

MARCH 29, 1979

REGULAR SESSION

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The hour of eleven having arrived the Senate will come
3. to order. Will the guests in our galleries please rise.

4. Prayer by Reverend George J. Matranga of Our Savior's
5. Lutheran Church, Springfield.

6. REVEREND MATRANGA:

7. (Prayer by Reverend Matranga)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Thank you, Mr. President. I move that reading and
12. approval of the Journals of Tuesday, March the 27th and
13. Wednesday, March the 28th in the year 1979 be postponed
14. pending arrival of the printed Journal.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. You've heard the motion. Those in favor indicate by
17. saying Aye. Those opposed. The Ayes have it. The motion
18. carries. Committee Reports.

19. SECRETARY:

20. Senator Donnewald, Chairman of the Assignment of Bills
21. Committee assigns the following Senate Bills to committee:
22. Agriculture, Conservation and Energy, Senate Bills 424, 444
23. and 455; Elementary and Secondary Education, Senate Bills
24. 452 and 454; Elections and Reapportionment, Senate Bill 428;
25. Executive, Senate Bills 430, 433, 434, 435 and 449; Finance
26. and Credit Regulations, Senate Bills 426 and...456; Judiciary I,
27. Senate Bills 443, 446 and 453; Judiciary II, Senate Bill 427;
28. Labor and Commerce, Senate Bills 425, 438 and 439; Local
29. Government, Senate Bill 450; Pensions, Personnel and Veteran's
30. Affairs, Senate Bills 429, 432 and 451; Public Health, Welfare
31. and Corrections, Senate Bills 431, 436, 437, 445 and 447;
32. Revenue, 441, 442, 448 and 457; Transportation, Senate Bill 440.

33. Senator Donnewald assigns the following House Bills to

1. committee:
2. Executive, House Bills 327 and 358; Finance and Credit
3. Regulations, 361; Judiciary I, 183; Judiciary II, 183;
4. Public Health, Welfare and Corrections, 249 and 345;
5. Revenue, 188 and 266.
6. Senator Buzbee, Chairman of the Appropriations II Committee
7. reports out Senate Bill 260 with the recommendation Do Pass.
8. Senator Merlo, Chairman of...Pensions, Personnel and
9. Veteran's Affairs reports out Senate Bills 250, 280, 334 with
10. the recommendation Do Pass. Senate Bill 300 with the
11. recommendation Do Pass as Amended.
12. Senator Chew, Chairman of the Transportation Committee
13. reports out Senate Bill 203 with recommendation Do Pass.
14. Senate Bill 183 with the recommendation Do Not Pass and
15. Senate Bill 265 with the recommendation Do Pass as Amended.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. A Message from the House.
18. SECRETARY:
19. A Message from the House by Mr. O'Brien, Clerk.
20. Mr. President - I am directed to inform the
21. Senate the House of Representatives has passed bills with
22. the following titles in the passage of which I am instructed
23. to ask concurrence of the Senate to-wit:
24. House Bills 69, 70, 71, 74, 76, 91 and 96, 108, 128
25. and 142.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Introduction of Bills.
28. SECRETARY:
29. Senate Bill 458 introduced by Senators Vadalabene, Chew,
30. Coffey and Nega
31. (Secretary reads title of bill)
32. Senate Bill 459 introduced by Senators Coffey, Chew,
33. Davidson and others.

1. (Secretary reads title of bill)
2. Senate Bill 460 introduced by Senators Vadalabene, Chew,
3. Coffey, Davidson and Nega.
4. (Secretary reads title of bill)
5. Senate Bill 461 introduced by the same sponsors.
6. (Secretary reads title of bill)
7. Senate Bill 462 introduced by Senator Chew.
8. (Secretary reads title of bill)
9. Senate Bill 463 introduced by Senators Weaver, Becker and...
10. Maitland and Moore.
11. (Secretary reads title of bill)
12. Senate Bill...Senate Bill 464 introduced by Senator
13. Vadalabene.
14. (Secretary reads title of bill)
15. Senate Bill 465 introduced by the same sponsor.
16. (Secretary reads title of bill)
17. Senate Bill 466 introduced by the same sponsor.
18. (Secretary reads title of bill)
19. Senate Bill 467 introduced by Senators Merlo, D'Arco and
20. Netsch.
21. (Secretary reads title of bill)
22. Senate Bill 468 introduced by Senator Daley.
23. (Secretary reads title of bill)
24. Senate Bill 469 introduced by the same sponsor.
25. (Secretary reads title of bill)
26. Senate Bill 470 introduced by the same sponsor.
27. (Secretary reads title of bill)
28. Senate Bill 471 introduced by Senator Daley.
29. (Secretary reads title of bill)
30. Senate Bill 472 introduced by Senator Daley.
31. (Secretary reads title of bill)
32. Senate Bill 473 introduced by Senator Daley.
33. (Secretary reads title of bill)

1. 1st reading of the bills.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senate Bills, 2nd reading. Senate Bill 2. Senate Bill 7,
4. Senator Merlo. Senator Ozinga. Just...just a moment. Senator
5. Ozinga. Senator, you wish to move the bill? Senate Bill 2.
6. Read the bill, Mr. Secretary.
7. SECRETARY:
8. Senate Bill 2.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. The Committee on Executive offers
11. one amendment.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Ozinga.
14. SENATOR OZINGA:
15. The one amendment that the committee offered was the
16. technical amendment that eliminated some language. It was
17. agreed upon in the committee and I would move it to be
18. accepted.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion? The question is, shall Amendment
21. No.1 to Senate Bill 2 be adopted. Those in favor indicate by
22. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
23. is adopted. Are there amendments from the Floor? Senator
24. Wooten.
25. SENATOR WOOTEN:
26. A question of the sponsor please.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. He indicates he will respond.
29. SENATOR WOOTEN:
30. Senator Ozinga, the point was made in Executive Committee
31. that this bill is not preemptive in its present form. Is it
32. your intention to make it preemptive or not?
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Ozinga.

2. SENATOR OZINGA:

3. Personally, the question is really no because I want
4. all of the votes that I can possibly get here. They have
5. been trying in the House to get a Preemption Amendment on.
6. They have been unsuccessful. Now I would rather see the
7. Preemption Bill come in as a separate, distinct thing so that
8. we can get the drinking age back to twenty-one over the entire
9. State. Then if we want to preempt it, it's perfectly all
10. right with me. I agree with the authors or the thinkers with
11. regard to the preemption. I would rather see it pass fully,
12. twenty-one here and then a separate bill to preempt.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Wooten.

15. SENATOR WOOTEN:

16. Senator, I am reliably informed that House Bill...could
17. we have some order please. I've...seems to be a fairly
18. important point, at least, to me. I...I want to be sure of
19. this. I'm reliably informed that the House did, in fact,
20. adopt by a wide margin a Preemptive Amendment to House Bill 21,
21. which is the same as House Bill 2 and I think that clearly
22. indicates the will of that Body and it would seem to me that
23. if...if we approach this in a nonpreemptive way we are simply
24. not meeting the challenge and I...I would suggest to you that
25. if you move this on to third you would, perhaps, consider
26. bringing it back for the consideration of a...an amendment...
27. an amendment to make it preemptive.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Ozinga.

30. SENATOR OZINGA:

31. Mr. President...inquiry. In the event that the Preemptive
32. Amendment is put on, how many votes does it then take to pass
33. the Senate?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Thirty-six votes.
3. SENATOR OZINGA:
4. How many?
5. PRESIDING OFFICER: (SENATOR DONNEWLD)
6. Thirty-six votes.
7. SENATOR OZINGA:
8. You see, Senator Wooten, this is my problem.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Wooten.
11. SENATOR WOOTEN:
12. Well, I...I would simply suspect that there are that
13. many votes here, Senator, but...it's your bill and...you
14. know...but I suggest to you that that without the preemption
15. there you have a flawed bill.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Pate...Senator Philip.
18. SENATOR PHILIP:
19. Thank you, Mr. President and Ladies and Gentlemen of the
20. Senate. I do have that identical amendment. Unfortunately,
21. it is not filed with the Clerk as of today. Hopefully, the
22. sponsor will hold it on 2nd reading until either later today
23. or...or Tuesday or bring it back and we'll try to put the
24. amendment on.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Ozinga.
27. SENATOR OZINGA:
28. Let's move it to third and I'll bring it back.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. All right. Are there further amendments?
31. SECRETARY:
32. No further amendments.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. 3rd reading. Senate Bill 8, Senator...Senate...Senate
2. Bill 7, excuse me. Senator Merlo. Read the bill, Mr.
3. Secretary.
4. SECRETARY:
5. Senate Bill 7.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. The Committee on Insurance and
8. Licensed Activities offers one amendment.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Merlo.
11. SENATOR MERLO:
12. Thank you, Mr. President. I would like at this time to
13. Table Amendment No. 1, which was a committee amendment. I
14. would ask leave for...
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Is...is there discussion? Senator Merlo wishes to Table
17. Committee Amendment No. 1 to Senate Bill 7. Those in favor
18. indicate by saying Aye. Those opposed. The Ayes have it.
19. Amendment No. 1 is Tabled.
20. SENATOR MERLO:
21. And then...
22. SECRETARY:
23. Amendment No. 2 offered by...Floor amendment offered by
24. Senator Merlo.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Merlo.
27. SENATOR MERLO:
28. Thank you, Mr. President. Amendment No. 2 is an agreed
29. amendment by the Insurance Department, the insurance industry
30. and, of course, the insurance staff and myself and what it
31. does is clarify the intent of the bill. It now makes it
32. mandatory that the Insurance Department would have to approve
33. or disapprove any endorsements, any riders, any alterations

1. on any health, life policies and I ask that this amendment
2. be moved on.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? The question is, shall Amendment
5. No. 2 to Senate Bill 7 be adopted. Those in favor indicate
6. by saying Aye. Those opposed. The Ayes have it. Amendment
7. No. 2 is adopted. Are there further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 3rd reading. Senate Bill 8, Senator Merlo. Read the
12. bill, Mr. Secretary.

13. SECRETARY:

14. Senate Bill 8.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. No committee amendments. Amendment
17. No. 1 Floor Amendment offered by Senator Merlo.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Merlo.

20. SENATOR MERLO:

21. Amendment No. 1 is a clarifying amendment. It makes some
22. technical changes...word changes. It is an agreed amendment
23. by the Department of Insurance. The insurance industry and
24. the staff and I ask its approval.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there discussion? The question is, shall Amendment
27. No. 1 to Senate Bill 8 be adopted. Those in favor indicate
28. by saying Aye. Those opposed. The Ayes have it. Amendment
29. No. 1 is adopted. Senate Bill...Are there further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. 3rd reading. Senate Bill 10, Senator Sommer. Read the

1. bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 10.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. The Committee on Judiciary I offers

6. two amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Sommer.

9. SENATOR SOMMER:

10. Mr. President, Amendment No. 1 reduces the amount from

11. ten thousand to one thousand and Amendment No. 2 is the

12. typical Christian Science sort of amendment.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there discussion? We'll consider Amendment No. 1

15. to Senate Bill 10. All those in favor of the adoption of

16. Amendment No. 1 to Senate Bill 10 indicate by saying Aye.

17. Those opposed. The Ayes have it. Amendment No. 1 is adopted.

18. Is there discussion concerning Amendment No. 2? The question

19. is, shall Amendment No. 2 be adopted. Those in favor indicate

20. by saying Aye. Those opposed Nay. The Ayes have it. Amend-

21. ment No. 2 is adopted. Are there further amendments?

22. SECRETARY:

23. No further committee amendments.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Are there amendments from the Floor?

26. SECRETARY:

27. No Floor amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. 3rd reading. Senate Bill 11, Senator Sommer. Read the

30. bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 11.

33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Judiciary I offers
2. two amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Sommer.

5. SENATOR SOMMER:
6. Mr. President and members, Amendment No. 1 is simply
7. a correction of a mistyped couple of words. Amendment No. 2...
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Let's consider Amendment No. 1. Is there discussion on
10. Amendment No. 1? The question is, shall Amendment No. 1 to
11. Senate Bill 11 be adopted. Those in favor indicate by saying
12. Aye. Those opposed. The Ayes have it. Amendment No. 1 is
13. adopted. Amendment No. 2, Senator Sommer.

14. SENATOR SOMMER:
15. Amendment No. 2 simply provides additional language
16. concerning the drivers of these...these emergency vehicles
17. and was suggested by the committee.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Is there discussion? The question is, shall Amendment
20. No. 2 to Senate Bill 11 be adopted. Those in favor indicate
21. by saying Aye. Those opposed. The Ayes have it. Amendment
22. No. 2 is adopted. Are there further amendments?

23. SECRETARY:
24. No further committee amendments.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Are there amendments from the Floor?

27. SECRETARY:
28. No Floor amendments.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. 3rd reading. Senate Bill 12, Senator Sommer. Read the
31. bill, Mr. Secretary.

32. SECRETARY:
33. Senate Bill 12.

1. (Secretary reads title of bill)

2. 2nd reading of the bill. The Committee on Judiciary I offers

3. one amendment.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Sommer.

6. SENATOR SOMMER:

7. Mr. President and members. This was the amendment offered

8. by the Secretary of State's Office and it makes clear that only

9. people getting through an estate are eligible to receive a

10. car under this provision.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? The question is, shall Amendment

13. No. 1 to Senate Bill 12 be adopted. Those in favor indicate

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

15. No. 1 is adopted. Are there further amendments?

16. SECRETARY:

17. No further committee amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Are there amendments from the Floor?

20. SECRETARY:

21. No Floor amendments.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. 3rd reading. Senate Bill 23, Senator Vadalabene. Read

24. the bill, Mr. Secretary.

25. SECRETARY:

26. Senate Bill 23.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. The Committee on Executive offers

29. one amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Vadalabene.

32. SENATOR VADALABENE:

33. Yes, thank you, Mr. President and members of the Senate.

1. Amendment No. 1 to Senate Bill 23 is in conformity with the
2. Bistate Development Agency that in the compact with Missouri
3. the language in the Illinois bill has to be identical as the
4. language in the Missouri bill. It's a technical amendment and
5. I would appreciate its adoption.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there discussion? The question is, shall Amendment
8. No. 1 to Senate Bill 23 be adopted. Those in favor indicate
9. by saying Aye. Those opposed Nay. The Ayes have it. Amend-
10. ment No. 1 is adopted. Are there further amendments?

11. SECRETARY:

12. No further committee amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Are there amendments from the Floor?

15. SECRETARY:

16. No Floor amendments.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. 3rd reading. Senate Bill 34, Senator Keats. Senate
19. Bill 63, Senator Joyce. Senate Bill 67, Senator Martin.
20. Senator Martin. Senate Bill 67. Read the bill, Mr. Secretary.

21. SECRETARY:

22. Senate Bill 67.

23. (Secretary reads title of bill)

24. 2nd reading of the bill. The Committee on Local Government
25. offers one amendment.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Martin.

28. SENATOR MARTIN:

29. The amendment clarifies that all bonds and contractual
30. obligations will be fulfilled.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? The question is, shall
33. Amendment No. 1 to Senate Bill 67 be adopted. Those in favor

1. indicate by saying Aye. Those opposed. The Ayes have it.
2. Amendment No. 1 is adopted. Are there further amendments?
3. SECRETARY:
4. No further committee amendments.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Are there amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. 3rd reading. Senate Bill 70, Senator Grotberg. Do you
11. wish to call the bill, Senator? Read the bill, Mr. Secretary.
12. SECRETARY:
13. Senate Bill 70.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Local Government
16. offers one amendment.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Grotberg. Senator Grotberg.
19. SENATOR GROTBERG:
20. Would you...thank you, Mr. President. Would the
21. electrician check that? We had trouble yesterday.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. We will attend to that.
24. SENATOR GORTBERG:
25. This is the famous Senator Schaffer amendment, who
26. somehow still hasn't got his name on the bill. It raises
27. the anticipation warrant interest level to eight percent now.
28. Is that correct, Mr. Clerk?
29. SECRETARY:
30. Yes, Sir.
31. SENATOR GROTBERG:
32. ...Eight percent. Thank you. I'll move the adoption.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? The question is, shall
2. Amendment No. 1 to Senate Bill 70 be adopted. Those in favor
3. indicate by saying Aye. Those opposed Nay. The Ayes have
4. it. Amendment No. 1 is adopted. Are there further amend-
5. ments?

6. SECRETARY:

7. No further committee amendments.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Are there amendments from the Floor?

10. SECRETARY:

11. No Floor amendments.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. 3rd reading. Senate Bill 82, Senator Bloom. Senate
14. Bill 88. Senate Bill 93, Senator Hall. Read the bill, Mr.
15. Secretary.

16. SECRETARY:

17. Senate Bill 93:

18. (Secretary reads title of bill)

19. 2nd reading of the bill. The Committee on Local Government
20. offers two amendments.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Hall.

23. SENATOR KENNETH HALL:

24. Thank you, Mr...Thank you, Mr. President and Ladies and
25. Gentlemen of the Senate. The first amendment restricts
26. application of the bill to counties authorized to...it
27. restricts application to the bill to downstate counties.
28. I'd ask for adoption of this. Is that...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there...Yes. Is there discussion? The question is,
31. shall Amendment No. 1 to Senate Bill 93 be adopted. Those
32. in favor indicate by saying Aye. Those opposed. The Ayes
33. have it. Amendment No. 1 is adopted. Are there further

S B 101

- 1. amendments?
- 2. SECRETARY:
- 3. Committee Amendment No. 2.
- 4. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 5. Senator Hall.
- 6. SENATOR KENNETH HALL:
- 7. Thank you again, Mr. President. This requires a county
- 8. to give at least fifteen days prior to when it plans to begin
- 9. cutting...to give notice of their intention to cut the weeds
- 10. to the owner of the unimproved or partially improved real
- 11. estate. The county must mail a written copy of the notice
- 12. to the last known address of the owner and the second part
- 13. to that, that it makes the stylistic substitute to for may
- 14. and technically substitutes linear for line or corrections.
- 15. I ask adoption...
- 16. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 17. Is there discussion? The question is, shall Amendment
- 18. No. 2 to Senate Bill 93 be adopted. Those in favor indicate
- 19. by saying Aye. Those opposed. The Ayes have it. Amendment
- 20. No. 2 is adopted. Are...Is there further...Is...Are there
- 21. further amendments?
- 22. SECRETARY:
- 23. No further committee amendments.
- 24. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 25. Are there amendments from the Floor?
- 26. SECRETARY:
- 27. No Floor amendments.
- 28. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 29. 3rd reading. Senate Bill 101, Senator Schaffer. Read
- 30. the bill, Mr. Secretary.
- 31. SECRETARY:
- 32. Senate Bill 101.
- 33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Elementary and
2. Secondary Education offers one amendment.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Schaffer.
5. SENATOR SCHAFFER:
6. Mr. President and members of the Senate. The amendment
7. that we put on should be Tabled and we've agreed on a second
8. version to the amendment, so at this time I'd move to Table
9. Amendment No. 1.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Is there discussion? The question is, shall Amendment
12. No. 1 be Tabled? Those in favor indicate by saying Aye.
13. Those opposed. The Ayes have it. Amendment No. 1 is Tabled.
14. SECRETARY:
15. Amendment No. 2, Floor Amendment offered by Senator
16. Schaffer.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Schaffer.
19. SENATOR SCHAFFER:
20. Mr. President, this amendment meets the dicussion in
21. committee. It changes the area affected from attendance
22. center to within the school district and clearly spells out
23. by changing a "shall" to a "may" that the local school board
24. has the option whether or not they wish to pick up the child
25. who is placed for babysitting or baby care service outside
26. the mile and a half area.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Is there discussion? The question is, shall Amendment
29. No. 2 to Senate Bill 101 be adopted. Those in favor indicate
30. by saying Aye. Those opposed. The Ayes have it. Amendment
31. No. 2 is adopted. Are there further amendments?
32. SECRETARY:
33. No further amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. 3rd reading. Senate Bill 142, Senator Vadalabene.
3. Read the bill, Mr. Secretary.
4. SECRETARY:
5. Senate Bill 142.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. The Committee on Local Government
8. offers two amendments.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Vadalabene.
11. SENATOR VADALABENE:
12. Yes, thank you, Mr. President and members of the Senate.
13. Amendment No. 1 to Senate Bill 142 changes the reference
14. from the districts acquisition of working...cash working
15. funds to working cash funds. It is a technical amendment
16. and do you want me to explain Amendment No. 2?
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. No. We'll consider Amendment No. 1. Is there discussion?
19. The question is, shall Amendment No. 1 be adopted. Those in
20. favor indicate by saying Aye. Those opposed Nay. The Ayes
21. have it. Amendment No. 1 is adopted. Amendment No. 2,
22. Senator Vadalabene.
23. SENATOR VADALABENE:
24. Thank you, Mr. President and members of the Senate.
25. Amendment No. 2 to Senate Bill 142 reduces from ten percent
26. to eight percent the permissible interest rate on General
27. Obligation Bonds and I move for the adoption of this amend-
28. ment.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Is there discussion? The question is, shall Amendment
31. No. 2 be adopted. Those in favor indicate by saying Aye.
32. Those opposed. The Ayes have it. Amendment No. 2 is
33. adopted. Are there further amendments?

1. SECRETARY:
2. No further committee amendments.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Are there amendments from the Floor?
5. SECRETARY:
6. No Floor amendments.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. 3rd reading. Senate Bill 159, Senator Mitchler.
9. Read the bill, Mr. Secretary.
10. SECRETARY:
11. Senate Bill 159.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Are there amendments from the Floor?
16. SECRETARY:
17. No Floor amendments.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. 3rd reading. Senate Bill 170, Senator Martin. Read
20. the bill, Mr. Secretary.
21. SECRETARY:
22. Senate Bill 170.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Are there amendments from the Floor?
27. SECRETARY:
28. No Floor amendments.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. 3rd reading. Senate Bill 177, Senator Regner. Read
31. the bill, Mr. Secretary.
32. SECRETARY:
33. Senate Bill 177.

1. (Secretary reads title of bill)

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

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Are there amendments from the Floor?

5. SECRETARY:

6. No Floor amendments.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. 3rd reading. Senate Bill 187, Senator Bloom. Senate

9. Bill 189, Senator Grotberg. Read the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 189.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Are there amendments from the Floor?

16. SECRETARY:

17. No Floor amendments.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. 3rd reading. Senator D'Arco for what purpose do you

20. arise?

21. SENATOR D'ARCO:

22. I was going to talk to Senator Bloom about Senate Bill 187

23. and I was looking for him on the Floor.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. We...we did not call Senate Bill 187.

26. SENATOR D'ARCO:

27. Well, didn't you advance it to 3rd?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. We did not call...Senate Bill 187. Senate Bill 210,

30. Senator Moore. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 210.

33. (Secretary reads title of bill)

SB 87
3rd reading
3-29-79

1. 2nd reading of the bill. No committee amendments.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Are there amendments from the Floor?
4. SECRETARY:
5. No Floor amendments.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. 3rd reading. Senate Bill 216, Senator Bowers. Senate
8. Bill...Read the bill, Mr. Secretary.
9. SECRETARY:
10. Senate Bill 216.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. No committee amendments.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Are there amendments...are there amendments from the Floor?
15. SECRETARY:
16. No Floor amendments.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. 3rd reading. Senate Bill 272, Senator Bowers. Senate
19. Bill 292, Senator Knuppel. Senator DeAngelis for what purpose
20. do you arise?
21. SENATOR DeANGELIS:
22. Mr. President, I would like to have leave to be shown
23. as cosponsor on House Bill 18. I have permission of the
24. sponsor.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Is there leave? Leave is granted. Senate Bills on 3rd
27. reading. Senate Bill 65, Senator Jerome Joyce. Senate Bill 76.
28. Senate Bill 87, Senator Grotberg. Senator Grotberg. Senate
29. Bill 87. Read the bill, Mr. Secretary.
30. SECRETARY:
31. Senate Bill 87.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Grotberg.

3. SENATOR GROTBORG:

4. Thank you, Mr. President and members of the Senate.
5. Senate Bill 87 is a bill that's taken years to get to
6. 3rd reading in either House of this General Assembly. It
7. is a bill that finally deals with the concept of medical
8. costs of prisoners in...for State charges...I'll try my
9. own microphone now, if it's all right with you, Mr.
10. President.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. You may.

13. SENATOR GROTBORG:

14. ...dealing with the costs of medical care for prisoners
15. that have been mandated by the courts and this is prisoners
16. on State charges or awaiting trial in county jails on State
17. charges, so that we can be candid about it, the original
18. bill suggested, that the State pay all of its charges.
19. In reality the biggest problem with our counties, large and
20. small, is that it is an unbudgetable item given the nature
21. of sickness and health care. The catastrophic experiences
22. have been the ones that have caused attention even at the
23. county level. The County Problems Commission has dealt with
24. this as long as I've been a member of it, which is seven
25. years, I believe. The final form of the bill before you is
26. simply a major medical bill for counties with a twenty-five
27. hundred dollar deductible clause in it that said that any
28. medical bill over twenty-five hundred dollars would be
29. reimbursable by the Department of Corrections of the State
30. of Illinois. Of course, the department testified against
31. the original bill. I've asked them for information now that
32. has been amended. The original bill would be paid it all.
33. The fiscal impact of this on the State budget would have been

1. approaching six millions of dollars. The fiscal impact under
2. the amended version...

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Just a moment, Senator. Will the members please be
5. in their seats and will the Sergeant-at-Arms remove all
6. unauthorized personnel. Proceed.

7. SENATOR GROTERBERG:

8. The fiscal impact under the amended bill is just a
9. fraction of that with the research that we have done. I
10. have on my desk ten copies of representative ten county
11. spread of the actual experience rate of county medical
12. expenses and I thought I might share this with you and
13. then submit myself to questioning on the matter.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there discussion? The question is, shall Senate
16. Bill 87 pass.

17. SENATOR GROTERBERG:

18. Mr. Clerk...

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Just a moment.

21. SENATOR GROTERBERG:

22. Mr. Clerk, a question was raised over the...Do you have
23. a copy of the amendment, Mr. Clerk? Could...Senator, would
24. you go down to the Clerk and show him that? We do want to
25. be correct on this.

26. SECRETARY:

27. The amendment has been engrossed, but I think...

28. SENATOR GROTERBERG:

29. Yes, this is the Secretary...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. In the Senate it is the Secretary.

32. SENATOR GROTERBERG:

33. It's the Secretary of the Senate. I apologize for that,

1. Mr. Secretary.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Weaver...

4. SENATOR GROTBORG:

5. ...We've been going not too...

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. ...for what purpose do you arise?

8. SENATOR WEAVER:

9. A question to the sponsor, Mr. President.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Indicates he will yield.

12. SENATOR WEAVER:

13. Senator Grotberg, what is the estimate of costs to the

14. Department of Corrections for, maybe, the first year? Do

15. you have any estimate of what this might cost the State of

16. Illinois?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Grotberg.

19. SENATOR GROTBORG:

20. My best information would tell me under five hundred

21. thousand dollars, Senator Weaver.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Weaver.

24. SENATOR WEAVER:

25. Well, just looking at the committee vote here. It

26. passed out of committee 3 to 1. Was there some abstentions

27. in the committee or they're not present or...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Grotberg.

30. SENATOR GROTBORG:

31. No. It was an excellent committee meeting, Senator.

32. There were no Present votes. Realizing that you come from

33. Champaign County, Senator, in the last year and you didn't

1. even ask the question, but I was about to go into this.
2. You have a hundred and sixty-three thousand people in the
3. county, but there were twenty-five hundred and fifty-nine
4. prisoners in your county jail in Champaign County during
5. that period of time. The total medical costs were nineteen
6. thousand dollars. Only one case was over twenty-five hundred
7. dollars and it was three thousand two hundred and sixty-seven
8. dollars.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Weaver.

11. SENATOR WEAVER:

12. Well, I presume, next year you'll be in with a bill for
13. the State to take over all lockups and then we'll finance
14. the whole prison system in the State of Illinois.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Senator Demuzio.

17. SENATOR DEMUZIO:

18. Yes, I'd like to ask the sponsor a question in...

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. ...Indicates he will yield.

21. SENATOR DEMUZIO:

22. ...Senator Grotberg, do you have the statistics there
23. on Macoupin County?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Grotberg.

26. SENATOR GROTBORG:

27. Fulton County.

28. SENATOR DEMUZIO:

29. No, Macoupin County.

30. SENATOR GROTBORG:

31. Macoupin County. No. Give me another one of your
32. counties, Senator. I've got...I've got Schuyler, Bond,
33. Clark, Jo Davies, Morgan, Fulton, Jackson, DeKalb, Vermilion,

1. McLean, Macon, Champaign, Rock Island, Kane and DuPage.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senator Demuzio.
4. SENATOR DEMUZIO:
5. Well, I'm surprised you mentioned Fulton County. I
6. guess that's because of the waste bills, I guess, but in
7. Macoupin County we have had extraordinary amount of bills
8. that must be absorbed by the county in this last fiscal
9. year. As a matter of fact, one bill, I think, is in the
10. area of fifteen thousand or better. I think that this bill
11. is certainly one that will help to alleviate some of the
12. financial problems that are being borne by county government
13. and I am a cosponsor of this bill. I think it's a good bill.
14. I think it's a step in the right direction in order to help
15. those counties to meet those increased costs of incarcerations
16. and I would urge support from my colleagues on this side.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Mitchler.
19. SENATOR MITCHLER:
20. Mr. President, a quick question of the sponsor.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. He indicates he will yield.
23. SENATOR MITCHLER:
24. What is the total costs to the State estimated to be
25. for the program?
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. That question was asked earlier and I think the response
28. was a half a million dollars.
29. SENATOR MITCHLER:
30. Mr. President, I asked the sponsor.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. He'll answer again, I presume. Senator Grotberg.
33. SENATOR GROTBORG:

1. It would be well under a half million dollars given the
2. experience.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Grotberg may close
5. if he wishes.

6. SENATOR GROTBORG:

7. I wish that everyone here who represents counties would
8. share in passing this bill that is a long time overdue.
9. There has been debate for years as to whether prison...
10. prisons...the Department of Corrections should have Blue
11. Cross and Blue Shield for their members. That one has
12. been up and down over the years. This is a better way for
13. a major medical coverage for counties and I would ask for
14. an Aye vote.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. The question is, shall Senate Bill 87 pass. Those
17. in favor vote Aye. Those opposed Nay. The voting is open.
18. Have all those voted who wish? Take the record. On that
19. question, the Ayes are 42, the Nays are 14. Senate Bill 87
20. having received the constitutional majority is declared
21. passed. Senate Bill 97, Senator Sangmeister. Senate Bill 115,
22. Senator Lemke. Senate Bill 115. Do you wish to call the bill,
23. Senator? Senator, do you wish to call the bill? Senate Bill
24. 129, Senator Lemke. All right. Senator Lemke requests that
25. the bill be brought back to the Order of 2nd reading for
26. the purpose of an amendment. Do we have leave? All right.
27. Take it out of the record. Senate Bill 145, Senator Vadalabene.
28. Senate Bill 151, Senator Rhoads. Senator Rhoads requests that
29. the bill be returned to the Order of 2nd reading for the
30. purposes of an amendment. Do we have leave? Leave is granted.
31. The bill is now on 2nd reading. Senator Rhoads.

32. SECRETARY:

33. Amendment No. 2 offered by Senator Rhoads.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Rhoads.
3. SENATOR RHOADS:
4. Mr. Chairman, I don't think that will be Amendment No. 2.
5. What I want to do is having voted on the prevailing side, move
6. to reconsider the vote by which...Committee Amendment No. 1
7. was adopted.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. It would be Amendment No. 2.
10. SENATOR RHOADS:
11. Whatever...Whatever's...
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. You've heard...You've heard the motion. Those in favor
14. indicate by saying Aye. Those opposed Nay. The Ayes have it.
15. The matter will be considered. Senator Rhoads now moves to
16. Table Amendment No. 2...
17. SECRETARY:
18. Amendment No. 1.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. ...No. 1 to Senate Bill 151. Those in favor indicate
21. by saying Aye. Those opposed. The Ayes have it. Amendment
22. No. 1 is Tabled.
23. SECRETARY:
24. Amendment No. 2 offered by Senator Rhoads.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Rhoads.
27. SENATOR RHOADS:
28. Thank you, Mr. President and members of the Senate.
29. Amendment No. 2 is identical to the committee amendment,
30. except for the last four lines and this was in response
31. to a question which was raised by Senators Bruce and
32. Donnewald regarding potential liability under the Firemen
33. and Policemen Compensation Act and we simply say in this

1. amendment that this provided nothing in this definition is...
2. intended to extend coverage of that Act to Federal officers
3. and I move its adoption.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? The question is, shall
6. Amendment No. 2 to Senate Bill 151 be adopted. Those in
7. favor indicate by saying Aye. Those opposed. The Ayes
8. have it. Amendment No. 2 is adopted. Are there further
9. amendments?

10. SECRETARY:

11. No further amendments.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. While we're...on the Order of 2nd reading...while...
14. we'll advance that bill to 3rd reading. 151 is now on
15. 3rd reading. While we're on the Order of 2nd reading...
16. Senator Keats, as to Senate Bill 34. I'm advised that the
17. Calendar is correct, Senator, until the time when you adopt
18. an amendment, which I understand you have.

19. SENATOR KEATS:

20. Thank you, Mr. President and Ladies and Gentlemen of
21. the Senate. I would urge the adoption of Amendment No. 1...
22. from committee and then ask that the bill be...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Just a moment. We have to read the bill, Senator.

25. SECRETARY:

26. Senate Bill 34.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. The Committee on Judiciary I offers
29. one amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Keats.

32. SENATOR KEATS:

33. I would ask that Committee Amendment No. 1 be accepted

1. by the Senate.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Do you wish to explain the amendment, Senator?

4. SENATOR KEATS:

5. All it does is take the price of a list that is being

6. distributed and leave the price open so the Secretary of

7. State may set whatever is a reasonable price rather than

8. setting an existing one now that a year from now we've

9. got to raise and a year after that we raise. This way

10. we leave it at the discretion of the Secretary and since

11. he set the initial price anyway I think we can expect him

12. to be reasonable.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there discussion? The question is, shall Amendment

15. No. 1 to Senate Bill 34 be adopted. Those in favor indicate

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

17. No. 1 is adopted. Are there further amendments?

18. SECRETARY:

19. No further committee amendments.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Are there amendments from the Floor?

22. SECRETARY:

23. No Floor amendments.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. 3rd reading. On the Order of 3rd reading. Senate Bill 151,

26. Senator Rhoads. Read the bill, Mr. Secretary.

27. SECRETARY:

28. Senate Bill 151.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Rhoads.

33. SENATOR RHOADS:

1. Thank you, Mr. President and members of the Senate.
2. Senate Bill 151 extends the definition of peace officer to
3. agents and officers of the Federal Government who are duly
4. commissioned by Federal Statute to make arrests for violations
5. of Federal Criminal Laws. There are situations now where a
6. local police department will request the assistance of, say
7. for example, an FBI agent in a hostage negotiating situation
8. where no specific criminal...no specific Federal Statute
9. has been involved. Right now those officers are acting in
10. the capacity of private citizens. California and Illinois
11. are the only two states that did not extend a peace officer
12. definition to these people. At the request of Senator
13. Washington we added...an amendment in committee, which would
14. stipulate that these Federal officers would not have Illinois
15. statutory Stop and Frisk powers and we have further just
16. now amended it make sure that these officers are not included
17. in our definition for the Police Officer's Compensation Act.
18. The bill was requested by the Illinois Association of Chiefs
19. of Police. It came out of committee seven to nothing and I
20. do not know of any opposition, but I will be happy to answer
21. any questions if there are any.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Hall.

24. SENATOR HALL:

25. Will the sponsor yield to a question?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Indicates he will.

28. SENATOR KENNETH HALL:

29. Senator Rhoads, FBI agents are Federal agents, right?

30. Well, don't they have police power throughout the State

31. without this law? You mean to say that an FBI agent...if

32. he's at presently working with some police officer he wouldn't

33. have the authority to assist him?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Rhoads.
3. SENATOR RHOADS:
4. Not specifically and statutorily, Senator Hall, without
5. this bill, he would not. Right now he could only get in-
6. volved with a Federal crime. Let's say, for example, the...
7. the FBI agent is...is conducting a surveillance, he sees a
8. State crime occur in his presence. There is no statutory
9. provision covering him for other than the...than the
10. provision that...granted to an ordinary citizen to make a
11. full custodial arrest until such time as a local police
12. official arrives on the scene.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Hall.
15. SENATOR KENNETH HALL:
16. Well, I don't know how often it is, but you know...
17. you've heard of citizens arrest, haven't you? A citizens
18. can arrest and this is new to me to find out that Federal
19. agents have to have a special law enacted in our State for
20. them to assist in arrests. I mean is...who asked for the
21. bill?
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Rhoads.
24. SENATOR RHOADS:
25. The Illinois Association of Chiefs of Police and the
26. FBI National Academy Association as well as police departments
27. in my district. That's where the bill came from last summer.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Is there further...Senator Netsch.
30. SENATOR NETSCH:
31. Thank you. Let me just be sure I understand this,
32. Senator Rhoads. If this bill passes,an FBI agent would then
33. be authorized on his own to make an arrest in the State of

1. Illinois something which he cannot now do?

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Rhoads.

4. SENATOR RHOADS:

5. There are a couple of conditions. The bill is very
6. short, Senator. He says...He has to be discharging the
7. duties and providing services...imposed upon him by
8. Federal Statute or he is acting at the specific request
9. of a State or local peace officer. Now, if he observes
10. a State crime, he can...he can take a person into custody.
11. These are usually stress situations. These agents very
12. often are armed. He can take the individual into custody
13. until a local police officer gets there to make the...to
14. make the formal arrest. He can make a custodial arrest,
15. in other words, with this bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Netsch.

18. SENATOR NETSCH:

19. But an FBI agent, you are saying, now...at the present
20. time cannot make an arrest of any sort for violation of either
21. Federal or State law.

22. SENATOR RHOADS:

23. State law...State law.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator...Senator Rhoads.

26. SENATOR RHOADS:

27. Does not have the authority for...for State law. In
28. other words he's not supposed to if...if no Federal crime
29. is involved, but we've had two situations that arise.
30. Number one, where a local police department requests the
31. assistance of an FBI agent or number two, two FBI agents
32. by themselves are out conducting a surveillance. They see
33. a State crime go down. Right now they don't have any more

1. authority to do anything than...than an ordinary citizen
2. would have to do and yet the ordinary citizen probably
3. isn't trained and isn't armed and so forth.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Netsch.

6. SENATOR NETSCH:

7. Senator Rhoads, you, of all people want to give Federal
8. agents the right to make arrests for violation...further
9. intrusion of the Federal Government into our sacred State's
10. Rights?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. Senator Netsch, to seriously answer your question, I
15. think it would be a...neglecting our responsibilities if...
16. if we didn't give these officers some protection. They see
17. a State crime go down and right now they can't do anything
18. about it. So I...I think that they would be assisting.
19. There's approximately two hundred and fifty to three hundred
20. Federal officers commissioned by Federal Statute to make
21. arrests in this State and in...frankly, it would be a means
22. of assisting our local police departments at no cost to the
23. State of Illinois.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Netsch.

26. SENATOR NETSCH:

27. That was not entirely responsive to my question, but
28. one last question. Is there anything in addition to the
29. actual making of an arrest for violation of State law
30. under the circumstances prescribed in the bill that the
31. enactment of this bill would authorize FBI agents to do
32. that they cannot now do?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rhoads.

2. SENATOR RHOADS:

3. The best answer I can give you is no. Mr. Durbin of
4. your staff, Phil Weber of our staff have researched and
5. there doesn't appear to be any. No.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Berman.

8. SENATOR BERMAN:

9. Thank you, Mr. President. I rise in opposition to the
10. bill. First of all, there are a whole slew of Federal agencies
11. that give their employees certain arrest powers. They all
12. operate with the cooperation of our local police departments
13. and I'm not...I don't understand why that situation can't
14. apply to the FBI. I don't think that there are any more
15. privileged category of people than other Federal agents and
16. I think that the best way to make sure that our citizens
17. in Illinois have some protection is to require them to
18. cooperate with our local police agencies just like every
19. other Federal agency has to do. Also, I think what you're
20. doing here is inviting an attack because of technicalities
21. that are built into this bill to attack the propriety of
22. every arrest that would be made by a Federal agent under
23. this bill. There are certain conditions built in here that
24. do not apply to our own State and local police officers and,
25. therefore, you'd have to...you could have challenges by
26. defense lawyers contesting the propriety of any arrests that
27. was made by an FBI agent. I think you may find that culprits
28. will be walking away as a result of arrests made by FBI agents
29. where today, the FBI should cooperate with our local policemen.
30. Arrests are made by local police officers and those arrests
31. stick. I'm not sure you are going to find that that's going
32. to be the case if we pass this bill. I don't think it's
33. necessary. I think we've got enough policemen running up and

1. down the State as it is and I think that the FBI ought to
2. just learn to cooperate with local police officers.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Washington.

5. SENATOR WASHINGTON:

6. Mr. President, I don't see the dangers in the language
7. are inherit this bill that Senator Berman seems to...to read
8. into this. I don't know. I wish he would spell out, specifically,
9. what...what he means in reference to this bill. As the bill
10. came before the committee and discussed by Senator Rhoads and
11. others I thought it was an excellent bill and designed to
12. supplement our local police forces and I have no problem
13. with that. The problem was that on its original face, it
14. went much too far. It gave extensive peace power...peace
15. officer powers to FBI agents and we were opposed to
16. that and Senator Rhoads...attempted successfully to cure
17. that problem, but I don't see the danger, Senator
18. Berman, which you spell out in this bill. I think it's
19. pretty well constricts an FBI agent to two particular
20. fact situations and in that situation, he'd have no powers
21. broader or narrower than a local police official. It is
22. a supplement too and I think in this day and age, that we
23. do need some assistance on our streets from trained officers.
24. Some of us have minds sets about the FBI and I used to have
25. one, but that doesn't go categorically across the board to
26. our agents. They are well trained. They're qualified.
27. They're probably the most skilled law enforcement people in
28. the country and it seems to me that they would be a necessary
29. adjunct and supplement to our own police departments in this
30. city and I think it's a good bill and I support it.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator D'Arco.

33. SENATOR D'ARCO:

1. Would they be able to wiretap a situation where they
2. allegedly there's a crime being committed because they're
3. technically now police officers under the State law and,
4. therefore, they would be entitled to the same right and privileges
5. as a State policeman would and the same exercises of
6. the State police power that the State policemen would be
7. entitled to?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. I presume that is a question of the sponsor. He
10. indicates he will respond. Senator Rhoads.

11. SENATOR D'ARCO:

12. It was a long...

13. SENATOR RHOADS:

14. Senator D'Arco, I think there's only one limited
15. circumstance in which that might happen and that is, again,
16. it would have to be at the request of a local police depart-
17. ment. If they had a...an authorization from a judge and if
18. that...they needed the technical expertise of a technician
19. then they might be able to do it, but not on their own.
20. They would have to be doing it at the request of a local
21. police department. Technical assistance, perhaps.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator D'Arco.

24. SENATOR D'ARCO:

25. ...The FBI has much more sophisticated eavesdropping
26. equipment than the State Police enforcement officers do and
27. they would probably be able to plant bugs in places that
28. the State couldn't even think of, but it really is expanding
29. the power of the FBI into situations where it's not like
30. a guy is on the street and they see a State crime being
31. committed and they go, oh, I want to arrest him, but I
32. can't because we're Federal agents. They're surveilling
33. the situation that they think is involving a Federal crime

1. anyway and then they drop it off because they give it to the
2. State authorities 'cause it's not important enough to them
3. and then they just want the peripheral authority to go ahead and
4. arrest...arrest the person anyway. I don't think it's a good
5. bill. I think it expands their power into areas where we
6. shouldn't allow them to be and I...I'm against it.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Chew.

9. SENATOR CHEW:

10. Mr. President, maybe I can clear up one or two points.
11. The Federal Bureau of Investigation was designed to investigate
12. Federal crimes. They were not allowed to be armed until the
13. Lindberg kidnapping. If a Federal agent is engaged in an
14. investigation where he personally feels that he needs the
15. power of arrest in his surveillance because of the potential
16. crimes committed, what happens is he goes to the county
17. sheriff and he requests to be deputized and immediately the
18. sheriff deputizes him as a deputy and it works out just as
19. some years ago the State's Attorney of Cook County used
20. Chicago police officers as his investigating team. Well,
21. anywhere out of the City limits of Chicago the police officer
22. was not authorized to investigate nor make an arrest, so
23. every officer had to be deputized by the Cook County Sheriff
24. in order to be active in the entire territory of the State's
25. Attorney. Now if you switch this situation you might ask
26. if a State Police officer is on Federal territory, what
27. provisions would be made in this bill or any other bill
28. that would give a State law enforcement agent the right to
29. make an arrest on Federal property. There's nothing in the
30. bill that does it. What Senator Rhoads intends to do is to
31. follow the dictates of the Police Chiefs Association and
32. make them peace officers. Well, the kind of training and
33. sophistication supposingly that the FBI is far beyond the

1. kind of investitory needs over State or a local crime. These
2. people are paid by the Federal Government. They're not paid
3. to be State officers or local officers. It's strictly
4. Federal. They come into local territory when a Federal
5. crime has been committed and they devote their full time
6. to that kind of investigation and when the investigation
7. is over they submit to the local police department the
8. necessary information and it is up to the local department
9. or State as to whether, in fact, an...an arrest should be
10. made. I don't think...

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14. (END OF REEL)
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1. ...the Constitution ought to give and there is a constitutional
2. question. And I don't think the Constitution would give them the ar-
3. rest power and...and...under local police authority. So, you know,
4. this again, is a special interest group, which I have to ax to grind
5. with the chiefs of police. But just to sit around and dream up
6. a bill, it just doesn't make sense. It's a time wasting element
7. to the Legislature here and then somebody will get a hand once
8. it's passed, but that's not the purpose. We're talking about
9. broadening police powers. And we know if a Federal agent observes
10. a crime being committed, he has at his fingertip, the local
11. police because they never come into territory without first
12. notifying the local police authorities and they are aware of their
13. being in the territory and they're always willing and able to
14. ...to assist and yes, if an officer make...makes an arrest for a
15. local crime, that arrest is no more than a citizen's arrest.
16. He has to become the complainant and then we're taking up Federally
17. paid employees for local crime and we try to have our local
18. police officers in favor...equipped, at least, to make the
19. necessary arrest because the police...FBI's agent just don't
20. do it and they should not be allowed to do it. It's an invasion.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Daley.

23. SENATOR DALEY:

24. Mr. President and fellow Senators. Will the sponsor yield to a
25. question?

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. He indicates he will.

28. SENATOR DALEY:

29. Senator, as I understand it, you are saying that the FBI agents
30. now are considered police officers. I always thought that they
31. were considered an investigatory agency of the Federal Government
32. and they're...not fire a policeman.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rhoads.

1. SENATOR RHOADS:

2. Well, we're extending a...a definition of peace officer to
3. include these people. They are duly commissioned to make
4. arrests under. .under Federal Statute. Senator Daley, if I could
5. just parenthetically say, I think that some of the questions
6. being raised here are reading a lot more into this bill than
7. there's...than really is here. Forty-eight out of the fifty states
8. have this model legislation. I really don't see the problem, but I'll
9. be happy to answer anything that applies to your specific question.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Daley.

12. SENATOR DALEY:

13. That could be forty-eight states that are wrong, too.
14. In regards to the bill itself, if we are giving them reciprocity
15. in other words, we consider them local police officers will they
16. consider the Illinois State Police the right to go onto Federal
17. property? You know, whether it's a Great Lakes naval base where there
18. is many problems in regards to narcotics, many problems in
19. regards to National Forest in southern Illinois, will they give
20. now the local police the right to go onto to the...the Federal
21. property?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Rhoads.

24. SENATOR RHOADS:

25. No, not as a...not as a result of this bill. I...I'd
26. be happy to talk to Congressman Rostenkowski or others
27. getting some Federal reciprocity and...and would support that.
28. But, the...the association which requested this, tells me that they
29. have a pretty good working relationship with these two hundred and
30. fifty to three hundred officers and it was they and not the Federal
31. officers that requested this.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Daley.

SENATOR DALEY:

1. Well, I...I can't understand why they need the bill.
2. Why do they really need the bill? I don't understand it. The
3. local police departments...

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Rhoads.

6. SENATOR RHOADS:

7. I think it has to do with insurance, with the civil liability
8. of their officers who get involved in...in assisting a local
9. police department where their particular commission from the
10. Federal Government just doesn't apply. Again, I...I give you the
11. example of a hostage situation. No Federal crime is involved as yet,
12. that anyone can determine. The local police department
13. ...and many police departments do this, request the assistance
14. of an FBI negotiator who is experienced in this field. If he uses
15. his firearm or gets wounded or something like that, he is acting
16. really without any cover at all other than that of a private
17. citizen.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Daley.

20. SENATOR DALEY:

21. Senator, I think I would disagree with...with you. 'Cause
22. if we could get the...the specific legislation for the FBI, I think
23. it's very, very broad and they do fit in certain circumstances
24. to assist, as I understand, to help and assist the local police
25. departments. This is part of their original purpose which has
26. been expanded over the years through legislation and through the
27. conduct that they have been involved. I think their expansion of their
28. purposes are...are valid in a local situation or if you want to call
29. it interstate or within the State. There...there's so many court
30. decisions on this and...and their experiences. I've never heard
31. of any situation where there...they've been curtailed.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Weaver.

SENATOR WEAVER:

1. Mr. President, I move the previous question.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator, we have one more speaker seeking recognition. That's
4. Senator Gitz. Would you hold that motion? He waives his right.
5. The motion is to move the previous question. Those in favor
6. indicate by saying Aye. Those opposed. The Ayes have it. The motion
7. is adopted. Senator Rhoads may close the debate.

8. SENATOR RHOADS:

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

10. For those who have spoken in opposition to the bill, it's not my
11. intention to expand police powers to Federal agents without
12. just...carte blanche. I would not want that anymore than
13. anyone else and if there are abuses of this, I would certainly
14. be in here with legislation to correct it. I just don't think the
15. kinds of abuses that the speakers in opposition fear have
16. materialized in the other forty-eight states that have this
17. legislation for the last ten years and I really think it's a
18. ...a good...good bill and I would ask a favorable roll call.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. The question is shall Senate Bill 151 pass. Those in
21. favor vote Aye. Those opposed vote Nay. The voting is open.
22. Have all voted who wish? Have all voted who wish? Take the
23. record. On that question the Ayes are 41, the Nays are 10 and 1
24. Voting Present. Senate Bill 151 having received the constitutional
25. majority is declared passed. Is there leave to go to the Order of
26. 2nd reading? Leave is granted. On the Order of 2nd reading, Senator
27. Philip. Senator Ozinga on Senate Bill 2.

28. SENATOR OZINGA:

29. On Senate Bill 2, there's been a request to move it back for
30. that preemption amendment by Senator Philip. I'm willing to go along
31. with the preemption bill...preemption amendment. However, I do
32. seek the support on the bill even though it may take more votes to get
33. it but I have been assured that there are at least forty votes
for the bill so I will go along with the...Senator Philip's amendment

1. and we can always take it off in the even that it fails.
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. The motion requests leave to bring Senate Bill 2 back to the
4. Order of 2nd reading for the purpose of amendment. Is leave granted?
5. Leave is granted. 2nd reading.
6. SECRETARY:
7. Amendment No. 2 offered by Senator Philip.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator Philip.
10. SENATOR PHILIP:
11. Would you read the amendment, please?
12. SECRETARY:
13. Amendment No. 2.
14. (Secretary reads Amendment 2)
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Senator Philip.
17. SENATOR PHILIP:
18. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
19. This is simply stated, the preemption amendment. It would
20. simply make it uniform throughout the State of Illinois that
21. everybody would be...have to be 21 years of age to consume
22. alcoholic beverages. Might say this is the exact same amendment
23. that Representative Madigan put on the House version of this
24. bill. Passed the House of Representatives a hundred and twenty-
25. two to seventeen. I'll be happy to answer any questions.
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Senator Regner.
28. SENATOR REGNER:
29. I just wanted to request a roll call vote on this amendment.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. I would like to remind the Senators on a preemption amendment,
32. it would take thirty-five votes...thirty-six votes. I'll stand
33. corrected, it will be thirty votes, thirty-six for the passage of the

1. bill. Senator Demuzio.

2. SENATOR DEMUZIO:

3. Thank you, Mr. President. In regards to this amendment, Senator
4. Philip, if I may point out to you that we already have the
5. preemption provisions in the Environmental Protection Act
6. which is exempting local, county or municipal zoning as it pertains
7. to, as you well know, hazardous waste sites and other things.
8. But I don't think that we ought to be going along again
9. establishing additional precedent here of taking additional home
10. rule powers and powers away from municipalities by preempting and
11. making this a State provision. I think that the counties or the cities
12. or whatever, municipalities ought to have that control and I
13. certainly cannot support this amendment.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Wooten. Senator Sangmeister.

16. SENATOR SANGMEISTER:

17. Well, Mr. President and members of the Senate. I would like to
18. rise in support of this. If we're going to do something on the
19. drinking age, it certainly ought to be uniform across the State of
20. Illinois. I can't see, for example, in my own legislative
21. district, in our small towns where the State law is going to
22. prevail and they're going to go into the City of Joliet and you're
23. going to have a whole different thing. What you're going to do is
24. having the people within this age running back and forth as to
25. where they are going to be able to drink. The City of Chicago,
26. if my facts are correct, have already raised it back to 21. If there
27. is anything that ought to be uniform and I'm not for taking powers
28. away from home rule communities either, but if there ever was an
29. area that we ought to have uniformity on State law, there ought to
30. be...certainly be at the age you can drink. Let's not have our
31. citizens running from one community to another because one has got
32. one law and one has got the other. This is a good amendment. Should be
33. adopted.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Is there any further debate? Senator Hall.
3. SENATOR KENNETH HALL:
4. Yes, Senator. Thank you, Mr. President and Ladies and Gentlemen
5. of the Senate. You know, we had a great discussion yesterday on
6. the fifty-five mile an hour speed limit. I think we ought to put
7. an amendment on the bill and tack it to the fifty-five and make
8. it age fifty-five.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Is there any further discussion? Senator Philip.
11. SENATOR PHILIP:
12. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
13. I certainly would concur with Senator Sangmeister's comments.
14. It should be uniform for the whole State of Illinois. Makes it
15. easier for the adults, easier for law enforcement. I would ask
16. for favorable consideration.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. You've heard the motion. The motion is whether Senate
19. Amendment 2 to Senate Bill 2 shall be adopted. Those in favor
20. indicate by saying Aye. A roll call has been requested.
21. Those in favor indicate by voting Aye. Those opposed vote Nay.
22. And the voting is open. Have all voted who wish? Take the record.
23. On that question the Ayes are 29, the Noes are 18 and the amendment
24. having received a majority vote is declared passed. Adopted.
25. Is there any further amendments?
26. SECRETARY:
27. No further amendments.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. 3rd reading. House Bills, 2nd reading.
30. House Bill 231, Senator Schaffer.
31. SECRETARY:
32. House Bill 231.
33. (Secretary reads title of bill)
2nd reading of the bill. No committee amendments.

HB 360
2nd reading
3-29-79

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Any amendments from the Floor?
3. SECRETARY:
4. No Floor amendments.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. 3rd reading. House Bill 234, Senator Schaffer. Read the bill.
7. SECRETARY:
8. House Bill 234.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Any amendments from the Floor?
13. SECRETARY:
14. No Floor amendments.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. 3rd reading. House Bill 256, Senator Buzbee. Read the bill.
17. SECRETARY:
18. House Bill 256.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments. No committee amendments
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Any amendments from the Floor?
23. SECRETARY:
24. No Floor amendments.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. 3rd reading. House Bill 360, Senator Nash.
27. SECRETARY:
28. (Secretary reads title of bill)
29. 2nd reading of the bill. The Committee on Local Government offers
30. one amendment.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Senator Nash.
33. SENATOR NASH:

1. SENATOR NASH:
2. Line 4...liable for the injuries of any person or property
3. during the solicitation which is casually related to an act of
4. ordinary negligence, the soliciting agent...I move the adoption of
5. this amendment. Amendment 1. This is House Bill 360.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. You've heard the motion. Shall Amendment No. 1 to House Bill
8. 360 be adopted. Those in favor indicate by saying Aye.
9. Those opposed. The amendment is adopted. Any further amendments?
10. SECRETARY:
11. No further committee amendments.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Any amendments from the Floor?
14. SECRETARY:
15. No Floor amendments.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. 3rd reading. House Bills, 1st reading.
18. SECRETARY:
19. House...House Bill...House Bill 239, Senator Berning is the
20. Senate sponsor.
21. (Secretary reads title of bill)
22. 1st reading of the bill.
23. House Bill 342, Senator Geo-Karis is the Senate sponsor.
24. House Bill 326.
25. (Secretary reads title of bill)
26. Senator Washington is the Senate sponsor.
27. House Bill 342, Senator Geo-Karis is the Senate
28. sponsor.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. For what purpose does Senator Graham seek recognition?
33. SENATOR GRAHAM:
For a...for the purpose of making a very important announcement,

1. Mr. President. Once each year, whether we like it or not,
2. Father Time says that we are to celebrate another anniversary of
3. our birth. One of our new Senators this year is suffering under
4. that admonition today as we acknowledge the anniversary of the
5. birthdate Senator Geo-Karis. Happy birthday, Geo.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there leave to go back to the Order of Resolutions?

8. Leave is granted.

9. SECRETARY:

10. Senate Joint Resolution 30, offered by Senator Donnewald.

11. (Secretary reads SJR 30)

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Donnewald moves to suspend the rules for the
14. immediate consideration of Senate Joint Resolution 30. Is there
15. leave? Leave is granted. Senator Donnewald now moves for the
16. adoption of Senate Joint Resolution No. 30. Those in favor
17. indicate by saying Aye. Those opposed. Senate Joint
18. Resolution No. 30 is adopted. For what purpose does Senator
19. Vadalabene arise?

20. SENATOR VADALABENE:

21. Yes, thank you, Mr. President and members of the Senate.
22. Briefly, we don't have many confirmations here, so I would
23. like to move that the Senate resolve itself into Executive
24. Session for the purpose of acting on the Governor's appointments
25. set forth in the Governor's message of February 6th and
26. 14th of 1979.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. You've heard the motion. Is leave granted? Leave
29. is granted. The Senate is now in Executive Session.
30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, thank you, Mr. President. With respect to the Governor's
33. message of February 6th and March 14th, 1979, I will read the names

1. of the salaried appointments that the Committee on Executive
2. Appointments and Administration recommends that the Senate advise
3. and consent to. And after reading the names, I intend to ask leave
4. to consider all the salaried appointments on one roll call unless
5. any Senator has objection to any particular name. To be Director
6. of the Department of Mental and Developmental Disabilities for a
7. term expiring January 19, 1981, Doctor Robert A. DeVito
8. of Downers Grove. To be Director of the Department of
9. Administrative Services for a term expiring January
10. 19, 1981, Vincent A. Toolen of Springfield. Mr. President, having
11. read the names of the salaried appointments, I now seek leave to
12. consider these names on one roll call unless some Senator has
13. objection to a specific name.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. You've heard the motion. Is leave granted? Leave is granted.
16. The question is does the Senate advise and consent to the nominations
17. just made. Those in favor vote Aye. Those opposed vote Nay.
18. The voting is open. Have all voted who wish? Have all voted who
19. wish? Take the record. On that question the Ayes are 54, the Nays
20. are none, those Voting Present are none. A majority of the Senators
21. elected concurring by record vote, the Senate does advise and
22. consent to the nominations just made. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President. And now with respect to the
25. Governor's messages of February 6th and March 14, 1979, I will
26. read the names of the unsalaried appointments that the Committee
27. on Executive Appointments and Administration recommends that the
28. Senate advise and consent to. And after reading the names,
29. I intend to ask leave to consider all of the unsalaried appointments
30. on one roll call unless any Senator has objection to any particular
31. name. To be a member of the White County Port District Board for a term
32. indicated, Robert J. Hagedorn, his term expires June 30th, 1981.
33. And to be a member of the Illinois Commission on Delinquency Prevention
for a term expiring January 16, 1984, Katharine Mann of Chicago.

1. To be a member of the Lottery Control Board for a term expiring
2. July 1, 1981, Gene Silverberg of Chicago. To be members of the
3. Illinois Health Finance Authority for the terms indicated,
4. Allison S. Davis of Chicago, whose term expires January 16,
5. 1984, Kenneth C. Etcheson of Canton whose term expires
6. January 19, 1981, and Joseph B. Fitzner of Chicago whose term
7. expires January 21, 1980, and Charles R. Goulet of Geneva
8. whose term expires January 19, 1981, Gregory Allen Hasty of
9. Peoria whose term expires January 19, 1981, Chester M. Karol
10. of Skokie whose term expires January 21, 1980, Martin J.
11. Koldyke of Kenilworth whose term expires January 18, 1982,
12. Donald R. Oder of Deerfield, whose term expires January
13. 21, 1980, and Phyllis Perkins of Winnetka whose term expires
14. January 17, 1983. Mr. President, having read the names of the
15. unsalaried appointments, I now seek leave to consider these names
16. on one roll call unless some Senator has objection to any specific
17. name.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. You've heard the motion. Is leave granted? Leave is granted.
20. On that question, does the Senate advise and consent to the nominations
21. just made. Those in favor vote Aye. Those opposed vote Nay. And
22. the voting is open. Have all voted who wish? Take the record. On
23. that question the Ayes are 55, the Nays are 0, those Voting Present
24. are 0. A majority of Senators elected concurring by record vote, the
25. Senate does advise and consent to the nominations just made.
26. Senator Vadalabene.

27. SENATOR VADALABENE:

28. Yes, Mr. President. Yes, Mr. President and members of the Senate.
29. I now move that we arise from Executive Session.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. You've heard the motion. Those in favor indicate by saying Aye.
32. Those opposed. The Senate does now arise from Executive Session.
33. Is there leave to go back to the Order of Committee Reports?
Leave is granted. Committee Reports.

1. SECRETARY:

2. Senator Knuppel, Chairman of Agriculture, Conservation and
3. Energy Committee, reports out Senate Bills 247, 257 and 323
4. with the recommendation Do Pass. Senator Maragos, Chairman of
5. Labor and Commerce Committee, reports out Senate Bill 122 with the
6. recommendation Do Pass as Amended and Senate Bill 259
7. with the recommendation Do Pass.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Secretary's Desk. Senator Wooten, you have Senate Resolution 72,
10. do you wish to call it? Senator Wooten.

11. SENATOR WOOTEN:

12. Thank you, Mr. President. Senate Resolution 72 simply
13. urges the Purchase Care Review Board to extend...to authorize
14. State agencies to extend per diem rate increases to
15. day care centers for allowable expenses incurred under welfare
16. employment program contracts. There's been some confusion on
17. this program. The Federal program lapsed. The State has picked it
18. up using other Federal funds. They're talking about phasing it out
19. over three months, but Senator Long has introduced Federal
20. legislation to continue the program and to pay us retroactively.
21. I think we ought not let this program go by. It's one of the
22. most important that has come along in this area and I would urge
23. the adoption of this resolution.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there any further discussion? Senator Wooten moves the adoption
26. of Senate Resolution 72. Those in favor indicate by saying Aye.
27. Those opposed. Senate Resolution 72 is adopted. Senator Carroll
28. on Senate Resolution 81. Senator Carroll.

29. SENATOR CARROLL:

30. Thank...thank you, Mr. President and Ladies and Gentlemen
31. of the Senate. This is a resolution dealing with the proposed
32. Statute of Limitations on World War II Nazi war crimes in Germany.
33. The Federal Republic of Germany is once again considering

1. either an extension of their current Statute of Limitations or
2. the elimination of it altogether. The ruling party in that
3. country has indicated support of either extending it or eliminating
4. it. They have extended it twice in the past, once ten years ago
5. and once five years before that. The effect of this resolution
6. is to do as several other states have done and that is to ask them
7. during their deliberations to consider the rights of all involved
8. to either extend or abolish the Statute of Limitations on
9. the crime of murder, a Statute of Limitations that we, in this
10. country, also do not have and ask them to understand that with the
11. efforts in this country as well as worldwide in attempting to find
12. those who were perpetrators of the crime and bring those people to
13. justice, it is necessary to have the crime on the books upon which
14. the people could be prosecuted. I would ask for a favorable roll
15. call.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. You have heard the motion. Is there any further discussion?
18. Senator Carroll moves for the adoption of Senate Resolution 81.
19. Those in favor indicate by saying Aye. Those opposed.
20. Senate Resolution 81 is adopted. House Joint Resolution 7, Senator
21. Vadalabene.

22. SENATOR VADALABENE:

23. Okay. Yes, thank you, Mr. President and members of the Senate.
24. House Joint Resolution 7 notes that the greatest land exploration
25. of modern times was the Lewis and Clark expedition which opened
26. up the vast territory of the Louisiana Purchase for westward
27. expansion. This year, 1979, represents the hundred and seventy-fifth
28. anniversary of the Lewis and Clark expedition which began in
29. Illinois at or near the Lewis and Clark State Park near Wood
30. River, Illinois. Interstate Highway 70 traverses Illinois
31. and leads to the Lewis and Clark Park to the St. Louis Gateway
32. Arch and to the National Expansion Memorial where extensive
33. exhibits of the Lewis and Clark expedition are on display.
House Joint Resolution 7 will urge the Department of Transportation

1. to designate that part of the Interstate Highway 70 which lies
2. within the State of Illinois and the Lewis and Clark Memorial
3. Highway and I would move for the adoption of House Joint
4. Resolution 7.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. You've heard the motion. Is there any further discussion?
7. Senator Vadalabene now moves for the adoption of House Joint
8. Resolution No. 7. Those in favor indicate by saying Aye.
9. Those opposed. House Joint Resolution No. 7 is adopted. House
10. Joint Resolution 12, Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
13. I move the adoption of House Joint Resolution 12. This resolution
14. respectfully, but strongly urges that the President of the United
15. States, the Secretary of Transportation and the Congress act
16. quickly to retain the present national Amtrak transportation system.
17. There has been a proposal, I'm told, by the United States
18. Department of Transportation to...to cut back, to cut almost in half
19. the Amtrak system and we are urging that they retain the present
20. system. There is a meeting scheduled for Monday or Tuesday in
21. Washington, hence the necessity for immediate passage of this
22. joint resolution.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Rock moves the adoption of Senate...House Joint
25. Resolution 12. Is there further discussion? Senator Schaffer.

26. SENATOR SCHAFFER:

27. Mr. President, in spite of the capable sponsorship of this
28. resolution, I rise in opposition to this resolution. Many of us
29. this last few months and for the last couple of years have ridden
30. Amtrak on occasion and there's serious doubt in our mind whether
31. it's worth continuing. The service this year...I see Senator
32. Sam Maragos is not on the Floor. He and I had an experience that
33. was unbelievable and then the following night I was forced to ride
back and had an experience that...that rivals, if you will, Senator

1. Carroll, the holocaust. I cannot, in good conscience, vote to
2. continue a service which has been so poorly managed as to
3. drive passengers away. We can get along without Amtrak. We can
4. do it better ourselves. We don't need to perpetuate this fraud and
5. I...and I might add this is not, if you will, reflecting my
6. constituency. I'm not talking about RTA. This is personal.
7. I just can't believe that we want to continue to support this
8. system. I'm convinced that the management of this system
9. is absolutely not worth supporting. If they want to run a decent
10. they could. They obviously don't. Anything they can do wrong,
11. they do. Their schedules are...are timed, I have to believe in
12. such a way to make sure that they aren't convenient for anybody.
13. I just think this is one particular way we can say to Washington
14. we've had it with your crazy plans. Stop wasting our money and
15. bear in mind, there is eight million dollars, as I recall, of State
16. money mixed up in this madness and they may be doing something
17. right somewhere, but they aren't. Perhaps, Senator Rock, we could
18. amend the motion to urge them to continue Amtrak outside of
19. Illinois where perhaps they're doing it right.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there any further discussion? Senator Bloom.

22. SENATOR BLOOM:

23. Thank you. I rise in support of this resolution. Amtrak has
24. turned around in the last nine months. They have gotten more cost
25. conscious. The new president of Amtrak understands what
26. short and medium haul is and it would be a benefit to intercity
27. rail passenger service in Illinois. Thank you.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there any further discussion? Senator Philip.

30. SENATOR PHILIP:

31. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
32. I can remember during the past holidays receiving letters and
33. telephone calls and complaints from parents and students who were

1. stranded in Carbondale or Champaign who had been waiting to come
2. home from the Christmas or Thanksgiving holiday, had purchased
3. a ticket. There were supposed to be twelve passenger cars
4. and when they pulled into Champaign with six passenger cars.
5. And to say the service is poor is perhaps an understatement.
6. What this resolution should read is we ought to direct them,
7. mandate them to improve the service because it sure lacks a
8. lot to be desired.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there any further discussion? Senator Rock now moves for the
11. adoption of House Joint Resolution 12. Those in favor indicate
12. by saying Aye. Those opposed. House Joint Resolution 12 is adopted.
13. Further resolutions? Senate Joint Resolution No. 8, Senator
14. Grotberg.

15. SENATOR GROTEBERG:

16. Thank you, Mr. President and members of the Senate. Senate
17. Resolution 8 is a renewal of the stand-by child...joint House-
18. Senate Child Care Committee, it's not a commission. And
19. I would urge its adoption, so we can get it over to the House, get
20. the members appointed. This...this is a committee that has had
21. very little to do, except given a new director and given some of the
22. events of the last few days, we might be very glad that we had
23. a nice, balanced SWAT team within the General Assembly regarding
24. Children and Family Services. I'd move the adoption. It should be a
25. record roll call because we may have to spend a buck before we're
26. through.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there any further discussion? Senators, we will have a roll
29. call vote on this because it does call for the expenditure of money.
30. So, the question is shall Senate Joint Resolution No. 8 pass.
31. Those in favor vote Aye. Those opposed vote Nay. And the voting is
32. open. Have all voted who wish? Have all voted who wish? Take the
33. record. On that question the Ayes are 49, the Nays are 0, those

1. Voting Present are 2. Senate Joint Resolution No. 8 having
2. received a constitutional majority is declared passed. Introduction
3. of Bills.
4. ACTING SECRETARY: (MR. FERNANDES)
5. Senate Bill 474 offered by Senators Berman, Regner, Rock,
6. and Sangmeister.
7. (Secretary reads title of bill)
8. Senate Bill 475 offered by Senator D'Arco.
9. (Secretary reads title of bill)
10. 476 by Senators Martin and Shapiro.
11. (Secretary reads title of bill)
12. 477 by Senators Regner, Schaffer, and others.
13. (Secretary reads title of bill)
14. 478 by Senator Netsch.
15. (Secretary reads title of bill)
16. 479 by Senators Regner, Daley, Walsh, Bloom and Martin.
17. (Secretary reads title of bill)
18. Senate Bill 480 by Senators Regner, Daley and others.
19. (Secretary reads title of bill)
20. 482 by the same sponsors.
21. (Secretary reads title of bill)
22. Senate Bill 483 by the same. Senate Bill 483 by Senators
23. Regner, Shapiro, Weaver, Walsh and Philip.
24. (Secretary reads title of bill)
25. 484 by Senators Coffey, Shapiro, Weaver, Walsh and Philip.
26. (Secretary reads title of bill)
27. 485 by Senators Regner, Shapiro, Weaver, Walsh and Philip.
28. (Secretary reads title of bill)
29. 486 by Senators Rupp, Shapiro, Weaver, Philip and Walsh.
30. (Secretary reads title of bill)
31. 487 by Senator DeAngelis, Shapiro, Weaver, Walsh and
32. Philip.
33. (Secretary reads title of bill)

1. 488 by Senators Ozinga, Shapiro, Walsh, Weaver and Philip.
2. (Secretary reads title of bill)
3. 489 by Senators Ozinga, Shapiro, Weaver, Walsh and Philip.
4. (Secretary reads title of bill)
5. Senate Bill 490 by Senators Nimrod, Shapiro, Weaver, Walsh
6. and Philip.
7. (Secretary reads title of bill)
8. 491 by Senator Davidson, Berman, Maitland, Martin and others.
9. (Secretary reads title of bill)
10. 492 by Senators Maragos, J.J. Joyce, Berning and others.
11. (Secretary reads title of bill)
12. 493 by Senators Regner, Rhoads and others.
13. (Secretary reads title of bill)
14. 494 by Senators Davidson, Hall, and Maitland.
15. (Secretary reads title of bill)
16. 495 by Senators Bloom, Shapiro, Weaver, Walsh, Philip
17. and Sommers.
18. (Secretary reads title of bill)
19. 496 by Senator Schaffer.
20. (Secretary reads title of bill)
21. 497 by Senators Nimrod and Keats.
22. (Secretary reads title of bill)
23. 498 by Senators Maragos, Lemke, Nash and others.
24. (Secretary reads title of bill)
25. 499 by Senators Nash, Maragos, Lemke and others.
26. (Secretary reads title of bill)
27. Senate Bill 500 by Senators Maragos, Rhoads and Bloom.
28. (Secretary reads title of bill)
29. 501 by Senators Demuzio, Johns, Gitz and Vadalabene.
30. (Secretary reads title of bill)
31. 1st reading of the bills.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Leave to go to the Order of Resolutions Consent Calendar?
Leave is granted. Resolutions Consent Calendar.

1. SECRETARY:

2. No objections have been filed, Mr. President.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. All those in favor of adoption of the Resolutions Consent
5. Calendar say Aye. Opposed Nay. The Ayes have it. The resolutions
6. are adopted. Any further business to come before the Senate?
7. Any announcements? Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President. In the nature of an announcement,
10. we've been informed by Lucy Salenger from the Illinois Film
11. Office over at the Business and Economic Development to remind
12. everyone to watch the first episode of a show called the Chisholms
13. which is on tonight on CBS T.V. Apparently it was filmed
14. here in Illinois along the McHenry River.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Any other announcements? For what purpose does Senator Gitz
17. arise? Senator Gitz.

18. SENATOR GITZ:

19. There is going to be a subcommittee hearing on Prescott
20. Bloom's Senate Bill 40 on the Retail Installment Act. That will be
21. next Thursday in Room C-3. It will be a subcommittee session,
22. testimony will be taken for the Senate Finance Committee. 3:30.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. No further business to come...any further business? Senator
25. Rhoads moves that the Senate stand adjourned until the hour of noon
26. on April the 5th. All those in favor say Aye. Opposed Nay.
27. The Ayes have it. The Senate stands adjourned until 12:00 o'clock
28. noon, April the 5th.

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