

81ST GENERAL ASSEMBLY

APRIL 23, 1979

REGULAR SESSION

1. PRESIDENT:

2. The hour of noon having arrived the Senate will come to  
3. order. Will our guests in the gallery please rise. Prayer  
4. this afternoon by Father Hugh P. Cassidy, Blessed Sacrament  
5. Church, 1725 S. Walnut, Springfield, Illinois. Father.

6. FATHER CASSIDY:

7. (Prayer by Father Cassidy)

8. PRESIDENT:

9. Thank you, Father. Senator Sangmeister. Reading of the  
10. Journal. Senator Sangmeister.

11. SENATOR SANGMEISTER:

12. Mr. President, I move that the reading and approval of the  
13. Journals of Wednesday, April 11th, Wednesday, April 18th,  
14. Thursday, April 19th and Friday, April 20th in the year 1979  
15. be postponed pending arrival of the printed Journals.

16. PRESIDENT:

17. You've heard the motion. All in favor signify by saying  
18. Aye. All opposed. The Ayes have it. So ordered. Committee  
19. Reports.

20. SECRETARY:

21. Senator Donnewald, Chairman of the Assignment of Bills  
22. Committee assigns the following House Bills to committee:  
23. Appropriations II, 806; Elementary and Secondary Education,  
24. 95; Higher Education, 905; Judiciary I, 112 and 523; Revenue,  
25. 329.

26. PRESIDENT:

27. A Message from the House.

28. SECRETARY:

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

30. Mr. President - I am directed to inform the Senate  
31. the House of Representatives passed bills with the following  
32. titles in the passage of which I am instructed to ask concurrence  
33. of the Senate to-wit:

1. House Bills 204, 205, 273, 279, 347, 376, 380, 430,  
2. 436, 472, 522, 524, 565, 567, 652, 672, 783, 805, 1122,  
3. 1152 and 1186.

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

5. Mr. President - I am directed to inform the Senate  
6. the House of Representatives has adopted the following joint  
7. resolution in the adoption of which I am instructed to ask  
8. concurrence of the Senate to-wit:

9. House Joint Resolution 40.

10. PRESIDENT:

11. Executive.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. For what purpose does Senator Rock arise?

14. SENATOR ROCK:

15. Thank you, Mr. President and Ladies and Gentlemen of  
16. the Senate. I have just conferred with the minority leader.  
17. It appears that there are some weather difficulties between  
18. here and other parts of the State and so some of the membership  
19. has, in fact, been delayed. I would move you, Mr. President,  
20. that the Senate stand in recess so that those of us who are  
21. here can get some lunch and be about our business. We'll  
22. stand in recess until 1:30 this afternoon.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is to recess. Is there discussion? All in  
25. favor say Aye. Opposed Nay. The Ayes have it. The Senate  
26. stands in recess until the hour of 1:30.

27. (RECESS)

28. (AFTER RECESS)

29. PRESIDENT:

30. The hour of 1:30 having arrived the Senate will come to  
31. order. With leave of the Body we'll go to the Order of...page 12  
32. on the Calendar. House Bills, 1st reading. Leave is granted.

33. SECRETARY:

1. House Bill 388 sponsored by Senator Bruce.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. Senate Bill or House Bill...413 sponsored by Senator
5. Demuzio.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. House Bill 566. Senator Buzbee is the Senate sponsor.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. House Bill 742. Senator Egan is the Senate sponsor.
12. (Secretary reads title of bill)
13. 1st reading of the bill.
14. House Bill 838. Senator Buzbee is the Senate sponsor.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. House Bill 933. Senator Nash is the Senate sponsor.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. House Bill 934. Senator Nash is the Senate sponsor.
21. (Secretary reads title of bill)
22. 1st reading of the bill.
23. PRESIDENT:
24. Senator Geo-Karis, for what purpose do you arise?
25. SENATOR GEO-KARIS:
26. Mr. President and members of the Senate. I checked with
27. the sponsor of Senate Bills 307 and 419...419 and I have his
28. permission to join in as a cosponsor, if I could have leave
29. of the Senate.
30. PRESIDENT:
31. You've heard the request. Is leave granted? So ordered.
32. Senator Davidson, for what purpose do you arise?
33. SENATOR DAVIDSON:

1. I ask leave...Senator Demuzio would like to become a  
2. principal cosponsor on Senate Bill 1200. I'd like leave of  
3. the House...the Senate.

4. PRESIDENT:

5. Senator Davidson has asked that Senator Demuzio be shown  
6. as chief cosponsor of Senate Bill 1200. Is leave granted?

7. So ordered. Senator Sangmeister, for what purpose do you  
8. arise?

9. SENATOR SANGMEISTER:

10. Mr. President, would it be timely at this time to make  
11. a motion to Table a few bills?

12. PRESIDENT:

13. That...that motion is always in order.

14. SENATOR SANGMEISTER:

15. Okay. I would like to, at this time, move to Table  
16. Senate Bill 1256, Senate Bill 1257 and Senate Bill 1258.

17. PRESIDENT:

18. Senator, what committee do these repose?

19. SENATOR SANGMEISTER:

20. I... these were just filed the last...I don't even know  
21. what committee they're in. I'm sorry. I didn't even look.  
22. If you give me a digest one second I'll find it. They're  
23. in the Committee on Assignment according to the digest.

24. PRESIDENT:

25. No, they have been since assigned to the Senate Committee  
26. on Transportation. Senator Sangmeister moves to discharge  
27. the Committee on Transportation from further consideration  
28. of Senate Bills 1256, 1257 and 1258 for the purpose of Tabling.

29. You've heard the motion to discharge. All in favor signify  
30. by saying Aye. All opposed. The Ayes have it. The bills  
31. are discharged. Senator Sangmeister now moves that Senate

32. Bills 1256, 1257 and 1258 lie upon the Table. All in favor  
33. signify by saying Aye. All opposed. The Ayes have it. So

1. ordered. Senator Maragos, for what purpose do you arise?

2. SENATOR MARAGOS:

3. Mr. President, when you are on the business of announcements

4. I'd like to make an announcement.

5. PRESIDENT:

6. You will be so recognized at the appropriate time. Senator

7. Demuzio, for what purpose do you arise? Senator Demuzio.

8. SENATOR DEMUZIO:

9. Yes, Mr. President. I've conferred with Senator Davidson  
10. on Senate Bill 1200...

11. PRESIDENT:

12. 1200. That motion has already been made. Made and  
13. accepted with leave of the Body. You are now a chief joint  
14. sponsor.

15. SENATOR DEMUZIO:

16. With that...I didn't think things were that easy around  
17. here.

18. PRESIDENT:

19. Well...everybody is taking a second look at that bill,  
20. however. Senator Donnewald, for what purpose do you arise?

21. SENATOR DONNEWALD:

22. Yes, for the purpose of rereferring some bills from  
23. Judiciary I to Local Government. They are 1158, 1159, 1160,  
24. 1161, 1162, 1163 and 1232 to Local Government. I would so move.

25. PRESIDENT:

26. Senator Donnewald has moved that the foregoing bills be  
27. discharged from the Committee on Judiciary I and rereferred  
28. to the Committee on Local Government and they are 1158, 59,  
29. 60, 61, 62, 63 and Senate Bill 1232. You've heard the motion.  
30. Those in favor signify by saying Aye. All those opposed. The  
31. Ayes have it. So ordered. Senator Martin, for what purpose  
32. do you arise?

33. SENATOR MARTIN:

1. With the Body's permission to allow Senator Regner to  
2. join as a chief joint sponsor at Senate Bill 154.

3. PRESIDENT:

4. You've heard the request that Senator Regner be shown  
5. as chief cosponsor of Senate Bill 154. Is leave granted?  
6. Leave is granted.

7. SENATOR MARTIN:

8. Joint sponsor, Mr. President.

9. PRESIDENT:

10. Joint. Okay. Joint sponsor. You've heard the request.  
11. Is leave granted? Leave is granted. So ordered. Senator  
12. D'Arco, for what purpose do you arise?

13. SENATOR D'ARCO:

14. Mr. President, I would like to Table Senate Bill 951 and  
15. Senate Bill 1346, if that motion is in order, Mr. President?

16. PRESIDENT:

17. The motion to Table is always in order. The question is  
18. where do the bills now repose.

19. SENATOR D'ARCO:

20. That is a good question.

21. PRESIDENT:

22. Okay.

23. SENATOR D'ARCO:

24. They might be in Public Health. They should be in Public  
25. Health if they're anywhere or they're...wait a minute.

26. PRESIDENT:

27. You are correct, Senator. Both bills are in the Committee  
28. on Public Health, Welfare and Corrections. Senator D'Arco has  
29. moved, as the chief sponsor of Senate Bill 951 and Senate Bill 1346  
30. that the Committee on Public Health, Welfare and Corrections be  
31. discharged from further consideration of those bills for the  
32. purpose of Tabling. You've heard the motion. All in favor  
33. signify by saying Aye. All opposed. The Ayes have it. The

1. bills are now discharged. Senator D'Arco now moves to Table  
2. Senate Bill 951 and Senate Bill 1346. All those in favor  
3. signify by saying Aye. All opposed. The Ayes have it. So  
4. ordered. Senator Donnewald.

5. SENATOR DONNEWALD:

6. One more time, I would move that Senate Bill 1422, which  
7. reposes in Public Health be rereferred to Local Government.  
8. Senate Bill 1422. I so move.

9. PRESIDENT:

10. Senator Donnewald has moved that Senate Bill 1422 be  
11. discharged from the Committee on Public Health and rereferred  
12. to the Committee on Local Government. All those in favor  
13. signify by saying Aye. All opposed. The Ayes have it. So  
14. ordered.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. For what purpose does Senator Bloom arise? May we have  
17. some order, please.

18. SENATOR BLOOM:

19. Thank you, Mr. President.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Bloom.

22. SENATOR BLOOM:

23. I'd like to be added as a cosponsor. I've checked with  
24. Senator Martin to Senate Bill 1262.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. There's leave to be...ask leave to be joined as a cosponsor.

27. Is there leave? Leave is granted. Senator Schaffer makes the  
28. same motion. For Senate Bill 1260, Senator? Senator Bloom.

29. Senator Bloom. The bill number again?

30. SENATOR BLOOM:

31. 1262.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 1262. Senator Schaffer makes a like motion. Is there leave?

1. Leave is granted. For what purpose does Senator Rock arise?

2. SENATOR ROCK:

3. Thank you, Mr. President and Ladies and Gentlemen of the  
4. Senate. In the crush of business upon the last day for  
5. introduction last week, it was by virtue of human error,  
6. determined earlier this week that two bills were overlooked.  
7. They were stapled together or rubber banded together or some-  
8. thing. We have since that time checked both with the Legislative  
9. Reference Bureau, with the minority leadership and with the  
10. sponsors and it's my intention at this time so that in accord  
11. with our rules and in accord with their spirit and intent  
12. that we allow everyone who had a bill in the Reference Bureau  
13. on time to have it, in fact, introduced and considered, to  
14. suspend the appropriate rules for the purpose of introducing  
15. these two pieces of legislation whose...whose Legislative  
16. Reference Bureau numbers we have noted and have given copies  
17. to the Secretary. One was to be introduced by Senator Carroll  
18. and one was to be introduced by Senator Nimrod and they just,  
19. frankly, got lost in the shuffle. So I would move to suspend  
20. the rules for the purpose of having these two bills introduced,  
21. read a first time and submitted immediately to the Committee on...  
22. on Assignment of Bills.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rock asks unanimous consent of the Senate to  
25. suspend the rules as to Introduction of Bills. Is there  
26. leave? Leave is granted. The rule on introduction is  
27. suspended. We will...is there leave to go to the Order of  
28. Introduction of Bills? Leave is granted. Introduction of  
29. Bills.

30. SECRETARY:

31. Senate Bill 1434 introduced by Senator Carroll.

32. (Secretary reads title of bill)

33. 1st reading of the bill.



1. Senate Bill 1435 introduced by Senator Nimrod.

2. (Secretary reads title of bill)

3. 1st reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Right. The Introduction of Bills suspension related  
6. only to the two bills just introduced. Is there leave to  
7. go the Order of Senate Bills, 2nd reading? Leave is granted.  
8. Senate Bills, 2nd reading. Senate Bill 17, Senator Martin.  
9. Senate Bill 63, Senator Jerome Joyce. Senate Bill 73, Senator  
10. Sangmeister. Third felony convictions. There's one committee  
11. amendment. Senate Bill 98, Senator Sangmeister. Read the  
12. bill, Mr. Secretary. Please.

13. SECRETARY:

14. Senate Bill 98.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. The Committee on Judiciary II offers  
17. one amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Sangmeister to explain Committee Amendment No. 1.

20. SENATOR SANGMEISTER:

21. This is...Mr. President and members of the Senate, this  
22. is the companion bill to go along with the Driver's License  
23. Identification Bill, which we passed out a couple weeks ago.  
24. There was some problem with this bill in that the Secretary  
25. of State was to be the sole issuing agency. We've taken that  
26. out of the bill and that's all the amendment does and I'd  
27. like the amendment adopted and passed to 3rd reading.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The motion is to adopt. Is there discussion? All in  
30. favor say Aye. Opposed Nay. The Ayes have it. Amendment  
31. No. 1 is adopted. Further amendments.

32. SECRETARY:

33. No further committee amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Are there amendments from the Floor?
3. SECRETARY:
4. No Floor amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. 3rd reading. Senate Bill 106, Senator Sangmeister.
7. Senate Bill 137, Senator...136 Senator Sangmeister, do you
8. wish that read? Read...read Senate Bill 136 the second time,
9. Mr. Secretary.
10. SECRETARY:
11. Senate Bill 136.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Are there...are there amendments from the Floor?
16. SECRETARY:
17. No Floor amendments.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. 3rd reading. Senate Bill 137, Senator Demuzio. Senate
20. Bill 147, Senator Berman. Senate Bill 156, Senator Carroll.
21. Senator Carroll. Quarterly meetings of the Judicial Advisory
22. Council. Read the bill, Mr. Secretary, please.
23. SECRETARY:
24. Senate Bill 156.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Are there amendments from the Floor?
29. SECRETARY:
30. No Floor amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. 3rd reading. Senate Bill 166, Senator Vadalabene.
33. Inheritance taxes, assessments. Read the bill, Mr. Secretary.

1. SECRETARY:
2. Senate Bill 166. Had a request for a fiscal note, which
3. has been answered.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Are there amendments from the Floor?
8. SECRETARY:
9. No Floor amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. 3rd reading. Senate Bill 167, Senator Vadalabene. For
12. what purpose does Senator Vadalabene arise?
13. SENATOR VADALABENE:
14. Yes, thank you, Mr. President and members of the Senate.
15. I think there's to be a Floor amendment on this bill...advance
16. it to 3rd and then bring it back to 2nd...when I can see what
17. the problem was. Okay?
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Fine. Read the bill, Mr. Secretary.
20. SECRETARY:
21. Senate Bill 167.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Are there amendments from the Floor?
26. SECRETARY:
27. No Floor amendments.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. 3rd reading. Senate Bill 188, Senators Sangmeister and
30. Bloom. Senator Sangmeister, 188. Interest rates on state
31. banks and ninety day commercial paper. Read the bill, Mr.
32. Secretary.
33. SECRETARY:

1. Senate Bill 188.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Are there amendments from the Floor?
6. SECRETARY:
7. No Floor amendments.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. 3rd reading. Senate Bill 193, Senator Carroll. Emergency
10. Services Appropriation for snow removal. Hold it. 194.
11. Emergency...Senate Bill 203, Senator Sommer. Senate Bill 227,
12. Senator Geo-Karis. Read the bill, Mr. Secretary.
13. SECRETARY:
14. Senate Bill 227.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. No Floor amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. 3rd reading. Senate Bill 249, Senator Lemke. 2nd reading,
23. yes. Read the bill, Mr. Secretary.
24. SECRETARY:
25. Senate Bill 249.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. No committee amendments.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Are there amendments from the Floor?
30. SECRETARY:
31. Amendment No. 1 offered by Senator Rhoads.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Rhoads to explain Amendment No. 1.

1. SENATOR RHOADS:

2. Thank you, Mr. President and members of the Senate.  
3. Senate Bill 249 provides that the polling hours for election  
4. would be from 5:00 a.m. to 6:00 p.m. This amendment would  
5. put the bill in the shape that it should have been in when  
6. it came out of committee and would make the opening hour  
7. for the polls 6:00 a.m. and the closing hours for the polls  
8. 7:00 p.m. It's similar to House Bill 1706, which passed  
9. both Houses of the General Assembly last Session in which  
10. the Governor amendatorily vetoed, but which failed to get  
11. called in time in the House and I think this 7:00 p.m.  
12. amendment will put the bill in proper shape and I urge its  
13. adoption.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Rhoads, have you concluded? The motion is  
16. to adopt on Committee Amendment No. 1. Is there discussion?  
17. Senator Lemke. Lemke.

18. SENATOR LEMKE:

19. No discussion. I'm opposed to it 'cause I think I like  
20. to see people come to vote early in the morning.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The motion is to adopt. All in favor say Aye. Opposed  
23. Nay. The Ayes have it. Amendment No. 1 is adopted. Are there  
24. further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. 3rd reading. Senate Bill 251, Senator Lemke. Senator  
29. Lemke...I'm sorry. A fiscal note has been...has been filed  
30. on 251. We could not call it. That's an additional ten  
31. dollars. Senate Bill 254, Senator Carroll. Is Senator  
32. Carroll on the Floor? Read the bill, Mr. Secretary.

33. SECRETARY:

HS 308  
H-23-79  
2nd reading

1. Senate Bill 254.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Are there amendments from the Floor?
6. SECRETARY:
7. No Floor amendments.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. 3rd reading. Senate Bill 262, Senator Joyce. Senate
10. Bill 272, Senator Bowers. Senate Bill 306, Senator Netsch.
11. Senate Bill 307, Senator Bloom. Burden of proof is on the
12. agency under judicial review. Read the bill, Mr. Secretary.
13. SECRETARY:
14. Senate Bill 307.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. No Floor amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. 3rd reading. Senate Bill 308, Senator Berman. Joint
23. tort-feasors. Read the bill, Mr. Secretary.
24. SECRETARY:
25. Senate Bill 308.
26. (Secretary reads title of bill)
27. 1st reading or 2nd reading of the bill. The Committee on
28. Judiciary I offers one amendment.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Berman to explain Amendment No. 1.
31. SENATOR BERMAN:
32. Thank you, Mr. President. Committee Amendment No. 1
33. made several changes. Number 1: It made the effective date

1. of this...of this procedural bill March 1, 1978. It deleted  
2. a clause regarding intentional torts and spelled out  
3. the more particularity the question of the collectibility  
4. between joint tort-feasors. I move the adoption of Committee  
5. Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt Amendment No. 1. All in favor  
8. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1  
9. is adopted. Are there further amendments?

10. SECRETARY:

11. No further committee amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Are there amendments from the Floor?

14. SECRETARY:

15. No Floor amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. 3rd reading. It's got a fiscal note on 311, Senator  
18. Netsch. Senate Bill 312, Senator Netsch. Senate Bill 317,  
19. Senator Weaver. Senate Bill 317, Mr. Secretary, please.

20. SECRETARY:

21. Senate Bill 317.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. The Committee on Appropriations II  
24. offers one amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Weaver is recognized.

27. SENATOR WEAVER:

28. Thank you, Mr. President. Committee Amendment No. 1  
29. adds seventeen thousand nine hundred and forty dollars to  
30. reflect the contract agreement for those employees covered  
31. by the AFSCME contract. I'd move its adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt Committee Amendment No. 1.

1. Is there discussion? All in favor say Aye. Opposed Nay.
2. The Ayes have it. Committee Amendment No. 1 is adopted.
3. Further committee amendments.
4. SECRETARY:
5. No further committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Are there amendments from the Floor?
8. SECRETARY:
9. No Floor amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. 3rd reading. Senate Bill 318, Senator Weaver. Read
12. the bill, Mr. Secretary.
13. SECRETARY:
14. Senate Bill 318.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. Amendment No. 1 offered by Senator Weaver.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Weaver is recognized on Amendment No. 1.
23. SENATOR WEAVER:
24. Thank you, Mr. President. This amendment would add
25. all of the employers contributions in higher education to
26. this one bill. In years past we have had one bill that
27. reflected the total State's contribution to the pension
28. contribution in one bill and this reflects a total of
29. sixty million nine hundred and three thousand seven hundred
30. dollars, which represents gross pay out plus one percent for
31. all of those pensions and I'd move its adoption.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. The motion is to adopt. Is there discussion? All in



1. favor say Aye. Opposed Nay. The Ayes have it. The amendment  
2. is adopted. Further Floor amendments.

3. SECRETARY:

4. Amendment No. 2 offered by Senator Sommer.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Sommer to explain Amendment No. 2.

7. SENATOR SOMMER:

8. Mr. President and members. The staff incorrectly marked  
9. that. That...that's Senator Regner's amendment not mine.

10. SECRETARY:

11. ...offered by Senator Regner.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Regner to explain Amendment No. 2.

14. SENATOR REGNER:

15. Mr. President and members of the Senate. This amendment  
16. reduces the appropriation by four million six hundred ninety-  
17. six thousand two hundred. This is a reduction to the...to the  
18. Governor's level and it provides a gross pay out level. This  
19. is what was in the budget book and to maintain the integrity and  
20. that of not overappropriating necessarily but we are  
21. appropriating sufficient monies for the total pay out level.  
22. I would move the adoption of Amendment No. 2.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is to adopt Amendment No. 2. Is there discussion?  
25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Yes, Mr. President. I rise in opposition to Amendment No. 2.  
28. We have been telling the various pension systems for years and  
29. years and years that it's not the legislature's fault that  
30. there's not sufficient funds in there system to...to start  
31. toward making up the unfunded liability. Senator Weaver has  
32. attempted for years to start to provide additional funds. Most  
33. of us on this side have supported those efforts of his and this

1. is an attempt once again to do that. This, by the way, the...  
2. the bill at the shape that it's in right now with the Weaver  
3. amendment puts it at exactly where the Board of Higher Education  
4. recommended and that is it gross pay out plus one percent. The  
5. time has come and I think Senator Berning has some particular  
6. feelings about this concept. The time has come for this  
7. Legislature to say once again to the people that are employed  
8. in the State of Illinois...employed by the State of Illinois,  
9. I should say, and to say to the Governor's Office, we are not  
10. going to let you continue to put off forever the funding of  
11. the various pension systems. Nobody has ever advocated that  
12. we have one hundred percent of funding of the unfunded liability.  
13. Over the years the Pension Laws Commission has made various  
14. recommendations. Senator Berning is sponsoring a bill right  
15. now which would require that we put all the pension systems,  
16. the appropriations and all the pension systems each year at  
17. gross pay out plus two percent. Now, the Weaver amendment  
18. doesn't even go quite that far. It just puts it at gross pay  
19. out plus one percent. The time has come for us to start this  
20. effort. The price tag is some four and a half million dollars  
21. in the...in the University Retirement System. It will be  
22. higher than that when we get to the Downstate Teacher's  
23. Pension System and to the personnel who are employed...who are  
24. covered under the Illinois Personnel Code because there are  
25. more employees in those systems. However, we firmly believe  
26. in looking at the waste that has been perpetrated in this  
27. budget called by the Governor. There is sufficient waste to  
28. eliminate...sufficient places to eliminate waste to more than  
29. adequately compensate for the putting of dollars in to start  
30. to indicate that we have a sincerity to start to indicate  
31. to the employees of the State of Illinois that we are attempting  
32. to do something about the funding of their pension. Now, I  
33. submit to you if the Governor is all that concerned about his...

1. about the amount of money we're spending he keeps telling that  
2. to the press and he keeps telling that to the Chamber of Commerce  
3. and he keeps telling that to the Manufacturers Association and  
4. then he goes and signs an agreement with AFSCME, which is going  
5. to cost the taxpayers this year fifty-eight million dollars.  
6. Fifty-eight million this year. Next year there already is  
7. signed in this year's contract, there already is signed a  
8. pay increase for the AFSCME employees next year that will cost  
9. another forty to fifty million dollars on top of this fifty-  
10. eight million this year. Now, if he is that concerned, I  
11. submit to you that he does not have to sign those kind of  
12. labor contracts and then say to the Legislature now appropriate  
13. the money that's necessary to fund what I have just done to you  
14. taxpayers. But this will be the Weaver amendment on this  
15. particular bill...will indicate to the people of the State of  
16. Illinois and to in...in particular to those folks who are...  
17. receive a paycheck from the State of Illinois that we're  
18. serious about starting to make up that unfunded liability in  
19. your pension system. The bill is in the shape that it should  
20. be in with the Weaver amendment. The regular amendment ought  
21. to be rejected out of hand as being something he's doing because  
22. the Governor wants him to.

23. PRESIDING OFFICER:(SENATOR BRUCE)

24. Is there further discussion? Senator Egan.

25. SENATOR EGAN:

26. Yes, thank you, Mr. Chairman ... Mr. President and members  
27. of the Senate. I just want to reiterate my support of Senator  
28. Weaver's amendment, which is Amendment No. 1. It is a relatively,  
29. I think, quiet agreement among everyone that...that it's time  
30. that we do something about funding the unfunded liability in  
31. all the pension systems lest they go bankrupt and the Federal  
32. Government take over and tell us what to do with them and this  
33. is a figure which is somewhat arbitrary but is more, perhaps,

1. than is practical. However, the figure of one percent is  
2. extremely important insofar as we do not yet have an agreement  
3. from the Bureau of the Budget as to what the figures should be  
4. and we've asked them. Senator Berning can reiterate that. We've  
5. asked them to give us their opinion how much the figure should  
6. be, but it's got to be more than gross pay out, so I rise in  
7. opposition to Senator Sommer's amendment in deference to the  
8. attitude of...Sommer's name is on that amendment. I guess it  
9. is Senator Regner's but even...even with more deference to  
10. your attitude we've got to...we've got to do something better  
11. than what your amendment does and so therefore, we're...we're  
12. in support of Senator Weaver's better amendment, which has  
13. already been adopted.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? Senator Berning.

16. SENATOR BERNING:

17. Thank you, Mr. President. For the information of the  
18. members I want to emphasize that we, a delegation, of members  
19. of this Senate have met with the Bureau of the Budget. It's  
20. almost two weeks ago and we are still waiting for word as to  
21. what the administration feels they can and will support in  
22. the way of increased funding. Everyone of the Pension Laws  
23. Commission members as well as the Pension Committee members,  
24. I believe, almost in toto are of the opinion that we must  
25. start to amortize that unfunded liability whether it takes  
26. forty years or twice forty years, but we must start. Lacking  
27. information yet from the Governor's Office as to what we can  
28. expect as a result of my Senate Bill 250 and that's the reason  
29. we're...I am holding it yet. I would suggest that we do take  
30. this step with Senator Weaver's bill in order to help force  
31. the issue and I would respectfully take issue with my colleague  
32. over on this side and suggest that his amendment be rejected.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Sommer.

2. SENATOR SOMMER:

3. Mr. President and members, I'd simply remind you that  
4. this is one small facet of people who obtain pensions from  
5. the State. The cost of doing this for everybody has to be  
6. over twenty some million. Sitting now on our Calendar is  
7. a Pothole Bill for thirty-five million. A disaster bill  
8. for thirteen to fifteen million and when we run out of  
9. money, which we'll do very quickly under...this pace. All  
10. of you people who vote for this stuff better vote for that  
11. tax increase to cover it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further discussion? Senator Regner may close.

14. SENATOR REGNER:

15. You know, Mr. President, I...listening to Senator Buzbee's  
16. statement I was very amused about one statement he made when he  
17. was talking about the current AFSCME contract. I happen to be  
18. in absolute total one hundred percent agreement with what  
19. Senator Buzbee said on that topic, but Senator, I wonder where  
20. you were four years ago under former Governor Dan Walker when  
21. I was fighting the AFSCME issue at that time. If I remember correctly  
22. you were on the other side at that time. But anyway, to get  
23. back to this particular appropriation. You know, there are  
24. only going to be so many dollars available...total dollars  
25. available for Higher Education. If the universities think that this  
26. is that high a priority item to reduce proposed pay increases or  
27. other increases that they're asking for fine, but they're only  
28. going to be so many dollars available. This is the first bill  
29. on the Retirement System. If we add the monies to each and  
30. every retirement system bill it's going to be many, many more  
31. millions of dollars and just in last statement closing this  
32. is not net payment it's gross payment. It will allow for some  
33. monies for investment by the systems.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The motion is to adopt. Those in favor say Aye. There  
3. has been a request for a roll call. Those in favor will vote  
4. Aye. Those opposed will vote Nay. The voting is open. Have  
5. all voted whowish? Have all voted who wish? Take the record.  
6. On that question, the Ayes are 7, the Nays are 45. The motion  
7. to adopt is lost. Further amendments.

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. 3rd reading. Senate Bill 331, Senator Walsh. Senator  
12. Walsh on the Floor? Okay. Senate Bill 340, Senator Buzbee.  
13. Read the bill, Mr. Secretary.

14. SECRETARY:

15. Senate Bill 340.

16. (Secretary reads title of bill)

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

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Are there amendments from the Floor?

20. SECRETARY:

21. No Floor amendments.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. 3rd reading. For what purpose does Senator Rock arise?

24. SENATOR ROCK:

25. Thank you, Mr. President and Ladies and Gentlemen of the  
26. Senate. I would propose given the lateness of the starting time,  
27. that the committees have an inordinate amount of work to do  
28. this afternoon and I would propose that we now stand adjourned  
29. until noon tomorrow and we will pick up on 2nd reading where  
30. we left off so that no one will be out of sorts. Additionally,  
31. Mr. President, I have caused to be distributed at this moment  
32. a schedule of committee hearings for the...this week and the  
33. following two weeks. I would hope that everyone would take a

1. look and realize the inordinate amount of work that remains  
2. to be done in the committees and act accordingly. So, at  
3. this time, if there are no further announcements or further  
4. business, I'm prepared to put a motion to adjourn until noon  
5. tomorrow.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. For what purpose does Senator Mitchler arise?

8. SENATOR MITCHLER:

9. Mr. President, I have an inquiry of the President at  
10. this time. May I...

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. He indicates he will answer your question. Senator  
13. Mitchler.

14. SENATOR MITCHLER:

15. President Rock, on the...on the Calendar we have an order  
16. of business there on motions and I was wondering at what time  
17. you are going to move to go the Order of Motions and the  
18. reason I ask that question, the longer we stay in committees  
19. the more motions are going to be filed. Now, some of these  
20. as we know, are just filed, some are with a lot of sincerity  
21. and I point out I have a Senate Bill 3, which is prefiled  
22. because I thought it was a type of a piece of legislation  
23. that should be acted on one way or the other early in the  
24. Session. Could you give us some indication when we may  
25. expect that, Sir?

26. SENATOR ROCK:

27. Yes, we have discussed that with your leadership, Senator,  
28. and it's the feeling among most of us that there...you are  
29. correct. There probably will be given the next two weeks of  
30. committee action more motions to discharge that will be filed.  
31. Our suggestion is and we are still, frankly, nothing has been  
32. finalized but the suggestion is that the motions to discharge  
33. would, in fact, be held until the week of May 4th so that they

1. would be well within the committee deadline and yet afford  
2. the membership an opportunity to hear what they might other-  
3. wise have missed.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. ...Further announcements. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Yes, I have an announcement...but before I get to...the  
8. announcement on Amendment No. 2 to Senate Bill 318, I pressed  
9. my switch to vote No, however the switch was turned off and  
10. I didn't realize it. Had it been on, I would have voted No.  
11. Somebody is fooling with my switches again.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The record will so indicate. Senator Daley.

14. SENATOR DALEY:

15. ...Mr. President and fellow Senators, I ask leave of the  
16. Senate to have Senator Martin as cosponsor of Senate Bill 368,  
17. with Senator McLendon and myself.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there leave? Leave is granted. Senator Joyce.

20. SENATOR JEROME JOYCE:

21. Yes, Mr. President, Local Government is having a meeting  
22. at seven o'clock tonight. It was not printed on this Calendar  
23. but it is on your other Calendar and all of the bills will be  
24. posted. Seven o'clock tonight.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Seven p.m. for Local Government. For what purpose does  
27. Senator Vadalabene arise?

28. SENATOR VADALABENE:

29. Yes, there will be a...a meeting of Executive and Appoint-  
30. ments and Administration immediately upon adjournment.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. All right. Senator Lemke.

33. SENATOR VADALABENE:



1. Room 212.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Did you have an announcement?

4. SENATOR LEMKE:

5. Sam will make it. Senator...

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Maragos.

8. SENATOR MARAGOS:

9. Mr. President and members of the Senate. Regarding the  
10. meeting of the Senate Labor and Commerce Committee this  
11. afternoon, the Committee as a Whole is going to meet...  
12. initially in Room 400 and then after initial announcements  
13. and sending other bills out, which will be heard on Wednesday  
14. we are going to break up into two subcommittees immediately  
15. after. The subcommittee on Workman's Compensation bills will  
16. be in Room 400 after we break up the Whole Committee and I  
17. will be chairing that subcommittee and Senator Lemke will be  
18. chairing the Unemployment Compensation subcommittee, which will  
19. be meeting in Room 122B. Any of you who have interest in those  
20. bills, please come to Room 400 and you will be given further  
21. instructions where to meet on these bills, but we're not  
22. going to hear any other bills except Workman's Comp and  
23. Unemployment Compensation this afternoon. All other bills  
24. are on the Calendar for this afternoon will be heard Wednesday  
25. afternoon at five o'clock on the Senate Floor on April 25th.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Nash.

28. SENATOR NASH:

29. Mr. President and Ladies and Gentlemen of the Senate.  
30. All members of the Senate Finance Committee please know that  
31. there is a time change from 9:00 a.m. to 8:30 a.m. in Room 400  
32. tomorrow morning. Senate Finance Committee meeting at...8:30 a.m.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Wooten. Wooten.

2. SENATOR WOOTEN:

3. Thank you, Mr. President. Just a reminder to all my  
4. colleagues that there will be three additional meetings of  
5. Executive Committee. If you would like to schedule your bill  
6. for a particular meeting let me know, otherwise, we'll just  
7. start hearing them all next week some time. If you'd like  
8. to get it in this week or a particular time next week, let  
9. me know so we can schedule it.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further announcements. The motion by Senator Rock to  
12. adjourn until twelve o'clock noon tomorrow. Is there  
13. discussion? All in favor say Aye. Opposed Nay. The Ayes  
14. have it. The Senate stands adjourned until twelve o'clock  
15. noon tomorrow.

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