

80TH GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER 9, 1977

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The Senate will come to order. Will the guests in our
3. gallerys please rise. Prayer by Monsignor John J. McGrath
4. of St. Agnes Church, Springfield, Illinois. Monsignor
5. McGrath.

6. MONSIGNOR McGRATH:

7. (Prayer by Monsignor McGrath)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Reading of the Journal.

10. SECRETARY:

11. Wednesday, November the 2nd, 1977.

12. PRESIDING OFFICER:(SENATOR DONNEWALD)

13. Senator Leonard.

14. SENATOR LEONARD:

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

18. PRESIDING OFFICER:(SENATOR DONNEWALD)

19. The motion is...you've heard the motion. Those indicate
20. by saying Aye. Those opposed Nay. The Ayes have it. The
21. motion carries. Senator Leonard.

22. SENATOR LEONARD:

23. Mr. President,I move that reading and approval of the
24. Journals of Thursday, November 3rd, Friday, November 4th and
25. Monday,November 7th and Tuesday, November 8th of the year 1977
26. be postponed pending arrival of the printed Journals.

27. PRESIDING OFFICER:(SENATOR DONNEWALD)

28. You've heard the motion. Those in favor indicate by
29. saying Aye. Those opposed Nay. The Ayes have it. The motion
30. carries. Committee Reports.

31. SECRETARY:

32. Senator Donnewald, Chairman of the Committee on Assignment
33. of Bills,assigns the following bills to committee: Appropriations

1. I - House Bills 2433, 2434, 2464, 2467, 2468, 2479, 24...2471,
2. 2472, 2473, 2474, 2475, 2476, 2478, 2480, 2482, and 2484; to
3. Executive Appointments and Administration - Senate Bills 1394
4. and 1395; to Local Government Committee - Senate Bill 1383.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. A Message from the House.

7. SECRETARY:

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

9. Mr. President - I am directed to inform the Senate
10. that the House of Representatives passed bills with the follow-
11. ing titles in the passage of which I am instructed to ask
12. concurrence of the Senate to-wit: House Bills 2461, 2462,
13. 2463, 2470, 2477, 2479, 2489, 2492, 2494 and 2495.

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 restored the original
17. amount item reduced by the Governor which is attached in a bill
18. with the following title in which I am instructed to ask
19. concurrence of the Senate to-wit: House Bill 2379.

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

21. Mr. President - I am directed to inform the Senate
22. that the House of Representatives has passed the item which is
23. attached in a bill with the following title the Veto of the
24. Governor notwithstanding in the passage of which I am instructed
25. to ask concurrence of the Senate: House Bill 2379.

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

27. Mr. President - I am directed to inform the Senate
28. that the House of Representatives had adopted the following
29. Joint Resolution in the adoption of which I am instructed to
30. ask concurrence of the Senate to-wit: House Joint Resolution
31. 61.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Executive. Introduction of bills.

1. SECRETARY:

2. Senate Bill 1407 introduced by Senators Schaffer, Rhoads
3. and others.

4. (Secretary reads title of bill)

5. 1st reading of the bill.

6. Senate Bill 1408 introduced by the same sponsors.

7. (Secretary reads title of bill)

8. 1st reading of the bill.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Rules. Yeah. Resolutions. Resolutions Consent...
11. Calendar. Are there any objections to those on the Consent
12. Calendar?

13. SECRETARY:

14. No...no...no objections have been filed.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. All those in favor of the adoption of resolutions
17. indicate by saying Aye. Those opposed. The Ayes have it.
18. The resolutions are adopted. Introduction of bills.

19. SECRETARY:

20. Senate Bill 1409 introduced by...cointroduced by
21. Senators Walsh and Bowers.

22. (Secretary reads title of bill)

23. 1st reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Rules. The Regular Session will stand in recess to the
26. call of the Chair.

27. (RECESS)

28.

29. (END OF RECESS)

30.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The Regular Session shall come to order. Messages from the
33. House.

1. SECRETARY:

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

3. Mr. President - I am directed to inform the Senate
4. that the House of Representatives has adopted the following
5. joint resolution in the adoption of which I am instructed to
6. ask concurrence of the Senate, to-wit: House Joint Resolution
7. 62. Resolved by the House of Representatives, the 80th
8. General Assembly of the State of Illinois the Senate concurring
9. therein that when the House of Representatives adjourns on
10. Wednesday, November the 9th, 1977 it stand adjourned until
11. Wednesday, November the 16th, 1977 at one o'clock p.m. When
12. the Senate adjourns on Wednesday, November the 9th, 1977 it
13. stand adjourned until November the 16th, 1977 at three o'clock
14. p.m.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Rock moves the adoption of the Adjournment
17. Resolution. Is there discussion? All in favor say Aye.
18. Opposed Nay. The Ayes have it. Adjournment Resolution is
19. adopted. I would alert the membership that that is the
20. earliest time, the 16th, three p.m. next Wednesday. All right.
21. Senator Grotberg is recognized.

22. SENATOR GROTBORG:

23. Thank you, Mr. President. Upon the Secretary's Desk lies
24. a motion to discharge the Committee on Local Government from
25. Senate Bill 1383 and I would make such a motion to discharge
26. from further consideration Senate Bill...1383, which is an
27. emergency bill having to do with the upcoming county board
28. meetings in December and the several counties in Illinois
29. that have not yet levied their working cash fund. And I
30. would make such a motion, Mr. President.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. You've heard the motion to discharge the Committee on
33. Local Government from further consideration of Senate Bill

1. 1383 and it be advanced to the Order of 2nd reading...

2. SENATOR GROTEBERG:

3. Without reference.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. It is in committee, Sir. It couldn't be without reference.

6. It's already there, I understand.

7. SENATOR GROTEBERG:

8. Okay.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. It'll be discharged from further consideration and be

11. placed on the Order of 2nd reading. Discussion? All in favor

12. say Aye. Opposed Nay. The Ayes have it. The bill is dis-

13. charged from the Committee on Local Government. For what

14. purpose Senator Grotberg rise?

15. SENATOR GROTEBERG:

16. I would now offer Amendment No. 1 that could do the job

17. on that bill to bring it into proper conformity. It's been

18. filed...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Well, Senator Grotberg, I...I believe that that would be

21. inappropriate. Many of the members have left the Floor at

22. this point and business would not be conducted of that nature.

23. Could it not wait until we come back next week?

24. SENATOR GROTEBERG:

25. Well, can...can you read it a second time? We'll advance it

26. it to 3rd or was...I would...I would have liked to have tried

27. to suspend some rules to get it read for the first time in the

28. House, but I'm sure that's out.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Well, the...the problem is, Senator Grotberg, the Secretary

31. doesn't even have the bill within his possession to read.

32. SENATOR GROTEBERG:

33. I'd be glad to donate one to the cause.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Perhaps you should talk to the President and see if you
3. and he can work out some arrangement. Senator...Senator
4. Hynes...

5. SENATOR GROTEBERG:

6. These are agreed noncontroversial matters, but I would
7. be glad to discuss them.

8. PRESIDING OFFICER:(SENATOR BRUCE)

9. It's a matter of paperwork, Senator Groteberg, I believe
10. at this point. Senator Davidson is recognized for a motion.

11. SENATOR DAVIDSON:

12. Mr. President and members of the Senate. I'd like to
13. move to discharge the Committee on Assignment of Bills of
14. Senate Bill 1394 and 1395 and advance to Order of 2nd reading.
15. These are easement bills dealing with the building of the
16. Computer Building on an alley easement and a utility easement
17. over by the Secretary of State's Building and it came out of
18. Rules just unanimously.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Davidson, the Chairman of the Assignment of Bills
21. Committee has informed us that the bill is in committee. Do
22. you know which committee it's assigned to?

23. SENATOR DAVIDSON:

24. No...no I don't. I thought you still had it. I didn't
25. know you assigned it yesterday. That's why I said assignment
26. of bills...Committee on Assignment of Bills. I...I had no
27. notice of what bill... committee it went to.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Well, why don't you check real quickly with the Secretary's
30. Office and we...The...the bill is in Executive Appointments.
31. The motion is by Senator Davidson to discharge the Committee on
32. Executive Appointments from further consideration of Senate
33. Bills 1394 and 1395. You heard the motion. Is there discussion?

1. All in favor say Aye. Opposed Nay. The Ayes have it and the
2. bill is discharged from that...the committee mentioned. 2nd
3. reading and placed on the Order of 2nd reading. Senator Walsh.
4. SENATOR WALSH:

5. Mr. President, members of the Senate. Senate Bill 1261
6. is in the Senate Judiciary I Committee and I...I have discussed
7. with Senator Daley and the President Hynes the motion that I
8. am now to make and they have indicated their approval. I would
9. move, Mr. President, that Judiciary I Committee be discharged
10. from further consideration of Senate Bill 1261 and that the
11. bill be placed on the Calendar on the Order of 2nd reading.
12. It is a bill dealing with the Controlled Substances Act and
13. it of an emergency nature.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The only problem we have it that...was that approved
16. by the Rules Committee?

17. SENATOR WALSH:

18. Yes.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. All right. You've heard the motion...Senator Hynes on
21. this motion.

22. SENATOR HYNES:

23. This...this is the bill that was approved yesterday in
24. the Rules Committee and the chairman of the Judiciary Committee
25. has agreed to the discharge motion. Is that correct? And I...
26. I would support the motion.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. All right. You've heard the motion to discharge Judiciary
29. I from further consideration of Senate Bill 1261 and have it
30. placed on the Order of 2nd reading. Is there discussion? All
31. in favor say Aye. Opposed Nay. The...Ayes have it. The bill is
32. discharged. Senator Walsh.

33. SENATOR WALSH:

1. Now, Senator Grotberg and I have the same problem with
2. these Senate Bills in the Regular Session. It's...we're
3. going to have a...a bit of a problem getting them passed
4. and passed by the House as well before we adjourn. But I
5. do wonder since the Session is going to remain open subject
6. to the call if the Secretary can get possession of the bills
7. that they might be read a second time and advanced to 3rd
8. reading before the adjournment today.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. We...we might have those down momentarily. The...there
11. would be agreement that both those bills would be brought back
12. to 3rd reading if...

13. SENATOR WALSH:

14. Be brought back to 2nd for...

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. ...the second amendment.

17. SENATOR WALSH:

18. ...the second amendment. Yes. As a matter of fact it
19. will be necessary.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. All right. Messages from the House.

22. SECRETARY:

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

24. Mr. President - I am directed to inform the Senate
25. that the House of Representatives has passed bills with the
26. following titles in the passage of which I am instructed to
27. ask concurrence of the Senate to-wit: House Bills 2435, 2450,
28. 2469 and 24...2481.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. House Bills, 1st reading.

31. SECRETARY:

32. House Bill 2461 sponsored by Senator Egan.

33. (Secretary reads title of bill)

1. 1st reading of the bill.
2. House Bill 2479 cosponsored by Senators Hynes and Shapiro.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. House Bill 2492 sponsored by Senator Rock.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. House Bill 2495 sponsored by Senator Regner.
9. (Secretary reads title of bill)
10. House Bill 2462 sponsored by Senator Egan.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 2463 sponsored by Senator Egan.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. House Bill 2470 sponsored by Senator Sommer.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. House Bill 2477...cosponsored by Senators Graham and Regner.
20. (Secretary reads title of bill)
21. 1st reading of the bill.
22. House Bill 2489 sponsored by Senator Hickey.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
25. House Bill 2494 sponsored by Senator Roe.
26. (Secretary reads title of bill)
27. 1st reading of the bill.
28. House Bill 2450 sponsored by Senator Carroll.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. House Bill 2469 sponsored by Senator Ozinga.
32. (Secretary reads title of bill)
33. 1st reading of the bill.

1. House Bill 2481 sponsored by Senator Regner.

2. (Secretary reads title of bill)

3. 1st reading of the bill.

4. House Bill 2435 sponsored by Senator Vadalabene.

5. (Secretary reads title of bill)

6. 1st reading of the bill.

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

8. Mr. President - I am directed to inform the Senate
9. that the House of Representatives has passed a bill with the
10. following title in the passage of which I am instructed to ask
11. concurrence of the Senate to-wit: House Bill 2497.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Introduction of bills.

14. SECRETARY:

15. Senate Bill 1410 introduced by Senator Bruce.

16. (Secretary reads title of bill)

17. 1st reading of the bill.

18. House Bill...Senate Bill 1411 sponsored by Senator Wooten.

19. (Secretary reads title of bill)

20. 1st reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Rules Committee. House Bills, 1st reading.

23. SECRETARY:

24. House Bill 2497 sponsored by...cosponsored by Senator
25. Weaver and Donnewald.

26. (Secretary reads title of bill)

27. 1st reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Resolutions.

30. SECRETARY:

31. Senate Resolution 253 introduced by...offered by Senator
32. Bruce and all Senators. It's congratulatory.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Buzbee moves that...the rules be suspended for
3. the immediate consideration and adoption of the Congratulatory
4. Resolution. Is there leave? Leave is granted. The rules
5. are suspended. On the adoption of the resolution. All in
6. favor say Aye. Opposed Nay. The Ayes have it and the
7. resolution is adopted.

8. SECRETARY:

9. Senate Joint Resolution 58 offered by Senators Harber
10. Hall, Vadalabene, Mitchler, Berning, Hynes, Shapiro.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Executive Committee.

13. SECRETARY:

14. Senate Joint Resolution 59 offered by Senator Davidson.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Executive.

17. SECRETARY:

18. Senate Joint Resolution 59.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Executive Committee. Senator Hynes, did you wish to make
21. the motion on the Six Day Notice now that we're in the Regular
22. Session? Senator Hynes.

23. SENATOR HYNES:

24. I would move that the Six Day Notice requirement be
25. waived as to bills in the Regular Session.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. You've heard the motion. Is there discussion? All in
28. favor say Aye. Opposed Nay. The Ayes have it. The rule is
29. suspended. Senator Hynes.

30. SENATOR HYNES:

31. I move...I would move that the Motions in Writing...
32. filed by Senator Bruce on Senate Bill 152, by Senator Davidson
33. on Senate Bill 997 set for a hearing today be continued until

1. Wednesday, November 16.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. You've heard the motion. Is there discussion? All in
4. favor say Aye. Opposed Nay. The Ayes have it. The Motions
5. in Writing are set over until the 16th. Is there leave to
6. go to the Order of Senate Bills, 2nd reading? Leave is granted.
7. Senate Bills, 2nd reading.

8. SECRETARY:

9. Senate Bill 1383.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No committee amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Any amendments from the Floor? 3rd reading.

14. SECRETARY:

15. Senate Bill...1394.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. No committee amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Any amendments from the Floor? 3rd reading.

20. SECRETARY:

21. Senate Bill No. 1395.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No committee amendments.

24. PRESIDING OFFICER:(SENATOR BRUCE)

25. Any amendments from the Floor? 3rd reading.

26. SECRETARY:

27. Senate Bill 1261.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Any amendments from the Floor? 3rd reading. Any
32. further business to come before the Regular Session? Regular
33. Session shall stand at ease subject to the call of the Chair.

1. Regular Session will come to order. Messages from the House.
2. Committee Reports.

3. SECRETARY:

4. Rules Committee Report. Pursuant to Amendment No...
5. pursuant to amended temporary Rule 5. The Rules Committee
6. met at three p.m. November the 9th, 1977 and makes the
7. following report. One, by unanimous vote the committee
8. rules that Senate Bill 152 can be considered during the
9. Fall Session of the Senate. Two, by unanimous vote the
10. committee ruled that the following bills can be considered
11. during the Fall Session of the Senate. House Bills 2435,
12. 2450, 2469, 2470, 2477, 2479, 2481, 2492, 2494, 2495, and
13. 2497.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Committee Reports.

16. SECRETARY:

17. Senator Donnewald, Chairman of the Assignment of Bills.
18. Committee assigns the following bills to committee: Appropriations
19. I - House Bills 2469, 2470, 2477, 2481, 2492, 2494, 2495; Executive
20. Appointments and Administration - House Bills 2435 and 2497;
21. Judiciary II - House Bill 2479; Local Government - House Bill
22. 2450.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Any...any further business to come before the Regular
25. Session? Senator Wooten is recognized.

26. SENATOR WOOTEN:

27. Mr. President, I move we stand in adjournment until
28. Wednesday, November 16th at three p.m.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. You've heard the motion. Any discussion? All in favor
31. say Aye. Opposed Nay. The Ayes have it. The Senate stands
32. adjourned.

33.