

NOVEMBER 29, 1978

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The hour of 11:00 having arrived the Senate will come to
3. order. The prayer by Monsignor John McGrath of St. Agnes Church,
4. Springfield, Illinois.

5. MONSIGNOR McGRATH:

6. (Prayer by Monsignor McGrath)

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The Republicans are still in caucus. We will handle a few
9. housekeeping items and then recess subject to their return to
10. the Floor. Reading of the Journal.

11. SECRETARY:

12. Monday, November the 27th, 1978.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Sangmeister.

15. SENATOR SANGMEISTER:

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

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Are there additions for corrections? The motion is to
21. approve the record...approve the Journal. Those in favor say
22. Aye. Opposed Nay. The Ayes have it and the Journal is approved.
23. Senator Sangmeister.

24. SENATOR SANGMEISTER:

25. Mr. President, I move that the reading and approval of the
26. Journal of Tuesday, November 28th in the year 1978 be postponed
27. pending arrival of the printed Journal.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. You've heard the motion. Those in favor say Aye. Opposed
30. Nay. The Ayes have it. The motion prevails. Is there leave
31. to go to the Order of Resolutions. Resolutions.

32. SECRETARY:

33. Senate Resolution 499 offered by Senator Hynes. It's a

1. Death Resolution.

2. Senate Resolution 500 offered by Senator Daley. It's a

3. Death Resolution.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Consent Calendar. Resolutions Consent Calendar. The Senate
6. will stand in recess subject to the call of the Chair. We're
7. informed that the Republicans will be back on the Floor very soon
8. so we ask the members not to scatter very far. I think they should
9. be here in a moment. The Senate will stand in recess.

10. (RECESS)

11. (AFTER RECESS)

12. PRESIDING OFFICER: (SENATOR JOHNS)

13. Do I have it now? Attention all Democratic Senator members,
14. please and all secretaries you might know where the other Senators
15. are. There is a Democratic caucus immediately in Room 212.

16. PRESIDENT:

17. The Senate will please come to order. There is a request to
18. take still photographs of the Session. Is leave granted? Leave
19. is granted. Resolutions.

20. SECRETARY:

21. Senate Resolution 500 offered by Senator Berning. Its'
22. congratulatory.

23. Senate Resolution 501 offered by Senator Berning. It's
24. commendatory.

25. Senate Resolution 502 offered by Senator Sangmeister. It's
26. congratulatory.

27. PRESIDENT:

28. Consent Calendar.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. If I can have the attention of the membership I would ask
31. in the spirit of ecumenicism that we suspend the rules and allow
32. a Representative-elect, James Keen, to take the microphone for
33. the purpose of a presentation to our President. The objection is

1. noted, thank you. Representative-elect James Keen.

2. REPRESENTATIVE-ELECT JAMES KEEN:

3. Thank you, Mr. President. We'll just wait until some of
4. Tom's friends and neighbors come in.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. I think the entire 19th Ward has now shown up. Yes.

7. REPRESENTATIVE-ELECT JAMES KEEN:

8. On behalf of the constituents, Tom's constituents, his
9. friends and neighbors, many of whom cannot be here today I'm
10. proud to offer a token of our appreciation for your eight years
11. of Senate service to the 20th Legislative District. Tom, if
12. you'll take this, it's a number of pictures by a local artist
13. by Jack Summerling of the community that Tom has served for the
14. past eight years. Tom.

15. SENATOR HYNES:

16. Thank you very much. I'd just like to say thank you very
17. much. I'm really taken aback and, frankly, this is a surprise
18. that I...I really just don't know what to say. I...I'm very
19. grateful to all of you for coming down today and Peggy, you
20. lied to me last night. Yeah. But I thought I had heard...over-
21. heard someone saying they were coming to Springfield last week and I
22. called Peggy last night and said, is somebody coming down, and
23. she said, oh, no. Well, I am grateful to all of you and to all
24. of my colleagues of the Senate. I have had a great pleasure of
25. being a part of this Body. I've enjoyed serving with you. It
26. has been a great challenge to me and...and, frankly, it's an
27. experience that I will treasure for the rest of my life. I
28. appreciate everything that all of you have done for me and I
29. look forward to the chance to come back and...and visit you from
30. time to time. I know that the next Session will be a very, very
31. successful one. But thanks to all of my friends for coming down
32. and to my wife, Judy and our four children. This has been a...an
33. unbelievable surprise to me and I...I really am running out of

1. things to say because I...I'm really taken aback. Thank you very
2. much.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Vadalabene.

5. PRESIDING OFFICER: (SENATOR KENNETH HALL)

6. Do we have leave for the television stations to do some filming
7. of this procedure? Leave is granted. We are honored to have former
8. Senator Carroll on the Floor. We are honored to have former Senator
9. Carroll on the Floor. I forgot we had two. Will the real one stand
10. up? The Senate will come to order. Committee Reports.

11. SECRETARY:

12. Senator Vadalabene, Chairman of the Committee on Executive
13. Appointments and Administration to which was referred the Governor's
14. Message of May the 17th, 1978 and November the 14th, 1978 reported
15. the same back with the recommendations that the Senate advise and
16. consent to the following named appointments.

17. PRESIDING OFFICER: (SENATOR KENNETH HALL)

18. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, Mr. President and members of the Senate. I move that we
21. go into Executive Session.

22. PRESIDING OFFICER: (SENATOR KENNETH HALL)

23. You've heard the motion. All in favor say Aye. Opposed. The
24. Senate is in Executive Session.

25. SENATOR VADALABENE:

26. Yes, thank you...

27. PRESIDING OFFICER: (SENATOR KENNETH HALL)

28. Senator Vadalabene is recognized.

29. SENATOR VADALABENE:

30. ...Thank you, Mr. President and members of the Senate. With
31. respect to the Governor's Message of May 17th and November 14, I will
32. read the names of the salaried appointments that the Committee on
33. Executive Appointments and Administration recommends that the

1. Senate advise and consent to and after reading the names I
2. intend to ask leave to consider all of the salaried appointments
3. on one roll call unless any Senator has objection to any particular
4. name.

5. PRESIDING OFFICER: (SENATOR KENNETH HALL)

6. Is there any objection? Proceed, Senator.

7. SENATOR VADALABENE:

8. The appointment of Irving J. Koppel to be a member of the
9. Board of Trustees of the Chicago Urban Transportation District
10. was held in committee because he could not appear before the
11. committee on the date of the hearing.

12. To be a member of the State Board of Elections for a term
13. expiring June 30th, 1981, Michael J. Hamblet of Wilmette.

14. To be Assistant Director of the Department of Financial
15. Institutions for a term expiring January 15, 1979, William J.
16. Schilling of Springfield.

17. And to be Assistant Director of the Department of Veteran's
18. Affairs for a term expiring January 15, 1979, George E. Bailey
19. of Springfield.

20. And to be a member of the State Board of Review, the Depart-
21. ment of Labor for a term expiring January 15, 19...1979, David W.
22. Tomei of Burr Ridge.

23. And to be a member of the Civil Service Commission for a...
24. for a term expiring March 1st, 1979, John L. Gilbert of Godfrey.

25. Mr. President, having read the names of the salaried
26. appointments I now seek leave to consider these names on one
27. roll call unless some Senator has objection to a specific name.

28. PRESIDING OFFICER: (SENATOR KENNETH HALL)

29. The question is, does the Senate advise and consent to the
30. nominations just made. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes. I...I would first like to have leave to consider these
33. names on one roll call unless some Senator has objection.

1. PRESIDING OFFICER: (SENATOR KENNETH HALL)

2. Yes. Well...we've already give you leave. We'll do it
3. again, Senator. Is leave granted? Leave is granted.

4. SENATOR VADALABENE:

5. Now, Mr. President, will you put the question as required
6. by our rules?

7. PRESIDING OFFICER: (SENATOR KENNETH HALL)

8. The question is, does the Senate advise and consent to the
9. nominations just made? Those in favor vote Aye. Those opposed
10. vote Nay. The voting is open. Would you vote me, Senator
11. Vadalabene, please? Have all voted who wish? Have all voted
12. who wish? Take the record. On that question, the Ayes are
13. 57, the Nays are None. Those Voting Present...the members are
14. required absent. A majority of Senators elected concurring by a
15. record vote, the Senate does advise and consent to the nominations
16. just made. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Yes, Mr. President. Having failed to vote because I voted
19. your switch I would like to be recorded as voting Aye.

20. PRESIDING OFFICER: (SENATOR KENNETH HALL)

21. The record will so show. Thank you, Senator. Senator
22. Vadalabene.

23. SENATOR VADALABENE:

24. Thank you, Mr. President and members of the Senate. With
25. respect to the Governor's Messages of May 17th and November 14
26. I will read the names of the unsalaried appointments that the
27. Committee on Executive Appointments and Administration recommends
28. that the Senate advise and consent to and after reading all the
29. names I intend to ask leave to consider all the unsalaried
30. appointments on one roll call unless any Senator has objection
31. to any particular name.

32. PRESIDING OFFICER: (SENATOR KENNETH HALL)

33. Okay, Senator.

1. SENATOR VADALABENE:

2. The appointment of Clinton Edward Frank of Northbrook
3. to be an unsalaried member of the Illinois Racing Board was held
4. in committee because we have not received his economic statement.

5. To be a member of the Advisory Board on the Necropsy Services
6. to Coroners for a term expiring January 19, 1981, Thomas H. Hanlon
7. of Geneva.

8. To be a member of the Capital Development Board for a term
9. expiring January 21, 1980, Eugene P. Heytow of Winnetka.

10. And to be a member of the Capital Development Board for a
11. term expiring January 15, 1979, John H. Johnson of Chicago.

12. And to be a member of the Illinois Racing Board for a term
13. expiring July 1, 1984, Joseph Kellman of Chicago.

14. And to be a member of the Illinois Commission on Delinquency
15. Prevention for a term expiring January 17, 1983, Carlo DeFranco
16. of Chicago.

17. And to be a member of the Advisory Board to the Department
18. of Conservation for a term expiring January 17, 1983, Gaylord
19. Donnelley of Chicago, Doctor Edward L. Kozicky of Godfrey and
20. William L. Caudill of Decatur.

21. And to be a member of the Board of Aeronautical Advisors
22. for a term expiring January 15, 1979, Barbara W. Jenison of
23. Paris, Robert H. Waddell of Illiopolis, Sam B. Gnuse of Altamont,
24. Charles H. Wenk of Highland Park and C. Gene Siebert of
25. Carbondale.

26. And to be a member of the Metropolitan Fair and Exposition
27. Board for a term as follows: Leon Wolin of Lincolnwood. Term
28. expires May 31st, 1981 and Dan K. Webb of Chicago. Term expires
29. May 31, 1982.

30. And to be a member of the Economic Technical Advisory Committee
31. for a term expiring March 31, 1979, Daniel Swartzman of Chicago.

32. And for a term expiring March 31, 1980, Wilbur W. Dodge of
33. Peoria.

1. And Charles F. Willson of Elgin.
2. And for a term expiring March 31, 1981, George V. Bogdanich
3. of Springfield, George M. Bersted of Monmouth and Russell T.
4. Odell of Champaign.
5. And to be a member of the Illinois Aeronautics Board for a
6. term expiring July 1, 1979, R. J. Adelman of Highland Park.
7. And for a term expiring July 1, 1981, Kenneth A. Fischer of
8. Belleville, Donald W. Lyddon, Jr. of Rockford and William G.
9. Manfield of Sterling.
10. And to be a member of the Illinois Building Authority for a
11. term expiring January 21, 1980, Harvey Schwartz of Skokie.
12. And to be a member of the Illinois Building Authority for
13. terms as indicated...terms expire January 16, 1984, Harvey R.
14. Anderson of Danville and the reappointment term expiring
15. January 21, 1985, Cornelia S. Hodges of Springfield and the
16. Chairman term expires January 15, 1979, Mitchell L. Murdock of
17. Springfield.
18. And to be a member of Agricultural Export Advisory Committee
19. for a term expiring January 1, 1979, Russell R. Wessels of
20. German Valley.
21. And to be a member of the Illinois Valley Regional Port
22. District Board for a term expiring June 30th, 1979, Joseph P.
23. Bernardi of Ladd and Mrs. Lee Ray Read of Putnam.
24. And to be a member of the Surface Mining Advisory Council
25. for terms as indicated, term expires August 10th, 1979, Kenneth
26. Dawes of Springfield, George E. Dirkes of Indian Head and
27. Kenneth Stellhorn of Red Bud. Term expires August 10th, 1980,
28. Cecil C. Bailie of Benton and Wendell R. Clark of Victoria.
29. Terms expiring August 10th, 1980, Doctor W. D. Klimstra of
30. Carbondale and Ray F. Lambert of Cutler and terms expiring
31. August 10th, 1981, Louis S. Weber of Springfield, Richard H.
32. Clemmons of Normal and Henry N. Barkhausen of Jonesboro. So Mr.
33. President, having read the names of the unsalaried appointments,

1. I now seek leave to consider these names on one roll call unless
2. some Senator has objection to a specific name.

3. PRESIDING OFFICER: (SENATOR KENNETH HALL)

4. Senator Ozinga, for what purpose do you arise?

5. SENATOR OZINGA:

6. I'm...to ask the Chairman if he did not include in there a
7. member of the Illinois Racing Board that was salaried appointment
8. that should not be included because he did not appear?

9. PRESIDING OFFICER: (SENATOR KENNETH HALL)

10. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes, I excluded him from there.

13. SENATOR OZINGA:

14. Just...I know there's...in other words there's still one in
15. there but there is one excluded?

16. SENATOR VADALABENE:

17. That is correct.

18. SENATOR OZINGA:

19. Okay then.

20. PRESIDING OFFICER: (SENATOR KENNETH HALL)

21. Is leave granted to consider all these at one time? Leave
22. is granted. The question is...Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, Mr. President, will you put the question as required
25. by our rules?

26. PRESIDING OFFICER: (SENATOR KENNETH HALL)

27. The question is, does the Senate advise and consent to the
28. nominations just made? Those in favor vote Aye. Those opposed
29. vote Nay. The voting is open. Senator Johns, would you put me
30. one please? Have all voted who wish? Have all voted who wish?
31. Take the record. On that question, the Ayes are 59, the Nays
32. are None. The majority of Senators elected concurring by record
33. vote, the Senate does advise and consent to the nominations just

1. made. Senator Vadalabene.

2. SENATOR VADALABENE:

3. Yes, thank you, Mr. President and members of the Senate. I
4. now move that the Senate arise from Executive Session.

5. PRESIDING OFFICER: (SENATOR KENNETH HALL)

6. You've heard the motion. All in favor say Aye. Opposed Nay.
7. The Senate does arise from Executive Session.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. On the Order of Senate Bills, 3rd reading, the Chair has
10. been informed that there are three bills, at least, that amend-
11. ments have been suggested. We will go to that order of business
12. with leave of the Body. Is leave granted? On the Order of
13. Senate Bills, 3rd reading, Senate Bill 273. Senator Schaffer.
14. Senator Schaffer.

15. SENATOR SCHAFFER:

16. Mr. President, this amendment, in effect, strikes the
17. existing bill 273, which was originally part of the Mental Health
18. Revision package, which was consolidated into a bill that's now
19. the law of the land...the amendment on the Secretary's Desk would
20. permit the Guardianship and Advocacy Commission to be consolidated
21. and put the developmentally disabled advocacy operation in with
22. the MI advocacy. This would allow, I believe, for a much more
23. efficient operation of that particular, important function. I
24. don't believe there's any controversy. All the affected agencies
25. and the consumer groups appear to be in support of this, although
26. at the time we passed the original Mental Health Code, this was
27. one of the issues that was still up for debate. I believe the
28. debate has now been concluded and with this amendment we will, I
29. think, further improve the Mental Health Code.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. All right. Senator Schaffer seeks leave of this Body to
32. return Senate Bill 273 back to the Order of 2nd reading for
33. purpose of an amendment. Is leave granted? Leave is granted.

1. Mr. Secretary, is there an amendment?
2. SECRETARY:
3. Amendment No. 1 offered by Senator Schaffer.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Schaffer.
6. SENATOR SCHAFFER:
7. Mr. President, I've explained the amendment. If there are
8. any questions, I'd be happy to answer them.
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Senator Daley.
11. SENATOR DALEY:
12. Mr. President and fellow Senators. This amendment was recommended
13. by the Senate and House Joint Committee as well as the individual
14. Senate Judiciary Committee consolidating the advocacy program. It
15. will save money in the Executive Branch of Government. The...the
16. Governor has proposed this with the recommendation amenity of
17. leaders of the House and the Senate and forming an advocacy program
18. for all concerned.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Any further discussion? If not, Senator Schaffer has moved
21. the adoption of Amendment No. 1 to...Senate Bill 273. All those
22. in favor signify by saying Aye. All those opposed. The Ayes have
23. it. The amendment is adopted. Any further amendments?
24. SECRETARY:
25. No further amendments.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. 3rd reading. Senator Carroll on 1877. On the Order of
28. Senate Bills, 3rd reading, Senate Bill 1877. Senator Carroll
29. seeks leave of the Body to return Senate Bill 1877 back to the
30. Order of 2nd reading for the purpose of an amendment. Is leave
31. granted? On the Order of Senate Bills, 2nd reading, Senate Bill
32. 1877. Senator Carroll.
33. SENATOR CARROLL:

1. Thank you, Mr. President. First, I would ask leave that
2. we reconsider the vote by which Amendment No. 3 was adopted for
3. purposes of Tabling that amendment to replace it with Amendment
4. No. 4. There was a technical deficiency in the amendment and I
5. would move that the...that we reconsider the vote by which
6. Amendment No. 3...having voted on the prevailing side was
7. adopted.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Carroll having voted on the prevailing side moves
10. to reconsider the vote by which Amendment No. 3 was adopted.
11. All those in favor signify by saying Aye. All those opposed?
12. The Ayes have it. The vote is now reconsidered. Senator
13. Carroll now moves to Table Amendment No. 3 to Senate Bill 1877.
14. All those in favor signify by saying Aye. All those opposed?
15. The Ayes have it. The amendment is Tabled. Further amendments?

16. SECRETARY:

17. Amendment No. 4 offered by Senator Carroll.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Carroll.

20. SENATOR CARROLL:

21. Thank you, Mr. President. This is the replacement that
22. what had been Amendment No. 3 to clarify the technical deficiencies
23. in Amendment No. 3. I would move adoption of Amendment No. 4.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Carroll has moved the adoption of Amendment No. 4
26. to Senate Bill 1877. Is there any discussion? If not, all those
27. in favor signify by saying Aye. All opposed. The Ayes have it.
28. The amendment is adopted. Further amendments?

29. SECRETARY:

30. Amendment No. 5 offered by Senator Carroll.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President and Ladies and Gentlemen of the
2. Senate. Amendment No. 5 is for the Mental Health Advocacy. It
3. is the sum of one hundred and seventy thousand for the Guardian-
4. ship and Mental Health Advocacy Commission for the Illinois Developmental
5. Disabilities Advocacy Authority. I would move...it's a transfer
6. bill and I...transfer amendment and I would move adoption of
7. Amendment No. 5.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Carroll has moved the adoption of Amendment No. 5
10. to House...Senate Bill 1877. Is there any discussion? If not,
11. all those in favor...I beg your pardon, Senator Berning.

12. SENATOR BERNING:

13. Thank you, Mr. President. A question of the sponsor?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. The sponsor indicates he will yield. Senator Berning.

16. SENATOR BERNING:

17. Would you further clarify what Amendment No. 5 does and
18. to whom and for what?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you. Senator Berning it's a transfer. It takes it
23. out of where it is now, the Guardianship and Mental Health
24. Advocacy Commission in personal services and it's associated
25. accounts and dollar for dollar transfers it to the Illinois
26. Developmental Disabilities Advocacy Authority pursuant to the
27. new Act. So it's merely a transfer from the guardianship portion
28. to the advocacy portion, which is where it was supposed to have
29. been in the first place.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any...

32. SENATOR CARROLL:

33. The Governor...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. ...further discussion?

3. SENATOR CARROLL:

4. ...the Governor had recommended that in his messages to
5. the Legislature.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Further discussion? Senator Graham for what purpose do
8. you arise?

9. SENATOR GRAHAM:

10. I was going to rise to suggest that the amount of noise we
11. had might indicate to some of the Senators that don't know we're
12. in Session. Some of us are having a hard time understanding what's
13. going on.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. The point is well taken, Senator. Will the members please be
16. ~~in~~ their seats and will those not entitled to the Floor please
17. ~~vacate.~~ Senator Carroll has moved the adoption of Amendment No.
18. 5 to Senate Bill 1877. Is there any further discussion? If not,
19. all those in favor signify by saying Aye. All opposed. The Ayes
20. have it. The amendment is adopted. Any further amendments?

21. SECRETARY:

22. Amendment No. 6 offered by Senator Carroll.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Carroll.

25. SENATOR CARROLL:

26. Thank you, Mr. President and Ladies and Gentlemen of the
27. Senate. This is a supplemental appropriation to the Atomic
28. Energy Commission for its ordinary and contingent expenses of
29. some eight thousand dollars that has been requested by that
30. commission. I would move adoption of Amendment No. 6.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Carroll has moved the adoption of Amendment No.
33. 6 to Senate Bill 1877. Is there any discussion? If not, all

1. those in favor signify by saying Aye. All opposed. The Ayes
2. have it. The amendment is adopted. Any further amendments?

3. SECRETARY:

4. Amendment No. 7 offered by Senator Buzbee.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. Thank you, Mr. President. This is a forty-two thousand dollar
9. appropriation for the ordinary and contingent expenses of the
10. Jackson-Union County Regional Port District. This is not new
11. money. We had appropriated fifty thousand dollars in Fiscal '78
12. for the operational expenses of that port authority. They did
13. not spend that money because they were not organized at that
14. point. They were not in any position to spend any money and
15. so it all lapsed. This is simply...they now have hired an
16. Executive director. They are continuing on and they are getting
17. ready to really go full force into business and I would move the
18. adoption of this amendment.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Buzbee has moved the adoption of Amendment No. 7 to
21. Senate Bill 1877. Is there any discussion? If not, all those in
22. favor signify by saying Aye. All opposed. The Ayes have it.
23. The amendment is adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. 3rd reading. Senator Shapiro on 1891. Do you wish...that's
28. to be amended I'm informed. On the Order of Senate Bills, 3rd
29. reading, Senate Bill 1891. Senator Shapiro seeks leave of the
30. Body to return Senate Bill 1891 back to the Order of 2nd reading
31. for purpose of an amendment. Is leave granted? On the Order
32. of Senate Bills, 2nd reading, Senate Bill 1891.

33. SECRETARY:

1. Amendment No. 2 offered by Senator Shapiro.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Shapiro.

4. SENATOR SHAPIRO:

5. Mr. President and Ladies and Gentlemen of the Senate. Senate
6. Bill 1891 actually amends the FY '79 appropriation to the Governor's
7. Office of Manpower and Human Development. This amendment adds
8. a hundred and thirteen thousand five hundred and twenty dollars
9. to that appropriation and the majority of the funds are an
10. answer to the Cost Control Task Force Report, which recommended
11. a reorganization...in the Governor's Office and the other funds
12. will be used by the Office of Interagency Cooperation, which be...
13. which is being transferred into the Governor's Office in this
14. bill and I would appreciate a favorable roll call on the adoption
15. of the amendment.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Shapiro has moved the adoption of Amendment No. 2 to
18. Senate Bill 1891. Any discussion? Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President and Ladies and Gentlemen of the
21. Senate. The Governor has asked us to bring in from the cold
22. some of those people we sought to bring in from the cold prior
23. to the election when he was less willing to take them out of the
24. warm Summer days and worry about them over the Winter. He is
25. now seeking to add some hundred thousand dollars to increase
26. some of his staff. I'm not sure for what purpose some of these
27. potential public relations people may be doing around this State
28. or nation but if the Governor is wishing to add some more people
29. and take them in out of the cold I see no problem with supporting
30. our local executive. I just find it curious that he does so after
31. election and not before.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Any further discussion? If not, Senator Shapiro moves...

1. Senator Rhoads.
2. SENATOR RHOADS:
3. A question to the sponsor.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. The sponsor indicates he will yield...
6. SENATOR RHOADS:
7. ...Senator...
8. PRESIDING OFFICER: (SENATOR ROCK)
9. ...Senator Rhoads.
10. SENATOR RHOADS:
11. ...Senator Shapiro, are there any...is there any money in
12. this for a cause advocates?
13. SENATOR SHAPIRO:
14. Is there?
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Senator Shapiro.
17. SENATOR SHAPIRO:
18. Senator Rhoads, there is money in there for a...the director
19. of the advocacy program...there...at the present there is not but
20. this will add the necessary money for it.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Yes, Senator Rhoads.
23. SENATOR RHOADS:
24. Senator Shapiro, what assurance can you give the member-
25. ship that public money will not be used in this appropriation
26. to lobby members of the General Assembly on matters pending
27. before the General Assembly?
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Shapiro.
30. SENATOR SHAPIRO:
31. Well, you would have my word, personally, that I would not
32. condone it.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Rhoads.
2. SENATOR RHOADS:
3. Do I have the Governor's word?
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Rhoads.
6. SENATOR RHOADS:
7. Do I have the Governor's assurance of that?
8. SENATOR SHAPIRO:
9. Well, the...
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Shapiro.
12. SENATOR SHAPIRO:
13. ...well, the answer...the answer from a member of the
14. Governor's staff is that he at present has a legislative liaison
15. team which would convey his wishes to the members of the Senate
16. and House.
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Senator Rhoads.
19. SENATOR RHOADS:
20. For the record that's not good enough. I ask for a roll
21. call.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. A roll call has been requested. Any further discussion?
24. Senator Regner. Is there any further discussion? Senator
25. Shapiro, you wish to close? The question is the adoption of
26. Amendment No. 2 to Senate Bill 1891. A roll call has been re-
27. quested. Those in favor of the adoption of the amendment will
28. vote Aye. Those opposed will vote Nay. The voting is open.
29. Have all voted who wish? Have all voted who wish? Take the
30. record. On that question, the Ayes are 35, the Nays are 11, 1
31. Voting Present. Amendment No. 2 is adopted. Any further amend-
32. ments?
33. SECRETARY:

1. Amendment No. 3 offered by Senator Carroll.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President and Ladies and Gentlemen of the
6. Senate. This...this amendment deletes some of the monies for
7. the Educational Linkage Funds. The reason being that the Feds have
8. not yet approved this project, therefore, the money isn't
9. coming in. It is not an emergency. They won't have it till
10. next year and I would move adoption of Amendment No. 3.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Is there any discussion? Senator Carroll has moved the
13. adoption of Amendment No. 3 to Senate Bill 1891. If not, all
14. those in favor signify by saying Aye. All opposed. The Ayes
15. have it. The amendment is adopted. Any further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. 3rd reading. Senator Grotberg, on Senate Bill 1878. I
20. understand there are some amendments. All right. Senator...on
21. the Order...what...wish to hold that one? All right. We'll
22. hold off on that one. Take it out of the record. Senator
23. Berman, on 1892. On the Order of Senate Bills, 3rd reading,
24. Senate Bill 1892. Senator Berman seeks leave of this Body
25. to return Senate Bill 1892 back to the Order of 2nd reading
26. for purpose of an amendment. Is leave granted? Leave is
27. granted. On the Order of Senate Bills, 2nd reading, Senate
28. Bill 1892. Mr. Secretary.

29. SECRETARY:

30. Amendment No. 4 offered by Senator Berman.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Berman.

33. SENATOR BERMAN:

1. Thank you, Mr. President. Senate...Amendment No. 4 to
2. Senate Bill 1892 is a...an amendment that's been requested by
3. the Governor's Office. There is an appointment to the State
4. Board of Education that was made and under the...the strict
5. language of the existing law would put the appointment, perhaps,
6. in jeopardy there. The language here spells out the intent of
7. the Legislature. I believe that connection with any school or
8. institution by a member of the State Board of Education is
9. limited to an Illinois institution and that's all that this
10. amendment does. It spells out the word...institution within
11. Illinois. I'd move the adoption of Amendment No. 4.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Berman has moved the adoption of Amendment No. 4
14. to Senate Bill 1892. Is there any discussion? If not, all those
15. in favor signify by saying Aye. All opposed. The Ayes have it.
16. The amendment is adopted. Further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Berman.

21. SENATOR BERMAN:

22. Yes, Mr. President, I'd ask to move to reconsider the vote
23. by which Amendment No. 2 was adopted for purposes of Tabling
24. that and I'll explain it.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. On the Order of Senate Bills, 2nd reading,
27. Senate Bill 1892. Under discussion is Amendment No. 2. Senator
28. Berman having voted on the prevailing side moves to reconsider
29. the vote by which Amendment No. 2 was adopted. All those in
30. favor signify by saying Aye. All opposed. The Ayes have it.
31. The vote is reconsidered. Senator Berman.

32. SENATOR BERMAN:

33. Thank you, Mr. President. Amendment No. 2 was language that

1. was added at the request of the Illinois Office of Education
2. concerning spelling out the payments for the hold harmless clause.
3. We've gotten into some debate regarding the technical language
4. that's involved. We feel after discussion with both sides of the
5. aisle that this bill should not include the hold harmless language.
6. It will be included in another bill that Senator Glass will be
7. handling and, accordingly, to delete the hold harmless language
8. I am now moving to Table Amendment No. 2. The same language
9. which will be instituted...incorporated into another bill that will
10. be before the Senate in a few minutes. I move to Table Amendment
11. No. 2.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Berman has moved to Table Amendment No. 2 to
14. Senate Bill 1892. Is there any discussion? If not, all those
15. in favor signify by saying Aye. All opposed. The Ayes have it.
16. The amendment is Tabled. Any further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. 3rd reading. Senator Buzbee, for what purpose do you arise?

21. SENATOR BUZBEE:

22. Just to ask a question of the sponsor of the amendments,
23. Mr. President...

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Indicates he will yield.

26. SENATOR BUZBEE:

27. The...the bill is now in the shape of...of reflecting what
28. we talked about yesterday, is it not? That...that we going to
29. still increase up to 1310 the support for...for...per pupil and
30. leave the...

31. SENATOR BERMAN:

32. That's all.

33. SENATOR BUZBEE:

1. ...and that's all. Thank you.

2. SENATOR BERMAN:

3. ...And...and there's language for the State Board member.

4. SENATOR BUZBEE:

5. Right. Thank you.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Daley for what purpose...Senator Schaffer, are you
8. ready on...On the Order of Senate Bills, 3rd reading. Ring the
9. bell, Mr. Sergeant-at-Arms. On the Order of Senate Bills, 3rd
10. reading, Senate Bill 273. Read the bill, Mr. Secretary. On the
11. Order of Senate Bills, 3rd reading, Senate Bill 273. Read the
12. bill, Mr. Secretary.

13. SECRETARY:

14. Senate Bill 273.

15. (Secretary reads title of bill)

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Schaffer.

18. SENATOR SCHAFFER:

19. Mr. President, at this point I'd like to ask leave of the
20. Senate to have Senator Daley added as a...a joint sponsor with
21. me.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. You've heard the request. Is leave granted? Leave is granted.
24. So ordered. Senator Schaffer.

25. SENATOR SCHAFFER:

26. Mr. President, I explained the bill a moment ago when we
27. put the amendment on. The amendment is the bill. This does
28. consolidate the...Guardianship and Advocacy Commission. Consolidates
29. the MI operation and the DD operation. It also puts us in a position
30. to comply with the Federal regulations in this area. I'd be
31. happy to answer any other questions. Appreciate a favorable
32. roll call.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Is there any discussion? If not, the question is, shall
2. Senate Bill 273 pass? Those in favor will vote Aye. Those
3. opposed will vote Nay. The voting is open. Have all voted
4. who wish? Have all voted who wish? Take the record. On that
5. question, the Ayes are 54, the Nays are None. None Voting Present.
6. Senate Bill 273 having received the constitutional majority is
7. declared passed and the bill having received the affirmative vote
8. of three-fifths of the members elected is effective immediately
9. upon its becoming a law. Senator Carroll. 1877 for Senator
10. Hynes? On the Order of Senate Bills, 3rd reading, Senate Bill
11. 1877. Read the bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 1877.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Carroll seeks leave of the Body to handle the bill
18. for the chief sponsor. Leave is granted. Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President and Ladies and Gentlemen of the
21. Senate. This is a merely bill. It merely paints the portrait
22. of the Lieutenant Governor and does many other things that we
23. have been discussing for quite a period of time. I'd be willing
24. to answer any questions and ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any discussion? Senator Glass.

27. SENATOR GLASS:

28. Thank you, Mr. President. I wonder if the sponsor would...
29. would briefly list the other things in the bill?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Carroll.

32. SENATOR CARROLL:

33. I thought someone would ask, Senator Glass, and just wanted

1. to see who was paying attention. We added the annual award
2. for the Court of Claims. We added the twenty-five thousand
3. for Paradise Lost at the Lyric Opera. We added the monies...
4. twenty-five thousand, as I recall, for the Koster's Site. We
5. transferred the monies for the Mental Health Advocacy. We
6. added about eighty-eight hundred for the Atomic Energy Commission
7. and, as I recall, the figure is forty-two thousand for Jackson-
8. Union Port District. To my recollection that's all that's in
9. there now. Oh, and the thirty-five hundred for the Lieutenant
10. Governor's portrait.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Carroll, have you completed your explanation?

13. SENATOR CARROLL:

14. I hope so.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there discussion? Senator Mitchler.

17. SENATOR MITCHLER:

18. A question of the sponsor.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Indicates he will yield.

21. SENATOR MITCHLER:

22. Senator Carroll, I wasn't aware...you said there was an
23. amendment on there, something about the Illinois Atomic Energy
24. Commission. I'm a member of that commission and I'm not aware
25. of that amendment. What was it?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Carroll.

28. SENATOR CARROLL:

29. I'm not...I'm not knowledgeable about what you are aware of
30. but we added some eight thousand eight hundred dollars to the
31. Atomic Energy Commission at their request at Senator Maragos'
32. suggestion.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Mitchler.

2. SENATOR MITCHLER:

3. Well, as a member of that commission since 1967 and I
4. don't know anything about an increase or...in the...in the
5. commission appropriation. I'd like to know, specifically,
6. what this increase from fifty-eight thousand two hundred
7. dollars is for?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Carroll.

10. SENATOR CARROLL:

11. I will yield to Senator Vadalabene to explain what the
12. eight thousand eight hundred dollar increase is for.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Vadalabene.

15. SENATOR VADALABENE:

16. Yes, thank you, Mr. President and members of the Senate.
17. I also am a member of the Atomic Energy Commission and I believe
18. that the...at the last meeting in...in Chicago, I don't recall
19. whether Senator Mitchler was there...the...the tutorial meeting.
20. They...Mr. Day came with a supplemental appropriation to...finish
21. out the Fiscal Year. It was the...so...and if the amounts were
22. three thousand four hundred and sixty-six dollars for the staff
23. salaries. The buying of reports of the Legislature and to the
24. Governor and the travel expense and the meeting expense money was...
25. was needed and this is the amendment. This is the line item amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Mitchler.

28. SENATOR MITCHLER:

29. Well, this is probably the wrong place to go into details.
30. This should have all been explained, at least members of the
31. commission, prior to this but the one item...would you explain
32. to me the amount for the salaries of the staff? I'm aware of
33. the...the salaries now. You have an executive director there at

1. twenty-eight thousand dollars a year and a secretary, I believe,
2. at eighty-seven hundred dollars a year. What is the necessity
3. for this supplemental appropriation for salary increases or
4. something for staff members of the Illinois Atomic Energy
5. Commission?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Maragos.

8. SENATOR MARAGOS:

9. If Senator Vadalabene doesn't mind I'd like to assist in
10. explaining, as having been a past chairman of this commission.
11. As you know, Senator Mitchler, and I'm sure if you had been to
12. the meetings...the last two meetings of the commission that you
13. would have discovered that at last June because it was an omnibus
14. bill there was not enough time given to the officers of the Atomic
15. Energy Commission to explain to the Appropriations Committee why
16. they needed additional funds and they just left them at the...at the
17. appropriation of the prior year and as you know, this commission
18. also refunds money when it doesn't use it to back the State. How-
19. ever, they have to give a...a biennial report this coming Spring
20. to this Legislature by...Statutory mandate and as a result they
21. will need the extra help, not only for the supply and printing of
22. that report but for the staff to prepare it and to draft it and to
23. print it and I think that's the reason why they're asking for the
24. supplemental appropriation.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Mitchler.

27. SENATOR MITCHLER:

28. Well, I appreciate Senator Maragos' comments as a past
29. Chairman of the commission, I'm a past Vice-Chairman but as
30. a past Chairman you haven't attended the meetings recently since
31. you left the commission, Senator, but...evidently you know more
32. about what's going on on the commission than the members. Apparently
33. they're working your side of the aisle and not this side of the

1. aisle to achieve what they want, which is very obvious to this
2. Senator, but I don't see anything about...about in there when
3. you talked about the commission refunding to the State of Illinois
4. money not spent. I've never seen any of the staff turning back
5. any salary to the commission. I think this is very...inappropriate
6. to slip this in at this time. It's very unneeded and I just
7. questioned it. It's not going to change my vote on the entire
8. bill so...

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. May we...

11. SENATOR MITCHLER:

12. ...call the roll.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. May we have some order, please. Is there further discussion
15. on the passage of Senate Bill 1877? Senator Vadalabene is
16. recognized.

17. SENATOR VADALABENE:

18. Yes, Mr. President and members of the Senate. I don't think
19. I should let Senator Mitchler's remarks go unanswered. We have
20. a fine, capable chairman of that commission of the Atomic Energy
21. Commission and Representative Hudson and I would like for Mr.
22. Mitchler to find out what his party is.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Soper.

25. SENATOR SOPER:

26. Thank you, Mr. President. Well, to hook on all these
27. appropriations on a thirty-five hundred dollar portrait bill...
28. well you...you hooked them on. Now if we don't vote on these...
29. on this side, you can't get thirty-six votes on the other side
30. to make this thing effective immediately. So most of that stuff
31. would die next year and the portrait is not of such great event.
32. He can have his picture taken. I don't think he'll be any too
33. old to have his picture taken next July 1st. So I would recommend

1. on this side that we all vote Present and then see what we can do with
2. ...with these amendments that you put on.

3. PRESIDING OFFICER: (SENATOR BRUCE)

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

5. SENATOR CARROLL:

6. Roll call.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The question is, shall...Senate Bill 1877 pass? Those in
9. favor vote Aye. Those opposed vote Nay. The voting is open.
10. Have all voted who wish? Have all voted who wish? Take the
11. record. On that question, the Ayes are 40, the Nays are 12.
12. 5 Voting Present. Senate Bill 1877 having received the
13. constitutional majority is declared passed and the bill having
14. received the affirmative votes of three-fifths of the members
15. elected is effective immediately upon its becoming a law. Senate
16. Bill 1879, Senator Rupp. Are you ready? Read the bill, Mr.
17. Secretary.

18. SECRETARY:

19. Senate Bill 1879.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Before we go to that, George Wilson, of WAND-TV has sought
24. leave and permission to shoot some general Senate proceedings.
25. Is there leave? Leave is granted. Senator Rupp.

26. SENATOR RUPP:

27. Thank you, Mr. President. In line with our austerity program
28. this particular supplemental request started out at nine million
29. nine hundred and thirty-three dollars and three hundred and...three
30. hundred and twelve dollars. By a few simple amendments we
31. eliminated nine million three hundred thousand so the total now
32. is six hundred and thirty-three thousand two hundred and twenty-
33. five and I ask a favorable roll call.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? The question is, shall Senate Bill
3. 1879 pass. Those in favor vote Aye. Those opposed vote Nay.
4. The voting is open. Have all voted who wish? Have all voted
5. who wish? Take the record. On that question, the Ayes are 54,
6. the Nays are None. None Voting Present. Senate Bill 1879 having
7. received the required constitutional majority is declared passed
8. and the bill having received the affirmative votes of three-
9. fifths of the members elected is effective immediately upon its
10. becoming a law. For what purpose does Senator Berning arise?

11. SENATOR BERNING:

12. On a...excuse me, on a point of personal privilege. I...I...

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. State your point, Senator.

15. SENATOR BERNING:

16. ...would like to inquire as to whether or not my quick
17. examination of that bill indicating that the move is now back
18. to where the department was originally. In other words, I
19. remember when this department was moved to South Michigan Avenue.
20. It seems to me it was then moved from 165 North Canal...are we
21. going right back to where we were?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Well...Senator Berning, that certainly isn't a point of
24. personal privilege. Perhaps, rather than take up the time of
25. the Body, that you could come to the desk of Senator Rupp and
26. have that question answered. The bill has passed by a three-
27. fifths vote of this Body and it's not before it at this time.
28. For what purpose does Senator Buzbee arise?

29. SENATOR BUZBEE:

30. A point of personal privilege, Mr. President. I don't do
31. this very often but...

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. State your point, Senator.

HB 255
Recall
11/29/78

1. SENATOR BUZBEE:

2. ...A very good friend of mine is a guest here today in...
3. in the gallery. A fellow that I grew up with and...and known
4. over the years and...and is presently...has just been re-
5. elected to sheriff of Jackson County. I'd like to introduce
6. Don White, if he would please stand and...

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Would our guest please stand and be recognized by the
9. Senate. Is there leave to go to the Order of House Bills, 3rd
10. reading? Leave is granted. On the Order of House Bills, 3rd
11. reading, is House Bill 255. For what purpose does Senator
12. Knuppel arise?

13. SENATOR KNUPPEL:

14. Mr. President and members of the Body. I'd like...ask
15. leave of this Body to suspend the rules in order that we may
16. consider House Bill 255 at this Session of the General Assembly.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there leave to suspend the rules for the consideration
19. of House Bill 255 during this Session? Leave is granted. Senator
20. Knuppel.

21. SENATOR KNUPPEL:

22. Mr. Chairman, the rules having been suspended for consideration
23. of House Bill 255, I'd ask leave to return House Bill 255 to the
24. Order of 2nd reading.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. You've heard the motion of Senator Knuppel to move House
27. Bill 255 back to the Order of 2nd reading for the purpose of an
28. amendment. Is there leave? Leave is granted. The bill is on
29. the Order of 2nd reading. Amendments, Mr. Secretary.

30. SECRETARY:

31. Amendment No. 1 offered by Senator Don Moore.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Moore is recognized on Amendment No. 1.

1. SENATOR MOORE:

2. Thank you, Mr. President and members of the Senate. I
3. would first request unanimous consent to be added as a cosponsor
4. to House Bill 255, Mr. President. I spoke with the sponsor. He
5. has no objection.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there leave? Leave is granted. Senator Moore is recognized.

8. SENATOR MOORE:

9. Thank you, Mr. President. Amendment No. 1 to House Bill 255
10. is, in effect, a cost of living increase for members of the
11. Legislative, Executive and Judicial branches of Government. After
12. much negotiation on both sides of the aisle and I want to emphasize
13. that this is a bi-partisan...approach to this problem, keeping
14. in mind the special Committee on Salaries on Executive, Legislative
15. and Judicial branches of Government, which was reported back to us
16. in March of 1978. In order to resolve and have some type of a
17. cost of living increase for the members of the Legislative, Executive
18. and Judicial branches of Government or what my amendment does is
19. grant an eight thousand dollar increase to the members of the
20. General Assembly, to all members of the Judicial branch of Govern-
21. ment, be they associate, circuit, appellate, supreme court judges
22. and an eight thousand dollar a year increase to all members of
23. the Constitutional officers of the State including the Auditor
24. General. Insofar as members of the various boards, agencies, code
25. departments of the Executive branch of Government, what my amend-
26. ment does is follow the recommendations of the commission up to
27. the point that any recommendation that exceeds eight thousand
28. dollars is reduced to eight thousand dollars and if the recommen-
29. dation is under an eight thousand dollar increase the amendment
30. embodies that recommendation. So, in effect, the eight thousand
31. dollar increase to the code department heads, agencies,
32. commissions and so forth...when considering that in light of the
33. recommendation of the commission, whichever is less, eight thousand

1. dollars or the lesser amount is embodied in Amendment No. 1.
2. I'd be happy to answer any questions. If not, I would move for
3. the adoption of Amendment No. 1 to House Bill 255.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion on...on the motion to adopt Amendment
6. No. 1? All in favor say Aye. Opposed Nay. The Ayes have it.
7. Amendment No. 1 is adopted. Are there further amendments?

8. SECRETARY:

9. Amendment No. 2 offered by Senator Weaver.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Weaver is recognized. For what purpose does Senator
12. Moore arise?

13. SENATOR MOORE:

14. On a point of order, Mr. President, I would appreciate the
15. President in checking that amendment. I believe it would be in
16. conflict with mine.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Well. Let me see a copy of it. Can I see Senator Moore's
19. amendment? In comparing the amendment just adopted by Senator
20. Moore and the...Senator Weaver's amendment, it does amend the
21. same Section, Senator Weaver and it appears to be out of order
22. and the Chair would so rule. (Machine cutoff) and not in proper
23. form. Are there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. 3rd reading. Is there leave to go to the Order of the
28. Consent Calendar Resolutions and return to this order of business?
29. Leave is granted. Yeah. The Secretary has distributed on the...
30. desks of every member the Resolutions Consent Calendar and
31. supplements, thereto. Does any Senator...For what purpose does
32. Senator Netsch arise?

33. SENATOR NETSCH:

1. Thank you, Mr. President. I had discussed this with...
2. or Senator Rhoads and I had discussed it with the respective
3. leadership and the Chairman of Executive. It's a resolution
4. that passed the House and it does commemorate December 10th
5. and since we will not be back in Session again until after that
6. date if it is not taken from Executive and put on the Consent
7. Calendar now it will be somewhat untimely and so what I would
8. like to do is to move to discharge the Committee on Executive
9. from further consideration of HJR 106, have it placed...brought
10. out to the Floor, placed on the Consent Calendar...I'll explain
11. it in just a moment. If I...if that isn't an appropriate time
12. to do it, I would like to make those motions then I'll explain
13. what's in it...

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator, can you briefly just tell us the content congratulatory

16. SENATOR NETSCH:
17.

18. Yeah, it commends the citizens and the public of the State of
19. Illinois, the Governor and the President for commemorating December
20. 10th as Human Rights Day and the week of December 10th as Human
21. Rights Week and requests that the...the Senate continue to hold
22. hearings on the covenant of the proposal. It is basically
23. commendatory of those who have already taken action in declaring
24. the...December 10th and the week of December 10th as Human Rights
25. Day and Week.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. You've heard the motion to discharge the Senate Committee on
28. Executive from further consideration of House Joint Resolution
29. 106. Is there discussion? All in favor say Aye. Opposed Nay.
30. The Ayes have it. The motion to discharge prevails. On the
31. consideration of adoption, Senator Netsch moves the adoption of
32. House Joint Resolution 106. Those in favor say Aye. Opposed Nay.
33. The Ayes have it. The resolution is adopted.

34. SENATOR NETSCH:

35. Thank you.

HB 255
11/29/78
3rd Reading

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Members have had distributed the Resolutions Consent
3. Calendars. Is there objection of any member to any resolution
4. or that Consent Calendar?

5. SECRETARY:

6. No objections have been filed.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. No objections have been filed. All in...all in favor
9. of the adoption of the Resolution Consent Calendar say Aye.
10. Opposed Nay. The Ayes have it. The Resolutions Consent
11. Calendar is...is adopted. We will now return upon leave of
12. this Body to 3rd reading House Bills. Senator Knuppel is
13. recognized. May we have some order, please. Read the bill,
14. Mr. Secretary. One moment, Senator Knuppel.

15. SECRETARY:

16. House Bill 255.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Knuppel is recognized.

21. SENATOR KNUPPEL:

22. Mr. Chairman and members of the Body, this bill calls
23. for a pay increase for Legislators, Constitutional Officers
24. and other, the Judiciary and other State Officials. You
25. members and the members of the Judiciary and other branches
26. of government have undergone the same harrowing experiences
27. as the private citizen caused by increasing inflation and
28. evaluation of the dollar. Unless a pay raise is adopted
29. at this time, many people will not experience any increase
30. before 1983 making a...a almost ten year span between the
31. time that the pay raises were last accorded members of this
32. Body. I feel that this is a modest pay increase, this really
33. amounts to a cost of living adjustment. In the next Session

1. I anticipate reintroducing legislation that will tie our
2. salaries to the cost of living indices of the Federal
3. Government as from time to time maintain so that should
4. there be a depression or a recession that our salaries
5. could go down as well as up. It would avoid the harrowing
6. experience that all of us must undergo every two or four
7. or six years of being paid what we should receive. I
8. heard, as I got on the radio in my car yesterday morning, that in
9. the last eleven years, the cost of living has more than
10. doubled. And there were a series of examples on television
11. last night. For example, gasoline has gone from thirty-three
12. cents a gallon to sixty some cents a gallon. An automobile
13. costs almost as much. A pound of beef has gone from something
14. like eighty-nine or ninety-nine cents a pound to over a
15. dollar, over two dollars per pound. We, the same as other
16. citizens, experience this. Now, I know there's a great deal
17. of resistance in some quarters, particularly against Legis-
18. lative pay raises because we are the people who have to vote our
19. own pay increases. But if you've been...following the papers,
20. you've noticed that City Council members, County Board members
21. and others have enjoyed pay increases and we, likewise, have
22. families to support. If we do not pay salaries that are
23. commensurate with the quality of people that have to fill
24. this Body and handle some eleven billion dollars a year
25. in...in tax funds and the...and the expenditure thereof,
26. we can anticipate the type of legislators that we will
27. receive. I'm sure that there are members of the Judiciary
28. who are no more deserving of this than there are members
29. of the General Assembly, while on the other hand, there are
30. dedicated public servants in all of these occupations who
31. are even more deserving than what this will afford them.
32. There are people, and just because they work for government,
33. who spend a great deal of time on peoples and other and...and

1. as well as official business. I know a lot of people think
2. the members of the General Assembly spend half time at this
3. job. I can assure you after eight years in this Body and...
4. that I spend approximately thirty hours per week, even when
5. out of Session. There are telephone calls from constituents
6. who want things for their...their children, their families,
7. they want their roads fixed, they want bridges left open that
8. are being closed by the Highway Department. They...they
9. circulate petitions for repairs and expect us to intercede.
10. So it's not, it's not a six month nor a nine to five job.
11. I'm stopped at basketball games, I'm bothered on Thanksgiving
12. by...by people who are having problems with the Department
13. of Corrections and...and all of these type of things to intercede
14. on their behalf. So that the public may know that this...that
15. this is not a part time job since the...since we've gone to
16. annual Sessions, which I opposed in the Constitutional Convention.
17. It has become virtually a full time job. It doesn't mean anything
18. that it's Sunday to someone who has a problem that has to be
19. answered. I will not discuss the...the matter further. You
20. all, you Gentlemen all know that lengthy negotiations have taken
21. place with regard to this legislation. I realize that the...that
22. the Governor has been placed in a position by his own admission
23. that he has to veto this. I still think that the...that the
24. pay raise for all officials is reasonable, I opposed in caucus
25. and other places providing higher benefits for some branches
26. of government than others because I feel that this is truly
27. a cost of living adjustment and if it's a cost of living
28. adjustment, it costs a poor man as much to live as a rich man.
29. And to say that the cost of living has gone up roughly a
30. thousand dollars a year is not to exaggerate. When I first
31. bought my home, a thirty thousand dollar home, the interest
32. was six percent, making it eighteen hundred dollars a year.
33. Of course, that was twenty years ago. Today that home would

1. cost sixty thousand and the interest rate will soon be eleven
2. percent or six thousand, six hundred dollars per year. It's
3. just keeping pace. I wish that, as I say, that the agonizing
4. experience of having to stand here, knowing that I have
5. constituents in my district who will disagree with me, to
6. say that I feel that this is a fair cost of living adjustment.
7. I've had people in my office where I do their income tax returns
8. who become very irate when they talk about a pay raise. And yet
9. I...I have their income tax returns because of averaging in a
10. book and I turn back five or six years and if they work for
11. International Harvester Company, if they work for Caterpillar
12. Tractor Company or if they work for some other industry, their
13. ...they have enjoyed in the last five years approximately a ten
14. percent year in increase. We have seventeen secretaries in
15. my law office and every year, the first of January, we consider
16. merit raises as well as an across the board, eight percent
17. increase. I say to you, Gentlemen, if you do not have the
18. courage and if you've told your constituents that you would
19. not vote for a pay raise, you've done this deceptively to be
20. elected...over something that you know is just and correct and
21. right. And that no one, no one, should say something to get
22. an effect, they should tell it like it is unvarnished and
23. straight. And they should tell the people of the State of
24. Illinois, if you want dedicated, intelligent, hard working
25. people of the caliber who ought to be in this Body serving
26. a hundred and eighty-eight thousand people, then you should
27. vote for this pay raise.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there further discussion? Senator Moore.

30. SENATOR MOORE:

31. Mr. President and members of the Senate. I can concur
32. with Senator Knuppel's statement. I would like to elaborate
33. on just one or two points. He mentioned the cost of living

1. increases that have occurred. Our last pay raise was in 1974
2. when our...present salary of twenty thousand went into existence.
3. The inflation factor for 1975 was 9.1 percent, '76-5.8 percent
4. '77 - 6.5 percent, '78 - 7.6 percent and '79 - we estimated a
5. very low, very conservative seven percent and I think we all
6. know it's going to be above that. But on the basis of those
7. figures, if we would of had a cost of living increase, the
8. members of the General Assembly would be making twenty-eight
9. thousand, three hundred dollars. I think the eight thousand
10. dollar figure we have here is a...a reasonable, fair cost
11. of living increase for the members of the General Assembly
12. as well as the other State officials. I might also add, Mr.
13. President, that when you compare the cost of this program
14. as distinguished from the Governor's Special Committee on
15. Salaries for the Executive, Legislative and Judicial branches
16. of the government, you will find that this bill, as amended,
17. is six million, one hundred and sixty-six thousand, five
18. hundred dollars cheaper than if we would have adopted the
19. Governor's Commission recommendations. I think that this
20. is something that again shows the reasonableness and fairness
21. of this bill and I would appreciate a favorable roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Rhoads.

24. SENATOR RHOADS:

25. Thank you, Mr. President and members of the Senate.
26. I want to say at the outset that I do think, perhaps next
27. spring, that some upward adjustment over a period of four
28. to six years of Legislative salaries and Judicial salaries
29. and the salaries of the Executive officers, would be in order.
30. I think that makes sense, I think it is merited, I think it
31. is justified, however I don't intend to vote for this bill.
32. My principal objection to it is the timing. I think it's
33. worth noting that this is the second or third time that

1. I can recall, and maybe there have been other times, the pay
2. raise bill has been brought up in a Lame Duck Session. And I
3. think it's unconscionable and I think we ought to recognize
4. that fact and comment on it. It is certainly a circumvention
5. of the spirit, if not the letter of the Constitution, to bring
6. up a pay raise bill in a Lame Duck Session. The intent of
7. the framers of that Constitution was that the salary of members
8. should not be increased during their term of office. We
9. have now had an intervening election, people know whether
10. they're going to be here next year or not. It just isn't
11. right and therefore I'll be voting No.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion. Senator Chew.

14. SENATOR CHEW:

15. Mr. President and members of the Senate. With all due
16. respect the knowledge of Senator Rhoads, I'd like to
17. fill him in on what the Constitution does. First of all,
18. next spring it would be impossible to raise the salaries
19. of the Legislature because, Senator, we cannot raise a
20. salary on a new Session coming in or while it's in Session
21. until we are ready to go into another Session. So for that
22. reason, your argument or statements would not be valid.
23. However, let me suggest this, for those of us that do not
24. believe that a salary increase is necessary and I think it's
25. been adequately explained by Senator Knuppel and Senator
26. Moore, let me suggest, Mr. President, that those that feel
27. that way, why not reimburse the State Treasurer's Office
28. for the money that would be paid. That's always in order,
29. you can always give back to the government what you don't
30. want and just play your hand all the way through instead of
31. trying to make a name back in some district to say, well
32. I voted against it. I would suppose that most of us come
33. from districts that are sophisticated and if we were to compare

1. our salaries with our constituents, we'd find that in the last
2. ...well since 1973 that I doubt seriously whether I would have
3. any members. that are gainfully employed that have not had some
4. kind of a...an increase in their take-home pay. So, even welfare
5. recipients have gotten a cost of living increase. So, we should
6. just stand up and be men and women and just stop trying to fool
7. the people. We know that you're going to take the money, you
8. just want to be on that side to say I voted against it. Well,
9. if I were to tell my constituents that, they'd think that I
10. was a damn fool because I wouldn't be carrying out the actuality
11. of my statement. If I vote against this bill, then that means
12. I don't want it. And if I don't want it, each time I get a...a
13. voucher, a voucher check, then if I'm going to carry through
14. on what I say I believe in then I would just happily walk back
15. down to the State Treasurer or the Comptroller and said, here,
16. I don't want this money because I should not have it, I didn't
17. support it and I didn't believe in it. And if the Comptroller
18. left his door open twenty-four hours a day, three hundred and
19. sixty-five days a year, he'd never find you walking in it.
20. So let's not be hypocritical, let's...let's just do the thing
21. that we think is right. I don't mind taking the heat for
22. something I think is right. We sit up here every day and I
23. think the Governor has a right to make his appointments and
24. I'm criticizing not that. But we sit up here every day and
25. appoint people to office because we believe that the Governor
26. feels that these people can do a job. We never question
27. how much we pay them, never. And yet we gladly endorse,
28. confirm, these men and women rightfully so. But I thing
29. that I want to drive home, if possible to some of us that
30. would like to make some waves, and I make no bones about it,
31. yes, I think we're all entitled to an increase. I think
32. the Executive Branch is entitled, the Judiciary is entitled
33. and any newsman who wants to criticize it, let him go ahead

1. because if he goes back in his records, he'll find that he's
2. gotten an increase since we have. But we know he has to sell
3. his papers. We know what's going to come out in his papers
4. and we're really not concerned about that. We're concerned
5. about getting competent people here in this Legislature,
6. getting competent people on the Judiciary, having the Governor to
7. appoint people that can measure up to his standards. That's
8. all we're concerned about and some of us can back up just
9. like a crayfish to go back home and tell some stupid con-
10. stituents I voted against, you ought to elect me Governor.
11. Well, this is not what this program is all about. This
12. program is to adjust some income where people can survive
13. under this great inflation in which you're in. And I
14. would suggest that those of us that feel confidence in
15. ourselves who ought to support this and those of us that
16. feel that we've got to do this in order to be reelected,
17. I think is hypocritical.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Newhouse.

20. SENATOR NEWHOUSE:

21. Thank you, Mr. President. Mr. President and Senators,
22. I want to preface my remarks by...by saying that I will not
23. be a recipient of the pay raise, I'm in the middle of a
24. term. This is a tender subject because we're talking about
25. taxpayers money. The timing is not the best that I think
26. we could have elected, but sobeit. The timing is such that
27. it's possible to do something that ought to be done. In
28. my district this Session, we will have lost one of the best
29. Legislators that we've had in this General Assembly. The
30. reason we're losing that Legislator is because he couldn't
31. support his family. I think that that says all that needs
32. to be said. But the facts of life are that if or rather since
33. this has become a full time job there just isn't any question

1. that persons ought not to have to come to the General Assembly
2. with their thoughts on how they're going to make a living
3. someplace else. If we've asked for that kind of time and we
4. have, then it seems to me that we've got to pay for it. It's
5. unfortunate that it's up to us to make that decision and I
6. wish it weren't so, but it is. The pay raise is merited.
7. No reason why we shouldn't vote it out. The heat's going
8. to be on regardless of what we do. I suggest we bite the
9. bullet and vote the pay raise out and take whatever conse-
10. quences there are.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Hynes.

13. SENATOR HYNES:

14. Mr. President and members of the Senate. I rise in
15. support of this bill and I do so with careful consideration
16. of not only the...the merits of the bill but of the conse-
17. quences involved because I think it is something that is
18. absolutely essential to the continued operation in an
19. effective fashion of this General Assembly. Senator Newhouse,
20. I think, in great part put his finger directly on the problem.
21. If we are interested in continuing to improve the quality
22. of this General Assembly if we are interested in attracting
23. hard-working dedicated people to this General Assembly then
24. we had better provide a salary that will allow them to
25. concentrate on the job before them. This is a reasonable
26. proposal. As has been pointed out, it is substantially
27. below the recommendations of the Governor's task...taskforce.
28. It amounts really to a cost of living adjustment because
29. if this bill does not become law, if this increase, this
30. adjustment, does not take effect, the Legislative Branch
31. of government and the Executive Branch will be without any
32. adjustment for eight years. Because there is no realistic
33. possibility of passing any adjustment, any increase bill

1. over the next four years and there has not been one in the
2. last four. Therefore, for eight years, the salaries of the
3. Legislative and the Executive Branch of government will have
4. been frozen. And I think that is a very, very unfortunate,
5. undesirable situation. This amounts really to a five percent
6. a...a year over those eight years, cost of living adjustment.
7. And for that reason I think it is entirely justifiable. It
8. is certainly within President Carter's anti-inflation
9. guidelines. The General Assembly, since I have been here,
10. and I will not be here next Session, but since I have been
11. here I have seen the work load increase, the issues become
12. more complex, the hours become longer, the days in Session
13. increase, the responsibilities increase, the inquires from
14. constituents increase, the general awareness of constituents
15. rise. This is a tough job, and anyone who wants to do a
16. good job for the one hundred eighty-eighty thousand people
17. that he or she represents, has to put in a lot of time and
18. effort. And that of necessity if it does not totally
19. eliminate certainly substantially interferes with a person's
20. ability to earn a living elsewhere. When the founding fathers
21. established the Legislative Branch of government as part of
22. our system, it was invisioned that it would be a citizen...
23. Legislature. And that persons from all walks of life would
24. come together and make the laws for our society, but that
25. these individuals would be primarily engaged in other
26. occupations and therefore many Constitutions built in...built
27. in limitations on salaries and that made sense in those times.
28. But it does not make sense in these times with what has happened
29. and what kind of demands have been placed on the Legislative
30. Branch of government. And I have noticed, particularly I
31. have noticed in the last two years while serving as President
32. of this Body, that the Legislative Branch of government more
33. and more is being drawn in to the forefront of our society

1. and is being asked more and more to provide instant day to
2. day solutions. Every week, it seems, there is an editorial
3. or a request somewhere that a Special Session be called to
4. cure this problem or that problem or the next problem.
5. Everything seems to be urgent and we are the ones upon whose
6. shoulders the burden falls for providing those solutions.
7. I think that this trend is undesirable in some ways. I
8. think that we are moving toward a complete full-time
9. Legislative operation and that, I think, is something we
10. ought to do with careful, careful deliberation. But it
11. is happening slowly but surely despite any efforts to
12. slow it down. And with that occurrence, it is absolutely
13. necessary that the members of this Body be in a position
14. to earn a salary as Legislators that will enable them to
15. do the kind of job that has to be done here and not be
16. primarily concerned with their other profession and with
17. earning a living. I think that this is a justifiable increase.
18. I think it is absolutely essential if we are going to be able to
19. attract the average person, the average citizen, to run for the
20. General Assembly, to go through all of the trials and
21. tribulations of campaigns and to put in the kind of effort
22. that is necessary here. If...if we do not open our eyes
23. to that fact, we are going to see a very different kind
24. of Body. We will see persons who are without financial
25. concern, very wealthy, or otherwise...unable to really
26. cope with the...with the problems that I think the average
27. citizen faces. I think this is a justifiable proposition
28. and I intend to vote Aye and would urge you to do the same.
29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? Senator Knuppel may close.

31. SENATOR KNUPPEL:

32. Very shortly, I just want to say I've heard no one say
33. that this amount is unjust, unreasonable or not justified.

1. And I would just say to Senator Rhoads who's a young man,
2. I felt the same way when I came here ten years ago, Senator,
3. but it's just not possible to put people's feet to the fire
4. when they have to go out and run in an election and people
5. are looking for excuses to vote against you when politicians
6. are thought of as they are today. And I apologize in some
7. degree for the fact that this was made a political issue.
8. I respect Governor Thompson for having said in the first
9. instance it was deserved and for having appointed the
10. commission. He was forced into the position that he's in
11. because our side made a political issue of it. I hope that as
12. long as I stand in this Body, which will only be another
13. two years, that I have at least the guts to tell things
14. the way they are. I...I started in the government service
15. here ten years ago as a Constitutional Convention delegate.
16. Since that time I have undergone open heart surgery, I have
17. had a defibrilating heart attack that...required that I
18. be shocked five times to...still by fluttering heart. I've
19. spent hours and weeks and months away from my beloved
20. family and I will not be the recipient of any of this salary.
21. Yes, those members in the press box, and I'm telling it like
22. it is, can say you will benefit from the pension. That's
23. true if I should live that long. My doctor told me six years
24. ago that if I was lucky enough to live ten years and get...hit
25. by a truck, I could consider myself lucky. I've stood here time
26. after time and year after year. I saw Elmo McClain give his
27. life to this Body for my district. When he...when he had
28. a fatal heart attack across the hall. The exigencies of
29. this job during the declining days as the Session winds
30. down are unbelievable. The tension, the pressure and I
31. just say to you, how many other people leave their families
32. and homes for extended periods like this for a salary of
33. twenty thousand dollars a year. And I would just say to

1. Senator Rhoads in a little bit of humor, your...yours is an
2. excuse unfortunately, and not a reason. It reminds me of
3. that divorce case I had where the other lawyer called me
4. and he said, my client has been in and told me your
5. husband, or your client, her husband, just broke the
6. large picture window in their house. He said, will you
7. call your client in and talk to him very sternly and I
8. said I would and I called my client in and he said, I said I
9. understand, Joe, that you broke the picture window in your
10. home. He said, why nothing could be further from the
11. truth, he said, I came in from the field and he said the
12. old lady was there and she started nagging me and he said,
13. I wanted to get away from that so he said, I just grabbed
14. the...the dipper out of the water pitcher and I drank the
15. water as I went out the door and she said...he said, she
16. followed me, nagging all the way. And he said, when we
17. got out in the yard she picked up a brick and she said...
18. he said, I just kept walking. He said there were some
19. ...telephone men working on the telephone line there and
20. he said they can verify this story. And he said, she picked
21. up that brick and she says, you stop you son of a bitch or
22. else. And he said I didn't stop, she was nagging and he said, I just
23. kept walking and she threw that brick and it went right through
24. the window. So I called the other lawyer back and I said, I
25. called my man in and he said he didn't break the window, he said
26. that your client threw a brick at him. So he called his client
27. back in and he said, ma'am he said, John's client says that you
28. threw a brick at him. She says, that's right, he said how
29. do you figure then that he broke the picture window. She
30. said the son of a bitch ducked. I'd like a favorable roll call.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. The question is shall House Bill 255 pass? Those in
33. favor vote Aye. Those opposed vote Nay. The voting is open.

1. Have all voted who wish? Have all voted who wish? Have all
2. voted who wish? Take the record. On that question the Ayes
3. are 34, the Nays are 22, none Voting Present. Senator Knuppel
4. moves to postpone further consideration of House Bill 255.
5. It will be placed on the Order of Postponed Consideration.
6. ...return to the Order of Senate Bills 3rd reading. Leave
7. is granted. Senator Grotberg, is your...on 1878 have you
8. received the material? We are happy to have the members
9. of the House with us and we're sorry to see them departing
10. now. Senator Grotberg on 1878. Senator Shapiro, are you
11. ready on Senate Bill 1880? All right. Senate Bill 1881,
12. Senator Graham. Read the bill, Mr. Secretary. 1881, Mr.
13. Secretary.

14. SECRETARY:

15. Senate Bill 1881.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. 3rd reading of the bill, Senator Graham.

20. SENATOR GRAHAM:

21. Mr. President and members of the Senate. After much
22. discussion about this supplemental appropriation for the
23. Department of Corrections affecting mainly the Pontiac
24. Correctional Center in the amendments that were offered to
25. the bill, I might call your attention to the fact the bill
26. was originally introduced, it was twelve million, five hundred
27. and ninety-one thousand dollars. The amendments were adopted
28. and the total on the bill now is...we are calling it you for
29. your vote is twelve million, five hundred and ninety-one
30. thousand dollars. The amendments only cleared up some problems
31. some of the members had with the bill. I ask for a favorable
32. roll call.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? The question is shall Senate Bill
2. 1881 pass. Those in favor vote Aye. Those opposed vote Nay.
3. The voting is open. Have all voted who wish? Have all voted
4. who wish? Have all voted who wish? Take the record. On that
5. question the Ayes are 48, the Nays are none, 4 Voting Present.
6. Senate Bill 1881 having received the constitutional majority
7. is declared passed and the bill having received the affirmative
8. votes of three-fifths of the members elected is...is effective
9. immediately upon its becoming a law. Senate...for what purpose
10. does Senator Grotberg arise?

11. SENATOR GROTBORG:

12. I believe at the appropriate time if you'd like to
13. go back to 1878, we have the amendments ready.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there leave to return to Senate Bill 1881, 1878?
16. Leave is granted. Senator Grotberg asks leave to return
17. Senate Bill 188, 1878? Leave is granted. Senator Grotberg
18. asks leave to return Senate Bill 1878 to the Order of 2nd
19. reading for the purpose of amendment. Is there leave?
20. Leave is granted. The bil is on the Order of 2nd reading.
21. Amendments, Mr. Secretary.

22. SECRETARY:

23. Amendment No. 4 offered by Senator Carroll.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Carroll is recognized on Amendment No. 4.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. This bill as you know deals with the Department of
29. Corrections and monies needed, especially at Pontiac. This
30. money would restore the monies requested by the Department
31. of Corrections for the building of a new dining room facility
32. so that they could provide better security while feeding the
33. inmates at Pontiac. I would move adoption of Amendment No. 4.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there discussion on the Motion to Adopt? All in
3. favor say Aye. Opposed Nay. The Ayes have it. Amendment
4. No. 4 is adopted. Further amendments?
5. SECRETARY:
6. Amendment No. 5 offered by Senator Berman.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is Senator Berman on the Floor? Senator Berman is
9. recognized.
10. SENATOR BERMAN:
11. Thank you, Mr. President. Senate.. Amendment No. 5 is
12. a...reduced appropriation of three hundred thousand dollars
13. to be used exclusively as a match by the State of Illinois
14. for eighty-five percent Federal funding for the rehabilitation
15. and the use of the Broadway Armory in Chicago as a recreational
16. facility in the community of Edgewater. I move the adoption
17. of Amendment No. 5.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Is there further discussion on the amendment? Senator
20. ...Berman moves the adoption of Amendment No. 5. All in
21. favor say Aye. Opposed Nay. The Ayes have it. Amendment
22. No. 5 is adopted. Further amendments?
23. SECRETARY:
24. No further amendments.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. 3rd reading. Senate Bill 1882, Senator Bloom. Read
27. the bill, Mr. Secretary.
28. SECRETARY:
29. Senate Bill 1882.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Bloom is recognized.
34. SENATOR BLOOM:

1. Yeah, this is a supplemental appropriation. It is
2. mainly Federal money except the second amendment appropriates
3. two hundred and ten thousand of General Revenue Funds to the
4. EPA to give us grants to...Greater Egypt, the Regional
5. Planning Commission, SWIMPC and NIPC for the State's
6. share of the planning commissions match for Federal 208
7. Water Quality Funds. I believe it's 2.1 million as
8. amended. I'd be happy to answer any questions about the
9. bill and the second amendment. Actually, it's 2.324
10. million.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there discussion?

13. SENATOR BLOOM:

14. No, it's not, Senator Berning.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there further discussion? The question is shall

17. Senate Bill 1882 pass. Those in favor vote Aye. Those

18. opposed vote Nay. The voting is open. Have all voted

19. who wish? Have all voted who wish? Take the record.

20. On that question the Ayes are 55, the Nays are 1, none

21. Voting Present. Senate Bill 1882 having received the

22. required constitutional majority is declared passed and

23. the bill having received the affirmative votes of three-

24. fifths of the members elected is effective immediately

25. upon its becoming a law. Senate Bill 1878. Read the

26. bill, Mr. Secretary.

27. SECRETARY:

28. Senate Bill 1878.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Grotberg. Senator Soper.

33. SENATOR GROTEBERG:

1. Senator Soper, on behalf of all the people. I believe
2. Senate Bill 1878 is now in a position where we can all
3. support it. It is the restoration money for the prison
4. riots at Pontiac plus a considerable amount of upgrading
5. of the security measures that will be taken from the Capital
6. Development Bond funds and appropriated into the necessary
7. expenditures through the Capital Development Board in the
8. amount of eight million, nine hundred and sixty-six thousand
9. dollars from CD bonds and the Federal funds in it of a
10. half million dollars for a total impact of nine million,
11. three hundred and sixty-four thousand dollars. We debated
12. it rather lengthily. If there are any questions, I'd be
13. happy to try to answer them. If not, I would ask for a
14. favorable roll call.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there further discussion? The question is shall
17. ...Senate Bill 1878 pass. Those in favor vote Aye. Those
18. opposed vote Nay. The voting is open. Have all voted
19. who wish? Have all voted who wish? Take the record.
20. The question the Ayes are 56, the Nays are none, none Voting
21. Present. Senate Bill 1878 having received the required
22. constitutional majority is declared passed and the bill
23. having received the affirmative votes of three-fifths
24. of the members elected is effective immediately upon
25. its becoming a law. Senate Bill 1883. Is Senator Regner
26. on the Floor? Senator Regner on the Floor? Senator
27. Shapiro seeks leave to handle the...Senate Bill 1883
28. in the absence of Senator Regner. Is there leave? Leave
29. is granted. Senator Shapiro is...read the bill, Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1883.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

34. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Shapiro is recognized. May we have some order
2. please.

3. SENATOR SHAPIRO:

4. Mr. President and Ladies and Gentlemen of the Senate.
5. Senate Bill 1883...appropriates supplemental Federal funds
6. that have become available since we adjourned last June 30...
7. 30th, in the total amount of approximately 1.2 million
8. dollars. This is for the Illinois Law Enforcement Commission
9. and I would appreciate a favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? The question is shall Senate Bill
12. 1883 pass. Those in favor vote Aye. Those opposed vote
13. Nay. 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 57, the Nays are none, none Voting Present.
16. Senate Bill 1883 having received the required constitutional
17. majority is declared passed and the bill having received
18. the affirmative votes of three-fifths of the members
19. elected is effective immediately upon its becoming a law.
20. Same motion, Senator Shapiro, on 1884? Is there leave
21. to have Senator Shapiro handle Senate Bill 1884 in the
22. absence of Senator Regner? Leave is granted. Senator...
23. read the bill, Mr. Secretary.

24. SECRETARY:

25. Senate Bill 1884.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Shapiro.

30. SENATOR SHAPIRO:

31. Mr. President and Ladies and Gentlemen of the Senate.
32. Senate Bill 1884 is a supplemental appropriation for the
33. Department of Children and Family Services and it adds for

1. care for child abuse, 5.1 million dollars. I would appreciate
2. a favorable roll call.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? The question is shall
5. Senate Bill 1884 pass. Those in favor vote Aye. Those
6. opposed vote Nay. The voting is open. Have all voted
7. who wish? Have all voted who wish? Take the record.
8. The question the Ayes are 50, the Nays are 2, 4 Voting
9. Present. Senate Bill 1884 having received the required
10. constitutional majority is declared passed and the bill
11. having received the required...received the affirmative
12. votes of three-fifths of the members elected is effective
13. immediately upon its becoming a law. Senator Donnewald
14. on the Floor? Senator Carroll seeks leave to handle
15. Senate Bill 1885 in the absence of Senator Donnewald.
16. Is there leave? Leave is granted. Read the bill, Mr.
17. Secretary.

18. SECRETARY:

19. Senate Bill 1885.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Carroll is recognized.

24. SENATOR CARROLL:

25. Thank you, Mr. President and Ladies and Gentlemen of
26. the Senate. Senate Bill 1885 is thirty-five hundred dollars
27. for the painting of the portrait of President of the Senate,
28. Tom Hynes. I would ask for a favorable roll call.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? The question is shall
31. Senate Bill 1885 pass. Those in favor vote Aye. Those
32. opposed vote Nay. The voting is open. Have all voted
33. who wish? Have all voted who wish? Take the record.

1. On that question the Ayes are 58, the Nays are none, none
2. Voting Present. Senate Bill 1885 having received the
3. required constitutional majority is declared passed and
4. the bill having received the affirmative votes of three-
5. fifths of the members elected is effective immediately
6. upon its becoming a law. Senator Carroll, are you ready
7. on 1888? I skipped Senate Bills 1886. Senator Daley,
8. are you ready to proceed? Read the bill, Mr. Secretary.
9. SECRETARY:

10. Senate Bill 1886.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Daley is recognized.

15. SENATOR DALEY:

16. How about putting it on...okay. Mr. President and
17. fellow Senators, this is a bill from the Illinois Legisla-
18. tive Reference Bureau which corrects spelling errors and
19. omissions and numbering errors in existing law. I ask
20. for a favorable roll call.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? The question is shall Senate
23. Bill 1886 pass. Those in favor vote Aye. Those opposed
24. vote Nay. The voting is open. Have all voted who wish?
25. Have all voted who wish? Take the record. On that...on
26. that question the Ayes are 55, the Nays are none, none
27. Voting Present. Senate Bill 1886, having received the
28. required constitutional majority is declared passed and
29. the bill having received the affirmative votes of three-
30. fifths of the members elected is effective immediately
31. upon its becoming a law. Senate Bill 1887, Senator
32. Daley. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House or Senate Bill 1887.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Daley.

6. SENATOR DALEY:

7. Mr. President and fellow...Senators, this is the
8. Illinois Legislative Reference Bureau Bill. It corrects
9. spelling errors and omissions and numbering errors in
10. existing law. Ask for a favorable roll call.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? The question is shall Senate
13. Bill 1887 pass. Those in favor vote Aye. Those opposed
14. vote Nay. The voting is open. Have all voted who wish?
15. Take the record. On that question the Ayes are 56, the Nays
16. are none, none Voting Present. Senate Bill 1887 having
17. received the required constitutional majority is declared
18. passed. Senate Bill 1888. Senator Carroll, are you ready
19. on that one? Read the bill, Mr. Secretary.

20. SECRETARY:

21. Senate Bill 1888.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Carroll is recognized.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of
28. the Senate. This bill is the result of an act that we
29. passed earlier this year increasing the fundings for the
30. various employee retirement systems of the State. The
31. actual cost of the bill is twenty-seven million dollars.
32. If we do not want to get further in debt, but it was
33. the decision of the General Assembly yesterday to just

1. go to pay out plus two percent so amended it down to some
2. four million dollars, although we should recognize that
3. the actual liability resulting from that public act is
4. twenty-seven million. The bill now appropriates about
5. four million and I would ask for a favorable roll call.
6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further discussion? The question is shall
8. Senate Bill 1888 pass. Those in favor vote Aye. Those
9. opposed vote Nay. The voting is open. Have all voted
10. who wish? Take the record. On that question the Ayes
11. are 56, the Nays are none, 1 Voting Present. Senate
12. Bill 1888 having received the required constitutional
13. majority is declared passed. Senate Bill 1889. Senator
14. Carroll, are you ready on that one? Read the bill, Mr.

15. Secretary.

16. SECRETARY:

17. Senate Bill 1889.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President and Ladies and Gentlemen of
24. the Senate. This is the substantive bill which would now
25. be a pay out plus two percent, as amended, to fund the
26. Retirement Systems. I would ask for a favorable roll call.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? The question is shall Senate Bill
29. 1889 pass. Those in favor vote Aye. Those opposed vote Nay.
30. The voting is open. Have all voted who wish? Have all voted
31. who wish? Take the record. The question the Ayes are 57,
32. the Nays are 1, none Voting Present. Senate Bill 1889
33. having received the required constitutional majority is declared

1. passed and the bill having received the affirmative votes
2. of three-fifths of the members elected is effective immediately
3. upon its becoming a law. Senator Sommer on 1890. Read the
4. bill, Mr. Secretary.

5. SECRETARY:

6. Senate Bill 1890.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Sommer is recognized.

11. SENATOR SOMMER:

12. Mr. President and members. This is a bill which creates
13. substantive language to allow us to use game and fish fund
14. monies for bonded projects that are named here. That is the
15. new, two new fish hatcheries.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? The question is shall
18. Senate Bill 1890 pass. Those in favor vote Aye. Those
19. opposed vote Nay. The voting is open. Have all voted
20. who wish? Take the record. On that question the Ayes
21. are 59, the Nays are none, none Voting Present. Senate
22. Bill 1890 having received the required constitutional
23. majority is declared passed and the bill having received
24. the affirmative votes of three-fifths of the members
25. elected is effective immediately upon its becoming a law.
26. Senate Bill 1891, Senator Shapiro. Read the bill, Mr.
27. Secretary.

28. SECRETARY:

29. Senate Bill 1891.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Shapiro is recognized.

1. SENATOR SHAPIRO:
2. Mr. President and Ladies and Gentlemen of the Senate.
3. Senate Bill 1891 is a supplemental appropriation for the
4. Governor's Office of Manpower Human Development. Basically
5. the majority of the money is in appropriation of supplemental
6. Federal funds that have become available since we adjourned
7. last June 30th. And in addition there is a...a hundred and
8. thirteen thousand, five hundred and twenty dollars that
9. were admended in a short time ago. The majority of these
10. funds are in answer to the Cost Control Task Force Report
11. which recommended a reorganization in the Governor's Office
12. and other funds from this amount will also be used by the
13. Office of Interagency Cooperation which is being transferred
14. into the Governor's Office in this bill. I would appreciate
15. a favorable roll call.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Is there further discussion? The question is shall
18. Senate Bill 1891 pass. Those in favor vote Aye. Those
19. opposed vote Nay. The voting is open. Have all voted who
20. wish? Have all voted who wish? Take the record. On that
21. question the Ayes are 38, the Nays are 16, 2 Voting Present.
22. Senate Bill 1891 having received the required constitutional
23. majority is declared passed and the bill having received the
24. affirmative votes of three-fifths of the members is effective
25. immediately upon its becoming a law. Senator Berman. Read
26. the bill, Mr...Senate Bill 1892. Read the bill, Mr. Secretary.
27. SECRETARY:
28. Senate Bill 1892.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Berman.
33. SENATOR BERMAN:

1. Thank you, Mr. President. Senate Bill 1892 as amended
2. provides the expenditure of twenty...nine million, seven
3. hundred and sixty-two thousand dollars for the schools
4. throughout the State of Illinois. What the bill does is
5. raise the guaranteed foundation level for every child in
6. the State to thirteen hundred and ten dollars. The
7. only other provision in the bill is that which I explained
8. earlier today dealing with the clarification of the
9. qualifications for a member of the State Board of
10. Education. I'll be glad to respond to any questions. I
11. ask for your affirmative vote.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further discussion? Senator Davidson.

14. SENATOR DAVIDSON:

15. Mr. President and members of the Senate. I rise in
16. support of this bill and urge everyone to support it. We
17. worked out the compromise and that is what we want to
18. do is get the money to the school kids for education.
19. Appreciate a favorable roll.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? The question is shall Senate Bill
22. 1892 pass. Those in favor vote Aye. Those opposed vote
23. Nay. The voting is open. Have all voted who wish? Take
24. the record. The question the Ayes are 54, the Nays are 2,
25. none Voting Present. Senate Bill 1892 having received the
26. required constitutional majority is declared passed and
27. the bill having received the...affirmative votes of three-
28. fifths of the members elected is effective immediately
29. upon its becoming a law. Senator Carroll, are you ready
30. on 1893? Read the bill, Mr. Secretary. Senate Bill 1893.

31. SECRETARY:

32. Senate Bill 1893.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Carroll is recognized on Senate Bill 1893.

4. SENATOR CARROLL:

5. Thank you, Mr. President and Ladies and Gentlemen of
6. the Senate. This is a transfer bill for the basically
7. student loan fund and transfers also within the General
8. Revenue Fund for the Illinois State Scholarship Commission.
9. I would ask for a favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? Senator Schaffer.

12. SENATOR SCHAFFER:

13. Senator Carroll, does this still include the start up
14. money, the forty-five thousand dollars to create the new
15. educational information service that's going to set up a
16. hundred and fifty satellite offices, put in the toll free
17. phone lines, hire additional staff and...end up with an
18. annual expenditure not to exceed a million dollars in
19. a new program at a time when we're all running around
20. our district saying no new programs and cut back?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll.

23. SENATOR CARROLL:

24. Yes, Senator Regner advised me that that's exactly what
25. it does, yes.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there further discussion? Senator Schaffer.

28. SENATOR SCHAFFER:

29. Well, simply put, I don't think this is any time to be
30. getting into any new programs which show potential for
31. growing just like this particular program is going. I
32. believe this thing started at fifty million...at fifty-
33. thousand, now it's at a hundred and some million. I just

1. don't think we want to get...walk that road and I...I'm
2. not going to support that bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Carroll may close.

5. SENATOR CARROLL:

6. Just to remind the membership, this, of course, was
7. originally sponsored and is still sponsored by Senator
8. Regner along with myself. This is a transfer bill, transferring
9. funds within the Scholarship Commission, not a seeking of
10. additional funds and I would ask for a favorable roll call.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? The question is shall Senate Bill
13. 1893 pass. Those in favor will vote Aye. Those opposed
14. vote Nay. The voting is open. Have all voted who wish?
15. Have all voted who wish? Take the record. On that question
16. the Ayes are 44, the Nays are 9, 2 Voting Present. Senate
17. Bill 1893 having received the required constitutional majority
18. is declared passed and the bill having received the required
19. ...received the affirmative votes of three-fifths of the
20. members elected is effective immediately upon its becoming
21. a law. Senate Bill 1880. Senator Shapiro, you ready to go
22. on that now? Read the bill, Mr. Secretary.

23. SECRETARY:

24. Senate Bill 1880.
25. (Secretary reads title of bill)
26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Shapiro is recognized.

29. SENATOR SHAPIRO:

30. Mr. President and Ladies and Gentlemen of the Senate.
31. Senate Bill 1880 increases the bond authorization levels
32. by a 180.1 million to cover the current appropriations
33. in all the categories that the State is involved in.

1. This also includes the Fall Session Appropriations for
2. Corrections which were approximately 9.1 million and
3. the administration supported overrides. If there are
4. no questions, I would appreciate a favorable roll call.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Carroll.
7. SENATOR CARROLL:
8. Just a question of the sponsor, if he would yield.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Indicates he will yield.
11. SENATOR CARROLL:
12. I just wondered if your phones were working now and
13. if you got the right signals on the authorization bill
14. in November that were failing in June and July?
15. SENATOR SHAPIRO:
16. I have.
17. SENATOR CARROLL:
18. You have, thank you.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Further discussion? The question is shall Senate Bill
21. 1880 pass. Those in favor vote Aye. Those opposed vote
22. Nay. The voting is open. Have all voted who wish? Have
23. all voted who wish? Take the record. On that question
24. the Ayes are 50, the Nays are 8, none Voting Present.
25. Senate Bill 1880 having received the required constitutional
26. majority is declared passed.
- 27.
- 28.
- 29.
- 30.
31. End of Reel #2
- 32.
- 33.

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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. For what purpose does Senator Knuppel arise?

3. SENATOR KNUPPEL:

4. I'd like to ask leave to suspend the rules and go to the
5. Order of Postponed Consideration.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there leave? Leave is granted.

8. SENATOR KNUPPEL:

9. Now, Mr. President, as I understand the rules on
10. postponed consideration matters, we're limited to one pro and
11. one con? That's what we've always observed.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator, we're not involved in those rules at the particular
14. time.

15. SENATOR KNUPPEL:

16. All right. Well, at least I would not want to repeat those ...
17. off the stated matters and arguments that were just recently
18. stated here. Apparently, I told a very bad joke and something
19. went wrong on the way to the White House. But, in any event
20. I would say this, to try to talk some of those people who
21. may have been visiting or have not been on the Floor or
22. not been by their switch. I would just like to say for the
23. benefit of those people who may have voted No or not
24. voted, that while Charlie says it in some strange ways sometimes,
25. that if you actually don't vote for the pay increase or even
26. if you vote No and then accept it, you're just as susceptible
27. to your opponents arguments and even more so, because then
28. you can be classified as he has said, not me, as...as being
29. hypocritical. Because your opponent...your opponent can use this
30. if you, in fact, take and accept the salary as much as if you
31. had...had voted Yes for it. And so, I would seek some
32. of you to vote with me. So, I would solicit that some of you
33. join me who did not vote with me on the last occasion. It seems

1. that, as I've said before, we are somewhat lacking
2. in personal intestinal fortitude when it affects our own
3. pay raises. I was asked during the interim about Governor
4. Thompson's pledge to veto this bill. As I told you in the
5. first argument, I too, if I were the Governor and had been
6. placed in the position he was placed in by the Democratic
7. candidate, I, too, would have made exactly the same pledge that
8. he made. All right. He has promised...or he has promised
9. that he would veto it. I expect him to be good to his word.
10. Somebody asked me, well, would he give an immediate veto?
11. I would hope that the people on the second floor were listening
12. and that...that this man is of the stature and the valor I
13. think he is and that he will, if we pass this bill, give us
14. an immediate answer so that if the...the more than three-fifths
15. of this Body would want to override that veto, he would not be
16. guilty of malingering, he would have the courage to accept
17. the will of the people. I...I respect him for this and I...I...
18. I would solicit his immediate veto so that we would get a chance
19. at this yet today. I would ask for a favorable roll call.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Moore.

22. SENATOR MOORE:

23. Well, very briefly, I concur with Senator Knuppel's remarks.
24. I know I was informed that there was a little switch problem
25. or a switchy rule or what we would want to call it, but some of
26. the member's switches didn't work properly or mistakenly
27. and I can concur with Senator Knuppel on the passage of
28. House Bill 255 as amended.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further discussion? Senator Rhoads.

31. SENATOR RHOADS:

32. Thank you, Mr. President. Senator Knuppel had another
33. bill on the Calendar, House Bill 256, which he and I discussed a

1. couple of days ago. If you remember, Senator, that was the
2. bill that would have increased the per diem and over a year
3. and a half ago, after Senate Bill 37 failed, I put the same
4. bill on...on House Bill 256. It was a very simple bill. All it
5. would have done is cut off the per diem after three days unless
6. the Senate elected a President or the House elected a Speaker
7. and we couldn't even get a simple thing like that accomplished.
8. The principal objection, I say again to this bill, is that it
9. is occurring in a lame duck Session. Now, for the benefit of
10. Senator Chew and others, for those of you who are saying, well,
11. you people who are voting No, why don't you return your
12. salaries, I...I would be happy to do that, although I don't
13. benefit from this anyway. If everyone who is voting for this
14. thing today would pledge to support a constitutional amendment
15. that never again could a pay raise bill be considered in a
16. Session occurring between an election and the January of
17. a following biennium. If you would agree to that, I'd agree
18. to your proposal, Senator Chew.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. WCIA has...WCIA has requested leave to shoot some film.
21. Is there leave? Leave is granted. May we have some order,
22. please? For what purpose does Senator Knuppel arise?

23. SENATOR KNUPPEL:

24. What...what did Senator Rhoads request? The Parliamentarian
25. was talking to me at the moment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. I...I don't believe that he did...

28. SENATOR KNUPPEL:

29. Okay.

30. PRESIDING OFFICER: (SENATOR BRUCE)

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

33. SENATOR KNUPPEL:

1. All I can say Gentlemen, is this is it.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The question is shall House Bill 255 pass. Those in
4. favor vote Aye. Those opposed vote Nay. The voting is open.
5. Have all voted who wish? Have all voted who wish? Take the
6. record. On that question the Ayes are 37, the Nays are
7. 22, none Voting Present. House Bill 255 having recieved
8. the required majority is declared passed, and the bill having
9. received the three-fifths affirmative vote of the members
10. elected is effective immediately upon its becoming a law.
11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. ...what's that motion, moved to be Tabled?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Knuppel moves to reconsider the vote by which
16. House Bill 255 passed. Senator Carroll moves to place that
17. motion upon the Table. Those in favor say Aye. Opposed Nay.
18. The Ayes have it. The motion to Table prevails.

19. For what purpose does Senator Grotberg arise?

20. SENATOR GROTBORG:

21. Mr. President, I ask leave of the Body to go into the
22. Calendar to House Bill 2863. Suspend all necessary rules to
23. bring it to the Order of 2nd reading.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. A motion by Senator Grotberg is to suspend the appropriate
26. rules so that House Bill 2863 might be considered at this time
27. before this Session. Heard the motion. All in favor say Aye.
28. Opposed Nay. The Ayes have it. The appropriate rules are
29. suspended.

30. SENATOR GROTBORG:

31. I now...I now move...I believe it's unamended in its
32. present form, and would offer Amendment No. 1.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotberg asks leave to return the...House Bill 2863

1. to the Order of 2nd reading for the purpose of...is there leave?
2. Leave is granted. The bill is on the Order of 2nd reading.
3. Amendments, Mr. Secretary.

4. SECRETARY:

5. Amendment No. 1 offered by Senator Grotberg.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Grotberg.

8. SENATOR GROTBORG:

9. Yes, this strikes everything after the enacting clause
10. on this vehicle, the only vehicle available. It seems that in the
11. Department of Labor, this bill would provide a million and a half
12. dollars for personal services to operate the Employment
13. Services Division of that office through December 31st.
14. The funds will allow the department to meet the payroll for
15. November 30th and December 15th. SB 1879 passed out earlier
16. by the Senate will provide an opportunity to consider the needs
17. of the department January 1 through June 30th. The supplemental
18. is necessary to allow the department to utilize the funds provided
19. by the Federal Government for this program. And this is the
20. Job Corp Department...some three hundred employees who are job
21. counselors across the State of Illinois will be without pay
22. if we do not find this for them. I would ask for the adoption of
23. Amendment No. 1.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there discussion? Senator Carroll.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. There seems to be some question or confusion as to what
29. we are about right now as a former President used to say.
30. The facts are that apparently the Department of Labor goofed
31. in this job placement section and as Senator Grotberg indicated,
32. they are short in meeting their current payrolls for their
33. people who are going out and trying to put other people
on payrolls and they are some million and a half short to meet

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recall + 3rd
reading

1. the money needs for the rest of this calendar year and into the
2. new calendar year. So, the only vehicle available to let them
3. meet this payroll in the time frame that makes sense instead
4. of using the supplemental that we have already voted on which would
5. not get through the legislative process in time to make the
6. checks good that they would have to issue to their employees,
7. it was decided upon to amend that million and a half dollars
8. into this bill and get this over to the House for concurrence
9. so that they can meet their current payroll to their employees
10. and then discuss as it goes through the House their
11. supplemental appropriation in a more orderly fashion. So, I would
12. urge support of Amendment No. 1 to House Bill 2863.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there further discussion? The question is shall House
15. Bill 2863 pass. It's on...the question is on the adoption of
16. Amendment No. 1. Further discussion? All in favor say Aye.
17. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted.
18. Further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. Senator Joyce. Senator Grotberg on...
23. Senator Grotberg on the Floor? All right.
24. Senator Joyce is recognized on...Senator Joyce, have all the
25. appropriate motions been made to suspend the rules on this...
26. on 1325? Senator Joyce:

27. SENATOR JOYCE:

28. Yes. Yes. I believe they have, Mr. President. I would
29. like to move it back to 2nd reading for the purpose of
30. an amendment.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The appropriate rules have been suspension...suspended
33. for the purpose of considering House Bill 1325 and Senator

1. Joyce now moves that that bill be returned to the Order of
2. 2nd reading for the purpose of an amendment. Is there leave?
3. Leave is granted. The bill is on the Order of 2nd reading.
4. Are there amendments, Mr. Secretary?

5. SECRETARY:

6. Amendment No. 5 offered by Senator Walsh.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Walsh is recognized.

9. SENATOR WALSH:

10. Mr. President and members of the Senate. At the last
11. Session of the General Assembly, there was a bill sponsored
12. by Senator Hall which provided for withholding on income
13. earned by nonresidents in the State of Illinois. It was
14. ...it come to Senator Hall's attention and he would be addressing
15. you now except that he has a touch of laryngitis. It came
16. to his attention that there were nonresidents who owned real
17. estate who earned income from...from Illinois property who were
18. not possibly avoiding or evading the payment of the Illinois
19. income tax. So, the bill was introduced by him and passed the
20. General Assembly quite handily, signed by the Governor.
21. It was effective on January 1st of 1978. Since that time,
22. some hardship arose by grain dealers and livestock dealers.
23. It appeared that some very small transactions affecting
24. farming were...were being withheld and it just didn't seem to
25. these people to be worth all the effort. So, this amendment
26. which I am offering would eliminate farming transactions
27. from withholding. That is the only tangible personal property
28. which was affected by the law and this amendment which we are
29. offering to the law which passed in 1977 would eliminate
30. farming as well as all other business from this withholding.
31. It would keep in effect, and this is the important aspect
32. of the law, it would keep in effect withholding for out of
33. State property owners who are earning rent, capital gains
transactions, et cetera. Now, the...the recipient of this

1. income can avoid the withholding requirement if he pays the
2. declaration tax which of course, all residents do.
3. I think this is a desirable amendment. It meets the objections
4. which were raised by the Farm Bureau and I would urge
5. its...I would urge its adoption. I might add one other thing,
6. that some of the people who are reached by this withholding
7. requirement, are the incidental large personal service fee
8. earners, such as someone appearing at...at the Chicago Stadium
9. and if Frank Sinatra were to appear at the Chicago Stadium and
10. earn a two hundred and fifty thousand dollar fee, there would be
11. withholding on that fee. The income earned in Illinois
12. is taxable in Illinois. The law that we passed gives the
13. Department of Revenue the machinery to collect that tax
14. so this technical amendment will relieve the hardship on the
15. farming industry and I urge its adoption.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Senator Joyce.

18. SENATOR JOYCE:

19. Mr. President, thank you. The...the idea is laudable
20. and I commend Senator Hall for introducing the bill. We did
21. run into some severe problems and though I am going to go along
22. with this amendment, I am subsequently going to offer an
23. amendment that would repeal the Act as it is now in the law
24. and the reason I am going to do that is that I...I feel that if
25. we don't get the votes later on, this does eliminate one of the
26. largest problems and that is with the stockyards and...and
27. grain elevators and so forth. But, it is still unclear as to what
28. the department is going to collect and will be able to collect.
29. One of the things that is unclear about this right now is the
30. fact that perhaps tenant farmers...this will not apply
31. to tenant farmers...sharecrop farmers on a fifty - fifty
32. basis, but it would to farmers who are cash renting and I
33. think right now in the State of Illinois that is probably
pretty well divided up. So, I think that I will go along

1. and...and support this...this amendment but after this
2. amendment is over, I am going to offer an amendment to repeal
3. the whole Act.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator McMillan.

6. SENATOR McMILLAN:

7. Mr. President and members of the Senate. I will also
8. vote in support of this amendment which does effectively
9. take care of one very critical problem which arose with
10. regard to...to withholding on the transfer or sale of tangible
11. personal property as it relates to agriculture where all other
12. such transfers were exempt. So, I shall support this amendment.
13. However, I also believe there are a large number of other
14. ambiguities and unanswered questions with regard to the Act and
15. I shall also later support the amendment which would repeal the
16. whole thing.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there further discussion on Amendment No. 2?

19. Senator Walsh moves the adoption. Those in favor...Senator
20. Walsh, did you wish to close? Senator Hall.

21. SENATOR HARBER HALL:

22. I want a roll call on this...on this amendment.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Okay. Senator Walsh, did you wish to close?

25. Been a request for a roll call on the adoption of Amendment No.
26. 2. Those in favor will vote Aye. Those opposed will vote
27. Nay. The voting is open. Have all voted who wish? Have all
28. voted who wish? Take the record. On that roll call, the Ayes
29. are 54, the Nays are none, none Voting Present. Amendment
30. No. 2 is adopted. Further amendments?

31. SECRETARY:

32. Amendment No. 3 offered by Senator Joyce.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Joyce is recognized.

2. SENATOR JOYCE:

3. Yes, Mr. President, thank you. This is...I explained
4. before, would repeal Senate Bill...well, it was part of Senate
5. Bill 7...or 478 Public Act 8580 and the language which is being
6. stricken requires withholding of State income tax from
7. certain types of income earned and received to Illinois
8. by unresident individuals. These types of income include
9. capital gains, losses, rents, royalties, real and transferable
10. property and income from farming and personal services,
11. excluding compensation, prizes, award, patents and copyrights.
12. I think, though, that the...we have maybe just in the
13. agricultural end of this, touched on the tip of the iceberg.
14. I'm not sure that...as I said in the preceding argument, that
15. the Department of Revenue has not told us how much money
16. they expect to gain or if they can collect these things.
17. After all, the bottom line still is that...in the Illinois
18. Income Tax Act, it provides that...responsible for withholding
19. State income tax, the people themselves are liable for
20. this tax. So, what we are doing, in my opinion, is creating
21. something here that while laudable in its efforts, we're
22. not sure and...and...and the farming in point, I think that as
23. I mentioned before, that...that where you are a sharecropper,
24. you would not have to report. Where you are a cash renter,
25. you would be under...have to come under compliance with this.
26. So, I think there are many, many things and...in this that
27. we're going to find in the next year or two as the department
28. gets into it, that are going to be...that we don't know are there.
29. And I think that the next Session, the...in the next Session of the
30. General Assembly, the Department of Revenue can come in with a
31. package that would clearly define what we are about and what
32. we should be doing. I think that...well, why don't I just answer
33. any questions on this if there are any.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Hall. Senator Harber Hall.

3. SENATOR HARBER HALL:

4. I'm going to try and talk because I think I might have
5. some light to shed on this. Please bear with me...my voice,
6. at least. First of all, Senator Joyce, I want to remind the
7. Body that I introduced the bill and it was passed in
8. 1977. But it was a year and a half before 1977 that I worked
9. with the Department of Reveue on this matter. They conceded
10. that they were losing millions and millions of dollars and I
11. had everything from a hundred and seventy million down to
12. seven million thrown at me but no one had any idea and no
13. way to come up with the...any kind of an educated guess on how
14. much revenue this would make. But the only...excuse me,
15. the only problem that has arisen in all that time till now, the
16. end of 1977 came in August...I mean '78...in August of 1978
17. when I got a couple of phone calls from elevator dealers and
18. then Monday of this week, there was a meeting held here
19. of a lot of irate potential reporters under this Act.
20. And the only...those are the only objections we've had regarding
21. it in all these years. Iowa has the same law without this
22. break that we're making with the amendment we just put on of
23. Senator Walsh's. So, I'm saying do not throw the baby out with the
24. bathwater. This is a good Act. It's going to return many
25. millions of dollars that you Gentlemen will be needing
26. next year and the following years to spend. So, don't throw
27. this Act out by repealing a good Act. Now, the problems that
28. we did...arise as late as they came to our attention, were
29. legitimate. They were legitimate because the bill wasn't
30. drafted right because it included farm items of personal
31. property and nobody else's personal property was affected.
32. Only farm. That's where we made the mistake. And we're
33. eliminating that with the amendment that we put on this bill

1. just prior to this one. So, do not repeal this bill. I'm
2. going to urge the Governor in every way I know how to veto it
3. if you...if you pass the bill, but I suspect Senator Joyce
4. would concede to the farm correction if it does not get
5. thirty-six votes.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Vadalabene.

8. SENATOR VADALABENE:

9. Yes, thank you, Mr. President and members of the Senate.
10. It was not the intent of the Senate to require Illinois
11. business to collect nonresident income taxes for the State
12. through a withholding system. They are not the employers.
13. Nor was it the intent to have this withholding system based
14. on a two and a half percent of the gross income when our
15. income tax is based on a two and a half percent of net
16. income. Nor was it the intent to impose the awesome liability
17. on Illinois businesses to pay the taxes on nonresidents
18. should nonresidents fail to do so. Let me give you an example.
19. The agriculture industry of Illinois will be seriously
20. impaired if not destroyed. The livestock industry in our area
21. and in other areas of the State of Illinois rely heavily
22. on the nonresident production crossing the State line to be sold
23. in Illinois to support the existence of their market.
24. For instance, in our area, sixty percent of the hogs that
25. come into our stockyards and it's twenty-five thousand a week...
26. come in there, would come from Missouri. The grain
27. dealers need unqualified opinions to be licensed to do business in
28. Illinois and may not be able to obtain them because of the
29. contingent liabilities of nonresident income taxes. These are
30. just the tip of the iceberg.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. For what purpose does Senator Harber Hall arise? Harber Hall.

33. SENATOR HARBER HALL:

1. On a point of...on a point of order. This bill does
2. not provide those things...this must have been written
3. for the Senator before we put the amendment on it.
4. Those things that he's referring to are no longer covered.
5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Thank you very much, Senator Hall. Anyway, I think it
9. sounds good and it's important. So, Mr. President and
10. members of the Senate, I've lost my trend but I'm going to
11. continue anyway. The repeal of Section 701C of the
12. Public Act 80-580 retroactive to January 1, 1978 in this
13. Session is imperative. The Illinois Department of Revenue is
14. ready to enforce this Section within the next few weeks.
15. We need to properly evaluate the impact to the State of Illinois
16. and Senator Harber Hall, we do not want a Titanic on our
17. hands. Thank you, Mr. President and members of the Senate.
18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator McMillan.

20. SENATOR McMILLAN:

21. Mr. President, members of the Senate. I rise reluctantly
22. to support this bill to repeal. I share completely the
23. purpose which Senator Hall had when the bill was introduced
24. to begin with and his desire to get at the source
25. of income. I also share Senator Walsh's views that we
26. needed to attempt to do everything possible to maintain the
27. thrust of this legislation if we could but deal with the
28. specific inequitable problems that arose. We've been working
29. quite diligently for the last couple of days to try to do that.
30. In my mind we have not been able to come up with reasonable
31. answers either from each other or from the Department of
32. Revenue with regard to how this withholding procedure would
33. be implemented, therefore, rather than have on the books a
piece of legislation that I feel would cause continuous problems

1. and would be a...in the long run, a bad piece of law, I must
2. support the repeal and will have to get busy in the spring
3. to put it back in in some reasonable order.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. ...further discussion? Senator Grotberg.

6. SENATOR GROTBORG:

7. Well, Mr. President, members of the Body. I'm a little
8. amazed at Senator McMillan and Senator Joyce. Now that we have
9. taken care of the agricultural community, and the fact that they
10. store grain all winter and nobody pays them interest
11. on the money they pay in advance and retroactively is out of the
12. bill, the income tax is the fairest tax of all. And we're
13. going to be dealing very substantially with it probably in the
14. next four to six years in this General Assembly so that to begin
15. to undo a forward movement in collecting from out of State
16. income...in State income from out of State residents, is a
17. step backward knowing the Department of Revenue and other
18. outstanding departments in this State, you put another one
19. on the books and you've got another eighteen months to two
20. years of adjustment. Let's take the farm community out and
21. live with what's left. Keep them fine tuned over at Revenue.
22. Let them find ways and let us not avoid the opportunity
23. to participate in the fairest tax of all, the income tax. It is
24. not retrogressive. It is everything that this General Assembly
25. is going to be about in the immediate decade and I would
26. certainly recommend the defeat of Senator Joyce's, my
27. distinguished colleague's terrible amendment.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Glass.

30. SENATOR GLASS:

31. I...I have a couple questions of Senator Joyce, if he will
32. yield.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Indicates that he will yield. Senator Glass.

1. SENATOR GLASS:

2. Senator Joyce, just so the record is clear, you do believe in
3. people who earn income in Illinois paying tax on it, don't you,
4. even though they live out of State?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Joyce.

7. SENATOR JOYCE:

8. Yes, I do and I've said that the idea was laudable. I have
9. sat down this morning with the Department of Revenue and they
10. haven't been able to give us any figures and they're not sure
11. about what this is going to do. They...what we're doing is
12. making a tenant farmer a tax collector even with this
13. amendment exempting farming. We're still making the...the...
14. the man who pays a cash rent, we're making him our tax
15. collector. The retail merchants and so forth, they have
16. serious doubts about this bill also. If you would talk to the
17. department, they're not able to give you very concrete
18. answers on any of this...thing. So, you know, it's not that I am...
19. I firmly believe that people that own a farm or do business
20. in the State of Illinois and live in Florida ought to pay the
21. taxes and if that is on our laws and on our books right now.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Glass.

24. SENATOR GLASS:

25. Well, as between the hardship that this might cause
26. a tenant farmer, and the possible ability of...of Illinois
27. to collect its taxes equitably, wouldn't you rather see those
28. taxes collected and why...why should those of us that live in
29. Illinois and in...many of whom have their taxes withheld
30. pay taxes and...and...with the possibility that many out of
31. State don't pay them. And I...I would just urge that
32. with the amendment, obviously the major problems have been
33. corrected and I think it would certainly be a step backward as

1. Senator Grotberg indicated, to throw this entire legislation
2. away and let a...probably a lot of people who should be paying
3. Illinois taxes, off the hook.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Joyce.

6. SENATOR JOYCE:

7. Well, the department can now attach a lien to the Illinois
8. property.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Berning.

11. SENATOR BERNING:

12. Well, that comment triggers a...another question, then.
13. Senator Joyce, one of the confusing problems with this according
14. to what I've been given to understand is identifying the owner.
15. How would you suggest that the department identify the owner of
16. a...of a apartment building, for instance, and where he is.
17. Isn't that going to take...if it can be enforced at all,
18. a huge crew of fieldmen?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Joyce.

21. SENATOR JOYCE:

22. Well, then, Senator, what you're saying is if a apartment
23. dweller, renter, should he tell the Department of Revenue
24. where he sends his check? Is it his liability to take out the
25. two and a half percent and write every apartment dweller in the
26. State of Illinois, check with the Department of Revenue and
27. ...and make sure that the person that owns that building is not
28. living in Florida or Indiana or wherever.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Berning.

31. SENATOR BERNING:

32. Senator, those buildings are normally managed by a bank
33. or a real estate firm or a resident manager. But, somebody would
have to make the investigation to determine who it is

1. that's collecting the rent and sending it to Florida or
2. Arizona or California or wherever. That, it seems, is
3. what we have not been able to do up to this point.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Joyce.

6. SENATOR JOYCE:

7. ...believe that's the Department of Revenue's
8. duty to do that.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Berning.

11. SENATOR BERNING:

12. Well, I don't like to pay my taxes any more than you do,
13. Senator. And I think we're probably typical of all of our
14. citizenry as far as that's concerned. In fact, the effort to
15. circumvent some of the requirements of income tax or other
16. tax is something that the department has been wrestling with
17. for a long time. But it certainly does seem to me that if there
18. is the potential for the augmenting of the State's income
19. from anywhere between seven and a hundred and seventy-seven
20. million dollars, that would make a tremendous impact on what the
21. State has to...available to it to function and meet our
22. obligations or even hopefully abate some of our tax. I think
23. that anything that we can do we ought to do to be sure, to be
24. absolutely as sure as we can possibly be, that no one avoids
25. any of his tax liability to the State of Illinois because if
26. we do not do that, we are being unfair to the rest of the
27. Illinois citizens who are paying even grudgingly, their
28. normal tax load.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Walsh.

31. SENATOR WALSH:

32. Mr. President and members of the Senate. The question was
33. raised somewhere in debate as to you might be putting an undue

1. burden on a...on a tenant farmer or on an apartment
2. dweller or...or on the lessee of real estate, whatever.
3. But let me point out that the department has proposed regulations
4. which read as follows. "If the payee certifies to the payor
5. prior to any payment that he has made a declaration of
6. estimated tax and has paid the amount of estimated tax due the
7. Department of Revenue, the payor will be relieved of
8. any withholding requirements. Now, this is a very significant
9. piece of legislation. It went through two committees back in
10. 1977 and in the year and a half since it passed, we've heard
11. one expression, one public expression of problem. Now, we've
12. solved that problem with the amendment which was just adopted.
13. To repeal this Act without the benefit of committee hearings
14. in the fashion that is proposed by Senator Joyce and the Farm
15. Bureau, I think is just purely ridiculous. There's substantial
16. money involved. We don't know how much. Give us a little time
17. and we'll find out. But to repeal this thing and let off the
18. hook the...the transient entertainer, professional athlete,
19. the wealthy person who retires to Palm Springs or Miami
20. Beach is to me, just ridiculous. But the...the Farm Bureau
21. has gotten what it asked for. To go any further is ridiculous.
22. If you want to propose this thing with an emergency clause
23. in January, so be it. But, those of us who have been around here
24. for awhile know when you pass a piece of legislation that
25. affects certain special interests, it's very, very difficult
26. to...to change that. Now, in this case, if we repeal this
27. law, and try to pass it again, we may find out that all the
28. special interests are united in opposition to the...to the
29. passage. Let's give a...a bill such as this, the repealer
30. which is proposed, the benefit of committee hearings in January
31. rather than repeal it in a hasty fashion now. I urge the
32. defeat of this amendment.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator McMillan.

2. SENATOR McMILLAN:

3. The bill, when it was passed in '77, in the form that it
4. was in when it passed, was also not given careful and deliberate
5. consideration with the benefit of hearings and with the
6. opportunity for those people who would be required to participate
7. in the withholding to have an opportunity to...to state their
8. fees. I don't really believe that this bill and...the corrects
9. ...the problem has anything to do with the tax liability.
10. But it has a great deal to do with...upon whom some responsibility
11. for withholding has been placed. There are a lot of
12. inequities still in it in discussions at this late hour with the
13. department. They still don't have answers as to how it will be
14. implemented. Despite the good intent, I think we're much better
15. off eliminating it when we haven't really given it full
16. consideration rather than to say we ought to...ought to hesitate
17. and...and give it a chance because I really thing it's
18. going to cause problems.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Joyce may close.

21. SENATOR JOYCE:

22. Well, I might say one thing, the reason that there's
23. only been a couple of complaints is because that...it hasn't been
24. enacted. It hasn't been put in...the department hasn't
25. enforced it until just now, in fact, they're just holding
26. hearings around the State of Illinois to deal with that.
27. So, I think that...that explains why people haven't been
28. complaining about it. I...I agree with Senator McMillan.
29. It's a laudable cause and I think that we ought to come back
30. in...in January and with the department's help, and...and
31. ...you know, when we sat down this morning and talked to them,
32. there are so many answers they cannot give you that I think that
33. the best interest of the people of the State of Illinois
would be to repeal it and I would urge an Aye vote.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The question is shall Amendment No. 3 to House Bill
3. 1325 be adopted. Those in favor vote Aye. Those opposed
4. No. The voting is open. Have all those voted who wish?
5. Have all those voted who wish? Take the record. On that
6. question the Ayes are 41, the Nays are 16. Amendment No. 3
7. is adopted. Are there further amendments from the Floor?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 3rd reading. House Bill 2863, Senator Grotberg.
12. Do you wish to consider that? Not all of them. Secretary
13. will read the bill.

14. SECRETARY:

15. House Bill 2863.

16. (Secretary reads title of Bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Grotberg.

20. SENATOR GROTEBERG:

21. Yes, the Secretary's synopsis is the old bill. We just
22. gutted that bill and replaced it with a supplemental
23. appropriation for the Department of Labor in their employment
24. services bureau for one...one million five hundred
25. thousand dollars for the next two payrolls to take them through
26. till January 1st, some sixteen hundred employees will
27. be unpaid if we don't do this. And I would ask for a favorable
28. roll call.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? The question is shall House Bill
31. 2863 pass. Those in favor vote Aye. Those opposed Nay.
32. The voting is open. ...those voted who wish? Take the record.
33. On that question the Ayes are 52, the Nays are none. House
Bill 2863 having received the constitutional majority is declared

1. passed. And the bill having received the affirmative vote
2. of three-fifths of the members elected is effective immediately
3. upon its becoming a law. House Bill 1325. Secretary will
4. read the bill.

5. SECRETARY:

6. House Bill 1325.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Joyce.

11. SENATOR JOYCE:

12. Yes, I think we've gone through this bill very
13. thoroughly. I don't...can't see any other questions that would
14. come up. If...but I would appreciate a favorable roll call.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there discussion? Senator Hall: Harber.

17. SENATOR HARBER HALL:

18. Well, here...here we are with a repealer on a law
19. that the Department of Revenue worked out, has the rules, the
20. regulations ready to publish, is all set up to enforce, has
21. told me that it's millions of dollars. The State of...the
22. State of Iowa has the exact same law as this and have had
23. for four years and you hear me now who is...who is subject to the
24. same influence of my constitutents, the Farm Bureau located in
25. Bloomington. As Senator Joyce is and as Senator McMillan is,
26. I'm under the same...same influence. However, we have a
27. lot to lose here and notwithstanding Farm Bureau's
28. opposition to this, I would point out by the way, that we have
29. cleared up both of the matters that came to our attention Monday
30. by an amendment that is on this bill that can be left on it
31. and passed. But if you pass this repealer we're going to lose
32. millions and millions of dollars. Would you imagine, would
33. you care to imagine how much money Bairden Warner collects in
rent from large apartment projects in Chicago and sends to owners

1. in California. And who pay no State income tax. Well,
2. I pay state income tax in Iowa, my friends, and I do so because
3. Iowa has passed this and enforces it. So, don't repeal this
4. law. Change it...change it when problems come up. Not one
5. serious problem, known problem was discussed in argument for
6. repealing this bill. All you're talking about is fancied problems
7. that might come...I agree there will be some hardships and some
8. problem that are simply routine matters for the Legislature
9. to amend and to change and to improve as the years go on, but
10. don't...don't throw away your chance to begin collecting
11. the money that's due the State of Illinois because you pay
12. income tax in Illinois and everybody who earns money in
13. Illinois outside the State should pay the same tax.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Walsh.

16. SENATOR WALSH:

17. Mr. President, just briefly. I would urge all my colleagues
18. to withhold an Aye vote on this proposal because in the event it
19. does not receive thirty-six votes it's quite clear that the
20. ...the bill would be postponed and we would end up with a
21. ...with the amendment that is on there and would satisfy the
22. arm ureau. The thing that...that amazes us is that the
23. ...the problems that have been presented have been solved.
24. We've got some...some unforeseen, some unknown potential
25. problems which nobody seems to know about. Let's not give this
26. thirty-six votes. Let's solve the problem we know about
27. which can be done by the Gentleman postponing further consideration
28. in the event the bill does not receive the required votes and
29. then address ourselves to any other problems that might
30. arise next month or in January. It's a very significant
31. piece of legislation. If...if Frank Sinatra or Dean Martin
32. appears at the Chicago Stadium and earns a quarter of a million
33. dollar fee, I think he should pay income tax on it, or anybody else

1. passing through the State of Illinois who earns income in
2. Illinois, we should have a means to obtain the tax that is due to
3. the State of Illinois. It's unbelievable to me that the
4. Gentlemen on the other side of the aisle who professed to
5. represent the working people of the State of Illinois, the wage
6. earners of the State of Illinois, okay Mr. wage earner,
7. we're going to tax you, but the big guy who earns the big
8. fee gets off scott free. I urge a No vote.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator McMillan.

11. SENATOR McMILLAN:

12. Well, I...I don't like to be in a position of quarreling
13. with my colleagues on this side of the aisle, but from the
14. discussions we've had this morning and in prior discussions
15. we can be sure that Iowa does have some form of law which attempts
16. to get at income earned in Iowa by people outside Iowa.
17. But that is not to say, and we've seen no evidence that they
18. are having to deal with the same kind of administrative
19. nightmare in terms of legislation than we've had. We've had no
20. evidence that they have the same kind of withholding requirements
21. which is the crux of...of this argument. There have...there
22. weren't any specific problems on this bill when it was passed
23. in late 1977 and some rather significant ones arose when some...
24. some inequities came up and it doesn't seem to me that just
25. because some of us see a lot of questions that are unanswered
26. such as why should a farmer who pays cash rent have to be in the
27. withholding business and a farmer who is on a crop share lease
28. not have to do withholding. Those are inequities, those are
29. things wrong with the way that the Department of Revenue has said
30. they will go about implementing it, and does not indicate that this
31. is a piece of legislation with Department of Revenue regulations
32. developed to carry it out, that's something that will do the job
33. that Senator Walsh and Senator Hall have indicated and that
I agree needs to be done. It's...we've got withholding problems that

1. result from it that I think merit eliminating this piece of
2. legislation as...as House Bill 1325 calls for.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

5. SENATOR JOYCE:

6. Yes, thank you, Mr. President. I...I would just submit to
7. you that Frank Sinatra and Dean Martin and all of the rest of them
8. are not tenant farmers in Illinois and I think that we have
9. ample time in January to get at that sort of a problem and
10. I think we are representing business that employs lots of people
11. that are...we're going to have to withhold on small
12. transactions that would...that would cost them jobs and...and
13. things that we're just not sure of and with my conversations
14. with the Department of Revenue this morning, I'm not sure that
15. they are either, so I would ask a favorable vote.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Question is shall House Bill 1325 pass. Those in favor
18. vote Aye. Those opposed Nay. The voting is open. ...those
19. voted who wish? Have all those voted who wish? Take the
20. record. On that question the Ayes are 42, the Nays are
21. 13, 1 Voting Present. House Bill 1325 having received the
22. constitutional majority is declared passed and the bill having
23. received the affirmative vote of three-fifths of the members
24. elected is effective immediately upon its becoming law.
25. House Bill 3238, Senator Grotberg. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 3238.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Grotberg.

32. SENATOR GROTBURG:

33. Thank you, Mr. President. These are the...this is the

1. easement bill that makes it now legally possible for LaSalle
2. County to take over a short strip of canal road between
3. Ottawa and Marsailles and share in the maintenance of it.
4. It's been an abandoned child for about a hundred years and
5. I would ask for the adoption of this House Bill 3238. Any
6. questions that you would have I would be glad...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there discussion? Question is shall House Bill
9. 3238 pass. Those in favor vote Aye. Those opposed Nay. The
10. voting is open. Have all those voted who wish? Have all
11. those voted who wish? Take the record. On that question
12. the Ayes are 55, the Nays are none. House Bill 3238 having
13. received a constitutional majority is declared passed and
14. the bill having received the affirmative vote of three-fifths
15. of the members elected is effective immediately upon its becoming
16. a law. Senator Demuzio. Is there leave to go to the Order of
17. Resolutions? These are two congratulatory resolutions.
18. Just a minute. We'll...we'll withhold that momentarily.
19. Resolutions.

20. SECRETARY:

21. Senate Resolution, 504 offered by Senator Demuzio and all
22. Senators, it's congratulatory.

23. Senate Resolution 505, offered by Senator Demuzio and all
24. Senators, it's congratulatory.

25. Senate Resolution 506, offered by Senator Savickas, Hynes,
26. Daley, Joyce and others and it's congratulatory.

27. Senate Resolution 507, offered by Senator Egan, Hynes,
28. Rock and others and it's congratulatory.

29. Senate Resolution 507...508, offered by Senator Savickas,
30. Lemke, Daley, and Hynes and it's congratulatory.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Demuzio moves to suspend the rules for the immediate
33. adoption of the resolutions just read. All those in favor

1. indicate by saying Aye. All those opposed Nay. The Ayes have
2. it. Senator Egan, for what purpose do you arise?
3. Senator Egan, just a moment. The rules are now suspended.
4. Now we consider the adoption of the resolution. Those in
5. favor of the...the adoption of the resolutions just read
6. indicate by saying Aye. Those opposed Nay. The Ayes have it.
7. The resolutions are adopted. Senator Egan, for what purpose
8. do you arise?

9. SENATOR EGAN:

10. Thank you, Mr. President and members of the Senate.
11. Tomorrow being November 30th, marks the forty-first year
12. of one of our favorite members and I think to bring it to the
13. attention of the Senate at this time is appropriate because
14. hopefully we won't be here tomorrow. And this...this year's
15. birthday is not as traumatic as last year's because
16. our esteemed colleague was forty then and his life then began
17. as it were and undoubtedly, it's been enjoyable for that year and
18. hopefully will be into the future. Congratulations to Senator
19. Ken Buzbee on his forty-first year.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Do we have leave to go to the Order of Total Vetoes,
22. page seven of the Calendar? Senator Egan for what purpose
23. do you arise?

24. SENATOR EGAN:

25. I would move that we adopt the resolution.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. It...it already was adopted, Senator. Senator Demuzio, do
28. you wish to consider Senate Bill 1841 on the Order of Total Vetoes?
29. Senator Johns, is it your desire to call your motion on
30. Senate Bill 1524? Read the motion, Mr. Secretary.
31. We're on the Order of Item Vetoes on page eight of the Calendar.

32. SECRETARY: :

33. I move that the item on page three, line thirty-five and page
four, lines one through five of Senate Bill 1524 Do Pass, the item

1. veto of the Governor to the contrary notwithstanding.

2. Signed, Senator Gene Johns.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Johns.

5. SENATOR JOHNS:

6. Thank you, Mr. President. What I address here today
7. is what I have always fought against, that is the discrepancy
8. between the wages paid at a university, say in Champaign, or
9. elsewhere north and those wages paid in southern Illinois.
10. This sum of forty-four thousand dollars or so much thereof,
11. would be necessary to make the difference as a supplemental
12. compensation adjustment for nonacademic employees at the
13. Dixon Springs Agricultural Center. I've always felt that this
14. was wrong to pay different wage scales throughout the State and
15. I do here today ask for support of this motion. Thank you
16. Mr. President.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there discussion? Question is shall the item on
19. page three, line thirty-five and page four, lines one through
20. five of Senate Bill 1524 pass, the item veto of the Governor
21. to the contrary notwithstanding. Those in favor vote Aye.
22. Those opposed Nay. The voting is open. Have all those voted
23. who wish? Have all those voted who wish? Take the record.
24. On that question the Ayes are 31, the Nays are 21. The motion
25. fails. Senator Weaver. Takes thirty-six, Senator.
26.
27.
28.
29.
30.
31.
32.
33.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Berman, to the Order of Specific Recommendations
3. for Change on page 8, Senate Bill 388. Read the motion, Mr.
4. Secretary.

5. SECRETARY:

6. I move to accept the Specific Recommendations of Change
7. by the Governor as to Senate Bill 388 in the manner and form as
8. follows. Signed, Senator Berman.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Berman.

11. SENATOR BERMAN:

12. Thank you, Mr. President. Senate Bill 388 deals with the
13. question of transporting handicapped children that are in part-
14. time attendance between non-public schools and public schools
15. for purposes of providing them with special education services.

16. There was some debate regarding the impact of the original
17. language. The Governor has made recommendations for changes
18. and I move to adopt the Specific Recommendations of the intent
19. of...of the bill...is now changed by the language change.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there discussion? The question is, shall the Senate
22. accept the Specific Recommendations of the Governor as to
23. Senate Bill 388 in the manner and form just by Senator Berman.
24. Those in favor vote Aye. Those opposed Nay. The voting is open.
25. Have all those voted who wish? Have all those voted who wish?
26. Take the record. On that question, the Ayes are 54, the Nays
27. are None. None Voting Present. The Specific Recommendations
28. of the Governor as to Senate Bill 388 having received the re-
29. quired majority vote of the Senators elected are declared accept-
30. ed. Senate Bill 1617. Read the motion, Mr. Secretary.

31. SECRETARY:

32. I move to accept the Specific Recommendations of change by
33. the Governor as Senate Bill 1617 in the manner and form as follows.

1. Signed, Senator John Davidson.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Davidson.

4. SENATOR DAVIDSON:

5. Yes, Mr. President and members of the Senate. The Amendatory
6. Veto was reduced to fifteen thousand back to the twelve thousand
7. as it was when it went out of the Senate and put the...back to
8. ten thousand on the part on the drug sale reimbursement or the
9. sales tax reimbursement on what have been the estimated cost
10. on drugs. Also has an effective date of January 1st on it and
11. raises the maximum amount of money that they could be given of
12. seven hundred dollars. I urge favorable vote on Amendatory Veto.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. This is the Specific Recommendation for Change.

15. SENATOR DAVIDSON:

16. Yes.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there discussion? The question is, shall the Senate
19. accept the Specific Recommendations of the Governor as to
20. Senate Bill 1617 in the manner and form just stated by Senator
21. Davidson? Those in favor vote Aye. Those opposed Nay. The
22. voting is open. (Machine cutoff) voted who wish? Have all
23. those voted who wish? Take the record. On that question, the
24. Ayes are 55, the Nays are None. None Voting Present. The
25. Specific Recommendations of the Governor as to Senate Bill
26. 1617 having received the required majority vote of the Senators
27. elected are declared accepted. It's been called to my attention
28. on Senate Bill 16...1617 did require a three...three-fifths
29. majority vote and it did receive same. Senator Egan, for what
30. purpose do you rise again?

31. SENATOR EGAN:

32. Well, history repeats itself, Mr. President. I'd just like
33. to announce that there is some Mickey Mouse cake in the well.

1850
Vote of the Gov.
11-29-'78

1. In honor of Ken Buzbee's birthday, of course.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senator Davidson, for what purpose do you arise?
4. SENATOR DAVIDSON:
5. We're ready to go to a different order of business. I've
6. discussed with Senator Rock on Consideration Postponed, Senate
7. Bill 1601, the motion I had and we're supposed to be ready to
8. go on that. Page 6 of the Calendar.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Do we have leave to go to the Order of Consideration
11. Postponed? Leave...Leave is granted. Senate Bill 1601.
12. Senator...Senator Davidson.
13. SENATOR DAVIDSON:
14. Yes, Mr. President, this restores the reduction veto, which
15. was necessary to release the money on Revenue Building. This
16. restores the 4.6 million, which was the original appropriation.
17. Now since the authorization bonding has passed, this was necessary
18. due to the Kane Bill, which passed here two years ago or four
19. years ago, but you couldn't start a project unless you had all
20. authorized money. Appreciate a favorable vote.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Is there discussion? The question is, shall Senate Bill
23. 1601 pass? Those in favor vote Aye. Just a moment. The question
24. is, shall the item on page 20, line 10 of Senate Bill 1601 be
25. restored, the item reduction of the Governor to the contrary not-
26. withstanding. Those in favor vote Aye. Those opposed Nay. The
27. voting is open. Have all those voted who wish? Have all those
28. voted who wish? Have all those voted who wish? Take the record.
29. On that question, the Ayes are 50, the Nays are 1. 2 Voting Present.
30. The item on page 20, line 10 of Senate Bill 1601 having received
31. the required majority vote of the Senators elected is declared
32. restored. The item reduction of the Governor to the contrary not-
33. withstanding. On the Order of Postponed Consideration, Senate

1. Bill 1850, which is a total override. Senator D'Arco.

2. SENATOR D'ARCO:

3. Thank you, Mr. President. Senate Bill 1850 was...was
4. thoroughly discussed...there's one little argument that I
5. would like to make though. I was told by a doctor that it
6. is cheaper to give these people the outpatient care that they
7. need because if we don't they would have to go into a hospital
8. and the cost in the hospital are more excessive than on the out-
9. patient cost so I would ask for a favorable vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there discussion? The question is, shall Senate Bill
12. 18...just a moment. Senator Philip.

13. SENATOR PHILIP:

14. Thank you, Mr. President. I would like to remind the
15. Body that 1850 has been before us once this week already and
16. it would be an additional cost to the State of Illinois of some
17. five hundred and forty thousand dollars. It's unnecessary,
18. unneeded and I would...certainly suggest that we give this a
19. nice big No vote.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Glass.

22. SENATOR GLASS:

23. Well, I...I think that stated it probably well enough...I'd
24. again remind the Body that the part of the Governor's Veto Message
25. and I've seen nothing to contradict it in the last couple of days
26. indicates that the benefit level we now offer State employees
27. for psychiatric care is equal to or exceeds the benefit employees
28. would receive in private industry or from any other Government
29. employer. I think that adequate. It's true that they would not
30. receive as much outpatient psychiatric care as they do now but I
31. think weighing that against the potential abuses of overuse of
32. that care simply aren't justified and argue in favor of this veto
33. by the Governor.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Senator D'Arco may close. Oh,
3. just a moment. Senator Bruce.

4. SENATOR BRUCE:

5. I believe we should make two points. First of all, that we
6. give to every State employee twenty-five thousand dollars worth
7. of psychiatric care every year and no one on this Floor has yet
8. to find me a private sector employment program...insurance program
9. that will allow them twenty-five thousand dollars worth of benefits
10. and that's what the present law allows. Secondly, I hope that
11. each of you realize that you are in this same group insurance
12. program and as you vote for this you are increasing your costs.
13. Now Senator Savickas just said that you need it. I...I don't
14. believe that. I think that you're sane enough to know the
15. difference between squandering money and giving adequate health
16. care to the employees who work for the State of Illinois. Twenty-
17. five thousand dollars is more than any other private sector
18. employer gives that we've been able to find and if we need more
19. than that maybe we ought to have new State employees or something
20. but this is going to run up the costs of your own program as well
21. as theirs.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further discussion? Senator D'Arco may close.

24. SENATOR D'ARCO:

25. Thank you, Mr. President. We're talking about a figure that
26. is...is really more valid on paper than in reality because the...
27. the costs for this type of coverage was increased because the
28. coverage itself was decreased. It's...it's a simple proposition.
29. The only reason they're saying it costs more today is because they
30. cut it back yesterday. So we're not really talking about an
31. inflationary cost. We're talking about the same costs that it
32. would have cost in the last Fiscal Year. We're discriminating
33. against people who are ill emotionally and psychologically but we

1. say it's okay if a guy is ill physically to be in a hospital
2. for any given period of time but if he's in the hospital in a
3. hospital bed because of emotional problems we cut him down and
4. say you can only stay there three or four months instead of a
5. length of time if you were physically ill. That isn't fair.
6. I haven't seen any figures about private carriers in the private...
7. in the private industry. They never showed me any figures.
8. When this thing was up on the Senate Floor they didn't confer
9. with us when we put the bill in to give them the same leverage
10. that they had previously. They said to me, we're going to pass...
11. we're going to...let these bids out regardless of what you do in
12. the Legislature because you don't run this show, we do. Well, I
13. think, Mr. President, that the will of this Body should determine
14. what, in fact, type of coverage we have for our own employees
15. and I ask for a favorable vote.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The question is, shall Senate Bill 1850 pass the Veto of
18. the Governor to the contrary notwithstanding? Those in favor
19. vote Aye. Those opposed Nay. The voting is open. Have all
20. those voted who wish? Have all those voted who wish? Take
21. the record. On that question, the Ayes are 40, the...the Nays
22. are 16, None Voting Present...and Senate Bill 1850 having received
23. the required three-fifths vote is declared passed the Veto of the
24. Governor to the contrary notwithstanding. Resolutions. Senator
25. Rock.

26. SECRETARY:

27. Senate...Senate Joint Resolution 106 offered by Senator
28. Rock.

29. (Secretary reads SJR 106)

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rock.

32. SENATOR ROCK:

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

1. This is the Adjournment Resolution, which calls for this Body
2. to return after adjournment today, to return to work on Tuesday,
3. December the 12th. Now that day has been scheduled. In fact,
4. asa Perfunctory Session for the purpose of receipt of House Messages.
5. So we will actually, according to the schedule that was previously
6. distributed, we will actually begin work on Wednesday, December 13th
7. at the hour of one o'clock. The House is scheduled for next week.
8. We are not. So we are to return here Wednesday, December 13th at
9. the hour of one o'clock and I would move for the suspension of the
10. rules and the immediate consideration and adoption of Senate Joint
11. Resolution 106.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. You've heard the motion. Those in favor indicate by saying
14. Aye. Those opposed. The Ayes have it. The motion carries.
15. Resolutions.

16. SECRETARY:

17. Senate Joint Resolution 106...106, offered by Senators Joyce
18. and Demuzio. Oh. This is 107.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Joyce.

21. SENATOR JOYCE:

22. I would like to waive the rules for immediate consideration to
23. extend this resolution. It's...do you have to read it?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is it your desire to have it read?

26. SENATOR JOYCE:

27. Yeah.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Read the resolution.

30. SECRETARY:

31. (Secretary reads SJR 107)

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Joyce has moved for the immediate consideration of

1. this resolution. All those in favor indicate by saying Aye.
2. Those opposed Nay. The Ayes have it. The matter will be
3. considered immediately. Now Senator Joyce, do you wish to
4. address yourself to this or do you want to vote?

5. SENATOR JOYCE:

6. I want to vote.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. The question is, shall the resolution just read pass? Those
9. in favor indicate by saying Aye. Those opposed. The Ayes have
10. it. The resolution carries. Under the Order of Item Vetoes and
11. Reductions on page 8, Senate Bill 1583. Read the motion, Mr.
12. Secretary.

13. SECRETARY:

14. I move that the item on page 33, lines 14 through 26 of
15. Senate Bill 1583 Do Pass the Item Veto of the Governor to the
16. contrary notwithstanding. Signed, Senator Richard Guidice.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Guidice.

19. SENATOR GUIDICE:

20. Thank you, Mr. President and members of the Senate. What
21. we would do would be to place back into the appropriation sixty-
22. two thousand dollars for the Medley Mover and...It's...it's
23. Senator Schaffer's bill and Senator Weaver's bill. And I talked
24. to everyone so if you would all vote for it, we won't have this
25. problem, again. Right. Okay. Mr. President, ready.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there discussion? The question is, shall the Item Veto on
28. page 23, strike that, page 33, lines 19 through 25 of Senate Bill
29. 1583 pass the Item Veto of the Governor to the contrary notwith-
30. standing? Those in favor vote Aye. Those opposed Nay. The
31. voting is open. (Machine cutoff) all those voted who wish?
32. (Machine cutoff) those voted who wish? Have all those voted who
33. wish? Have all those voted who wish? Take the record. On that

1. question, the Yeas are 33, the Nays are 18. (Machine cutoff) fails.

2. Messages from the House.

3. SECRETARY:

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

5. Mr. President - I am directed to inform the
6. Senate that the House of Representatives has passed a bill with
7. the following title: The Veto of the Governor to the contrary
8. notwithstanding in the passage of which I am instructed to ask
9. the concurrence of the Senate to-wit.

10. I am further instructed to deliver to you the objections
11. of the Governor which are contained in the attached copy of this
12. letter to the House of Representatives.

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

14. Mr. President - I am directed to inform the
15. Senate that the House of Representatives has passed bills with
16. the following titles in the passage of which I am instructed to
17. ask the concurrence of the Senate to-wit: House Bills 3419, 3423,
18. 3424, 3425, 3426, 3427, 3428, 3429, 3430, 3432, 3433, 3437, 3438,
19. 3442 and 3444.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Rock.

22. SENATOR ROCK:

23. Thank you, Mr. President. These are some sixteen House Bills,
24. which the House has seen fit to...to send over to us. I would ask
25. and move you, Mr. President, that the rules be suspended so that
26. these bills may be considered and that they be read, in fact, a
27. first time and sent to the Committee on Assignment of Bills.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. You've heard the motion. Those in favor indicate by saying
30. Aye. Those opposed? The Ayes have it. The motion carries. House
31. Bills, 1st reading.

32. SECRETARY:

33. House Bill...3419.

1. (Secretary reads title of bill)
2. House Bill 3423.
3. (Secretary reads title of bill)
4. House Bill 3424.
5. (Secretary reads title of bill)
6. House Bill 3425.
7. (Secretary reads title of bill)
8. House Bill 3226.
9. (Secretary reads title of bill)
10. That was House Bill 3426.
11. House Bill 3427.
12. (Secretary reads title of bill)
13. House Bill 3428.
14. (Secretary reads title of bill)
15. House Bill 3429.
16. (Secretary reads title of bill)
17. House Bill 3430.
18. (Secretary reads title of bill)
19. House Bill 3432.
20. (Secretary reads title of bill)
21. House Bill 3433.
22. (Secretary reads title of bill)
23. House Bill 3437.
24. (Secretary reads title of bill)
25. House Bill 3438.
26. (Secretary reads title of bill)
27. House Bill 3442.
28. (Secretary reads title of bill)
29. House Bill 3444.
30. (Secretary reads title of bill)
31. 1st reading of the foregoing bills.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Rock. A Message from the House.

1. SECRETARY:
2. A Message from the House by Mr. O'Brien, Clerk.
3. Mr. President - I am directed to inform the
4. Senate the House of Representatives has passed a bill with the
5. following title in the passage of which I am instructed to ask
6. the concurrence of the Senate to-wit: House Bill 3439.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Rock, you're going to...
9. SENATOR ROCK:
10. Yes...
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. ...make the same motion on the Message from the House?
13. SENATOR ROCK:
14. Yes, I would move to suspend the rules and ask that the
15. House Bills which have come...this House Bill which has come
16. over that the rules be suspended, that it be read a first time
17. and sent to the Committee on Assignment of Bills.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. You've heard the motion. Those in favor indicate by saying
20. Aye. Those opposed. The Ayes have it. The motion carries. House
21. Bills, 1st reading.
22. SECRETARY:
23. House Bill 3439.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Rock.
28. SENATOR ROCK:
29. Thank you, Mr. President and Ladies and Gentlemen of the
30. Senate. I have just returned from the House. They have just
31. reconvened and are attempting to get to that order of business
32. in which we're all interested. So I would suggest that the Senate
33. could stand in recess for one hour and come back at 5:30 and

1. hopefully, by then the House will have completed its action.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. The Senate will stand in recess until 5:30 this evening.

4. (RECESS)

5. (AFTER RECESS)

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. All right. The Senate will come to order. It there leave
8. to go to the Order of Messages from the House? Leave is granted.

9. A Message from the House.

10. SECRETARY:

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

12. Mr. President - I am directed to inform the
13. Senate the House of Representatives concurred with the Senate
14. in the passage of a bill with the following title: Senate
15. Bill 1395 together with the following amendment in the
16. adoption of which I am instructed to ask concurrence of the
17. Senate to-wit:

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

19. Mr. President - I am directed to inform the
20. Senate the House of Representatives has passed a bill with the
21. following title: the Veto of the Governor notwithstanding
22. in the passage of which I am instructed to ask concurrence of
23. the Senate to-wit.

24. I am further instructed to deliver to you the objections
25. of the Governor which contain in the attached copy of this letter
26. to the House of Representatives.

27. House Bill 1270.

28. The same message on House Bill 2707.

29. The same message on House Bill 2597.

30. The same message on House Bill 2506.

31. The same message on House Bill 2428.

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

33. Mr. President - I am directed to inform the

1. Senate that the House of Representatives has restored the original
2. amount of items reduced by the Governor which is attached in the
3. bill with the following title in...in which I am instructed to
4. ask concurrence of the Senate to-wit: House Bill 2969.

5. I am further instructed to deliver to you the...objections
6. of the Governor which are contained in the attached copy of
7. this letter to the House of Representatives.

8. A like message on House Bill 2970.

9. A like message on House Bill 3392.

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

12. Mr. President - I am directed to inform the
13. Senate that the House of Representatives has accepted the Specific
14. Recommendations of the Governor for Change which are attached to
15. a bill with the following title in the adoption of which I am
16. instructed to ask concurrence of the Senate to-wit: House Bill
17. 3114.

18. I am further instructed to deliver to...to you the objections
19. of the Governor which are contained in the attached copy of this
20. letter to the House of Representatives.

21. A like...a like message on House Bill 3062.

22. A like message on House Bill 3027.

23. A like message on House Bill 2801.

24. A like message on House Bill 384.

25. A like message on House Bill 562.

26. A like message on House Bill 2685.

27. A like message on House Bill 2946.

28. A like message on House Bill 2999.

29. A like message on House Bill 3023 and a like message on
30. House Bill 3161.

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

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

1. following item: the Veto of the Governor to the contrary not-
2. withstanding to a bill with the following title in the passage
3. of which I am instructed to ask concurrence of the Senate to-wit:
4. House Bill 3374.

5. I am further instructed to deliver to you the objections of
6. the Governor which are attached in the copy of his letter to the
7. House of Representatives.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there leave to go to the Order of Committee Reports?
10. Leave is granted. Committee Reports.

11. SECRETARY:

12. Senator Donnewald, Chairman of the Assignment of Bills
13. Committee...assigns the following bills to committee:

14. Appropriations I: House Bills 3419, 3423, 3424, 3425,
15. 3426, 3427, 3428, 3429, 3432, 3433, 3439 and 3442.

16. Appropriations II: House Bills 3430, 3437, 3438, 3444
17. and...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Donnewald, the Secretary informs me that on the
20. Committee Report as filed, House Bill 3433 is assigned to two
21. separate committees. Do you...

22. SECRETARY:

23. You want to...

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Appropriations I or II?

26. SENATOR DONNEWALD:

27. Yes, what is the...

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. II. Senator, I'm...I'm informed that it should go to
30. number II.

31. SENATOR DONNEWALD:

32. All right.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is that...is it...would you seek leave to amend the...the
2. report?

3. SENATOR DONNEWALD:

4. Approp. II.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. All right. Is there leave to amend the report on its face?

7. Leave is granted.

8. SECRETARY:

9. House Bill 3433 will be deleted from Appropriations I.

10. Assigned to Appropriations II.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Hynes. (Machine cutoff) Senator Carroll arise?

13. Senator Hynes. Senator Hynes, for what purpose do you arise?

14. SENATOR HYNES:

15. Mr. President and members of the Senate. There are two

16. bills presently pending on 3rd reading in the House of

17. Representatives, which we are led to believe may be passed by

18. the House next week when they are in Session. We will not be

19. in Session to receive those bills...

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. May be have some order, please. We are very happy to have

22. our many House friends with us today but we would appreciate if

23. we can continue with our business. Senator Hynes.

24. SENATOR HYNES:

25. ...we will not be in Session next week to receive those

26. bills and if they are to be heard in this Session it will be

27. necessary that they be read a first time on the 12th when...

28. a full compliment of the membership will not be here and assigned

29. to committee on that day. So I have discussed this with the

30. minority leader and I...and he has agreed to this...the following

31. procedure that we would so assign the bills on that day and they

32. would be heard in the Appropriations Committee on the 12th, which

33. will be our...12th of December, which will be our first day back.

1. So I would, therefore, move to suspend the rules so that House
2. Bills 3422 and 3434 can be considered in this Session of the
3. General Assembly and that on the...upon receipt by the Senate
4. they may be read a first time, assigned to the Committee on
5. Assignment of Bills, thereafter, assigned to the appropriate
6. committee to be heard and that the Six-Day Posting Requirement
7. be waived.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. You've heard the motion by Senator Hynes relative to House
10. Bills 3422 and 3434. On the motion all...Is there leave to...
11. Leave is granted. Appropriate rules are suspended. Senator
12. Buzbee. The Senate will come to order. The House members will
13. come to order. Is there leave to go to the Order of Motions in
14. Writing? Leave is granted. For what purpose does Senator Buzbee
15. arise? The Secretary will read the motion.

16. SECRETARY:

17. Motion is Writing. Having voted on the prevailing side I
18. move to reconsider the vote by which Senate failed to override
19. the Governor's Item Veto on line 19...on line 19 through 26 on
20. page 33, Senate Bill 1583. Signed, Senator Kenneth Buzbee.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Buzbee is recognized.

23. SENATOR BUZBEE:

24. Thank you, Mr. President. Mr. President, I am filing this
25. motion because I was requested to as a personal favor by a good
26. friend of mine who shall remain nameless. I had another good
27. friend who asked me not to do it, who shall remain nameless.
28. I am hooked on the proverbial...horns of the proverbial...I'm
29. between the rock and a hard spot. I am doing this as I said as
30. a favor for a friend. No deals. Just...he just plain out asked
31. me would you do this and I said yes, I will. So I'm...roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to reconsider the vote by which the Senate

1. failed to override the Governor's Item Veto on lines 19 through
2. 26 on page 33 of Senate Bill 1583. Is there discussion? Senator
3. Soper is recognized.
4. SENATOR SOPER:
5. Thank you, Mr. President. Now he voted on the prevailing
6. side. I'd like to see the record of the vote and I'd like to
7. have that put on my desk before we vote on this thing. Now
8. if he just voted Present or he didn't vote at all, he didn't
9. vote on the prevailing side.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. I'm...I'm informed by...by the Assistant Secretary, Mr.
12. Fernandes that Senator Buzbee is recorded in the negative on the...
13. SENATOR SOPER:
14. Well...
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. ...motion to override.
17. SENATOR SOPER:
18. ...I...I respect Senator Fernandes...I mean the Secretary
19. Fernandes and I respect everybody else but I think we ought to
20. have a record of this and a record of the motion and I...I think
21. ...we should get about five days to consider this thing. Now
22. we've...we've kicked this thing around and its been every place
23. and we've got unknown sponsors and unknown...unsponsors, on this
24. and if von Buzbee doesn't want to tell us who they are I think...
25. I think we should have a little more information.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Buzbee is recognized.
28. SENATOR BUZBEE:
29. I believe Senator Guidice is the sponsor.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. For what purpose does Senator Walsh arise?
32. SENATOR WALSH:
33. Well, just as the Gentleman explained the...the bill and the...

1. the motion. He's doing something for somebody but we don't even
2. know what he's doing and for whom. Will he just explain the...
3. the motion...the substance of it so we can vote intelligently.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Right. Senator Guidice, perhaps you could help the...the
6. Body along here by explaining your original motion. Senator
7. Guidice is recognized.

8. SENATOR GUIDICE:

9. Thank you, Mr. President. Mr. President, this bill is the
10. Medley Mover Bill. I think everyone recognizes it now. The man
11. has done the work. It's been here before. We've considered it.
12. We've...we've...we've been on top of this thing. We passed it
13. in June. We came before this Body today. I think it was misunder-
14. stood by a couple of people as to exactly what the bill was but
15. the man has done the work and he's helped out the citizens of
16. the City of Chicago and the County of Cook and the State of
17. Illinois. He did the work. He's asking to be paid. We're
18. putting before us today the pay raise. We haven't done anything
19. yet.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. For what purpose does Senator Chew arise?

22. SENATOR CHEW:

23. Mr. President, I...I think I have been instrumental in
24. helping to pass this bill in our regular Session. Mr. Medley, who
25. owned and I say owned a moving company. He is no longer connected
26. with that moving company. Mr. Medley is a commissioner, the Board
27. of Election Commissioner's in Chicago. He is prohibited from
28. any outside employment. Mr. Medley does not participate in
29. politics, quote in quote. Mr. Medley's company moved these people.
30. The work was performed. When he went before the Small Claims he
31. did not have all of the records to support the sixty-two thousand
32. dollars but he had submitted to the Department of Welfare the
33. records indicating the work performed. We passed this bill and

1. the Governor vetoed it. I talked to the Governor about it and
2. asked him not to veto it but the Governor was in a political
3. campaign. He was successful as we all know but the Legislature
4. is where you have to correct the wrong and I find many times we
5. do that. I don't care whether you like Medley or Charlie Chew or
6. John Doe, that's not the question. The question is, let us do
7. what is right. Now that man's had a tremendous amount of expenses
8. in performing this work. I actually think the man ought to be
9. paid. I was the victim of being sent on a trip and when I filed
10. for my reimbursement the money had lapsed back into the General
11. Revenue Fund, which I never got paid for. But I was sent on that
12. trip by the chairman of that commission. I had to swallow that.
13. I was not able. It cost me some three hundred and forty-seven dollars
14. which I never got paid here. But I...I accepted it because the
15. money lapsed. Now let us correct the wrong and go on about taking
16. care of the business of the State of Illinois. Mr. Medley lives
17. in my district. I think he's a good citizen. He's dependable.
18. He's sort of a pillar of that community. Let us not see it as
19. a Medley bill, let's see it as a bill that is rightfully due here
20. for passage, where this man can be paid the monies that's right-
21. fully due him. Now we've had a lot of laughs about this but when
22. you've tied up the work of people, his employees, his trucks and
23. the time that we've had to pay him, I happen to think he ought to
24. be paid and I would ask this Senate to help us override this veto
25. because it's just doing what is right and it hurts nobody. It's
26. a just claim and we ought to be happy to see that this man gets
27. his money because as we all know when the State secures the
28. services in private industry, just as in professional industry,
29. we don't make too much effort to pay our just debts. I have
30. doctors talking to me every day about work performed and yet they
31. have not been paid. So I ask you please let's override this veto
32. because it's right. Thank you.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. For what purpose does Senator Rock arise?

2. SENATOR ROCK:

3. On a point of order, Mr. President. It seems to me that the
4. issue before the Body is the question of the motion to reconsider
5. the vote by which this line item veto was not overridden. I don't
6. think this is the opportune time to argue the merits or demerits
7. of this case.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. That is correct and will the members please confine their
10. comments to the motion to reconsider. Senator Soper.

11. SENATOR SOPER:

12. Yeah, thank you, Mr. President. Well, it's nice to...you
13. know and Senator Chew's a friend of mine. We're integrated and
14. I...we understand each other but after Senator Chew got through
15. making his statement and Senator Rock gets up and he calls a
16. point of order. I...I think that I ought to be able to say a
17. few words on this thing. Now, Senator Chew, you said that your
18. gentleman who...whoever he is, is non-political and you said he
19. belongs to a certain commission. Now how many members are on
20. that commission, Senator Chew? Would you please answer that,
21. please?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Well, Gentlemen, I would point out that this procedure is
24. out of order...

25. SENATOR SOPER:

26. Well, I understand that but...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. ...Senator Chew answered...

29. SENATOR SOPER:

30. ...I didn't make it out...out of...order, Mr. President and
31. if there's not going to be an arguement on this thing or somebody
32. to debate it, you shouldn't allow one side to debate it and not
33. give the other side the opportunity.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Well, I...
3. SENATOR SOPER:
4. That's all I say. I'd like to have a few questions answered
5. here.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. I would point out, Senator, that Senator Rock from the
8. Democratic side raised the point of order, which was available
9. to any member of the Body. Senator Chew.
10. SENATOR SOPER:
11. Well, thank you very much, but he should have raised that
12. point of order before Senator Chew started to talk.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Chew.
15. SENATOR CHEW:
16. Mr. President, the learned Senator from Cicero knows very
17. well how many members are on that commission. If he's a Senator
18. down here and if he doesn't know that maybe he needs to study
19. some of the Chicago things because as my memory serves me, the
20. Board of Election Commissioners of the City of Chicago also serves
21. Cicero.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Soper.
24. SENATOR SOPER:
25. Well, if my memory serves me, Senator Chew, the Board of
26. Elections...of the City of Chicago does not serve Cicero. We're
27. under Mr. Cusper, who's the County Clerk and...and...and Senator
28. Chew, there are three members on that...on that board in the City
29. of Chicago and two are Democrats and one is a Republican and the
30. Republican is a woman. Now is Medley a woman? I don't care. I've
31. got to get this thing straight. Now don't dignify me, Charlie, I've
32. been dignified before.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Philip.

2. SENATOR PHILIP:

3. Thank you, Mr. President and Ladies and Gentlemen of the
4. Senate. Are we allowed to debate this issue now or discuss this
5. issue?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator, before the Body is the motion to reconsider. You
8. will have ample time if the...I'm sure, if the motion prevails
9. this matter will be before the full Senate for its full consider-
10. ation. Senator Washington. Okay. Is there further discussion on
11. the motion? Senator Soper.

12. SENATOR SOPER:

13. Does this take thirty-six votes or thirty votes?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. It takes thirty votes. It takes thirty affirmative votes to...
16. to reconsider the vote by which...

17. SENATOR SOPER:

18. And then to pass it, it takes thirty-six.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. That is correct, Senator.

21. SENATOR SOPER:

22. Thank you, Sir.

23.

24. (The following typed previously)

25.

26.

27.

28.

29.

30.

31.

32.

33.

HB 255
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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Okay. Is there further discussion? Those in favor of the
3. motion to reconsider say Aye. Those opposed Nay. Oh...I'm sorry. No.
4. The Chair is in error because it requires thirty affirmative votes.
5. A roll call will be required. 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 question,
8. the Ayes are...on that question, the Ayes are 24, the Nays are 20,
9. None Voting Present. The motion to reconsider is lost. (Machine
10. cutoff) On the Order of Messages from the House. Leave is granted.
11. Messages from the House.

12. SECRETARY:

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

14. Mr. President - I am directed to inform the Senate
15. that the House of Representatives has passed the bill with the
16. following title: The Veto of the Governor notwithstanding the
17. passage of which I am instructed to ask concurrence of the Senate
18. to-wit: House Bill 255. I am further instructed to deliver to you
19. the objections of the Governor which are contained in the...attached
20. copy of his letter to the House of Representatives.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Motions.

23. SECRETARY:

24. I move that House Bill 255 Do Pass the Veto of the Governor
25. to the contrary notwithstanding. Signed, Senator John Knuppel.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Knuppel is recognized on the motion.

28. SENATOR KNUPPEL:

29. Gentlemen, I think all of you know what House Bill 255
30. provides. I will not make any extended debate on it at this
31. time. I just want to say one thing. The cockles of my heart
32. are warmed by the attendance of so many of our friends from
33. across the aisle...across the rotunda. As you may know, Gentlemen,

1. I was unicameralist but this warmth moved me so much that I am
2. apt to become a bicameralist. There are certain members here who
3. have told me of their feelings concerning pay raise...voting on
4. pay raises following an election in the lame duck Session of the
5. General Assembly and...as you know when I debated this bill this
6. afternoon I expressed myself as being in favor of attempting to
7. remove all of us from this trevail of tears that follows every
8. time with respect to pay raises for the General Assembly and,
9. hopefully, that a constitutional amendment or legislation could
10. be passed which would provide for some type of a floating pay
11. raise or pay reduction geared to the indices kept by the Federal
12. Government. I hope that everyone here realizes that this is an
13. important piece of legislation. It's a...it's a piece of
14. legislation designed to make adjustments in the salaries of
15. State public servants in accordance with the devaluated dollar
16. and the...and the times of inflation, which we live in. I would
17. ask for a favorable roll call.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there discussion? Senator Moore.

20. SENATOR MOORE:

21. Thank you, Mr. President and members of the Senate. I can
22. only concur in Senator Knuppel's remarks. I think that this cost
23. of living bill that is before us...I think the Governor's Veto
24. should be overridden. It did come out of the House with, I
25. believe, a hundred and eleven affirmative votes. It is reasonable,
26. Gentlemen. It is fair and I don't think anyone can criticize anyone
27. for overriding the Governor's Veto on this matter in light of a
28. campaign promise that he made, which was alluded to in Senator
29. Knuppel's remarks when we had this bill on 3rd reading. I'd
30. respectfully request the members of this aisle to give an
31. affirmative vote on the override on House Bill 255.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Rhoads.

1. SENATOR RHOADS:

2. Thank you, Mr. President and members of the Senate. In the
3. debate this afternoon on the amendment to House Bill 255, we were
4. presented with an amendment of some twenty-nine pages, which
5. upwardly adjusts the salaries of the constitutional officers, the
6. judges and members of the General Assembly. I said at that time,
7. with respect to only members of the General Assembly, I'm not
8. familiar enough with those other officers in their compensation
9. to really comment on it, that I thought that some sort of upward
10. adjustment was merited and I thought it was justified. I also
11. said at that time that I thought it was inappropriate in the
12. extreme to vote on such an upward adjustment in a Session of the
13. Legislature which occurs between an election and the beginning
14. of the next biennium. Notwithstanding the fact that this has
15. been the recent practice of the Illinois Legislature for the last
16. two or three pay raises. It seems to me that we do...have an
17. alternative, one which I hope will be pursued in the next Session
18. of the General Assembly and that will be a constitutional amend-
19. ment, which would prohibit that, henceforth, pay raises of this
20. kind might be considered in a lame duck Session. I think that
21. might be a constructive step to pursue. It's one that I would
22. hope others would join me in pursuing and it's one that might,
23. somewhat, take away from the unfortunate image that the Legislature
24. might present when it takes an action such as this. I oppose the
25. override motion...incidentally, Mr. President, I do want to point
26. out...if I am correct that we're...presented here with a complete
27. override veto.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. That is correct, Senator Rhoads.

30. SENATOR RHOADS:

31. In other words, the Governor did not opt to use his option
32. of the line item veto and I...I think that ought to be noted.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. (Machine cutoff) further discussion? Senator Knuppel may
2. close.

3. SENATOR KNUPPEL:

4. Well, Mr. Chairman, I have risen to the challenge of Senator
5. Rhoads and I have told him that I will join with him. I will
6. join with him in sponsoring legislation for a constitutional
7. amendment. Now, Senator Rhoads, I asked you to join with me.
8. This then will be the last time we're confronted, hopefully,
9. with this situation. Your position and I'm saying this in
10. honesty and not in derogation. Reminds me of the young man who
11. met the most beautiful woman he had ever seen and the courtship
12. started and continued for a long time and one night he was telling
13. her, you're the most beautiful, the most wonderful creature in all
14. the world and she said, well, I think this romance has gone on
15. about long enough. Maybe you saw that thing about Mickey and Minnie
16. in the Sun Times today and...and it suggested that Mickey make an
17. honest woman out of Minnie and she said, I think we have to make
18. a decision. She said you won't propose, so she says I'll ask you,
19. will you marry me and he set there for a minute after all those
20. expletives of beautiful things he'd said about this woman and he
21. said I can't marry you and she said why. And he says you have a
22. mole on your stomach.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The...the question is, shall House Bill 255 pass the Veto
25. to the Governor to the ~~contrary~~ notwithstanding. Those in favor
26. vote Aye. Those opposed vote Nay. The voting is open. Have all
27. voted who wish? Have all voted who wish? Take the record. On that
28. question, the Ayes are 37, the Nays are 21, None Voting Present.
29. House Bill 255 having received the required three-fifths vote is
30. declared passed the Veto of the Governor to the contrary notwith-
31. standing and the bill having received the affirmative votes of
32. three-fifths of the members elected is effective immediately upon
33. its becoming a law. For what purpose does Senator Rock arise?

1. SENATOR ROCK:

2. Thank you, Mr. President. Having voted on the prevailing
3. side I do now move to reconsider the vote by which Senate Bill
4. 255 was declared passed.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Rock moves to reconsider the vote by which House
7. Bill 255 was overridden. Senator Chew moves that that motion
8. lie upon the Table. All in favor say Aye. Opposed Nay. The
9. Ayes have it. The motion to Table prevails. Messages from the
10. House.

11. SECRETARY:

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

13. Mr. President - I am directed to inform the
14. Senate the House of Representatives has restored to the original
15. amount the item reduced by the Governor which is attached in a
16. bill with the following title in which I am instructed to ask the
17. concurrence of the Senate to-wit. House Bill 2632.

18. I am further instructed to deliver to you the objections of
19. the Governor, which are contained in the attached copy of his
20. letter of the House of Representatives.

21. (END OF REEL)

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1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Buzbee moves that the Senate stand adjourned.
3. For what purpose does Senator Vadalabene arise?
4. SENATOR VADALABENE:
5. Yes, Mr. President, I move that we stand adjourned.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Oh...
8. SENATOR VADALABENE:
9. Senator Buzbee had that reconsidering act a while ago.
10. I move that we adjourn.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Vadalabene moves that the Senate stand adjourned
13. until December 12th at the hour of twelve o'clock noon. You've
14. heard the motion. All in favor say Aye. Opposed Nay. The Ayes
15. have it. The Senate stands adjourned until December the 12th.
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