Aye. Those opposed will vote Nay.
9. The voting is open. Have all voted who wish? Have
10. all voted who wish? Take the record. On that question
11. the Ayes are 46, the Nays are 6, 2 Voting Present.
12. House Bill 428 having received the required constitutional
13. majority is declared passed. House Bill 490, Senator
14. Schaffer.

15. SENATOR SCHAFFER:

16. House Bill 490 in its present shape simply
17. would allow a county to annex out of one regional
18. service educationary into another. The two offending
19. amendments that were placed on it have been removed.
20. Senator Buzbee, who objected to the bill, now I believe
21. is in support of the bill. I know of no opposition
22. to the bill in its present form. Appreciate a favorable
23. roll call.

24.

25.

26. (The following typed previously)

27.

28.

29.

30.

31.

32.

33.

1. PRESIDENT:

2. Is there any opposition? Senator Wooten. The
3. question is shall...the question is shall House Bill
4. 490 pass. Those in favor will vote Aye. Those
5. opposed will vote Nay. The voting is open. Have all
6. voted who wish? Have all voted who wish? Take the
7. record. On that question the Ayes are 37, the Nays are
8. 8, 1 Voting Present. House Bill 490 having received
9. the required constitutional majority is declared
10. passed. House Bill 528, Senator Ozinga.

11. SENATOR OZINGA:

12. House Bill 528 amends the Fish and Game Code and
13. requires...this require...there was an amendment put on it
14. today reducing the fees from what they were so the
15. hunting license is now seven and the fishing license is
16. five and it also requires that all of the annual revenue
17. increase shall be used for the things like fish hatcheries,
18. game farms and so forth. The bill has the wholehearted
19. support of the Illinois Wildlife, Isaac Walton League,
20. the Ducks Unlimited, and practically every sporting
21. outfit in the State of Illinois. Also, you've been
22. searched by Jim Helfrig for a favorable vote...vote on this
23. bill.

24. PRESIDENT:

25. Is there anyone wishing to speak in opposition?
26. Senator Joyce.

27. SENATOR JOYCE:

28. Yes, it is my feeling that it is still raising it too
29. high and with a family hunting and fishing it is just
30. going to be too much money.

31. PRESIDENT:

32. Question is shall House Bill 528 pass. Those in favor will
33. vote Aye. Those opposed will vote Nay. The voting is open. Have all
34. voted who wish? Have all voted who wish? Take the record.

1. On that question the Ayes are 29, the Nays
2. are 15, 1 Voting Present. House Bill 528 having
3. failed to receive the required constitutional majority
4. is declared lost. House Bill 557, Senator...may we have
5. some order? House Bill 557, Senator Harber Hall.

6. SENATOR HARBER HALL:

7. Mr. President and Ladies and Gentlemen of the
8. Senate. This bill, sponsored by Jack Davis in the House,
9. provides another level of criminal activity, breaking
10. and entering a dwelling or agricultural building, any
11. building that...or mobile home or aircraft with
12. ...after explicit instructions to...

13. PRESIDENT:

14. Excuse me, Senator Hall. May we have some order.
15. Will the members please be in their seats. Senator Hall.

16. SENATOR HARBER HALL:

17. Anyone who knowingly and without authority
18. enters or remains within any building, house trailer,
19. motor vehicle will be a Class A misdemeanor. This...this
20. includes another class for these offenses and it
21. protects those people who own this property and have
22. it posted and it prevents...it presents the State's
23. attorneys with filing something other than breaking and
24. entering and makes the penalty a little bit stiffer.
25. The first call of this bill, it had, I believe,
26. 28 votes. And I would like you to consider this
27. as good legislation. The arguments on 3rd reading
28. before did not seem to be persuasive to the
29. extent that the bill should be killed. I believe it's
30. good legislation and solicit your support.

31. PRESIDENT:

32. Do we have anyone wishing to speak in...
33. Senator Netsch.

1. SENATOR NETSCH:

2. ...Mr. President. The bill was defeated once in
3. committee and then did sneak out a little bit later.
4. I think it really is unnecessary and mischievous. It
5. applies very broadly to all kinds of buildings including
6. public buildings and I think the implications of it
7. are really not fully intended or understood. I would
8. suggest it was properly defeated the first time.

9. PRESIDENT:

10. And the second.

11. SENATOR NETSCH:

12. And the second.

13. PRESIDENT:

14. So three strikes and you're out Senator Hall. The
15. question is House Bill 550...the question is shall House
16. Bill 557 pass. Those in favor will vote Aye. Those
17. opposed will vote Nay. The voting is open. Have all
18. voted who wish? Have all voted who wish? Take the
19. record. On that question the Ayes are 26, the Nays
20. are 24, 1 Voting Present. House Bill 557 having failed
21. to receive the required constitutional majority is
22. declared lost. House Bill 594, Senator Glass. Senator
23. Don Moore.

24. SENATOR MOORE:

25. Thank you, Mr. President. Mr. President, I would
26. request of the Chair inasmuch as the exceedingly fast
27. count that the Chair is giving us on the bills that
28. are being called, perhaps the Chair could recommend
29. that the members be in their seats so that we can get
30. in on that fifteen or twenty second chance that we have
31. to vote on these bills.

32. PRESIDENT:

33. It's a very good suggestion, Senator. I would

1. remind the members that...that we are on the second consideration
2. of these bills and we are going to move rapidly, so that if you
3. would stay near your switches. Senator Glass on House
4. Bill 594.

5. SENATOR GLASS:

6. Thank you, Mr. President. This bill would eliminate
7. discrimination on account of sex in elementary and secondary
8. sports programs. Representative Schlickman, the House
9. sponsor, indicates the need for the bill arose from his
10. district where a father commented that girls in high school
11. where his daughter is enrolled that the students there,
12. the girls, are being short changed as far as scheduling
13. of athletic programs and Representative Schlickman has
14. investigated this at some length. And so the language
15. we're adding is simply that they may not be discriminated
16. against in any district sponsored sports program with
17. regard to scheduling, staffing or use of equipment and
18. facilities. I'd appreciate a favorable roll call.

19. PRESIDENT:

20. Any one wish to speak in opposition? The question
21. is shall House Bill 594 pass. Those in favor will vote
22. Aye. Those opposed will vote Nay. The voting is open.
23. Have all voted who wish? Have all voted who wish? Take
24. the record. On that question the Ayes are 24, the Nays
25. are 16, 1 Voting Present. House Bill 594 having failed
26. to receive the required constitutional majority is
27. declared lost. House Bill 609, Senator Walsh. Senator
28. Walsh.

29. SENATOR WALSH:

30. Mr. President and members of the Senate. Under the
31. present law most townships must use the caucus system to
32. nominate their candidates unless that ...township central
33. committee opts to hold a primary. This bill would permit

1. townships to either use a primary or a caucus. It would
2. obviate the necessity of just using a little name change
3. by some...by some party so that they can run the same
4. group in another primary and I believe this is a good
5. bill and should pass. It just provides that all town-
6. ships be treated the same way. :

7. PRESIDENT:

8. Senator Lane.

9. SENATOR LANE:

10. Yes, Mr. President and members of the Senate. Because
11. of the great interest that was shown in a past township
12. elections, I really believe that we should stay with the
13. primary election in picking our candidates. I oppose
14. House Bill 609.

15. PRESIDENT:

16. The question is shall House Bill 609 pass. Those
17. in favor will vote Aye. Those opposed will vote Nay.
18. The voting is open. (Machine cut-off)...all voted who
19. wish? Have all voted who wish? Take the record. On
20. that question the Ayes are 27, the Nays are 22, none
21. Voting Present. House Bill 609 having failed to receive
22. the required constitutional majority is declared lost.
23. (Machine cut-off)...Bill 619, Senator Kenneth Hall.

24. SENATOR KENNETH HALL:

25. Thank you, Mr. President and Ladies and Gentlemen
26. of the Senate. House Bill 619 erases the balance of
27. what I call the most discriminating laws on the Statute.
28. As I told you before, that October 1, 1976, the Public
29. Aid Department was required by law to stop demanding the
30. aged, the blind and the disabled to sign a lien on their
31. home. No other category of public aid recipients were
32. required to sign a lien on their homes. Now, oppositionis
33. going to tell you that there's only a secretary and one
34. other man who looks after this entire spectrum. If that's

1. the case, if they've only got three people assigned to this,
2. how could they determine that this would be such a big loss
3. of millions of dollars, if they've only got three people
4. working on this. And soon it will cost more to maintain
5. the necessary office and personnel to collect the liens.
6. Now, I ask YOUR most favorable support.

7. PRESIDENT:

8. Is there anyone...Senator Bloom.

9. SENATOR BLOOM:

10. Well, I don't know anything about any secretary, but
11. the point is this...this is a windfall to people who don't
12. look after welfare recipients. Those are...those are the
13. ones that are going to benefit. People that haven't helped
14. these people and I don't think that there should be that
15. kind of windfall. Thank you very much.

16. PRESIDENT:

17. The question is shall House Bill 619 pass. Those in
18. favor will vote Aye. Those opposed will vote Nay. The
19. voting is open. Have all voted who wish? Have all voted
20. who wish? Take the record. On that question the Ayes
21. are 23, the Nays are 24, none Voting Present. House Bill
22. 619 having failed to receive the required constitutional
23. majority is declared lost. House Bill 624, Senator Demuzio.
24. Senator Demuzio.

25. SENATOR DEMUZIO:

26. Thank you. Thank you, Mr. President. House Bill 624
27. and the next two bills are a series of those bills that came
28. out of the House Human Resources Subcommittee on long term
29. care. 624 creates a bill of rights for residents of nursing
30. facilities and makes the Department of Public Health the
31. enforcing agency. It provides for a complaint mechanism by
32. which any person may file a complaint against a nursing
33. home facility with the Department of Public Health.

1. The bill is an attempt to standardize the rights of
2. nursing facilities, residents, in such a manner so
3. as to be compatible with those rights required by
4. the Federal Government under the Medicaid and Medicare
5. programs. A bill of rights for a nursing home residents
6. and I solicit your favorable support.

7. PRESIDENT:

8. Senator Rhoads in opposition.

9. SENATOR RHOADS:

10. Yes, well this bill hasn't gotten any better in
11. the last few days. The department is still opposed to
12. it. They can do this by regulation anyway and this
13. is just another public relations stunt and ought to
14. be defeated.

15. PRESIDENT:

16. The question is shall House Bill 624 pass. Those
17. in favor will vote Aye. Those opposed will vote Nay.
18. The voting is open. Have all voted who wish? Have all
19. voted who wish? Take the record. On that question
20. the Ayes are 24, the Nays are 21, 3 Voting Present.
21. House Bill 624 having failed to receive the required
22. constitutional majority is declared lost. House Bill
23. 625, Senator Demuzio.

24. SENATOR DEMUZIO:

25. Yes, House Bill 625 again a product of the long
26. term care, the House committee, subcommittee. This
27. bill requires the Department of Public Health to
28. maintain an evaluative file on each nursing home
29. facility which will include the description of the
30. facility, the type of available care, the cost of
31. care, the ratings or comments on the quality of the
32. care and the description of any administrative
33. action against the facility. And I might remind the

1. members of the Body that we do not work for the Department
2. of Public Health, the Department of Public Health works
3. for the citizens for the State of Illinois. And I solicit
4. you favorable support.

5. PRESIDENT:

6. Senator Schaffer.

7. SENATOR SCHAFFER:

8. This bill would require the Department of
9. Health to do something they thus far chosen to ignore
10. in the law and issue this particular directory. The
11. thing that bothers me most about it is it would
12. require the department to make some comments on
13. their opinion of the quality of help...health care
14. in the home and I suspect that would get us in no
15. end of litigation and problem. So I think it's an
16. interesting precedent, but one I choose not to adopt.

17. PRESIDENT:

18. The question is shall House Bill 625 pass. Those
19. in favor will vote Aye. Those opposed will vote Nay.
20. The voting is open. Have all voted who wish? Have
21. all voted who wish? Take the record. On that question
22. the Ayes are 24, the Nays are 19, 4 Voting Present.
23. House Bill 625 having failed to receive the required
24. constitutional majority is declared lost. House Bill
25. 627, Senator Demuzio.

26. SENATOR DEMUZIO:

27. Another bill in that series of package of bills,
28. Long Care Study Commission from the House. House
29. Bill 627 amends the Nursing Home Sheltered Care and
30. Homes for the Aged Act. It provides that after the
31. effective date of this act, it mandates the Department
32. of Public Health to require such designs, materials
33. and equipment that are necessary for nursing home

1. facilities to comply with the standards promulgated
2. by the National Fire Protection Association, the
3. Life Safety Code of 1973. I point out that the City
4. of Chicago has already adopted an ordinance requiring
5. all Chicago nursing homes to install sprinkler systems
6. by February of this year and it should be noted that
7. the Federal programs that do exist for funding of
8. sprinkler systems under the Life Safety Code and I
9. move your most favorable support.

10. PRESIDENT:

11. Is there any...anyone wish to speak in opposition?
12. The question is shall House Bill 627 pass. Those in
13. favor will vote Aye. Those opposed will vote Nay.
14. The voting is open. Have all voted who wish? Have
15. all voted who wish? Take the record. On that question
16. the Ayes are 26, the Nays are 15, 4 Voting Present.
17. House Bill 627 having failed to receive the required
18. constitutional majority is declared lost. House Bill
19. 651, Senator Knuppel.

20. SENATOR KNUPPEL:

21. House Bill 651 is a bill by which the salaries
22. of the industrial commissioners and arbiters would
23. be increased. It also includes the secretary of the
24. commission. There were a number of members absent
25. on the day that the vote was taken on this and as I
26. pointed out at that time these fellows have had approximately
27. a sixteen percent raise in some five or six years which
28. is less than the rise in the cost of living. They
29. maintain a position of dignity with lawyers without
30. the ceremony of court rooms and the pomps thereof
31. I think they're justly deserving that this bill should
32. receive a favorable roll call.

33. PRESIDENT:

1. Is there anyone in opposition? Senator Berning.

2. SENATOR BERNING:

3. Yes, thank you Mr. President. I raise the same
4. objection by classifying these people as judges, we
5. will shortly be confronted with the demand to include
6. them in the Judicial Retirement System. I think the
7. bill for that one reason alone, if no other, ought
8. to be defeated.

9. PRESIDENT:

10. For what purpose does Senator Knuppel arise?

11. SENATOR KNUPPPEL:

12. To correct the record. If he'd of been here
13. when we discussed it the first time. That's no
14. longer a part of the bill. It's purely a pay raise.
15. Nothing to do with judges. That's been taken out.

16. PRESIDENT:

17. The question is shall House Bill 651 pass. Those
18. in favor will vote Aye. Those opposed will vote Nay.
19. The voting is open. Have all voted who wish? Have
20. all voted who wish? Take the record. On that question
21. the Ayes are 42, the Nays are 12, none Voting Present.
22. House Bill 651 having received the required constitutional
23. majority is declared passed. House Bill 704, Senator
24. Harber Hall.

25. SENATOR HARBER HALL:

26. Mr. President, fellow Senators. House...House
27. Bill 704 is a very minor change to the Pension Code for
28. teachers. It moves back the effective date in which
29. a teacher can get credit for leave of absence, which
30. is presently authorized, from 195...1963 back to 1955.
31. There are approximately six people involved here and
32. that's all it is. I solicit your support for this
33. bill.

1. PRESIDENT:

2. The question is shall House Bills 704 pass. Those
3. in favor will vote Aye. Those opposed will vote Nay.
4. The voting is open. Have all voted who wish? Have all
5. voted who wish? Take the record. On that question the
6. Ayes are 27, the Nays are 6, 1 Voting Present. House
7. Bill 704 having failed to receive the required consti-
8. tutional majority is declared lost. House Bill 766,
9. Senator Leonard.

10. SENATOR LEONARD:

11. This creates the Land Resource Management Study
12. Commission. There are eighteen members. Ten of them
13. come from this Body or the House. The Legislature
14. controls it. It is an idea, it is an attempt to
15. give us a chance to appraise all of the other land
16. commissions that do exist and make some recommendations
17. on coordinating them and I ask for a positive vote.

18. PRESIDENT:

19. Senator Regner, in opposition.

20. SENATOR REGNER:

21. Yes, Mr. President and members of the Senate. This
22. is the same bill that didn't get sufficient votes a
23. couple days ago, consisting of eighteen members asking
24. for fifty-five thousand dollars to study land...land
25. use and their recommendations as far as control and zoning
26. of lands from local governments and I would the defeat
27. of the bill.

28. PRESIDENT:

29. The question is shall House Bill 766 pass. Those
30. in favor will vote Aye. Those opposed will vote Nay.
31. The voting is open. Have all voted who wish? Have
32. all voted who wish? Take the record. On that question
33. the Ayes are 27, the Nays are 14, 2 Voting Present.

1. House Bill 766 having failed to receive the required constitutional
2. majority is declared lost. House Bill 769, Senator Mitchler.

3. SENATOR MITCHLER:

4. Mr. President and members of the Senate. House Bill 769
5. is a bill designed to correct a situation in the Shorewood-
6. Troy Township Library District, an area wishes to be served
7. by the district but cannot be annexed because it is not
8. contiguous. It is not contiguous because Joliet strip
9. annexed a street to bring in a shopping center and consequently
10. cut the area off from the district. It allows the area that
11. wants to be annexed to vote by referendum to be annexed and
12. they have to do so in one year or the deal is off. This is
13. a bill I'm sponsoring for Senator...for House Representative
14. Kempiners.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there anyone wish to speak in opposition? The
17. question is shall House Bill 769 pass. Those in favor
18. vote Aye. Those opposed Nay. The voting is open.
19. Have all those voted who wish? Take the record. On that
20. question the Ayes are 26, the Nays are 14, 2 Voting Present.
21. House Bill 769 not having received a constitutional majority
22. is declared lost. House Bill 878, Senator Bowers.

23. SENATOR BOWERS:

24. Thank you, Mr. President. House Bill 878 seeks to
25. raise the salary of the downstate court administrators from
26. eleven thousand to fifteen thousand five. I think perhaps
27. due to a poor explanation on my part, the last time this
28. bill failed by a couple of votes. These are not the
29. secretaries that take the shorthand for the judges. These
30. are the downstate court administrators. I had a letter
31. from Roy Gulley saying they're having trouble filling these
32. positions and he's writing it on behalf of the Supreme
33. Court. I know of no opposition except on this Floor.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Any opposition? Senator Rock.

3. SENATOR BOWERS:

4. And I...I would appreciate roll call.

5. SENATOR ROCK:

6. No, I...I opposed the bill last time. I just wanted

7. to tell the Body in this side that I've changed my mind.

8. The idea is a good one. I support House Bill 878.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. The question is shall House Bill 878 pass. Those

11. in favor vote Aye. Those opposed Nay. The voting is

12. open. Have all those voted who wish? Take the record.

13. On that question the Ayes are 47, the Nays are 8. House

14. Bill 878 having received a constitutional majority is

15. declared passed. House Bill 879, Senator Nimrod.

16. SENATOR NIMROD:

17. Mr. President and fellow Senators. This bill has

18. been amended to remove all the opposition from the bill.

19. It deletes the requirement to labeling. The Department

20. of Agriculture is not opposed and the Public Health

21. Department supports it. I have talked to Senator

22. Daley and to Senator Coffey and I believe if there's...

23. I don't know of any opposition to the bill at this time.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there opposition? The question is shall House

26. Bill 879 pass. Those in favor vote Aye. Those opposed

27. Nay. The voting is open. Have all those voted who wish?

28. Take the record. On the question the Ayes are 28, the

29. Nays are 7, 2 Voting Present. House Bill 879 not

30. having received a constitutional majority is declared

31. lost. House Bill 896, Senator Ozinga.

32. SENATOR OZINGA:

33. Mr. President and members of the Senate. I feel

1. a little bit bad about losing that last bill for the
2. simple reason that there was too much confusion going on.
3. However, at this time I appreciate the attention. This
4. is the bill that Senator Graham talked on this afternoon
5. or yesterday afternoon. All that this would do is
6. allow the Election Board to issue a book or books setting
7. forth all of the regulations for candidates, et cetera.
8. And I would appreciate a favorable roll call.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there any...is there anyone in opposition?
11. The question is shall House Bill 896 pass. Those in
12. favor vote Aye, those opposed Nay. The voting is
13. is open. Have all those voted who wish? Take the
14. record. On that question the Ayes are 31, the Nays
15. are 10. House Bill 896 having received a constitutional
16. majority is declared passed. Senator Buzbee, for
17. what purpose do you arise?

18. SENATOR BUZBEE:

19. Verification of the affirmative votes, Mr. President.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. There's a...there is a request for verification.
22. Verification will be had. Will the members please be in
23. their seats. The Secretary will call the affirmative roll.

24. SECRETARY:

25. The following voted in the affirmative; Berning, Bloom,
26. Bowers, Bruce, Coffey, Davidson, Demuzio, Glass, Graham,
27. Harber Hall, Hickey, Knuppel, Lemke, Leonard, McMillan,
28. Maragos, Merlo, Mitchler, Moore, Netsch, Nimrod, Ozinga,
29. Regner, Rhoads, Roe, Rupp, Schaffer, Shapiro, Walsh, Weaver
30. and Wooten.

31. SENATOR BUZBEE:

32. Mr. President.

33. PRESIDENT:

34. Senator Buzbee.

1. SENATOR BUZBEE:
2. Senator Bloom.
3. PRESIDENT:
4. Senator Bloom on...Senator Bloom is on the Floor.
5. SENATOR BUZBEE:
6. Senator Hickey.
7. PRESIDENT:
8. Senator Hickey on...Senator Hickey is on the Floor.
9. SENATOR BUZBEE:
10. Senator Lemke.
11. PRESIDENT:
12. Senator Lemke on the Floor? Take his name from the
13. roll.
14. SENATOR BUZBEE:
15. Senator Moore.
16. PRESIDENT:
17. Senator Moore on the Floor. Senator Moore is on the
18. Floor.
19. SENATOR BUZBEE:
20. Senator Merlo.
21. PRESIDENT:
22. Senator Merlo on the Floor? Take his name from the roll.
23. SENATOR BUZBEE:
24. I believe that's enough.
25. PRESIDENT:
26. On that question the Ayes are 29, the Nays are 10, none
27. Voting Present. House Bill 896 having failed to receive
28. the required constitutional majority is declared lost.
29. House Bill 939, Senator Carroll.
30. SENATOR CARROLL:
31. Thank you, Mr. President and members of the Senate.
32. House Bill 939 is to allow the State charter credit
33. institutions the same rights that the Federal chartered
34. credit unions and the credit unions in our neighboring

1. states now have to be fiscal agents and to discount loans
2. as all types of financial institutions do so that they
3. will have monies available for liquidity to meet the
4. loan means of their members. I would ask for a favorable
5. roll call.

6. PRESIDENT:

7. Is there anyone in opposition? The question is
8. shall House Bill 939 pass. Those in favor will vote
9. Aye. Those opposed will vote Nay. The voting is
10. open. Have all voted who wish? Have all voted who
11. wish? Take the record. On that question the Ayes
12. are 27, the Nays are 13, 5 Voting Present. House Bill
13. 939 having received the required constitutional majority
14. is declared lost. House Bill 939, Senator Carroll.

15. SENATOR CARROLL:

16. Mr. President and Ladies and Gentlemen of the Senate.
17. House Bill...No...

18. PRESIDENT:

19. Excuse me, 940...House Bill 941, Senator Egan. I...

20. SENATOR EGAN:

21. Thank you, Mr. President and members of the Senate.
22. House Bill 941 simply adds to the Board of Higher Education
23. on the 17th membership the Chairman of the Federation of
24. Independent Illinois Colleges and Universities. This got
25. twenty-eight votes when the attendance was low and it...it
26. sailed out of the House with a hundred and forty-five votes.
27. I commend it to your favorable consideration.

28. PRESIDENT:

29. Is there anyone in opposition? Senator Hickey.

30. SENATOR HICKEY:

31. Thank you, Mr. President. I want to call attention
32. to the Body that the fact that this would put a college
33. president on a...on a policy making board where all of

1. State institutions are represented by trustees of their
2. boards. It's completely out of whack with the way the
3. Board of Higher Education is set up. The bill is not
4. in the condition that the original sponsor wanted it
5. in and I ask for a No vote.

6. PRESIDENT:

7. The question is shall House Bill 941 pass. Those
8. in favor will vote Aye. Those opposed will vote Nay.
9. The voting is open. Have all voted who wish? Have
10. all voted who wish? Take the record. On that question
11. the Ayes are 36, the Nays are 13, none Voting Present.
12. House Bill 941 having received the required constitutional
13. majority is declared passed. House Bill 972, Senator
14. Kosinski:

15. SENATOR KOSINSKI:

16. Mr. President and members of the Senate. House Bill
17. 972 allows the election commissioners to hold another
18. position. I seek a favorable roll call.

19. PRESIDENT:

20. Senator Rhoads.

21. SENATOR RHOADS:

22. Oh, I just want to point out that this is one of
23. those medley bills.

24. PRESIDENT:

25. The question is shall House Bill 972 pass. Those
26. in favor will vote Aye. Those opposed will vote Nay.
27. The voting is open. Have all voted who wish? Have
28. all voted who wish? Take the record. On that question
29. the Ayes are 22, the Nays are 29, 1 Voting Present.
30. House Bill 972 having failed to receive the required
31. constitutional majority is declared lost. House Bill
32. 1007, Senator Buzbee.

33. SENATOR BUZBEE:

1. Thank you, Mr. President. This will permit the regional
2. school superintendent to approval an early dismissal...it's
3. not that bad...permits regional school superintendent to
4. approval an early dismissal because of inclement weather
5. or emergency without reducing State Aid claims and I would
6. ask for a favorable roll call.

7. PRESIDENT:

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. Well, Mr. President and members of the Senate. This
11. is probably one of the worst bills that's been before
12. us in this Session. This bill would allow a school
13. superintendent and a regional superintendent to allow
14. a school to close down in addition to the five snow days that
15. they can set aside every year. If this bill would
16. allow those snow days to be used first, then the
17. emergency days would be a different story. But as it
18. is it's a boondoggle for school districts under the
19. supervision of their superintendent to be able to close
20. down and still get State Aid and I urge its defeat.

21. PRESIDENT:

22. The question is shall House Bill 1007 pass.
23. Those in favor will vote Aye. Those opposed will vote
24. Nay. The voting is open. Have all voted who wish?
25. Have all voted who wish? Take the record. On that
26. question the Ayes are 25, the Nays are 28, none Voting
27. Present. House Bill 1007 having failed to receive the
28. required constitutional majority is declared lost.
29. Senator Buzbee, on a point of personal privilege.
30. State your point.

31. SENATOR BUZBEE:

32. Thank you. While I resent the Gentleman's comments, I have
33. had worst bills than that before.

34. PRESIDENT:

1. House Bill 1012, Senator Clewis.

2. SENATOR CLEWIS:

3. Mr. President and members of the Senate. House Bill
4. 1012 permits the Chicago Park District to make supplemental
5. appropriations. We amended a bill this morning to remove
6. all, hopefully, all objections. And I'd move for a
7. favorable roll call.

8. PRESIDENT:

9. Is there anyone speaking in opposition? Senator
10. Grotberg.

11. SENATOR GROTBORG:

12. Yes, I've been elected by my bodyguards over here to
13. rise on this good bill that as I recall increases the
14. taxation powers of the...

15. PRESIDENT:

16. You have the wrong bill, Senator.

17. SENATOR GROTBORG:

18. Wrong bill.

19. PRESIDENT:

20. This is a good bill.

21. SENATOR GROTBORG:

22. Is this a good one?

23. PRESIDENT:

24. Is there anyone speaking in opposition? Senator
25. Bloom.

26. SENATOR BLOOM:

27. I think our opposition was that there was no public
28. notice in this. There is now?

29. PRESIDENT:

30. The...the question is shall House Bill 1012 pass.
31. Those in favor will vote Aye. Those opposed will vote
32. Nay. The voting is open. Have all voted who wish?
33. Have all voted who wish? Take the record. On that

1. question the Ayes are 43, the Nays are 9, 1 Voting Present.
2. House Bill 1012 having received the required constitutional
3. majority is declared passed. House Bill 1081, Senator
4. Schaffer.

5. SENATOR SCHAFFER:

6. House Bill 1081 would allow a precinct committeeman
7. to be appointed from without the precinct after the
8. county convention clarifies when a precinct is vacant.
9. Supported by the Democratic and Republican County
10. Chairmen's Association, Speaker Redmond, Pate Philips,
11. the DuPage County Chairman, Speaker Redmond is also
12. the DuPage County Chairman and I think it would strengthen
13. the two party system in this State. Appreciate your
14. support.

15. PRESIDENT:

16. ...Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen
19. of the Senate. I have again reconsidered my position.
20. I think the bill is, in fact, a good one. I would
21. urge support.

22. PRESIDENT:

23. The question is shall House Bill 1081 pass. Those
24. in favor will vote Aye. Those opposed will vote Nay.
25. The voting is open. Have all voted who wish? Have
26. all voted who wish? Take the record. On that
27. question the Ayes are 51, the Nays are 5, none Voting
28. Present. House Bill 1081 having received the required
29. constitutional majority is declared passed. House
30. Bill 1210, Senator Collins.

31. SENATOR COLLINS:

32. Mr. President...Mr. President, I was granted leave
33. by this Body to skip over this bill when we were on
34. that order of business because I had an amendment for it.

1. The amendment was not ready at that time. It has been filed
2. with the Secretary's Desk.

3. PRESIDENT:

4. You heard the request. Leave was earlier granted.
5. Is leave granted to bring the bill back to the Order of
6. 2nd reading? Leave is granted. On the Order of 2nd
7. reading, House Bill 1210. Senator Collins.

8. SENATOR COLLINS:

9. This amendment simply reduces the original request
10. for the exclusion allowance to five thousand dollars,
11. I mean, five hundred dollars for the individual and
12. two hundred and fifty for...for the couple. And I
13. move the adoption of the amendment.

14. PRESIDENT:

15. Senator Collins moves the adoption of Amendment
16. No. 1. Is there any discussion? Senator Maragos.

17. SENATOR MARAGOS:

18. I understand...I undersand the five hundred for
19. an individual, but I didn't understand the other
20. part. Would you repeat the...the figures because
21. you said five hundred dollars for the individual.
22. What was it for the married couple?

23. SENATOR COLLINS:

24. Is is, the amendment now is one thousand for
25. the individual, two thousand for the couple.

26. PRESIDENT:

27. All those in favor of the adoption of the
28. amendment signify by saying Aye. Opposed. The
29. Ayes have it. The amendment is adopted. Any
30. further amendments? No...any further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDENT:

1. The bill will be returned to the Order of Postponed
2. Consideration. House Bill 1212, Senator Leonard.

3. SENATOR LEONARD:

4. Okay, Mr. President. This has to do with accelerated
5. tax payments. It is something that pertains to Lake County,
6. Illinois and it gives the county a chance to extend
7. the penalty deadline ninety days. There was an amendment
8. written by Senator Glass, which would the county a chance
9. to change its mind and move it back in another year if
10. it proves that this isn't the right approach. Only
11. affects Lake County, but it means...something to those
12. people. I ask for your support.

13. PRESIDENT:

14. Senator Glass.

15. SENATOR GLASS:

16. Mr. President and members. Senator Leonard, it is correct.
17. With the amendment, I have no objection to the bill.

18. PRESIDENT:

19. The question is shall House Bill 1212 pass. Those
20. in favor will vote Aye. Those opposed will vote Nay.
21. The voting is open. Have all voted who wish? Have
22. all voted who wish? Take the record. On that question
23. the Ayes are 50, the Nays are 3, 1 Voting Present.
24. House Bill 1212 having received the required constitutional
25. majority is declared passed. House Bill 1210, Senator
26. Collins.

27. SENATOR COLLINS:

28. Mr. President and members of the Body. The original
29. objection to 1210 was that it would cause tremendous
30. fiscal impact of 3.5 million dollars. This is not
31. necessarily true because what this bill would do would
32. actually save the State some money. What is happening
33. here is that this category of people, just like Senator
34. Kenneth Hall mentioned is being discriminated against.

1. What we are attempting to try and do is bring these people
2. up to the Federal exclusion allowance amount. However,
3. we have compromised and amended this bill down to the
4. point now where it is one thousand for the individual,
5. two thousand for the couple. This money...this bill
6. will, in fact, save the State money by allowing these...
7. more of these people to qualify for Federal dollars
8. and I ask the support of everybody in this Body on this
9. bill.

10. PRESIDENT:

11. Anyone speaking in opposition? Senator Walsh.

12. SENATOR WALSH:

13. Mr. President and members of the Senate. The
14. fiscal effect of the bill as originally introduced
15. would have been 3.5 million dollars. And that would
16. have provided for a cash disregard for an individual
17. of fifteen hundred and I understand that's been reduced
18. to a thousand and a cash disregard of two thousand
19. two hundred and fifty dollars for a married couple
20. residing together and that's been reduced to two thousand.
21. I don't have the exact fiscal effect of the bill as
22. amended but it would have to be in excess of two million,
23. probably about two and a half million. And the money
24. just isn't there and I'm afraid we're all obliged to
25. vote No.

26. PRESIDENT:

27. The question is shall House Bill 12...Senator Don
28. Moore. For what purpose do you arise? We've already
29. had someone in opposition.

30. SENATOR DON MOORE:

31. Well, I'm also in opposition, Mr. President. It's
32. still going to have a fiscal impact...

33. PRESIDENT:

1. Well, Senator Moore, we've had one speaker. The
2. question is shall House Bill...shall House Bill 1210
3. pass. Those in favor will vote Aye. Those opposed
4. will vote Nay. The voting is open. Have all voted
5. who wish? Have all voted who wish? Take the record.
6. On that question the Ayes are 21, the Nays are 19,
7. none Voting Present. House Bill 1210 having failed
8. to receive the required constitutional majority
9. is declared lost. House Bill 1277, Senator Hickey.

10. SENATOR HICKEY:

11. Thank you, Mr. President. At the present time
12. the State universities, the students raise a small
13. amount of money and that amount is matched by the
14. State for a grant...for scholarship grants to other
15. students. What this bill does is simply extend that
16. privilege to the public universities and...or I
17. mean to the private universities and colleges and
18. to all of the public community colleges. The kids
19. would raise the money, we'd give them a matching
20. grant. It does...it doesn't go into effect for
21. another year so there's no cost at this point.
22. I only lost this the other night by a few absentees
23. and I hope I'll get a good vote now.

24. PRESIDENT:

25. Is there any...Senator Regner.

26. SENATOR REGNER:

27. Yes, Mr. President and members of the Senate.
28. This is another one of those programs we see being
29. proposed and started nothing the first year, about
30. two to four hundred thousand dollars in Fiscal Year
31. '79 and I'm sure it will it'll be several million
32. dollars in the next five years. I urge a No vote.
33. It's not in the budget either.

1. PRESIDENT:

2. The question is shall House Bill 1277 pass. Those in
3. favor will vote Aye. Those opposed will vote Nay. The
4. voting is open. Have all voted who wish? Have all voted
5. who wish? Take the record. On that question the Ayes
6. are 22, the Nays are 22, none Voting Present. House
7. Bill 1277 having failed to receive the required consti-
8. tutional majority is declared lost. House Bill 1323,
9. Senator Clewis.

10. SENATOR CLEWIS:

11. Mr. President and members of the Senate. House
12. Bill 1323 amends the Chicago Sanitary District Act.
13. It would authorize payment on purchase orders or contracts
14. let prior to board approval. If approved by the Department
15. of Finance and made by purchasing agent pursuant to the
16. provisions in the law, it would save thousands of dollars
17. in prompt payments and I understand it's approved by the
18. Civic Federation and I would urge a favorable roll call.

19. PRESIDENT:

20. Is there anyone speaking in...Senator Glass.

21. SENATOR GLASS:

22. Well, thank you, Mr. President. Ladies and Gentlemen.
23. I do speak in opposition to giving any local government
24. this much authority to authorize purchase orders without
25. board approval. The Sanitary Board has an elected board
26. and five thousand dollars is a lot of money and they're
27. elected to review and approve these vouchers. So, I...I
28. think this goes too far. It's a ceiling higher than any
29. other local government and I'd urge its defeat.

30.

31.

32.

33.

HB 1436
6-28-77

1. PRESIDENT:

2. The question is shall House Bill 1323 pass. Those in favor
3. will vote Aye. Those opposed will vote Nay. The voting is open.
4. Have all voted who wish? Have all voted who wish? Take the
5. record. On that question the Ayes are 28, the Nays are 24, none
6. Voting Present. House Bill 1323 having failed to receive
7. the required constitutional majority is declared lost. House
8. Bill 1436, Senator Clewis.

9. SENATOR CLEWIS:

10. Mr. President and members of the Senate. House Bill 1436
11. is a merely bill. It merely says that if you're in favor of
12. good legislation where the intent of the legislation is clear,
13. you vote Yes, if you're in favor of sloppy legislation and you
14. want to leave the onus on home rule units, you vote No. I'd
15. appreciate a favorable roll call.

16. PRESIDENT: .

17. Anyone wish to speak in opposition. Senator...Senator Grotberg
18. is in opposition.

19. SENATOR GROTBORG:

20. Somehow I draw the short straw with my friend, Dick Clewis,
21. everytime but, I don't know, Local Government took a dim view of
22. this going out. This side of the aisle, at least, and several
23. others have taken a dim view of it up until now and I think we
24. should just turn out the lights on the whole thing.

25. PRESIDENT:

26. Question is shall House Bill 1436 pass. Those in favor will
27. vote Aye. Those opposed will vote Nay. The voting is open.
28. Have all voted who wish? Have all voted who wish? Take the record.
29. On that question the Ayes are 25, the Nays are 27, 1 Voting Present.
30. House Bill 1436 having failed to receive the required constitutional
31. majority is...is declared lost. House Bill 1636, Senator Mitchler.

32. SENATOR MITCHLER:

33. Mr. President, members of the Senate. House Bill 1636 is a
34. bill I'm handling for Larry DiPrima, Representative DiPrima. He

1. says he wants this one. Senator Merlo, this is the Pioneer
2. Memorial Plaza. I'd ask for a favorable roll call.

3. PRESIDENT:

4. Is there anyone speaking in opposition? Question is shall
5. House Bill 1636 pass. Those in favor will vote Aye. Those
6. opposed will vote Nay. The voting is open. Have all voted who
7. wish? Have all voted who wish? Take the record. On that
8. question the Ayes are 30...41, the Nays are 13, 1 Voting Present.
9. House Bill 1636 having received the required constitutional
10. majority is declared passed. House Bill 1853, Senator Davidson.

11. SENATOR DAVIDSON:

12. Yes, Mr. President and members of the Senate. This bill
13. allows by volunteer basis on an employee of the school board to
14. ask for contributions, payments, or organization dues to be
15. withheld. It's a voluntary basis. It's asking only what people
16. do in private industry all the time on a payroll deduction plan.

17. PRESIDENT:

18. Is there anyone in opposition? If...Senator Glass.

19. SENATOR GLASS:

20. Mr. President. Ladies and Gentlemen. I repeat the opposition
21. expressed earlier on this bill. It would put the burden on the
22. school boards to get in the business of collecting political
23. contributions. I think that's a wrong policy and the bill should
24. be defeated.

25. PRESIDENT:

26. The question is shall House Bill 1853 pass. Those in favor
27. will vote Aye. Those opposed will vote Nay. The voting is open.
28. Have all voted who wish? Have all voted who wish. Take the
29. record. On that question the Ayes are 30, the Nays 16, none
30. Voting Present. House Bill 1853 having received the required
31. constitutional majority is declared. A verification has been
32. requested. Secretary will verify the affirmative votes.

33. SECRETARY:

The following voted in the affirmative: Berman, Bloom,

1. Bruce, Buzbee, Carroll, Coffey, Collins , Davidson, Demuzio,
2. Egan, Hickey, Johns, Joyce, Knuppel, Lane, Lemke, Leonard,
3. Maragos, Merlo, Mitchler, Netsch, Newhouse, Rhoads, Roe, Rupp,
4. Schaffer, Sommer, Vadalabene, Washington, Wooten.
5. SENATOR HARBER HALL:
6. Senator Chew. Senator Chew.
7. PRESIDENT:
8. Senator Chew on the Floor?
9. SECRETARY:
10. He didn't vote.
11. PRESIDENT:
12. Senator Chew is not voting.
13. SENATOR HARBER HALL:
14. And Senator Lane.
15. PRESIDENT:
16. Senator Lane is in his seat or next to his seat at least.
17. SENATOR HARBER HALL:
18. All right. Senator Rhoads.
19. PRESIDENT:
20. Is Senator Rhoads on the Floor? The roll...the roll has...
21. the roll has been verified. On that question the Ayes are 30,
22. the Nays are 16, none Voting Present. House Bill 1853 having
23. received the required constitutional majority is declared passed.
24. Excuse me...excuse me...excuse me, the Chair was incorrect. I...I
25. apologize to the membership. Senator Harber Hall did question
26. the presence of Senator Rhoads on the Floor. He was not on the
27. Floor. The Parliamentarian informs me that Senator Rhoads was
28. not on the Floor. Is Senator Rhoads on the Floor? Senator Rhoads
29. is not on the Floor. He was not on the Floor and the...Senator
30. Buzbee.
31. SENATOR BUZBEE:
32. At the time that you inquired about Senator Rhoads, I was
33. looking directly across there. He was standing right on the Floor.

1. Now he may not be at this point but you verified him at that time
2. and they turned around and said right here he is. And he was
3. standing there. There's no getting around that. And you...you
4. verified him and said he is on the Floor.

5. PRESIDENT:

6. Senator Harber Hall.

7. SENATOR HARBER HALL:

8. Well, Mr. President, you did not verify him and I properly
9. pointed out that he was not here and further more, I had a list of
10. four others who I did not even choose to call who were not on the
11. Floor, knowing that there were insufficient votes.

12. PRESIDENT:

13. Senator Harber Hall. I...I...the Chair apologized to...
14. apologizes to the membership for having bypassed the challenge
15. of Senator Rhoads. The Parliamentarian indicated to me that he
16. was not on the Floor. I did not hear him at first and he was
17. not on the Floor, is not on the Floor and his name has been
18. taken from the roll. And on that question the Ayes are 29,
19. the Nays are 16, none Voting Present. House Bill 1853 having
20. failed to receive the required constitutional majority is
21. declared lost. House Bill 1965, Senator Hickey.

22. SENATOR HICKEY:

23. Thank you, Mr. President. This bill simply allows park
24. boards to be elected from single member districts instead of
25. at large if it is so decided and I would like to call it to the
26. attention of the membership on this side that this is Representative
27. Giorgi's bill.

28. PRESIDENT:

29. Is there anyone speaking in opposition to the bill? The
30. question is shall House Bill 18...1965 pass. Those in favor
31. will vote Aye. Those opposed will vote Nay. The voting is open.
32. Have all voted who wish? Have all voted who wish? Take
33. the record. On that question the Ayes are 25, the Nays are 16,

1. 1 Voting Present. House Bill 1965 having failed to receive the
2. required constitutional majority is declared lost. House Bill 1995,
3. Senator Netsch.

4. SENATOR NETSCH:

5. Thank you, Mr. President. This bill deals with migrant
6. labor camps and is intended to extend the jurisdiction of the
7. Department of Public Health. It has been amended since the
8. first time it was presented to you. It now reduces that jurisd-
9. ictional level only to those camps with four or more instead
10. of one or more persons. I am informed that there are only
11. eighty-six licensed camps right now in the State of Illinois
12. under our present ten limit. There are about two hundred to
13. three hundred, however. This would, at least, allow minimum
14. only health and safety standards to be imposed on some additional
15. camps. That is extremely important to the Department of Public
16. Health and those who use the labor camps. I would solicit your
17. support.

18. PRESIDENT:

19. Is there anyone in...Senator Schaffer.

20. SENATOR SCHAFFER:

21. Senator Netsch, I have four nephews but be that as it may,
22. that expression we've heard today, we've heard many times in the
23. last few days. This is an extension of the power of the Department of
24. Public Health. They certainly are going to be busy people if all this
25. stuff passes. I would suggest to you this would set up a second
26. level of inspection, a second level of standards and I think it's...
27. I live in an area where the migrant laborers are located. I'm
28. across the street from their council. Whenever they have a problem
29. they...they generally see me among the first four or five and give
30. me their opinion and they haven't said one word to me. I don't
31. know where the problem is. If you know where there's a problem,
32. vote for it. If you don't vote against it.

33. PRESIDENT:

1. The question is shall House Bill 1995 pass. Those in
2. favor will vote Aye. Those opposed will vote Nay. The voting
3. is open. Have all voted who wish? Have all voted who wish?
4. Take the record. On that question the Ayes are 24, the Nays are
5. 24,1 Voting Present. House Bill 1995 having failed to receive
6. the required constitutional majority is declared lost. For what
7. purpose does Senator Buzbee arise?

8. SENATOR BUZBEE:

9. On a point of personal privilege, Mr. President. I'd just
10. like to point out to the membership that Senator Rhoads has
11. found his way back to the Floor once again.

12. PRESIDENT:

13. House Bill 2087, Senator Knuppel.

14. SENATOR KNUPPEL:

15. Mr. President and members of the Body. When this bill was
16. debated here on the Floor there was some confusion. Senator Bower
17. asked me a question I was unable to answer and the bill went down
18. with 28 votes. I called on Representative Breslin. She gave me
19. a...she told me I had failed to do my homework. She gave me a
20. quick lesson in law. This amends Section...Chapter 23 and is
21. criminal proceedings and has no effect on the dangerous...
22. sexually dangerous person which is a civil matter and so she
23. gave me a quick lesson in law and Senator Bower is now satisfied.

24.

25. The following typed previously.

26.

27.

28.

29.

30.

31.

32.

33.

1. PRESIDENT:

2. Does anyone wish to speak in opposition? The
3. question is shall House Bill 2087 pass. Those in favor
4. will vote Aye. Those opposed will vote Nay. The voting
5. is open. Have all voted who wish? Have all voted who
6. wish? Have all voted who wish? Take the record. On
7. that question the Ayes are 47, the Nays are 8, 1 Voting
8. Present. House Bill 2087 having received the required
9. constitutional majority is declared passed. House Bill
10. 2108, Senator Demuzio.

11. SENATOR DEMUZIO:

12. Mr...thank you, Mr. President. House Bill 2108 is
13. the product of the Attorney General and myself and I'm
14. sure that Senator Chew can support this one. This here
15. prohibits the disposal of any hazardous refuse we
16. can't accept or transport into Illinois for disposal
17. that which originated or which was collected outside of the
18. territorial limits of this State. We are not becoming,
19. Gentlemen, we are the industrial waste dumping ground
20. of this entire country. When you start bringing in
21. waste from Dittmer, Missouri, the PCB contaminated
22. soil and you bring in cancerous PCB and I want you to
23. listen to me because this is important, this is a
24. serious issue. When you talk in terms of Memphis,
25. Tennessee, you bring it in...all kinds of toxic material.
26. So let me just say this to you, when...when your con-
27. stitutients come to you and they have kids that are
28. born with three legs and three eyes and four ears, then
29. you'll be wondering what's going on with the hazardous
30. waste in Illinois and I urge your favorable support.

31. PRESIDENT:

32. Senator Don Moore in opposition.

33. SENATOR DON MOORE:

34. Thank you, Mr. President and members of the Senate,
35. forgetting the emotion that was expressed as far as

1. this bill is concerned, it was a bad bill when it was
2. called a few days ago. It was defeated. The bill was
3. too restrictive for the State of Illinois. There should
4. be permission for the EPA to license permits at or...or
5. sanitary landfills at certain locations. It's going
6. to drive industry out of the State of Illinois and to
7. solve a local problem and injure the balance of the
8. State of Illinois is not good legislation in my opinion
9. and I would urge a No vote.

10. PRESIDENT:

11. The question is shall House Bill 2108 pass. Those
12. in favor will vote Aye, those opposed will vote Nay.
13. The voting is open. Have all voted who wish? Have
14. all voted who wish? Take the record. On that question
15. the Ayes are 22, the Nays are 26, none Voting Present.
16. House Bill 2108 having failed to receive the required
17. constitutional majority is declared lost. House Bill
18. 2203, Senator Demuzio.

19. SENATOR DEMUZIO:

20. Thank you, Mr. President. I wish the Secretary
21. would give me a copy of the roll call on that last
22. bill. House Bill 2203 requires that a majority vote
23. of the members of the local community college board
24. before a teacher is dismissed, the bill requires that
25. ...that, of course there are seven members of each
26. local community college, so it would take at least
27. four votes to dismiss a teacher under the provisions
28. of this bill and I ask for your favorable support.

29. PRESIDENT:

30. Is there anyone in opposition? Senator Walsh.

31. SENATOR WALSH:

32. Mr. President, members of the Senate. As the Gentlemen
33. just stated, it would take four votes to dismiss a...a
34. teacher, however, it would take only one vote to hire a teacher.

1. Now you could have a quorum present at a meeting and on a vote
2. put to hire, have the vote be one to zero with everybody voting
3. Present or one...no negative votes on a motion to hire. There's no
4. reason in the world why the number of votes to fire should
5. be any greater than the number of votes to hire. For that
6. reason, Mr. President and members of the Senate, this bill
7. should be defeated.

8. PRESIDENT:

9. Question is shall House Bill 2203 pass. Those in favor
10. will vote Aye. Those opposed will vote Nay. The voting is
11. open. Have all voted who wish? Have all voted who wish?
12. Take the record. On that question, The Ayes are 26, the
13. Nays are 16, none Voting Present. House Bill 2203 having failed
14. to receive the required constitutional majority is declared
15. lost. House Bill 2291, Senator Nimrod.

16. SENATOR NIMROD:

17. Yes, Mr. President and fellow Senators. This bill is
18. going to cost the State no money. It received 29 votes the
19. last time it was up. There were a couple of people that had mis-
20. understood the bill. I have discussed it with them and I know
21. that this is strictly a may provision in here for local government
22. to combine with the State and Federal Funds in order to help
23. conserve some energy. I would ask for a favorable roll call.

24. PRESIDENT:

25. Excuse me...Can we take House Bill 2291 out of the record
26. for the moment. The Secretary informs me that...that we do
27. not have a printed record on House Bill 2203 and that we will
28. have to take the roll again. No, Senator Demuzio, you do not
29. get another minute. On House Bill 2203, the question is shall
30. House Bill 2203 pass. Those in favor will vote Aye. Those
31. opposed will vote Nay. The voting is open. Have all voted who wish?
32. Have all voted who wish? Take the record. On that question the
33. Ayes are 27, the Nays are 16, none Voting Present. House Bill

1. 2203 having failed to receive the required constitutional majority
2. is declared lost. House Bill 2291, Senator Nimrod. Senator
3. Nimrod, you may refresh the recollection of the membership.
4. SENATOR NIMROD:

5. Thank you, Mr. President. I think we need refreshing.
6. What...what this bill does is provides for the local cities
7. to be able to participate in the Energy Conservation Act of
8. the Federal Government and what it is, half of the money, if
9. the city wants to do it, they can provide that information
10. to their local citizens which will advise them whether or
11. not they're losing heat or whether their homes should be
12. insulated. This has been done by NASA here in Springfield
13. and proved to be very effective and strictly a cooperative plan
14. and it costs the State nothing. It's part of the two million
15. dollar package and each city may participate if they choose.
16. I do not know of anyone who is opposed to the bill.

17. PRESIDENT:

18. Senator Charlie Chew is in opposition to the bill.

19. SENATOR CHEW:

20. I...I don't know what thermo-infraray-over-lighting-
21. scanning act, I don't know what that is and I doubt whether the
22. sponsor knows. He couldn't get enough votes in the beginning
23. and he can't get that many now because it's just horrible.

24. PRESIDENT:

25. Question is shall House Bill 2291 pass. Those in favor will
26. vote Aye. Those opposed will vote Nay. The voting is open. Have
27. all voted who wish? Have all voted who wish? Take the record.
28. On that question the Ayes are 27, the Nays are 17, none Voting
29. Present. House Bill 2291 having failed to receive the required
30. constitutional majority is declared lost. House Bill 2322,
31. Senator Merlo.

32. SENATOR MERLO:

33. Well, thank you, Mr. President. The amendment that was adopted

1. this afternoon strikes two House amendments which were objectable
2. when the bill was first hold...heard, rather. Namely the
3. provision that covered the police magistrates and the justice of
4. the peace and giving them credit. And the other which would
5. provide an annuity for widows of certain former employees killed
6. in the action during World War II and I don't believe that there's
7. any objection to the bill at the present time and I would like
8. your favorable consideration.

9. PRESIDENT:

10. Is there anyone speaking in opposition? The question is shall
11. House Bill 2322 pass. Those in favor will vote Aye. Those
12. opposed will vote Nay. The voting is open. Have all voted who
13. wish? Have all voted who wish? Take the record. On that
14. question the Ayes are 44, the Nays are 6, 2 Voting Present.
15. House Bill 2322 having received the required constitutional majority
16. is declared passed. ...does Senator Maragos arise?

17. SENATOR MARAGOS:

18. Previously we had successfully passed the motion to
19. reconsider Senate Bill...I mean, House Bill 1384 had passed and
20. now it is on 3rd reading. I want to move it to 2nd reading.

21. PRESIDENT:

22. Senator, we have other bills on Postponed Consideration
23. that were put there today that we're going to go to now.
24. Back to that order.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. House Bill 41, Senator Chew. Just a minute, Senator Shapiro,
27. for what purpose do you arise?

28. SENATOR SHAPIRO:

29. ...President, just so it will be a little easier for us to
30. follow, could you read off the list of those Postponeds that are
31. not on the Calendar.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. I certainly will, all right. If I could have your attention.

1. Will the members give me their attention please. House Bill 41,
2. House Bill 155, House Bill 192, House Bill 397, House Bill 560,
3. House Bill 623, House Bill 714, House Bill 1180, House Bill 1240,
4. House Bill 1812, House Bill 2204, House Bill ...House Bill 2271,
5. and the bills that came off on motions, if you wish those at this
6. time are House Bill 230, House Bill 1384, House Bill 2096. So
7. we will consider the consideration postponed bills that were on
8. the...3rd reading Calendar today. House Bill 41, Senator Chew.
9. SENATOR CHEW:

10. Thank you, Mr. President. I have had one or two conferences
11. this afternoon with some people that are in positions to make
12. decisions and it was requested of me to put this bill...recommit
13. this bill to the Committee on Executive for summer studies and
14. possibly deal with it in the Fall. I'd ask leave to so do.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there leave? Leave is granted. House Bill 155, Senator
17. Grotberg.

18. SENATOR GROTBERT:

19. Yes, are we on 3rd reading? Postponed Consideration.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Postponed Consideration. You have one minute, Senator.

22. SENATOR GROTBERT:

23. If I can have...if I can have the attention of the Body for...
24. just a moment, this is the junior college bill that we went
25. through and I...I'm sorry. This is the out-of-state tuition
26. bill that we went through a few hours ago with the university
27. system. I hope you've had time to read and study but this is
28. the bill that got 28 or 29 votes and we would still like to
29. have the Board of Higher Education promulgate rules and regulations
30. to get uniformity into the nonsensical residency policy that we
31. have in the State of Illinois that you and I are paying about
32. three million dollars a year to subsidize out-of-state students
33. in the university system. I'd like to have you reconsider your

1. position, each and every one of you and go along and try to
2. get this bill, this good bill out so that we can make sense to
3. the university system in the State of Illinois.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there opposition? Senator Buzbee.

6. SENATOR BUZBEE:

7. Well, I think we ought to defeat this bad bill, Mr. President.
8. It hasn't gotten any better since this afternoon when it only
9. got 27 or 28 votes. The fact of the matter is that the exceptions
10. that Senator Bruce talked about this afternoon and Senator Grotberg
11. addressed, you have to ask for those exceptions. I think each
12. university system should establish their own residency requirements
13. and I think we ought to defeat the bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. All right, the question is shall House Bill 155 pass. Those
16. in favor vote Aye. Those opposed No. The voting is open.
17. Have all those voted who wish? Take the record. On that...
18. on that question the Ayes are 29, the Nays are 16. House Bill
19. 155 not having received the constitutional majority is declared
20. lost. House Bill 192, Senator Lemke.

21. SENATOR LEMKE:

22. This is the raffle and jar games bill. I ask for a favorable
23. vote.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there opposition? Question is shall House Bill 192 pass.
26. Those in favor vote Aye. Those...just a moment. Senator Mitchler.

27. SENATOR MITCHLER:

28. Just very briefly. If you think you're going to help these
29. veterans and these civic clubs and all that there, you're ...
30. wrong. When they get regulated and everytime they pass out those
31. chances, they have to be licensed by the State and all that. They'll
32. be on your backs, believe me. If I thought it was good, I'd help
33. them out, you know I would but they'll...they'll be on your backs,

1. fellows, don't get involved in it.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Question is shall House Bill 192 pass. Those in favor vote
4. Aye. Those opposed Nay. The voting is open. Have all those voted
5. who wish? Take the record. On that question the Ayes are 25,
6. the Nays are 28, 1 Voting Present. House Bill 192 not having
7. received the constitutional majority is declared lost. House
8. Bill 397, Senator Washington. You're on 3rd already, Senator.
9. SENATOR WASHINGTON:

10. Our Criminal Code provides that a convicted defendant cost
11. must be assessed against him. It is constitutionally defective and
12. this bill simply brings it into compliance with Supreme Court
13. rulings. It's an excellent bill. It protects due process and can
14. be a useful instrument in...in matters dealing with probation.
15. There was objection to it but they have been withdrawn according
16. to my understanding. I ask for...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there opposition? Question is shall House Bill 397 pass.
19. Those in favor vote Aye. Those opposed Nay. The voting is open.
20. Have all those voted who wish? Take the record. On that
21. question the Ayes are 38, the Nays are 11. House Bill 397 having
22. received the constitutional majority is declared passed. House
23. Bill 560, Senator Kenneth Hall.

24. SENATOR KEENETH HALL:

25. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
26. I think that we have Soperized this bill long enough. This bill
27. is going to attract industry into Illinois. You got a chance to
28. put a good bill on the record. I'd ask for your most favorable
29. support of this... I know Senator Soper no longer objects to it.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further...is there opposition? Senator Soper.
32. SENATOR SOPER:

33. Well, if you want...if you want the State of Illinois to come

1. up with ten million dollars and give it to somebody to put in
2. government bonds and keep the interest and think that you're
3. doing the people of the State of Illinois a favor, include me
4. in, I'd like to get seven percent on ten million and then maybe
5. return it to the State of Illinois. Gentlemen, Ladies, that's
6. all I've got to say.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Question is shall House Bill 560 pass. Those in favor
9. vote Aye. Those opposed Nay. The voting is open. ...voted who
10. wish? Take the record. On that question the Ayes are 27, the
11. Nays are 25. House Bill 560 not having received the constitutional
12. majority is declared lost. House Bill 623, Senator Netsch.

13. SENATOR NETSCH:

14. Thank you, Mr. President. This is you last chance...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Just...just a moment, excuse me, Senator Netsch. Senator
17. Graham, for what purpose do you arise?

18. SENATOR GRAHAM:

19. I'd like to make a suggestion to the Rules Committee that
20. next year we adopt a rule dealing with cat bills. Cats have
21. nine lives. We've got some bills around here that have about five
22. or six. I think we ought to do something about it.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Netsch.

25. SENATOR NETSCH:

26. Thank you, Mr. President. This is your last chance to vote
27. on a nursing home bill tonight. This bill provides that by 1980
28. all nursing homes must provide training of those employees who
29. deal with the personal care of patients and residents of nursing
30. homes. Only those who deal with the personal care of those
31. who are residents. It has been amended to exclude volunteers,
32. as many of you requested, unless those volunteers actually are
33. involved in medical treatment or passing out medicines to the
34. patients. In that form, I think it is acceptable to everyone.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. In opposition. Senator Moore.

3. SENATOR MOORE:

4. Thank you, Mr. President and members of the Senate. I
5. arise in opposition to this bill. I don't see why the nursing
6. homes should be singled out to train their employees when the
7. hospitals, the State mental institutions, facilities licensed
8. by Department of Children and Family Services, home health
9. agencies, et cetera, are not required to train their employees.
10. I think this is a bad bill. I think it's imposition on the
11. nursing home industry. If you want to make it uniform for all
12. the industries, fine, but to single out one industry, I think is...
13. is special legislation. It's a bad bill and it should be
14. defeated.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Question is shall House Bill 623 pass. Those in favor vote
17. Aye. Those opposed Nay. The voting is open. Senator Rock,
18. vote me Aye. Have all those voted who wish? Take the record.
19. On that question the Ayes are 18, the Nays are 24, 3 Voting
20. Present. House Bill 623 not having received the constitutional
21. majority is declared lost. House Bill 714, Senator Kenneth Hall.
22. Senator Kenneth Hall.

23. SENATOR KENNETH HALL:

24. Mr...Mr. President, Ladies and Gentlemen of the Senate. Since
25. this bill has also been Soperized I would like to recommit this
26. bill back to the Committee from where it came.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. The bill will be recommitted. House Bill 1180, Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President. This is the bill to pay for the
31. costs of Medley's Moving and Storage. I am led to believe that
32. those people who had questions, enough of them, their questions
33. have been resolved and I would ask for a favorable roll call.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there opposition? Senator Glass.

3. SENATOR GLASS:

4. Well, thank you, Mr. President. I believe this was the case
5. where there was a claim against the Court of Claims that would...
6. was allowed only in part and this is a claim for additional monies
7. and the Gentlemen's coming to the Legislature. It's the wrong
8. procedure. We ought to let the Court of Claims resolve these
9. things. I urge a No vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Question is shall House Bill 1180 pass. Those in favor vote
12. Aye. Those opposed vote Nay. The voting is open. Have all those
13. voted who wish? Take the record. On that question the Ayes are
14. 25, the Nays are 28. Houe Bill 1180 not having received the
15. constitutional majority is declared lost. House Bill 1240,
16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
19. House Bill 1240 is that bill which does two things. It increases
20. the bond authorization for the School Construction Bond Act by
21. ten million dollars and it prolongs or adds one more fiscal year
22. to the reimbursement program operated by the Illinois Office
23. of Education. There was, I am told, it received 34 votes, 36 of
24. course are required. There was some misunderstanding, I'm told,
25. on this side. This is, in fact, a State-wide program and I have
26. a list in the file indicating those participating school districts
27. from downstate. Of the ten million dollars, downstate stands
28. to gain in special ed reimbursements those...those counties
29. or...or those districts which have levied a special tax about
30. six and a half million dollars. I would urge your favorable support.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there opposition? Senator Glass,

33. SENATOR GLASS:

1. I would again remind the Body that this is a bond authorization
2. of ten millions dollars from twenty to thirty million. It is
3. opposed by the Bureau of the Budget. I think we're unwise to
4. increase the bonding authorization in this area. I'd urge a No vote.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Question is shall House Bill 1240 pass. This takes thirty-six
7. votes. Those in favor vote Aye. Those opposed vote Nay. The
8. voting is open. ...those voted who wish? Take the record. On
9. that question the Ayes are 28, the Nays are 26. House Bill 1240
10. not having received the constitutional majority is declared lost.
11. House Bill 1812, Senator Lemke.

12. SENATOR LEMKE:

13. Mr. President. In talking to the people that didn't vote
14. for this bill last time, I can't get anymore votes than 28, so
15. I'd like to have this bill recommitted to the Committee on Revenue.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there leave to recommit to Committee on Revenue? Leave
18. is granted. House Bill 2204, Senator Demuzio.

19. SENATOR DEMUZIO:

20. House...Mr. President, House Bill 2204 provides that action
21. by a community college board to dismiss a teacher with two or
22. more years of teaching experience is subject to the...to a
23. hearing and a final decision by an impartial hearing officer.
24. This bill is very similar to those procedures that have been
25. established for tenure teachers in elementary and secondary
26. schools. I ask for your favorable support.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Yes, Mr. President and Ladies and Gentlemen of the Senate.
31. This is the hearing officer bill. It's been a bad practice.
32. It's State-wide. It applies to community colleges and I would
33. urge for a No vote.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Question is shall House Bill 2204 pass. Those in
3. favor vote Aye. Those opposed vote Nay. The voting is open.
4. Have all those voted who wish? Take the record. On that
5. question the Ayes are 25, the Nays are 15. House Bill 2204
6. not having received the constitutional majority is declared lost.
7. House Bill...House Bill 2271, Senator Roe.
8. SENATOR ROE:

9. I think this bill needs further study, Mr. President.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Roe moves it be recommitted to what committee?

12. SENATOR ROE:

13. How about Elections, Mr. President?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Elections and Reapportionment. Motion carries. We will...
16. Senator Hynes, we have completed that list. Now we would go
17. to the Order of 3rd reading on House Bills 230, House Bills 1384,
18. House Bill 2096. Do we have leave to go to...Senator Hynes.

19. SENATOR HYNES:

20. Before we do that, Mr. President, it is our intention, when
21. we finish these bills to go to the Secretary's Desk to the
22. Order of Nonconcurrency and to take only those bills which
23. members are going to seek a Conference Committee on and...and
24. in effect, not recede from the Senate amendments. So anyone
25. having a bill that...and wishing to not recede and therefore ask
26. for a Conference Committee if you'd notify the Secretary this
27. will be a perfunctory matter. It will only take a few minutes
28. and it will get the paperwork rolling so we can get those
29. Conference Committees set up. Beginning at page 20 of the
30. Calendar. If you have a bill on there and you intend ultimately
31. to or want to get it into a Conference Committee by refusing
32. to recede, notify the Secretary and we'll take that as a last order
33. of business.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. ...Senator Soper, for what purpose do you arise?

3. SENATOR SOPER:

4. Thank you, Mr. President. Senator Hynes, would this
5. include Senate Bills that went over to the House and were
6. amended and we...we do not wish to concur in their amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Hynes.

9. SENATOR HYNES:

10. No that is on the Order of Concurrence. I'm speaking of the
11. Order of Noncurrence relating to House Bills only beginning at
12. page 20 of the Calendar. We'll do the other tomorrow morning.

13. PRESIDING OFFICER:

14. All right. On the Order of 3rd reading. House Bill 230.
15. Read the bill, Mr. Secretary. I'm advised the bill has been
16. read. For a third time. Senator Knuppel.

17. SENATOR KNUPPEL:

18. I want to return to 2nd reading for the purpose of
19. having amendments placed thereon.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Do we have leave? Leave is granted. The bill is on 2nd
22. reading. Senator Newhouse offers Amendment No. 4. Senator Newhouse.

23. SENATOR NEWHOUSE:

24. Thank you, Mr. President, Senators. This amendment strikes
25. the enacting clause and substitutes therefore a commission
26. for the study of illegal aliens. I have cleared it with the
27. leadership on both sides and I'd seek a favorable roll call.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Question...Senator Nimrod.

30. SENATOR NIMROD:

31. Yes, Mr. President, fellow Senators. This sets up a
32. commission for a bill that would finally amend it that would
33. in...in good shape and I think Senator Knuppel could have passed

1. it that way and I think it did the job. I think a study commission
2. is going to come up with nothing new or anything better and I
3. think we should not support this commission establishment.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. This is the amendment, Senator. Senator...Senator Knuppel.
6. SENATOR KNUPPEL:
7. ...objection to the amendment.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Bruce.
10. SENATOR BRUCE:
11. Just wanted to know if the amendment is germane to the bill
12. as it was introduced...since it creates a new act and does not
13. amend the chapter in which the bill originally was involved with.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Knuppel.
16. SENATOR KNUPPEL:
17. Well, of course, that's for the Parliamentarian but I would
18. think that it has to do with the same subject.
19. PRESIDING OFFICER;: (SENATOR DONNEWALD)
20. ...germane. It's on the subject of aliens. The amendment
21. is also on the same subject. All right. Senator Newhouse may
22. close.
23. SENATOR NEWHOUSE:
24. I seek a favorable roll call.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Well, no, for the adoption of the amendment.
27. SENATOR NEWHOUSE:
28. For the adoption of the amendment, yes.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. All right. The motion is to adopt Amendment No. 4 to
31. House Bill 230. Those in favor indicate by saying Aye. Those
32. opposed Nay. The Ayes have it. Amendment No. 4 is adopted.
33. Are there further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. 3rd reading. House Bill 1384, Senator Maragos.

5. The bill has been read.

6. SENATOR MARAGOS:

7. Mr...President and members of the Senate. I have one
8. amendment to add to this bill. Has been given to the minority
9. staff as well as the majority staff and I know of no objections
10. and I ask for its adoption, Amendment No. 1.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Do we have leave to return to the Order of 2nd reading?
13. Leave is granted. The bill is on 2nd reading. Senator Maragos.

14. SENATOR MARAGOS:

15. The...adopt Amendment No. 1. What the amendment does is...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Just a moment...the Secretary advises me that he does not
18. have the amendment.

19. SECRETARY:

20. Amendment No. 1 offered by Senator Maragos.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Maragos.

23. SENATOR MARAGOS:

24. Amendment No. 1 to House Bill 1384, Mr. President, is...
25. makes joint control not only the other aspects with..between
26. the local common school district and the college districts but
27. it makes a joint control with the Capital Development Board
28. just like it does on the architects as well as in other phases
29. of construction. And I ask for its adoption.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Glass.

32. SENATOR GLASS:

33. Thank you, Mr. President. Senator Maragos, when you say joint

1. control you mean there has to be approval by both of those
2. bodies.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Maragos.

5. SENATOR MARAGOS:
6. That is correct because the...shall select the architect
7. and engineer for projects for the district subject to the approval
8. of CDB because this is the same posture of 607, 606 when they
9. left the Senate.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Is there further discussion? Question is shall Amendment
12. No. 1 to House Bill 1384 be adopted. Those in favor indicate
13. by saying Aye. Those opposed. The Ayes have it. Amendment No.
14. 1 is adopted. Are there further amendments?

15. SECRETARY:
16. No further amendments.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. 3rd reading. Senator Knuppel, we can now go to the Order
19. of House Bills 230. Senator Knuppel. The bill is
20. on 3rd reading.

21. SENATOR KNUPPEL:
22. Read it.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. The bill has already been read.

25. SENATOR KNUPPEL:
26. All right. Mr...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Well, just for the sake...we will read it again.

29. SECRETARY:
30. House Bill 230
31. (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Knuppel.

2. SENATOR KNUPPTEL:

3. Mr. President. We are certainly confronted with an important
4. problem here affecting a great number of people. There are
5. some five hundred thousand illegal aliens in the Chicago Metro-
6. politan area, I am advised. And while the bill that may come
7. out of this, may not be greatly different. It may be a great
8. deal different. At least the problem is one to which we should
9. address ourselves particularly in light of the faltering un-
10. employment situation here in the State of Illinois. And I
11. respect Senator Newhouse for requesting this and I would suggest
12. a favorable roll call.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Mitchler.

15. SENATOR MITCHLER:

16. Mr. President, members of the Senate. I'm not going to
17. oppose this commission or any of these other commissions but
18. I would just like to say that we do have the Labor Laws Study
19. Commission and this deals with the hiring of illegal aliens.
20. I think that the Labor Laws Study Commission could be given
21. this charge and could conduct these investigations, in addition
22. to that, we have passed a Senate resolution that I introduced
23. that calls on the Illinois Investigating Commission to have a
24. complete study of the alleged concentration of importation of
25. illegal aliens into the Joliet area for disbursement in the
26. Chicagoland area and that commission, I know, will go into a
27. very detailed study of this very thing and report back to the
28. General Assembly. I just tell you about that so you have two...
29. everybody is studying the same thing and you've had many bills
30. in already on this subject. Now you vote whichever way you
31. want. I wanted to alert you to those two avenues that are
32. already studied.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rock.

2. SENATOR ROCK:

3. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
4. I rise with a little bit of reluctance but certainly in opposition
5. to House Bill 230 as amended. I, for one, frankly do not think
6. the amendment is germane, but be that as it may, this Body not
7. a week ago passed out a resolution sponsored by Senator
8. Mitchler, calling for the Legislative Investigating Commission
9. already set up and staffed to do exactly what this amendment
10. purports to do. It's just totally unnecessary.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Bruce. Senator Hynes.

13. SENATOR HYNES;

14. Well, Mr. President. I also have some reservations about
15. the ruling but I will...I will not express them, I **will not**
16. express them. I simply am going to vote against the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. All right. Senator Newhouse.

19. SENATOR NEWHOUSE:

20. Mr. President, Senators. He have a very serious, specific
21. problem. Not to be confused with any other problem that we talk
22. about. Every commission that's been suggested here has a full
23. agenda with a widespread number of problems to which they
24. must address themselves. This is a commission that self-
25. destructs in one year and it's charged with only looking at
26. this problem, only looking at this problem. All the debate we
27. had the other day about the seriousness of it inclines me to
28. believe that this is the way to study it and to confuse it
29. with anything else, it seems to me is a serious mistake. I'd
30. ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Carroll.

33. SENATOR CARROLL:

1. On a point of parliamentary inquiry, Mr. President.
2. Not to confuse this with your other ruling, I would ask if this
3. bill has been read by its current title on three legislative
4. days as required in the Constitution in Article IV, Section 8D.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Yes.

7. SENATOR CARROLL:

8. I understand that the title had been changed today by
9. this amendment and therefore has not been read on three legislative
10. days.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. If that...if that...if the Chair were to have ruled that you
13. were correct, we would have to start everything all over again.
14. Senator Knuppel may close.

15. SENATOR KNUPPEL:

16. Well, I think Senator Newhouse has said it all. I think
17. that to pass up passing this commission would be to close your
18. eyes to a situation that really is one of the most demanding
19. and if you had four commissions investigating it, with the
20. numbers of people that are involved in relation to the total
21. number of people who live in the State of Illinois and the
22. unemployment situation and the mess we have in our unemployment
23. laws here in the State of Illinois and what it's costing us,
24. I think you would be making a serious mistake, I say let's
25. don't play ostrich, let's do something about it. And I can't
26. understand anybody who would say that they should not at least
27. do this with the Legislative Commission rather than investigating
28. staff designed to investigate the criminality in other things
29. and...and as Senator Newhouse has pointed out which has a full
30. agenda. Now Gentlemen, there is no question about the problem.
31. If you want to close your eyes to it, you'll see the same bills
32. here two years from now. You'll get the same results. Let's do
33. it intelligently and carefully.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Question is shall House Bill 230 pass. Those in favor
3. vote Aye. Those opposed Nay. The voting is open. ...those
4. voted who wish? Take the record. On that question the Ayes are
5. 18, the Nays are 28. House Bill 230 not having received the
6. constitutional majority is declared lost. House Bill 1384,
7. Senator Maragos. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 1384

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Maragos.

14. SENATOR MARAGOS:

15. Mr. President and members of the Senate. This is a...the
16. bill we discussed earlier which we put an amendment on. It's
17. House Bill 1384 and it has to do with the construction of
18. junior college sites and college boards in conjunction with the
19. approval of CDB for various capital improvements and it received
20. a 49 to 0 vote before and I ask for a similar vote that this
21. time I ask for your passage.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further discussion? Senator Nimrod.

24. SENATOR NIMROD:

25. Yes, Mr. President, fellow Senators. This bill had
26. passed. This amendment helps the bill and support...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? Question is shall House Bill
29. 1384 pass. Those in favor vote Aye. Those opposed Nay. The
30. voting is open. ...voted who wish? Take the record. On that
31. question the Ayes are 49, the Nays are 1, 1 Voting Present.
32. House Bill 1384 having received a constitutional majority is
33. declared passed. House Bill 2096, Senator Davidson. Read the

1. bill, Mr. Secretary.

2. SECRETARY:

3. House Bill 2096

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Davidson.

8. SENATOR DAVIDSON:

9. Yes, Mr. President and members of the Senate. This is what

10. we explained this morning. This is an option bill that the park

11. board if they have a recreation center in a town of more than

12. fifty thousand, it has revenue bonds which has built the building

13. would choose permission for serving alcohol beverages in it. They

14. could help pay the revenue to pay off the bonds. I ask for a

15. favorable vote.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Senator Rupp.

18. SENATOR RUPP:

19. That's all I would like to is to remind the Senators that

20. the original vote was only 8 Yes and 31 No and this bill was

21. not on Postponed Consideration. This bill was voted down and

22. then brought back sort of on a **second right to life** deal. But

23. this action...this actually, it's an intrusion of liquor into

24. all parks out state. Now by looking at my stomach, you know

25. I'm not against beer but I do feel that parents are entitled

26. to have one place they can take their children and not be

27. pestered by beer drinkers like me. I ask a No. vote.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Daley.

30. SENATOR DALEY:

31. Mr. President and fellow Senators. There was some confusion

32. earlier this morning in regards to this bill. It does pertain

33. to the City of Springfield. The park district. They need help

34. there. They put a new field house and I think it is a very good bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there...is there further debate? Is there further debate?

3. Senator Rupp for the second time.

4. SENATOR RUPP:

5. Thank you, Mr. President. By the fifty thousand population
6. basis, this...it makes it apply to other communities too, not
7. jsut Springfield.

8. PRESIDING OFFICER: (SNEATOR DONNEWALD)

9. Is there further debate? Senator Davidson may close.

10. SENATOR DAVIDSON:

11. I'd ask a favorable vote. It's permissive only...it applies
12. only to a building. It doesn't apply to any other part of
13. the park or any other thing. It's permissive only, if the board
14. wants to do it. They don't have to do it. This was a request
15. fom the local board. Urge a favorable vote.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Question is shall House Bill 2096 pass. Those in favor
18. vote Aye. Those opposed Nay. The voting is open. ...voted
19. who wish? Take the record. On that question the Ayes are 21,
20. the Nays are 24, 1 Voting Present. House Bill 2096 not having
21. received the constitutional majority is declared lost.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Message from the Governor.

24. SECRETARY:

25. Message from the Governor, by Zale Glauberman, Director,
26. Legislative Affairs.

27. Mr. President - I am...The Governor directs me to lay
28. before the Senate the following message: To the Honorable
29. members of the Senate of the 80th General Assembly. I have nom-
30. inated and appointed the following named persons to the offices
31. enumerated below and respectfully ask concurrence in and
32. confirmation of these appointments by your Honorable Body.

33. PRESIDING OFFICER: (SENATOR ROCK)

Executive Appointments. Senator Vadalabene.

1. SENATOR VADALABENE:

2. Yes, in the form of an announcement. These...this message
3. that the Secretary of the Senate just read will be heard tomorrow
4. in Executive Appointments. This is the second announcement in
5. Room 212 at 1:00 tomorrow. I'll make another announcement
6. tomorrow to remind the members of this committee.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Graham, for what purpose do you arise?

9. SENATOR GRAHAM:

10. I'm not sure that Senator Vadalabene waived the Six Day
11. Rule. I think he should.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. I think...I think he made that request, we were just in
14. the process of switching Presiding Officers there. Senator
15. Vadalabene.

16. SENATOR VADALABENE:

17. Yes, I'll make that request to waive the Six Day Rules in
18. regards to this message also. Thank you, Senator Graham.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. You've heard the request, is leave granted? Leave is
21. granted. So ordered. Senator Bloom, for what purpose do you
22. arise?

23. SENATOR BLOOM:

24. Yes, Senator Knuppel, I was...because I did vote No on 2257
25. and he voted Present and the motion was ruled out of order by
26. the Present voter as an accomodation to Knuppel, I signed a
27. piece of paper that purported to be a motion. I'd like that
28. dealt with. This is as a courtesy to Senator Knuppel.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Well, we can...the Chair will be prepared to deal with
31. it presummarily.

32. SENATOR BLOOM:

33. Well, yeah, okay. Would you deal with it so I could...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Yes, the Chair will rule that that motion is out of
3. order. That bill failed more than one day ago.

4. SENATOR BLOOM:

5. Thank you, Mr. President.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. All right. If I can have the attention of the membership.
8. On the Order of House Bills 3rd reading. Do we have leave to
9. go to that order of business? Leave is granted. On the Order
10. of House Bills 3rd reading is House Bill 2412. Read the bill,
11. Mr. Secretary.

12. SECRETARY:

13. House Bill 2412

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Coffey:

18. SENATOR COFFEY:

19. Mr. President and members of the Senate. This bill transfers
20. thirty-two thousand from line item to contractual service in
21. operations in the Department of Transportation budget. Then also
22. there was an amendment attached to this bill which is a supplementary
23. appropriation to FY '77 DOT budget bill increasing half fare
24. pupils subsidies by one million dollars from ten point five to
25. eleven point five. I would ask the members of this Senate for
26. a favorable roll call.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Question is shall House Bill 2412
29. pass. Those in favorable will vote Aye. Those opposed will vote
30. Nay. The voting is open. Have all voted who wish? Have all voted
31. who wish? Take the record. On that question the Ayes are 55,
32. the Nays are 1, none Voting Present. House Bill 2412 having
33. received a constitutional majority is declared passed. All right.

1. With leave of the Body we'll go to the Order of Secretary's Desk
2. at page 20 on the Calendar. The order of business is Nonconcur-
3. rence. Senator Maragos, for what purpose do you arise?

4. SENATOR MARAGOS:

5. I believe that Senate Bill 607 is shown as Nonconcurrency
6. on the roster...and it should be...

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Now wait a minute. We are dealing with Nonconcurrency in
9. Senate amendments to House bills. Okay? That's the order
10. of business upon which we are. If any Senator is refusing to
11. recede from his amendment to a House bill, then he should so move
12. at this time. Senator Hynes, I understand...tomorrow morning
13. it will be 9:00. 10:00? All right. Yeah, yeah. All right,
14. the Chair pursuant to the earlier request the Secretary has
15. informed me that only three members have indicated they wish
16. to move to refuse to recede. All right. On the Order of the
17. Secretary's Desk on Nonconcurrency is House Bill 822, Senator
18. Moore.

19. SENATOR MOORE:

20. Thank you, Mr. President. Mr. President, I move that the
21. Senate refuse to recede from Amendments No. 1 and 2 to House
22. Bill 822 and respectfully request appointment of a Conference
23. Committee.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Moore has moved that the Senate refuse to recede
26. from the adoptions of Amendments 1 and 2 to House Bill 822 and
27. that a Conference Committee be appointed. All those in favor
28. signify by saying Aye. All those opposed. The Ayes have it.
29. The motion carries and the Secretary shall so inform the House.
30. On the Order of Secretary's Desk on Nonconcurrency is House Bill
31. 979, Senator Carroll.

32. SENATOR CARROLL:

33. Thank you, Mr. President. I move that the Senate refuse
34. to recede from Senate Amendment No. 3 to House Bill 979 and that we

1. respectfully request the House to have a Conference.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Carroll moves that the Senate refuse to recede
4. from the adoption of Amendment No. 3 to House Bill 979 and that
5. a Conference Committee be appointed. All those in favor signify
6. by saying Aye. All those opposed. The Ayes have it.. The motion
7. carries and the Secretary shall so inform the House. On the
8. Order of Secretary's Desk on Nonconcurrency is House Bill
9. 1001, Senator Guidice.

10. SENATOR GUIDICE:

11. Thank you, Mr. President. I would move at this time not
12. to recede from Senate Amendment No. 1...House Amendment No. 1,
13. I'm sorry...Senate Amendment No 1.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Guidice moves that the Senate refuse to recede
16. from the adoption of Senate Amendment No. 1 to House Bill 1001
17. and that a Conference Committee be appointed. All those in
18. favor signify by saying Aye. All those opposed. The Ayes
19. have it. The motion carries and the Secretary shall so inform
20. the House. 2030, Senator Ozinga. On the Order of Secretary's
21. Desk Nonconcurrency, House Bill 2030, Senator Ozinga.

22. SENATOR OZINGA:

23. They're objecting to us putting on that amendment that
24. put it in conformity with the other bill that we passed and
25. therefore we shall refuse to recede.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Ozinga moves that the Senate refuse to recede from
28. the adoption of Senate Amendment No. 1 to House Bill 2030 and
29. that a Conference Committee be appointed. All those in
30. favor signify by saying Aye. All those opposed. The Ayes
31. have it. The motion carries and the Secretary shall so inform
32. the House. On the Order of Secretary's Desk Nonconcurrency is
33. House Bill 364, Senator Regner.

1. SENATOR REGNER:

2. Mr. President, members of the Senate. I move we do
3. not recede from Senate Amendment No. 1 to House Bill 364 and
4. that a Conference Committee be ...

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Regner moves that the Senate refuse to recede
7. from Senate Amendment No. 1 to House Bill 364 and that a Conference
8. Committee be appointed. All those in favor signify by saying
9. Aye. All those opposed. The Ayes have it. The motion carries
10. and the Secretary shall so inform the House. On the Order of
11. Secretary's Desk on Nonconcurrency, House Bill 1038, Senator
12. Berning.

13. SENATOR BERNING:

14. Thank you, Mr. President. I move the Senate do not
15. recede from Senate Amendments No. 1 and 2 and request a Conference
16. Committee be appointed.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Berning moves that the Senate refuse to recede from
19. Senate Amendments 1 and 2 to House Bill 1038 and that a Conference
20. Committee be appointed. All those in favor signify by saying
21. Aye. All those opposed. The Ayes have it. The motion carries
22. and the Secretary shall so inform the House. On the Order
23. of Secretary's Desk Nonconcurrency is House Bill 2179, Senator
24. Demuzio.

25. SENATOR DEMUZIO:

26. Yeah, thank you, Mr. President. I move that the Senate
27. refuse to recede from Senate Amendment No. 1 and that a
28. Conference Committee be appointed.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Demuzio has moved that the Senate refuse to recede
31. from Senate Amendment No. 1 to House Bill 2179 and that a Conference
32. Committee be appointed. All those in favor signify by saying
33. Aye. All those opposed. The Ayes have it. The motion carries.

1. The Secretary shall so inform the House. (machine cut-off)

2. SENATOR GUIDICE:

3. Thank you, Mr. President. I move that the Senate refuse
4. to recede to Senate Amendment No. 1 to House Bill 2355 and that
5. a Conference Committee be appointed.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Guidice has moved that the Senate...

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13. (end of reel)

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1. ...refuse to recede from the adoption of Senate Amendment No. 1
2. to House Bill 2355 and that a Conference Committee be appointed.
3. All those in favor signify by saying Aye. All those opposed.
4. The Ayes have it. The motion carries and the Secretary shall
5. so inform the house. On the Order of Secretary's Desk Nonconcurrency
6. House Bill 2089, Senator Knuppel.

7. SENATOR KNUPPEL:

8. Mr. Chairman, I move not to concur or not to recede and to
9. request a Conference Committee for the amendments to House Bill
10. 2089. There's two amendments, 1 and 2.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. Senator Knuppel moves that the Senate refuse
13. to recede from the adoption of Amendment No...Nos. 1 and 2 to
14. House Bill 2089 and that a Conference Committee be appointed.
15. All those in favor signify by saying Aye. All those opposed.
16. The Ayes have it. The motion carries and the Secretary shall
17. so inform the House. All right on the Order of Secretary's
18. Desk, Nonconcurrency is House Bill 168, Senator Savickas.

19. SENATOR SAVICKAS:

20. Yes, Mr. President. I move that we nonconcur with the
21. House amendment and call for a Conference Committee.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Savickas moves that the Senate refuse to recede from
24. the adoption of Amendment No. 1 to House Bill 168 and that a
25. Conference Committee be appointed. All those in favor signify
26. by saying Aye. All those opposed. The Ayes have it. The motion carries
27. and the Secretary shall so inform the House. Senator Shapiro, Senator
28. Bloom indicated he wished to refuse to recede with respect
29. to House Bill 1102. Oh, Senator Regner, are you going to handle
30. that, fine. With leave of the Body, on the Order of Secretary's
31. Desk, Nonconcurrency is House Bill 1102. Senator Regner.

32. SENATOR REGNER:

33. Yes, Mr. President and members. Moved we do not recede

1. for Senate Amendment No. 1 to House Bill 1102 and that a Conference
2. Committee be...

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Regner moves that the Senate refuse to recede from the
5. adoption of Senate Amendment No. 1 to House Bill 1102 and that
6. a Conference Committee be appointed. All those in favor signify
7. by saying Aye. All those opposed. The Ayes have it. The
8. motion carries and the Secretary shall so inform the House.

9. On the Order of Secretary's Desk Nonconcurrency is House Bill 1182,
10. Senator Harber Hall.

11. SENATOR HARBER HALL:

12. Mr. President, I move that the Senate refuse to recede in
13. Senate Amendments No. 1 and 2 to House Bill 1182 and that a
14. Conference Committee be...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Harber Hall has moved that the Senate refuse to
17. recede from the adoption of Senate Amendments 1 and 2 to House
18. Bill 182 and that a Conference Committee be appointed. All those
19. in favor signify by saying Aye. All those opposed. The Ayes have
20. it. The motion carries and the Secretary shall so inform the House.
21. Any other member have a bill on the Order of Nonconcurrency.

22. Any further business to come before the Senate? Senator Hynes.

23. SENATOR HYNES:

24. Mr. President, before putting the motion to adjour, I'd
25. like to congratulate the membership on their dedication and
26. hard work. We've made this deadline one hour and twenty minutes
27. early and I think everyone is entitled to have the rest of the
28. evening to themselves. I'd...I'd...I'd also like to point out
29. that this is the sixth successive deadline that we've made and
30. it is only because the members of the Senate have worked so
31. hard in trying to get the job done and I would hope that the
32. members of the press would give due consideration to lauding the
33. work that the people in this Body have done and with that, Mr.

1. President...

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Did we in fact move 2414 off 1st reading? Has that been
4. done? Bottom of page 10.

5. SENATOR HYNES:

6. Mr. President that...that bill was read a first time and...

7. PRESIDING OFFICER: (SENATOR ROCK)

8. ...moved to 2nd without reference.

9. SENATOR HYNES:

10. ...today and moved to 2nd without reference...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Fine.

13. SENATOR HYNES:

14. ...so, it cannot be read a 2nd time.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. No, that's all right. I understand that. I just wanted
17. to make sure we hadn't moved it. Is there any further business
18. to come before the Senate. If not, Senator Hynes moves that the
19. Senate stands adjourned until Wednesday, June 29th, at the
20. hour of ten o'clock. The Senate stands adjourned.

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