

80TH GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER 3, 1977

1. PRESIDING OFFICER: (SENATOR ROCK)

2. All right. The Senate will be in order. The Regular
3. Session of the 80th General Assembly. The reading of the
4. Journal. The reading of the Journal. Senator Vadalabene.
5. SENATOR VADALABENE:

6. Yes. Thank you, Mr. President. I move that the reading
7. and approval of the Journal of Wednesday, November 2nd, 1977
8. be postponed pending arrival of the printed Journal.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. You've heard the motion. All those in favor signify
11. by saying Aye. All those opposed. The Ayes have it. So
12. ordered. Message from the House.

13. SECRETARY:

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

15. Mr. President - I am directed to inform the Senate
16. that the House of Representatives has adopted the following
17. joint resolution in the adoption of which I am instructed to
18. ask concurrence of the Senate to-wit:

19. House Joint Resolution 51

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Graham. Senator Graham moves to suspend the
22. rules for the immediate consideration and adoption of
23. House Joint Resolution 51. All those in favor signify by saying
24. Aye. All those opposed. The Ayes have it. The rules are
25. suspended. Senator Graham now moves the adoption of House
26. Joint Resolution 51. All those in favor signify by
27. saying Aye. All those opposed. The Ayes have it. The resolution

28.

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30.

(The following typed previously)

31.

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33.

1. is adopted. A Message from the Governor.

2. SECRETARY:

3. To the Honorable members of the Senate, the 80th
4. General Assembly.

5. On October 23rd, 1977, I submitted the name of Mabrey
6. Robey to your Honorable Body for its advise and consent to
7. his appointment as State Equal Opportunity Officer. I must
8. now withdraw that nomination because it has come to light
9. that when this office was created by Public Act 79-1153
10. the legislation failed to specify a salary for the position.
11. Thus, were Mr. Robey to be confirmed he would not be entitled
12. to the monetary...remuneration for his work. The position
13. requires full time employment with a salary...commensurate
14. with duties imposed. Since it is unfair to ask Mr. Robey
15. to perform these important duties for no compensation, I
16. have requested that Mr. Robey and Mr. Robey has tendered
17. his resignation as State Equal Employment Opportunity Officer.
18. However, he will continue to perform the duties of the office
19. for State agencies under the direction of the Department
20. of Personnel. In order to make the State Equal...Employment
21. Opportunity Officer a useful position, I urge that Public
22. Act 79-1153 be amended to provide a salary for the office.
23. Respectfully, signed, James R. Thompson, Governor.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Resolutions.

26. SECRETARY:

27. Senate Resolution 241 offered by Senators Walsh and
28. Rock. It's congratulatory.

29. Senate Resolution 242 offered by Senator Nimrod. It's
30. congratulatory.

31. Senate Resolution 243 offered by Senator Demuzio, Hynes
32. and all members. It's congratulatory.

33. Senate Resolution 244 offered by Senators Mitchler and

1. Sangmeister. And it's congratulatory.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there leave to place those resolutions on the Consent

4. Calendar? Leave is granted. So ordered.

5. SECRETARY:

6. Senate Resolution 245 introduced by Senator D'Arco.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Executive. Senator D'Arco, for what purpose do you

9. arise?

10. SENATOR D'ARCO:

11. It's my understanding, Mr. Chairman, I mean Mr. President,

12. that Exec is not going to meet. Is it possible to suspend the

13. rules and have that resolution rereferred to Judiciary so I

14. could have it heard tomorrow sometime? Because Exec. is not

15. going to meet, I mean. I would appreciate that.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Well, the...the matter...while not, apparently, controversial

18. is substantive...as opposed to congratulatory. And in the

19. ordinary course of Senate business would be referred to the

20. Senate Executive Committee, as the Chair has ordered. You are

21. perfectly in order to make a motion to suspend the rules and

22. either ask for the immediate consideration or ask for a rereferral

23. to that committee that you deem properly equipped to handle this

24. resolution. That...that motion is certainly in order. Perhaps,

25. if you would explain the resolution, that might generate less

26. heat.

27. SENATOR D'ARCO:

28. I'm not sure which resolution this is. I have two of them.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Well...

31. SENATOR D'ARCO:

32. Is this the one with the heat or without the heat?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. This...this is the one referring to the operation of the
2. Criminal Justice Referral System of the Chicago Bar Association.
3. SENATOR D'ARCO:

4. Yes.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. I don't know if that's the heat or the other one is
7. worse. .I...

8. SENATOR D'ARCO:

9. Right. What this does, all it says is that there seems
10. to be some discrepancies in the Criminal Justice Referral
11. System, as to who, in fact, is being referred by the
12. system to the courts and the Circuit Court of Cook County.
13. And the question becomes whether or not we should, as a
14. legislative Body, look into this situation to, in fact,
15. determine if there is some discrepancies involved and whether
16. or not they are doing what their purpose was originally set
17. out to do, which was to help young budding attorneys trying
18. to make a living having them assigned to particular courts
19. in order to generate some business for them. The...the question
20. that's being generated is being generated by attorneys that
21. have been around for a long time and the young attorneys
22. who have somewhat limited experience and need the money are
23. not getting the business from this Criminal Justice Referral
24. System and that was the original intent of this system. And
25. I think there might be some question whether they're, truthfully,
26. carrying out what they intended in the purpose that created
27. this system. So that's primarily what this resolution does
28. and it...what it asks for is a Legislative Committee to be
29. appointed to investigate the system with subpoena power in
30. order to, if necessary, subpoena some of the records and
31. documents of the system and subpoena some of the witnesses
32. that work in the system to determine what, in fact, is going
33. on within this system. So that's what it does. Now, I would

1. like to have it either heard immediately or if you would so
2. desire, I would have it heard in Judic II and whatever is the
3. ...what the Body decides I'll go along with and...

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Shapiro.

6. SENATOR SHAPIRO:

7. Well, I would like to respectfully suggest that we suspend
8. the rules so this can be heard in committee. I think it's far too
9. complex to bring before the Body for judgment at this time.
10. And I understand Judiciary II is meeting this evening.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. My understanding was tomorrow, but either way I think
13. the Senator...he agrees it should go to committee, but he
14. was concerned that Exec was not scheduled. Senator D'Arco
15. has moved to suspend the rules and have this Senate Resolution
16. referred to the Committee on Judiciary II. All those in favor
17. signify by saying Aye. All those opposed. The Ayes have it.
18. So ordered. Resolutions. Senator Berning, for what purpose
19. do you arise? Berning.

20. SENATOR BERNING:

21. Point of information, Mr. President. I seem...I seem to
22. gather from the earlier discussion that there will be no
23. Senate Executive Committee meeting. What that means, I don't
24. know. Forever or just this week.

25. PRESIDING OFFICER:(SENATOR ROCK)

26. I...I would assume that just this week.

27. SENATOR BERNING:

28. I have a resolution also, which is much less complex
29. than Senator D'Arco's. I would very much like to have
30. action on it. Is there a committee which could consider
31. that? Or when will Executive meet? Can we find that out?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Well, I...I do not see the Chairman, frankly, in his

1. place. Might...might we defer that question until the
2. Chairman of Executive comes back. I'm sure that meetings
3. will...we will in fact have meetings. It's on...we are
4. in, as you well know, Annual Session and I'm sure the committee
5. as a standing committee will meet.

6. SENATOR BERNING:

7. Well, that...that would be my normal assumption. That's
8. what intrigued me when the comment was made that there would
9. be no meeting. If there will be a meeting then fine. Then it
10. would accomodate Senator D'Arco as well.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. Resolutions.

13. SECRETARY:

14. Senate Resolution 246 introduced by Senator D'Arco.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator D'Arco.

17. SENATOR D'ARCO:

18. This is basically a non controversial resolution. All
19. it says is that the Congress of the United States should
20. recognize Taiwan as the...

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Executive. Resolutions.

23. SECRETARY:

24. Senate Joint Resolution 57 offered by Senators Buzbee,
25. Carroll, Sommer and Regner.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Thank you, Mr. President. Mr. President, this is the
30. resolution which would create the Joint Committee on Financial
31. Management Systems consisting of four members of the Senate.
32. Two appointed by the President. Two appointed by the Minority
33. Leader and four members of the House. Two appointed by the

1. Speaker and two appointed by the Minority Leader. The
2. committee would meet and choose and study the feasibility
3. and cost of establishing a Legislative Financial Manage-
4. ment System. I am now moving at this time to discharge the
5. committee and bring it to the proper order where we can
6. act upon it. Leadership on both sides is aware of this.
7. And I believe have...I have their concurrence.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. All right. I think the proper motion will be to suspend
10. the rules for the immediate consideration and adoption of
11. Senate Joint Resolution 57. You've heard the motion. All
12. those in favor signify by saying Aye. All those opposed.
13. The Ayes have it. The rules are suspended. Senator Buzbee
14. now moves the adoption of Senate Joint Resolution 57. Is
15. there any discussion? All those in favor signify by saying
16. Aye. All those opposed. The Ayes have it. The resolution
17. is adopted. Senator Netsch for what purpose do you arise?
18. Senator Netsch.

19. SENATOR NETSCH:

20. Thank you. Since the subject came up in connection with
21. Senator D'Arco's motion, I think I might just make the announce-
22. ment right now and I will try to repeat it later on also. We...
23. Judiciary II is not going to meet this evening. We're going
24. to meet at two o'clock tomorrow. Senator Bowers is aware of
25. that and Senator Roe is aware of that and I would just simply
26. call it to the attention of all the members of Judiciary II.
27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right. The Chair would like to point out that
29. Senator Netsch was, again, out of order in terms of an
30. announcement. We are not about to break up. We have yet
31. to hit the Calendar, so let's bear that in mind. Senator
32. Nimrod for what purpose do you arise?
33. SENATOR NIMROD:

1. Yes, Mr. President, we're...we're on the order of
2. resolution and motions. Is it proper to make a motion at
3. this time to discharge the committee on...on the bill?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. We are...we are not on the Order of Motion. We are
6. on the Order of Resolutions. We will get to the Order of
7. Motions. On the Order of Senate Bills, 3rd reading. Ring
8. the bell, Mr. Sergeant-at-Arms. Senate Bill 1390. On the
9. Order of Senate Bills, 3rd reading, Senate Bill 1390. Senator
10. Vadalabene. Read the bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 1390.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Yes, thank you, Mr. President and members of the Senate.
19. Senate Bill 1390 comes under the ~~conformancē~~ of Public Act 880
20. 20 signed by Governor Thompson on June 3rd, 1977 appropriated
21. two hundred and fifty-two thousand dollars to the Capital
22. Development Board for necessary repairs to the 5th District
23. Appellate Court building located in Mt. Vernon, Illinois. This
24. building is more than a hundred and fifty years old and has
25. been designated as a National Historic Site. The beams
26. supporting the roof are falling in from age and it has been
27. necessary to prop up the roof to keep it from collapsing
28. The Capital Development Board is presently in the process
29. of obtaining contracts to do the rehabilitation work. Senate
30. Bill 1390 is a bookkeeping procedure within the appropriation
31. of the Capital Development Board to permit them to seek re-
32. imbursement up to sixty -three thousand dollars from Federal
33. funds granted to the Illinois Conservation Department for

1. preservation of National Historic Sites in Illinois. There
2. is no new money involved in Senate Bill 1390 and after it is
3. passed it will be, in effect, recover sixty-three thousand
4. dollars of the funds spent on the building from the Federal
5. grant and I would appreciate a favorable vote.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? The question is, shall Senate Bill
8. 1390 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 that
11. question, the Ayes are 54, the Nays are None. None Voting
12. Present. Senate Bill 1390 having received the constitutional
13. majority is declared passed. On the Order of Senate Bills,
14. 3rd reading, Senate Bill 1391. Read the bill, Mr. Secretary.
15. SECRETARY:

16. Senate Bill 1391.

17. (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Vadalabene.

21. SENATOR VADALABENE:

22. Yes, thank you, Mr. President and members of the Senate.
23. Senate Bill 1391 amends the appropriation to the Supreme Court
24. for the operation of the 5th District Appellate...Appellate Clerk
25. to provide for an additional twenty-seven thousand four hundred
26. and sixty-five dollars which is necessitated by reason of the
27. fact that it has now become absolutely imperative that the
28. building be vacated until after it is repaired because it
29. has been declared to be unsafe by the structural engineers
30. employed both by the administrative office and the Capital
31. Development Board. They have made arrangements to relocate
32. the 5th District Appellate Court in a building across the
33. street from the Appellate Court Building and have entered into

1. a lease for a one year period to permit the repairs to be
2. made at a monthly rental of fourteen hundred and fifty-five
3. dollars and forty-two cents. Seventeen thousand four hundred
4. and sixty-five of additional funds sought in the bill are for
5. rental payments, two thousand dollars are for telecommunications
6. in the temporary building and approximately three thousand
7. dollars are moving expenses into the temporary building and
8. then back into the Appellate Court Building after it is repaired.
9. And the rest of the twenty-seven thousand dollar appropriation
10. is for utility costs in the temporary building. It is vitally
11. important that these bills be passed and signed by the
12. Governor and I would appreciate a favorable vote.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Is there any discussion? Senator Regner.

15. SENATOR REGNER:

16. Yes, Mr. President and members of the Senate. What
17. Senator Sam just said is that this is a moving expense for the
18. building we already approved.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? Question is, shall Senate Bill 1391
21. pass. Those in favor will vote Aye. Those opposed will vote
22. Nay. The voting is open. Have all voted who wish? Have all
23. voted who wish? Take the record. On that question, the Ayes
24. are 55, the Nays are None. None Voting Present. Senate Bill
25. 1391 having received the constitutional majority is declared
26. passed. On the Order of Senate Bills, 3rd reading, Senate Bill
27. 1385. Read the bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 1385.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Hynes.

1. SENATOR HYNES:

2. Mr. President with leave I would present the bill on
3. your behalf. This is a transfer of eighty-five thousand
4. dollars in the annual appropriation of the State Treasurer.
5. It has been agreed to by both sides of the aisle. I see
6. no controversy. There's no increase in cost to the State
7. and I would appreciate a favorable roll call.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Is there any discussion? Question is, shall Senate Bill
10. 1385 pass. Those in favor will vote Aye. Those opposed will
11. 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 56, the Nays are None. None Voting Present.
14. Senate Bill 1385 having received the constitutional majority
15. is declared passed. Introduction of bills.

16. SECRETARY:

17. Senate Bill 1397 introduced by Senators Walsh, Harber
18. Hall and all Republican Senators.

19. (Secretary reads title of bill)

20. 1st reading of...

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Yes, the bills upon introduction will be referred to
23. the Rules Committee.

24. SECRETARY:

25. Senate Bill 1398 introduced by the same sponsors.

26. (Secretary reads title of bill)

27. Senate Bill 1399 introduced by the same sponsors.

28. (Secretary reads title of bill)

29. Senate Bill 1400 introduced by the same sponsors.

30. (Secretary reads title of bill)

31. Senate Bill 1401 introduced by the same sponsors.

32. (Secretary reads title of bill)

33. Senate Bill 1402 introduced by the same sponsors.

1. (Secretary reads title of bill)

2. Senate Bill 1403 introduced by the same sponsors.

3. (Secretary reads title of bill)

4. Senate Bill 1404 introduced by the same sponsors.

5. (Secretary reads title of bill)

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Pardon...pardon me, Mr. Secretary. Senator Hall, for what
8. purpose do you arise?

9. SENATOR HALL:

10. Mr. President, with the reading of that last bill I just
11. draw...like to draw attention to the Body the fact that eight
12. bills having to do with unemployment compensation that were
13. not considered germane to introduce them to the 2nd...Session
14. are hereby being introduced by Senator Walsh and myself and
15. the other Republican members. And I had heard some
16. thought that members on both sides of the aisle had an interest
17. in this and would like to consider this and I thought that it
18. would be appropriate time to draw attention to these bills are
19. now available and if anybody would like to get on and cosponsor
20. them and help to pass them and improve them and...and be a part
21. of this needed work, we'd welcome it.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Continue, Mr. Secretary. Introduction.

24. SECRETARY:

25. Senate...Senate Bill 1405 introduced by Senator Harber Hall
26. and Weaver.

27. (Secretary reads title of bill)

28. Senate Bill No. 1406 introduced by Senator Harber Hall.

29. (Secretary reads title of bill)

30. 1st reading of the bill of the foregone bills.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Rules Committee. On the Calendar on page 2 on the Order
33. of Constitutional Amendments, 1st reading, Senate Joint

1. Resolution 31.

2. SECRETARY:

3. Senate Joint Resolution 31, Constitutional Amendment...
4. Amendment.

5. (Secretary reads S.J.R. 31)

6. 1st reading of S.J.R. 31.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right, if I can have the attention of the membership.
9. We'll begin at page 3 on the Order of Total Vetoes and any
10. member who has filed a motion and wishes that motion heard at this
11. time, on the Order of Total Vetoes will be recognized and is
12. in order. Senator Grotberg.

13. SENATOR GROTBURG:

14. Is it planned tomorrow to get to this order of business
15. while we still have a membership in tact or will we...we also

16. ...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. No. My understanding is that we will be in Regular Session
19. tomorrow and, hopefully, we'll have a full complement.

20. SENATOR GROTBURG:

21. It's going to be pretty tough going here today, Mr. President.
22. I'm early on the call but I'll take a dive if...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. You...you want to be the first out of the chute?

25. SENATOR GROTBURG:

26. If you'll work the switches on your side I'll take care
27. of this one. Is there an Order of Postponed Consideration on
28. Veto...

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Yes. Yes.

31. SENATOR GROTBURG:

32. If it'll get the membership out here, I have a kind of an
33. agreed...24 is early on the call and I'd be glad to take a run
34. at it if we can depend on...on the troops.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Read...read the motion, Mr. Secretary.

3. SECRETARY:

4. I move to...I move that Senate Bill No. 24 Do Pass, the
5. Veto of the Governor to the contrary notwithstanding. Signed,
6. Senator John Grotberg.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Grotberg.

9. SENATOR GROTERBERG:

10. Thank you, Mr. President. Senate Bill 24 went out of
11. this Chamber 49 to nothing and went out of the House some
12. 167 to nothing creating the...an exemption under the Securities
13. Act for Small Town Redevelopment Corporations so that they do
14. not have to go through full cost of registration. Was an
15. excellent bill and everyone in this General Assembly thought
16. it was and after a long talk with the Governor last Monday
17. morning he thinks it's pretty good now and has no particular
18. objection to it. I can't understand, really, why it was
19. vetoed because it was initialed okay and evidently got caught
20. in the switches in his office. I can only tell you what he
21. told me as we sat down and talked. He would prefer no overrides
22. of any of his bills, I'm sure, but on this one he has...has
23. softened his position and I would encourage all...all Republicans
24. and Democrats alike to help me get the necessary 36 votes to
25. restore. This is four years of hard work that just went down
26. the chute in error and I would appreciate a roll call.

27. PRESIDING OFFICER:(SENATOR ROCK)

28. Is there any discussion? Question is, shall Senate Bill
29. 24 pass the Veto of the Governor to the contrary notwithstanding.
30. Those in favor will vote Aye. Those opposed will vote Nay.
31. The voting is open. Have all voted who wish? Have all voted
32. who wish? Take the record. On that question, the Ayes are
33. 51, the Nays are None. None Voting Present. Senate Bill 24

1. having received the required three-fifths vote is declared
2. passed. The veto of the Governor to the contrary notwith-
3. standing. Any other member have a bill on the Order of
4. Total Vetoes? Motions? Senator Donnewald. Senate Bill...

5. SENATOR DONNEWALD:

6. 281.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. 281. Read the motion, Mr. Secretary.

9. SECRETARY:

10. I...I move that Senate Bill 281 Do Pass the veto of the
11. Governor to the contrary notwithstanding. Signed, Senator
12. James Donnewald.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Donnewald.

15. SENATOR DONNEWALD:

16. Yes, Mr. President. I...I think that everyone in the
17. chamber is fully aware of what the bill was intended to do
18. as it passed originally from this Body and then over to the
19. House and subsequently passed that Body. And was sent to the
20. Governor and vetoed. Now, Mr. President, may I have some
21. order?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Will the members please be in their seats? Those not
24. entitled to the Floor please vacate. Senator Donnewald.

25. SENATOR DONNEWALD:

26. The bill was introduced on March the 16th of this year
27. and after the bill had been introduced I called together
28. members of the Pollution Control Board and also members of
29. the Illinois Environmental Protection Agency, plus the coal
30. industry members, plus the members of the Association of
31. Electric Cooperatives. At that time I requested that the
32. bill, as introduced, be amended to the satisfaction of all
33. parties. For a month and a half there was discussion between

1. those parties. After the month and a half had expired they
2. came to me and determined it and explained that they had
3. reached agreement. I, then, pursued the bill on the Order
4. of 2nd reading, adopted the amendments that they requested
5. and then the bill went to the Order of 3rd reading and passed
6. with some forty votes and seven in opposition. 42 to 7 I'm
7. told. Now, Mr. President, after the bill left this Chamber
8. it went to the House and then the Chairman of the Pollution
9. Control Board began to write many, many letters and the
10. media both...the printed media, principally, took up the
11. call...the argument that the Chairman of the Pollution Control
12. Board did make. And I might add, Mr. President, that they...
13. the arguments made are certainly not justified and I feel
14. compelled, Mr. President and members of this Body, to
15. attempt to override the bill that Governor Thompson has, in
16. fact, vetoed. There are several items that I need call your
17. attention, you'll...you'll note that I have distributed from
18. the...to the various members materials pertinent or relative
19. to this bill. I think there are several items that should be
20. responded to. In the bill, 281, the Governor stated in his
21. Veto Message that it alters the intent of the original
22. Environmental Protection Act that regulations be based on
23. technical findings. My response to that is, the bill...bill
24. merely requires the Illinois regulations to be...no more
25. stringent than necessary to meet the Federal standards. The
26. regulations necessary to implement Senate Bill
27. 281 had been the subject of public hearings for three years
28. before the Illinois Pollution Control Board. And that is on
29. docket No. R75-5. In spite of that three years they have
30. never come to any conclusion. This bill seeks to do that
31. very thing and that was one of the principal reasons. Now
32. the bill, as introduced does not affect Northeastern Illinois,
33. the Peoria...area and the metroeast area. This only applies

1. to those areas other than those mentioned in downstate Illinois.
2. The Governor also stated in his message and Mr. Dumelle the
3. Chairman of the Pollution Control Board stated that there is
4. increasing evidence that soy beans and corn are sensitive to
5. acid rainfall. Well, my response to that is there's no con-
6. clusive evidence that acid rainfall adversely affects the crops.
7. Researchers from Oak Ridge National Laboratory have stated that
8. even in the event of the worst set of conditions they cannot
9. prove that they do, in fact, harm crops. Senate Bill...Chair-
10. man Dumelle also states, Mr. President, that Senate Bill 281
11. could prevent protection of Illinois agriculture, if needed, from
12. acid rain effects. Now in response to that, very little research
13. has been done concerning acid rainfall. Nitrogen fixation in
14. soy beans. This is by Mr. Pat Irving, doctoral student conduct-
15. ing the...the field research in Illinois for the Argonne National
16. Laboratory. It is also stated in the Collinsville Herald, quote
17. "it is questionable whether acid rain has a definite affect on
18. nodules." Now Mr. Dumelle also stated in the October...27th
19. statement, quote "truthfully we don't have exact information
20. on the effect on crops or acid rain. We don't have a decent
21. modering network." The Governor also stated that most electric
22. generation stations outside the major metropolitan areas
23. already are using Illinois coal, all but one are meeting the
24. Pollution Control Board 's present standards. Now this is
25. quite important. Responding to that, it is not true that all
26. but one of the electric generating stations located outside the
27. major metropolitan areas are meeting present board standards.
28. Six plants cannot meet the present rule. The agency and the
29. board neglect to mention that some existing power plants located
30. in rural areas are burning higher cost, lower sulfur content
31. western produced coal are operating at a reduced output. I'm
32. not talking about the present standards. I'm talking about
33. the proposed new standards now being considered by the Illinois

1. Pollution Control Board. It is estimated that eleven of the
2. seventeen existing coal fired stations will not meet the new
3. limit proposed by the agency under Rule 204E1. These include
4. Central Illinois Public Service Company, Illinois Power
5. Company, Baldwin; Commonwealth Edison Company, Kincaid and
6. Dixon; Electric Energy Incorporated, Joppa; Southern Illinois
7. Power Cooperative, Marion; City, Water, Light and Power,
8. Springfield; Fairfield Municipal Power Station, Western
9. Illinois Power Cooperative at...Pearl Power Station. These
10. utility plants plus many private industries will have to turn
11. to imported, higher cost, low sulfur content western produced
12. coal or install scrubbers if they are to meet the PCB's
13. proposed regulations. Mr. Dumelle also stated no additional
14. use of Illinois coal would result from Senate Bill 281. All
15. rural power plants in Illinois now use Illinois coal. Response
16. to that in a letter June 16th, 1977 from Patrick E. Lynch,
17. Deputy Director of the Illinois...Environmental Protection
18. Agency to Senator Hynes and myself and many others and I quote,
19. "these provisions will certainly assure the continued use of
20. Illinois coal where it is currently used and could provide
21. for substantially increased use of Illinois coal. They will
22. also remove the considerable regulatory uncertainty that now
23. exists. During 1976 fifty...fifty-six percent of Illinois
24. produced coal was shipped out of State. Yet, production
25. declined. Illinois is losing its in-State and out-of-State
26. markets to western produced coal, according to our own Illinois
27. State Geological Survey. Mr. Dumelle also stated and I'm
28. going to try to be very brief with this, this part. That
29. portions of Senate Bill 281 are clearly not allowable under
30. the Clean Air Act amendments approved by the President in
31. August of 1977. Intermittent Control System, for example,
32. are not permitted in lieu of Constant Emission Source
33. Controls. The response to that, the Clean Air Act amendments

1. of 1977 do not affect Senate Bill 281. I could go on. Mr.
2. Demille also stated that Senate Bill 281 would mandate State
3. emission limits, such as being Illinois air quality...bringing
4. air...air quality to the very edge of the health standards
5. for sulfur dioxide. The response to that particular comment,
6. the regulation to implement Senate Bill 281 will reduce sulfur
7. dioxide emissions at eleven of seventeen power plants proposed
8. by Rule 204. Well, Ladies and Gentlemen of the Senate, I have
9. a great deal more material. I think that the...I think that
10. you've been fully advised of exactly what this bill does. It
11. allows...it allows our coal producers in Illinois to sell our
12. product to Illinois. Now the argument that many of you
13. probably received, also stated that the sulfur emissions
14. have caused twenty-one thousand deaths throughtout the
15. continental United States. Well, Ladies and Gentlmen, that
16. may or may not be true. It can't be proven. But there are
17. many, many,many more people that have died because of secondary
18. inhalation of tobacco smoke. And I hear Amen. Well, Mr.
19. President, with that I would now move that the motion that I
20. made as to the override of the Governor's Veto, Senate Bill
21. 281, be adopted. Thank you.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any discussion? Senator Glass.

24. SENATOR GLASS:

25. Thank you, Mr. President and Ladies and Gentlmen. I
26. oppose Senator Donnewald's motion and I would like to point
27. out, briefly, three reasons. As the Governor in his veto
28. message notes, this would change the policy of our Act, where-
29. by we ask for detailed studies and examinations before regulations
30. are promulgated. This would simply require us to accept the
31. Federal mandate and as he points out the national standards
32. only consider the health effects of sulfur dioxide as a gas
33. and not the effects of the associated sulfate and acid rain.

1. But...but on the...on the impact that it is supposed to
2. have on...on the coal industry and maybe Senator Donnewald
3. would like to comment on this in closing if it's in error,
4. but the Governor says that he is aware of those arguments,
5. but that they're without merit because most electric
6. generating stations outside the major metropolitan areas
7. already are using Illinois coal and all but one meet the
8. present standards. And if that's true, and since this bill
9. only applies to areas outside the metropolitan area, I don't
10. ...I don't see how it's going to increase the...the coal
11. use. But maybe I'm missing something if Senator Donnewald
12. would care to comment on that. But I think we ought to give
13. the board an opportunity to finish the work that is now in
14. progress. And...and the Governor knows that he has asked
15. the agency to expedite that work. And they are, apparently,
16. working on new standards and then they may have even, I guess
17. they haven't promulgated them yet, but he has indicated his
18. desire that our agency finishes work on these and I, therefore,
19. think passage of this bill is premature and the veto is a good
20. one and should be sustained.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Further discussion? Senator Shapiro.

23. SENATOR SHAPIRO:

24. I just want to point out to the assembly that this Senator
25. Donnewald's presentation is the longest that I've ever heard
26. him read.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion? Senator Wooten.

29. SENATOR WOOTEN:

30. Thank you, Mr. President. I just want to add to this that
31. the question of sulfur rain, of acid rain is a very difficult
32. one to deal with and it takes a little, I suppose, a look
33. beyond our borders. The effect of acid rain is not felt in

1. Illinois. We merely help generate the substance which will
2. produce acid rain on the east coast. And while it is true,
3. research on soy bean crops is still questionable, there is
4. no question as to the effect acid rain has on the forests
5. of the East. It has already had a disastrous effect on the
6. forests in the northeastern part of the country. There is
7. no question many different communities and states contribute
8. to that. But simply because we can change the regulations
9. here and get a little more into the air and it won't hurt
10. us as a state, I don't think it's really responsible to
11. contribute to the total amount. And we really have not
12. taken a serious look at where this state stands in terms of
13. the Air Quality Act, 1975. We're going to find and be assured
14. of this, when the Federal Government moves in and takes over
15. our whole program because we keep sliding back, we're going
16. to find that it will have a serious effect on industry in this
17. State. A damaging effect. The far more prudent thing, is to
18. continue with our present program, whereby, we make judgments
19. based on our own experience, our own need rather than taking
20. an arbitrary and very general Federal regulation. The State
21. chamber is pushing for this and I think they are their own
22. worst enemy, in this instance. That it will just look a
23. little past the next election and the one after that, we're
24. going to find that this kind of action is going to place us
25. in some serious problems. Just in terms of what it will do
26. to industry when the Federal Government finally takes over
27. our program, because we're really not moving to meet the '75
28. standards, we just continue to back up.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Further discussion? Senator Johns.

31. SENATOR JOHNS:

32. Mr. President, thank you. Illinois has one-fifth of
33. the nation's supply of coal. Forty-four percent more than

1. a lot of other states. A hundred and sixty-eight billion
2. tons locked up. Here we are holding that resource and
3. denying the use in our own State. I rise in support of
4. the override of the Governor's Veto. Production is falling
5. in Illinois, but it's ironic that twenty-two other states
6. buy our coal, twenty-two other states and I think some-
7. thing else should be taken into consideration, is that as
8. we burn western coal it takes a ton and a half of that coal
9. to get the BTU's that we get out of one ton of Illinois
10. coal. One and a half tons for every...every ton of Illinois
11. coal. And I think that our scientists will tell us that
12. there is an emission from the burning of other coal. There's
13. a residual emission and I think we ought to take a look at
14. that. And I was amazed at Senator Wooten saying that, of
15. course, our acid rain fall falls on the eastern states. And
16. really, they have no scientific fact yet to tell us that it's
17. been doing harm to that forest yet, in my humble opinion. But
18. ninety-five percent of the coal of Illinois remains untouched.
19. We need that coal. We need the production. It's the only
20. reason it's causing the failure of production in Illinois.
21. We went to far in our EPA standards. The Federal Govern-
22. ment doesn't have as stringent a standard as we do here.
23. And that's ironic. I don't know why we always have to over-
24. do some things like that, but we did. The EPA as it was set
25. up, I think, went too far. We gave them too much money. They're
26. too strong. They're overworking themselves. And I urge you to
27. help the coal industry. I have one county that has the largest
28. reserve in the State of Illinois within it, Franklin County.
29. All of that coal, all of that coal in all those mines is
30. being shipped out of State and what a cost it is to our
31. State. Here we have a God-given resource that could make
32. Southern Illinois stand on its own two feet. Let us be
33. wealthy in our own regards and we deny it by stringent

1. standards on the burning of high sulfur coal. And I urge
2. you to give very, very serious consideration to this over-
3. ride and I urge you to do so today.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Further discussion? Senator Knuppel.

6. SENATOR KNUPPEL:

7. Well, while I know he campaigned in a shirt that said,
8. I'm a country boy, I don't know how many soy beans may have
9. been raised by the Governor and I just have to have a couple
10. of fields of soy beans that sit out about eight or nine miles
11. under the smoke stack of the...of the Illinois Power Company
12. power station at Havana and they burn coal...for a long time
13. and you know those soy beans just jump right out of the ground
14. and grow like the dickens and I just had a hell of a crop. So
15. I don't think the acid rain...we had quite a bit of rain, too.
16. And I don't think that acid rain bothered them a bit. And so
17. I...I 'd be tickled to death if they'd burn that Illinois
18. coal so they'd grow a little faster.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? Senator Graham.

21. SENATOR GRAHAM:

22. Just one little remark that I would like to have Senator
23. Johns attend himself to. If this is overridden I think, perhaps,
24. there'd be no need for that Severence Tax. Maybe think about
25. that.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any further discussion? Senator Johns.

28. SENATOR JOHNS:

29. On a point of personal privilege.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. State your point, Sir.

32. SENATOR JOHNS:

33. Indeed, I do feel the need for the overriding of the

1. Governor's veto on the Severance Tax. This coupled with the
2. production would make Illinois a very, very wealthy State and
3. I urge you to be giving thought to that measure. Think,
4. snakebites.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Further discussion? Senator Donnewald may close the
7. debate.

8. SENATOR DONNEWALD:

9. Very briefly and I'm not going to read much of it, Senator
10. Shapiro. But I do want to respond. I don't think you heard
11. my first reading, Senator Glass and that, of course, was the
12. fact that if the regulations that are going to be imposed
13. there will be eleven out of seventeen power plants that will
14. not meet the standards if we do not enact this particular
15. legislation. I...in closing I...I'm amazed and astounded that
16. the Chairman of the Pollution Control Board or his people
17. agreed to the bill that we're voting on right now. Voting
18. ...voting to override. They agreed to the terms...embodied
19. in this bill. Suddenly, he disagrees. Now I'm wondering
20. if he's worthy of his position because he doesn't know what's
21. going on in his particular department...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Question is...

24. SENATOR DONNEWALD:

25. ...with that I urge your support.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Question is, shall Senate Bill 281 pass the veto of the
28. Governor to the contrary notwithstanding. Those in favor
29. will vote Aye. Those opposed will vote Nay. The voting is
30. open. Have all voted who wish? Have all voted who wish?
31. Take the record. On that question the Ayes are 43, the Nays
32. are 8. None Voting Present. Senate Bill 281 having received
33. the required three-fifths vote is declared passed. The veto

1. of the Governor to the contrary notwithstanding. On the
2. Order of Total Vetoes, Senate Bill 187. Read the motion,
3. Mr. Secretary.

4. SECRETARY:

5. I move that Senate Bill 187 Do Pass the veto of the
6. Governor to the contrary notwithstanding. Signed, Senator
7. David Regner.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Regner.

10. SENATOR REGNER:

11. Yes, Mr. President and members of the Senate. This is
12. the bill which states that if through the Department of Mental
13. Health's program of deinstitutionalizing patients and sending
14. them out to to community mental health centers, is through
15. their program to do this, the population at that community
16. ...mental health center increases by over three percent in a
17. year, in any given year, then the State will send the money
18. along to pay for that cost of those patients and that care
19. that's over a...over a three percent increase. There were
20. several items in the Governor's veto message and his ob-
21. jection to it but they all boil down to the Department of
22. Mental Health working against the bill the same as they did
23. in the Spring both in the House and in the Senate. That it
24. loses control for the department. I think it's an absolutely
25. necessary piece of...legislation in order to protect the local
26. community...mental health centers from being overloaded.
27. And if an extremely large number of new patients were
28. sent to a mental health center and they had no money coming
29. along from the State to provide for these services. They'd
30. have two choices. Either to discharge other patients or to
31. reduce the services they provide. I think it's an excellent
32. piece of legislation and I move that the Senate...Senate Bill
33. Do Pass, 187 Do Pass the Veto of the Governor to the contrary of

1. notwithstanding.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? Question is, shall Senate
4. Bill 187 pass the Veto of the Governor to the contrary not-
5. withstanding. Those in favor will vote Aye. Those opposed
6. will vote Nay. The voting is open. Have all voted who wish?
7. Have all voted who wish? Take the record. On that question
8. the Ayes are 47, the Nays are 1. 1 Voting Present. Senate
9. Bill 187 having received the required three-fifths vote
10. is declared passed. The veto of the Governor to the contrary
11. notwithstanding. Senator Buzbee, for what purpose do you
12. arise?

13. SENATOR BUZBEE:

14. Mr. President, I was called off the Floor to speak to
15. a lobbyist and I...had I had been here I would have voted
16. Aye. The lobbyist is a...never mind. Thank you.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Your remarks will be journalized for perpetuity. Any
19. other member have a motion with respect to the Order of Total
20. Vetoes? On the Order...if we'll turn to page 9 on the Order
21. of Item Vetoes. Does any member have a motion filed which he
22. wishes to call at this time? On the Order of Item Reductions.
23. Are there any members having motions they wish to call at this
24. time? Page 10 on the Calendar under the order of business,
25. Specific Recommendations for Change. Are there any members
26. having motions they wish to call? All right. On the Order
27. of Specific Recommendations for Change, page 13 of the Calendar,
28. Senate Bill 1308. Read the motion, Mr. Secretary.

29. SECRETARY:

30. I move to accept the specific recommendations of the
31. Governor to Senate Bill 1308 in the manner and form as
32. follows. Signed, Senator Don Moore.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Don Moore.

2. SENATOR DON MOORE:

3. Thank you, Mr. President and members of the Senate.
4. Senate Bill 1308 was a bill which was worked out by the
5. Illinois Department of Public Aid and the nursing home
6. industry in the State of Illinois and the health care
7. industry and the Department of Public Aid. Under Federal
8. Law the State of Illinois Department of Public Aid is
9. mandated to reimburse our nursing home facilities on a
10. cost related basis effective January 1, 1978. This bill
11. was put in in response to that so there would be some guidelines
12. et cetera, set up to pay our nursing homes on a cost related
13. basis. The fiscal impact...we have about nineteen million
14. in the budget starting January 1. There were because of
15. certain things in the bill relating to capital, to de-
16. preciation and so forth, it was the Governor's feelings
17. that the cost could go as high as sixty million. So in
18. negotiating with the Illinois Health Care Association and
19. his office they did come up with these specific recommendations
20. dealing with ancilliary services, capital, et cetera. To
21. my knowledge there's no objection to the Governor's specific
22. recommendations and I would move for a favorable roll call, Mr. President
23. PRESIDING OFFICER: (SENATOR ROCK)

24. Is there any discussion? Question is shall the Senate
25. accept specific recommendations of the Governor as to Senate
26. Bill 1308 in the manner and form just stated by Senator
27. Don Moore. Those in favor will vote Aye. Those opposed
28. will vote Nay. The voting is open. Have all voted who wish?
29. Have all voted who wish? Take the record. On that question
30. the Ayes are 52, the Nays are 1. 1 Voting Present. The
31. specific recommendations of the Governor as to Senate Bill
32. 1308 having received the required majority vote of Senators
33. elected are declared accepted. On the Order of Specific

1. Recommendations for Change. There's a motion filed with respect
2. to Senate Bill 66 found at page 11 of the Calendar. Mr.
3. Secretary, read the motion.

4. SECRETARY:

5. I move to accept the specific recommendations of the
6. Governor as to Senate Bill 66 in the manner and form as follows.
7. Signed, Senator Schaffer.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Schaffer.

10. SENATOR SCHAFFER:

11. Mr. President. Senate Bill 66 extended the publication
12. time formunicipalities from ten to thirty days. We evidently
13. had a mistake in the bill and we failed to change one ten day
14. reference to thirty. The Governor's people caught it. It's
15. a technical change. I move that we concur on the Governor's
16. changes.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Any discussion? The question is, shall the Senate
19. accept the Specific Recommendations of the Governor as to
20. Senate Bill 66 in the manner and form just stated by Senator
21. Schaffer. Those in favor will vote Aye. Those opposed will
22. vote Nay. The voting is open. Have all voted who wish? Have
23. all voted who wish? Take the record. On that question, the
24. Ayes are 54, the Nays are None. None Voting Present. The
25. Specific Recommendations of the Governor as to Senate Bill
26. 66 having received the required majority vote of Senators
27. elected are declared accepted. Senator Grotberg, for what
28. purpose do you arise?

29. SENATOR GROTBORG:

30. On 301, Mr. President, I would move to accept the changes
31. of the Governor.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. On the Order of Specific Recommendations for Change,

1. Senate Bill 301. Read the motion, Mr. Secretary.

2. SECRETARY:

3. I move to accept the Specific Recommendations of the
4. Governor as to Senate Bill 301 in the manner and form as
5. follows. Signed by Senator Grotberg.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Grotberg.

8. SENATOR GROTBURG:

9. Thank you, Mr. President and members of the Senate.
10. This is the Children and Family Services bill to create an
11. individualized program for kids. The Governor is extending
12. the effective date until July, '78 because he has a report
13. coming in from the department in January of '78 upon which
14. they go into...go to work on this subject matter and I, therefore,
15. request that the Body do adopt the Governor's Specific Recommendation
16. for Change in Senate Bill 301.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Is there any discussion? Question is, shall the Senate
19. accept the Specific Recommendations of the Governor as to
20. Senate Bill 301 in the manner and form just stated by Senator
21. Grotberg. Those in favor will vote Aye. Those opposed will
22. vote Nay. The voting is open. Have all voted who wish?
23. Have all voted who wish? Take the record. On that question,
24. the Ayes are 55, the Nays are None. None Voting Present. The
25. Specific Recommendations of the Governor as to Senate Bill 301
26. having received the required majority vote of Senators elected
27. are declared accepted. On the Order of Specific Recommendations
28. for Change, page 13 of the Calendar, there is filed a motion with
29. respect to Senate Bill 1298. Read the motion, Mr. Secretary.

30. SECRETARY:

31. I move to accept the Governor's Specific Recommendations
32. for...for Change to Senate Bill 1298 in the manner and form
33. as follows. Signed by Senator Netsch.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Netsch.

3. SENATOR NETSCH:

4. Thank you, Mr. President. This is one of the bills
5. that was originally proposed by and the work product of the
6. Economic and Fiscal Commission and it deals with the detailing
7. of additional information in the budget document, primarily,
8. so that members of the General Assembly can have more
9. relevant information on which to make budgetary decisions.
10. The two points on which the Governor asked for changes were
11. in that...in that area where we required that the Capital
12. Development projects be listed with a great deal of specificity
13. in the budget document so that we would know beforehand how
14. much was being allocated to which project. The Governor
15. asked that we accept some wording which would ease that
16. burden, somewhat, on the Governor's Office and the Bureau of
17. the Budget. Specifically, so that they would not have to
18. list every single, minute project, some of which they do
19. not have fully worked out or are just simply just to detailed
20. at the time the budget is submitted to the General Assembly.
21. They have, therefore, requested the change in language so
22. that they would submit information on capital projects and
23. capital programs. While I think there may be still some area
24. of disagreement as to how precise the Governor ought to be
25. in his budget with respect to members of the General Assembly.
26. I think that this language is livable and the members of the
27. Economic and Fiscal Commission felt somewhat relaxed about
28. it. We think we can live with it. The other part of it is
29. that they asked for a delayed effective date until 1979. I,
30. personally, am somewhat object to that, although the reasoning
31. makes a little bit of sense. We have asked that the budget
32. start carrying the kinds of...of detail that is specified in
33. this bill for the prior three years including and up to the

1. budget year. The...the Governor's Office and the Bureau of
2. the Budget said that they simply could not go back and re-
3. construct all of that information and that is why they requested
4. the delayed effective date. I am...I'm a little bit reluctant
5. to accept that but I think that if we can at least get this
6. project on the books, serve notice on the Governor's Office
7. and the Bureau of the Budget that they must start providing
8. the General Assembly with this information that then if we
9. feel that we can, in fact, get it at a earlier time, we can
10. negotiate that out with the Bureau of the Budget. On that
11. basis, the Economic and Fiscal Commission said, do whatever
12. seems best and I move to accept the language recommended by
13. the Governor.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Is there any discussion? Senator Shapiro.

16. SENATOR SHAPIRO:

17. Senator Netsch, now it's my understanding now that you
18. have changed the motion to concur with the amendatory changes.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Netsch.

21. SENATOR NETSCH:

22. Yes. That is correct. Originally I filed a total override,
23. but I reconsidered and...filed the motion to accept.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any discussion? Question is, shall the Senate accept the
26. Specific Recommendations of the Governor 'as to Senate Bill 1298 in
27. the manner and form just stated by Senator Netsch. Those in
28. favor will vote Aye. Those opposed will vote Nay. The voting
29. is open. Have all voted who wish? Have all voted who wish?
30. Take the record. On that question, the Ayes are 49, the Nays
31. are 2. None Voting Present. The Specific Recommendations of
32. the Governor as to Senate Bill 1298 having received the required

33.

1. majority vote of Senators elected are declared accepted. On
2. the Order of Specific Recommendations for Change is a motion
3. filed with respect to Senate Bill 1299. Read the motion, Mr.
4. Secretary.

5. SECRETARY:

6. I move to accept the Specific Recommendations of the
7. Governor as to Senate Bill 1299 in the manner and form as
8. follows. Signed, Senator Netsch.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Netsch.

11. SENATOR NETSCH:

12. Thank you. This bill also is a work product of the
13. Economic and Fiscal Commission and it deals, again, with
14. the kind of information that is to be furnished to us, as
15. members of the General Assembly. This one particularly re-
16. quires that where bills authorize...capital expenditures that
17. they, in effect, a fiscal note be placed on every such bill
18. so that we have information about not just the total amount
19. of appropriation for a proposed capital expenditure, but what
20. it really will cost us each year, year by year, in terms of
21. both principle and interest. The only change that was made by
22. the Governor was from requiring that the information be prepared
23. by the Capital Development Board to requiring that it be pre-
24. pared by the Bureau of the Budget. Their argument being that
25. it was in the Bureau of the Budget that the information was
26. most readily available. We accept that change and I, therefore,
27. move that we accept the Governor's proposed recommended change
28. to Senate Bill 1299.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any discussion? Question is, shall the Senate
31. accept the Specific Recommendations of the Governor as to
32. Senate Bill 1299 in the manner and form just stated by Senator
33. Netsch. Those in favor will vote Aye. Those opposed will vote

1. Nay. The voting is open. Have all voted who wish? Have
2. all voted who wish? Take the record. On that question, the
3. Ayes are 51, the Nays are None. None Voting Present. The
4. Specific Recommendations of the Governor as to Senate Bill
5. 1299 having received the required majority vote of Senators
6. elected are declared accepted. (Machine cutoff)are there
7. Specific Recommendations for Change, page 12 on the Calendar.
8. There's a motion filed with respect to Senate Bill 368. Read
9. the motion, Mr. Secretary.

10. SECRETARY:

11. I move to accept the Specific Recommendations of the
12. Governor as to Senate Bill 368 in the manner and form as
13. follows. Signed, Senator Maragos.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Maragos.

16. SENATOR MARAGOS:

17. Mr. President and members of the Senate. Senate Bill
18. 368 deals with the establishment of a Governor's Cooperative
19. Computer Center Revolving Fund...the Board of Governor's
20. rather...Computer Center Revolving Fund. There are several
21. colleges in that...in the Board of Governor's group that
22. have cooperated to have a fund for the computer services.
23. And the only thing that the amendatory language is...has been
24. proposed by the Governor, is that the restrictions on that
25. fund be to a hundred thousand dollars without further input
26. from the Governor's Office or Executive Office. And I vote
27. that...I move that to accept the Specific Recommendations
28. of the Governor.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any discussion? Question is, shall the Senate
31. accept the Specific Recommendations of the Governor as to
32. Senate Bill 368 in the manner and form just stated by Senator
33. Maragos. Those in favor will vote Aye. Those opposed will

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1. vote Nay. The voting is open. (Machine cutoff) voted who
2. wish? Take the record. On that question, the Ayes are 54,
3. the Nays are None. None Voting Present. The Specific
4. Recommendations of the Governor as to Senate Bill 368
5. having received the required majority vote of the Senators
6. elected are declared accepted. On the Order of Specific
7. Recommendations for Change, page 13 on the Calendar. Senate
8. Bill 1310. Read the motion, Mr. Secretary.

9. SECRETARY:

10. I move to accept the Specific Recommendations of the
11. Governor as to Senate Bill 1310 in the manner and form as
12. follows. Signed, Senator Maragos.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Maragos.

15. SENATOR MARAGOS:

16. Mr. President and members of the Senate. Senate Bill
17. 1310 deals with the deceptive practices...particularly in
18. the area of fraud, dealing with bad checks and nonnegotiable
19. checks. The Governor's Specific Recommendation in amending
20. this bill deals with the crime of forgery and the bill had a
21. greater crime and a different classification than is under the
22. criminal code and, therefore, the Governor made these Specific
23. Recommendations, to which I agree and I move to accept them.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any discussion? Question is, shall the Senate accept
26. the Specific Recommendations of the Governor as to Senate Bill
27. 1310 in the manner and form just stated by Senator Maragos.
28. Those in favor will vote Aye. Those opposed will vote Nay.
29. The voting is open. (Machine cutoff) voted who wish? Have
30. all voted who wish? Take the record. On that question, the
31. Ayes are 54, the Nays are None. None Voting Present. The
32. Specific Recommendations of the Governor as to Senate Bill
33. 1310 having received the required majority vote of Senators

1. elected are declared accepted. Further business to come
2. before this Senate. Senator Sommer.

3. SENATOR SOMMER:

4. 708. 708.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. On the Order of Specific Recommendations for Change,
7. page 12 on the Calendar is Senate Bill...708. Read the
8. motion, Mr. Secretary.

9. SECERTARY:

10. I move to accept the Specific Recommendations of the
11. Governor as to Senate Bill 708 in the manner and form as
12. follows. Signed, Senator Sommer.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Sommer.

15. SENATOR SOMMER:

16. Mr. President, this bill is one to prevent the Department
17. of Revenue from collecting Municipal Gas Tax from municipally
18. owned utilities twice. The Governor changed one word in this
19. and required proof of the fact that the tax had been paid the
20. first time and...that's what it does.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any discussion? Question is, shall the Senate accept
23. the Specific Recommendations of the Governor as to Senate
24. Bill 708 in the manner and form just stated by Senator
25. Sommer. Those in favor will vote Aye. Those opposed will
26. vote Nay. The voting is open. Have all voted who wish?
27. Have all voted who wish? Take the record. On that question,
28. the Ayes are 53, the Nays are None. None Voting Present.
29. The...the Specific Recommendations of the Governor^{as} to Senate
30. Bill 708 having received the required majority vote of
31. Senators elected are declared accepted. Senator
32. Hynes.

33. SENATOR HYNES:

1. Mr. President, I think we have done a good job today and
2. ...we will go back to the Order of Vetoes and Amendatory Vetoes
3. again tomorrow. I think there are some announcements...that
4. have to be made. There's a committee meeting coming up
5. later this afternoon and some other things that have to be
6. taken care of this afternoon. So, I would suggest that we make the
7. announcements now and then adjourn this Session until tomorrow.
8. And I'd like to begin that by announcing that there'll be a
9. meeting of the Rules Committee in the President's Office at
10. nine-thirty a.m. tomorrow morning.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. I see. Senator Johns, for what purpose do you arise?
13. SENATOR JOHNS:

14. Mr. President and Democratic members of the Senate. I'm
15. calling a caucus immediately after adjournment in Room 212.
16. It is very important that you be there. Room 212.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Further announcements? Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, thank you, Mr. President and members of the Senate.
21. There'll be a meeting at five o'clock sharp in Room 212 of the
22. Executive Appointments and Administration. I wish you would get
23. there at five o'clock. We'd like to expedite that meeting so
24. that we can get out of there as early as possible.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any further announcements? Senator Shapiro.

27. SENATOR SHAPIRO:

28. Ladies and Gentlemen of the Senate. I would like to
29. announce that tomorrow afternoon at approximately two p.m.
30. on the second floor rotunda there will be a short program
31. honoring former Congressman Les Ahrens. A picture will be
32. presented and hung on the wall there near the Governor's
33. Office. Those of you who can make it, I'm sure the

1. Congressman would be deeply appreciative. That's at two
2. o'clock tomorrow afternoon.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further announcements? Senator Netsch. Senator Netsch
5. is finally in her seat. Please stand.

6. SENATOR NETSCH:

7. I've been here all day. Thank you Mr. President. I've
8. been here all day. It's the first time, but...I just...so
9. that members of Judiciary II are clear, tomorrow...we will
10. not meet this evening at six o'clock. We will meet tomorrow
11. immediately following adjournment at whatever hour that comes.
12. The meeting tomorrow immediately following adjournment will
13. be in Room 212.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Nimrod.

16. SENATOR NIMROD:

17. Yes, Mr. President. The announcements and...and is it
18. time to make that motion on the discharge?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. I..Yeah. It will be in order. Certainly.

21. SENATOR NIMROD:

22. Thank you. I would then move that Senate Committee on
23. Labor and Commerce be discharged from further consideration
24. of Senate Bill 1387 and that the Senate Bill 1387 be placed
25. on the Order of 2nd reading.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. You've heard the motion. Is there any discussion?
28. All those in favor signify by saying Aye. All those opposed.
29. The Ayes have it. So ordered. Further business...any further
30. business to come before the Senate? If not, Senator Demuzio
31. moves that the Senate stand adjourned until Friday, November
32. 3 at the hour of eleven o'clock. The Senate stands adjourned.
33. November 4. Correction for the record. Ten-thirty is the
34. first special, ten forty-five is the second and eleven o'clock
35. is the Regular. Rules Committee, nine-thirty. Caucus immediately in 212.