

81ST GENERAL ASSEMBLY

REGULAR SESSION

MAY 4, 1979

1. PRESIDENT:

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

4. Prayer this afternoon by the Reverend Tony Ahlstrom, Executive  
5. Director, Plymouth Foundation, Chicago, Illinois. Reverend.

6. REVEREND AHLSTROM:

7. (Prayer given by Reverend Ahlstrom)

8. PRESIDENT:

9. Reading of the Journal.

10. SECRETARY:

11. Monday, April the 30th, 1979, Tuesday, May the 1st, 1979.

12. PRESIDENT:

13. Senator Johns.

14. SENATOR JOHNS:

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

18. PRESIDENT:

19. You've heard the motion. All in favor signify by saying  
20. Aye. All opposed. The Ayes have it. So ordered. Senator Johns.

21. SENATOR JOHNS:

22. Thank you, Mr. President. I move that reading and approval  
23. of the Journals of Wednesday, May the 2nd and Thursday, May the  
24. 3rd in the year 1979 be postponed pending arrival of the printed  
25. Journals.

26. PRESIDENT:

27. Heard the motion. All in favor signify by saying Aye.  
28. All opposed. The Ayes have it. So ordered. Committee reports.

29. SECRETARY:

30. Senator Donnewald, Chairman of the Committee on Assignment  
31. of Bills, assigns the following House Bills to committee:

32. Agriculture, Conservation and Energy - 1060 and 1087;  
33. Executive - 1304; Finance and Credit Regulations - 749, 2374;

1. Insurance and Licensed Activity - 1974; Judiciary I - 1003;
2. Pensions, Personnel and Veterans Affairs - 79...597, 724 and
3. 1554; Transportation - 739.

4. Senator Sangmeister, Chairman of the Judiciary II Committee,  
5. reports out the following Senate Bills:

6. 133, 367, 622, 644, 751, 763, 764, 957, 1096, 1205 and
7. 1334 with the recommendation Do Pass. 165, 1024, 1393 with the
8. recommendation Do Pass as Amended. 903 with the recommendation
9. Do Not Pass.

10. Senator Maragos, Chairman of Labor and Commerce Committee,  
11. reports out the following Senate Bills:

12. 425, 745, 746 with the recommendation Do Pass. 888 with
13. the recommendation Do Pass as Amended. 295 and 672 with the
14. recommendation Do Not Pass.

15. Senator Daley, Chairman of the Judiciary I Committee,  
16. reports out the following Senate Bills:

17. 94, 829, 1140, 1320 and 1342 with the recommendation Do
18. Pass. 269, 453, 756 and 1243 with the recommendation Do Pass
19. as Amended.

20. Senator Washington, Chairman of Public Health, Welfare and  
21. Corrections Committee, reports out the following Senate Bills:

22. 418, 871, 872, 873, 949, 950, 973, 974, 1017, 1049, 1251
23. with the recommendation Do Pass. 107, 870, 1166, 1167, 1223
24. and 1433 with the recommendation Do Pass as Amended. 1338 with
25. the recommendation Do Not Pass as Amended.

26. Senator Merlo, Chairman of Pensions, Personnel and Veterans  
27. Affairs, reports out the following Senate Bills:

28. 371, 375, 678, 923, 927, 964, 977, 1114, 1124 and 1125 with
29. the recommendation Do Pass. 963, 1123, 1360 with the recommendation
30. Do Pass as Amended. And House Bill 1269 with the recommendation
31. Do Pass as Amended. Senate Bill 785 and House Bill 1048 with the
32. recommendation Do Not Pass. Senate Bill 451 with the recommendation
33. Do Not Pass as Amended. Senator Newhouse, Chairman of Higher

1. Education Committee, reports out the following Senate Bills:
2. 384, 625, 704, 719, 990 and 991 with the recommendation
3. Do Pass. 543 with the recommendation Do Pass as Amended. 839
4. with the recommendation Do Not Pass. 677 with the recommendation
5. Do Not Pass as amended.
6. Senator Chew, Chairman of Transportation Committee, reports
7. out the following Senate Bills:
8. 158, 245, 626, 627, 628, 882, 1072, 1099, 1111, 1112 and
9. 1228 with the recommendation Do Pass. 214, 458, 461, 505, 652,
10. 1120, 1219, 1225, 1226 and 1265 with the recommendation Do Pass
11. as Amended. 171 and 855 with the recommendation Do Not Pass.
12. PRESIDENT:
13. Message from the House.
14. SECRETARY:
15. A Message from the House by Mr. O'Brien, Clerk.
16. Mr. President - I am directed to inform the Senate
17. that the House of Representatives has passed bills with the
18. following titles, the...passage of which I am instructed to
19. ask the concurrence of the Senate, to-wit:
20. House Bill 321, 459, 44...941, 998, 1052, 1099, 1101
21. thru 1107, 12...1112 thru 1121, 1259, 1275, 1349, 1402, 1444,
22. 1449 thru 1452, 1454, 1455, 1461, 1551, 1559, 1606, 1627, 1680,
23. 1719, 1723, 1753, 1877, 1964, 1973, 2206, 2264, 2352, 2385, 2386,
24. 2452, 2545, 2595, 2671 and 2683.
25. PRESIDENT:
26. House Bills 1st reading.
27. SECRETARY:
28. House Bill 599, Senator Knuppel is the Senate sponsor.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. House Bill 903, Senator Bruce-Weaver, the Senate sponsors.
32. (Secretary reads title of bill)
33. 1st reading of the bill.

1. House Bill 909, Senator McMillan is the Senate sponsor.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. House Bill 1323, Senator Knuppel is the Senate sponsor.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. PRESIDENT:
8. Senator Philip, for what purpose do you arise?
9. SENATOR PHILIP:
10. Thank you, Mr. President, a point of personal privilege.
11. I thought as long as were kind of standing at ease, that the
12. membership...I might note to the membership the shut-down of
13. the elevator on the third floor in the back of the President's
14. Rostrum. Evidently between the fifth and sixth floors, the
15. architect and engineers have discovered some unusual large
16. cracks, which it looks like the building structurally is not in
17. very good shape. Consequently, because of the seriousness
18. of that, they have shut down that elevator, they have some
19. experts coming in to reevaluate it. Hopefully sometime in
20. the next two or three weeks that elevator will be reinstated
21. and working. Another point I'd like to make, Mr. President,
22. if I might. We have the annual House-Senate softball game
23. which is scheduled for June 6th. We have the first practice
24. which will be May 8th, next Tuesday. So anybody that wants
25. to play softball, if they'd bring their shoes and equipment,
26. we would appreciate it.
27. PRESIDENT:
28. Senator Donnewald, for what purpose do you arise?
29. SENATOR DONNEWALD:
30. While we have a lull, I would ask the President that if
31. we could go to the Order of Resolutions.
32. PRESIDENT:
33. Heard the request. Is leave granted? Leave is granted.

1. Resolutions.

2. SECRETARY:

3. Senate Resolution 143 offered by Senator Donnewald and all  
4. Senators. And it's congratulatory.

5. SENATOR DONNEWALD:

6. Mr. President, I would...I would like to read the resolution  
7. and then ask for the...make the appropriate motion to suspend  
8. the rules for its immediate consideration and subsequently for  
9. the adoption of it. And I'm going...I'm going to have one for  
10. him, I guess.

11. (Senator Donnewald reads SR 143)

12. PRESIDENT:

13. Senator Donnewald has moved to suspend the rules for the  
14. immediate consideration of this resolution. All those in favor  
15. signify by saying Aye. All opposed. The Ayes have it. The  
16. rules are suspended. Senator Donnewald now moves the adoption  
17. of Senate Resolution 143. All in favor signify by saying Aye.  
18. All opposed. The Ayes have it. The resolution is adopted  
19. and the recipient thereof thanks you very much. By the way, I'm  
20. reliably informed there is...there are a number of cakes that  
21. have been delivered to my office, so if anybody wishes a piece  
22. of birthday cake, please feel free to avail yourself. Senator  
23. Schaffer, for what purpose do you arise?

24. SENATOR SCHAFFER:

25. Mr. President, during the hearings in Senate Revenue  
26. Committee, there was a bill that was held there and I had  
27. asked permission to have it re-referred to the Senate Committee,  
28. Executive Committee to be placed in a subcommittee with some  
29. other bills of a similar nature. The bill in question is  
30. Senate Bill 1356. I would move to discharge the Committee on  
31. Executive to re-refer the bill to the Committee, pardon me, to  
32. discharge the Committee on Revenue to re-refer the bill to the  
33. Committee on Revenue.

1. PRESIDENT:

2. Executive. Senator Schaffer has moved to re-refer Senate  
3. Bill 1356 from the Committee on Revenue to the Committee on  
4. Executive. Is leave granted? Leave is granted. So ordered.  
5. With leave of the Body, we will go to the Order of Senate  
6. Bills 3rd reading. There are two appropriations of an emergency  
7. nature. Senator Mitchler, for what purpose do you arise?

8. SENATOR MITCHLER:

9. Before we go to that order, Mr. President, I wonder if  
10. I could be...have leave of the Senate to be added as a cosponsor  
11. of Senate Joint Resolution 39.

12. PRESIDENT:

13. You've heard the request. Is leave granted? So ordered.  
14. All right. On the Order of Senate Bills 3rd reading, if you  
15. will turn to page 32 of the Calendar. Page 32 on the Calendar,  
16. on the Order of Senate Bills 3rd reading, Senate Bill 489. Read  
17. the bill, Mr. Secretary.

18. SECRETARY:

19. Senate Bill 489.  
20. (Secretary reads title of bill)  
21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Ozinga.

24. SENATOR OZINGA:

25. Mr. President, this is a supplemental appropriation to the  
26. Department of Financial Institutions. I would move the adoption  
27. ...move the passage of the bill and defer to Senators Carroll or  
28. Regner for explanation.

29. PRESIDENT:

30. Senator Carroll.

31. SENATOR CARROLL:

32. Well, I thank you Mr. President and Ladies and Gentlemen  
33. of the Senate. Senator Ozinga, in great detail, explained to

1. me that this was the deficiency for the Department of Financial  
2. Institutions. The amendment was merely to correct a drafting  
3. error. This is the monies necessary to deal with their  
4. personnel. There were some mistakes made in the original  
5. FY'79 budget for turnover and hiring lags and I would support  
6. passage of Senate Bill 489.

7. PRESIDENT:

8. Any further discussion? Senator Carroll.

9. SENATOR CARROLL:

10. The...the suggestion, I think, was how much and this is a  
11. transfer bill. It's transferring sixty-nine thousand dollars  
12. between various lines.

13. PRESIDENT:

14. Any further discussion? If not, the question is shall  
15. Senate Bill 489 pass. Those in favor will vote Aye. Those  
16. opposed will vote Nay. The voting is open. Have all voted  
17. who wish? Have all voted who wish? Take the record. On that  
18. question the Ayes are 52, the Nays are 3, none Voting Present.  
19. Senate Bill 489 having received a constitutional majority  
20. is declared passed. All right. If you'll turn to page 34 on  
21. the Calendar. There's another appropriation bill of some  
22. moments. On the Order of Senate Bills 3rd reading, Senate Bill  
23. 589. Read the bill, Mr. Secretary.

24. SECRETARY:

25. Senate Bill 589.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDENT:

29. Senator Regner.

30. SENATOR REGNER:

31. Mr. President and members of the Senate. This is a  
32. supplemental appropriation bill to the Department of Administra-  
33. tive Services for the payment of Workmen's Compensation claims.

1. The total dollars involved are three million dollars from  
2. General Revenue Funds and three hundred and five thousand,  
3. five hundred dollars from the road fund for payments of  
4. those employees that are road fund employees. I ask for a  
5. favorable roll call.

6. PRESIDENT:

7. Is there any discussion? Senator Carroll.

8. SENATOR CARROLL:

9. Thank you, Mr. President and Ladies and Gentlemen of  
10. the Senate. The only real problem we had had with this bill  
11. is that this fiction book that's handed out by BOB sometimes  
12. referred to as the budget, did not show the three hundred and  
13. five thousand as a supplemental request from the Road Fund.  
14. It had shown the three million that was coming from GR. So  
15. we asked Doctor Mandeville to tear up that page and give us  
16. a letter that the three hundred and five was, in fact, being  
17. requested by the budget since his book was once again fictitious.  
18. They did provide us that letter in committee and therefore this  
19. is a tag on to the Governor's spending.

20. PRESIDENT:

21. Further discussion? Senator Berning.

22. SENATOR BERNING:

23. Question of the sponsor.

24. PRESIDENT:

25. Sponsor indicates he will yield. Senator Berning.

26. SENATOR BERNING:

27. Does this three million finally put us over the one  
28. billion dollars the...oh, I beg your pardon, I'm talking about  
29. unemployment.

30. PRESIDENT:

31. Any further discussion? If not, the question is shall  
32. Senate Bill 589 pass. Those in favor will vote Aye. Those  
33. opposed will vote Nay. The voting is open. Have all voted who wish?



1. Have all voted who wish? Take the record. On that question  
2. the Ayes are 42, the Nays are 9, 2 Voting Present. Senate  
3. Bill 589 having received a constitutional majority is declared  
4. passed. Committee reports.

5. SECRETARY:

6. Senator Demuzio, Chairman of Finance and Credit Regulations  
7. Committee, reports out the following Senate Bills:

8. 681, 724, 733 with the recommendation Do Pass. 651 with  
9. the recommendation Do Pass as Amended. 1071 with the recommenda-  
10. tion Do Not Pass.

11. Senator Carroll, Chairman of Appropriations I Committee,  
12. reports out the following Senate Bill:

13. 890 with the recommendation Do Pass as Amended.

14. Senator Daley, Chairman of Judiciary I Committee reports  
15. out the following Senate Bills:

16. 48, 128, 132, 293, 301, 314, 547, 852, 942, 998, 1142, 1335,  
17. 1354 and 1403 with the recommendation Do Pass. Senate Bills 41,  
18. 44, 46, 47, 294, 316, 446, 814, 940...994, 1019 and 1309 with  
19. the recommendation Do Pass as Amended. 469, 470, 471, 472, 1020,  
20. 1144, 1333 and 1408 with the recommendation Do Not Pass. 565  
21. with the recommendation Do Not Pass as Amended.

22. PRESIDENT:

23. Senator Egan, for what purpose do you arise?

24. SENATOR EGAN:

25. Thank you, Mr. President. I would move that we suspend  
26. Rule 5 so that we may consider Senate Bills 500, 978, 999 and  
27. 1233 which are the replacement tax bills which now reside in  
28. the Committee on Revenue. And ask that we could hear those bills  
29. on Wednesday morning at 9:00 a. m., May 9th in Room 400.

30. PRESIDENT:

31. You've heard the request to suspend the rules. Is there any  
32. discussion? If not, all those in favor signify by saying Aye.  
33. All opposed. The Ayes have it. So ordered. Senator Egan.

1. SENATOR EGAN:

2. I'd also ask, Mr. President, that the Committee on Pensions  
3. and Personnel be discharged on Senate Bill 1322 so that I may  
4. Table it.

5. PRESIDENT:

6. Senator Egan has moved to discharge the Committee on Pensions  
7. and Personnel from further consideration of Senate Bill 1322. All  
8. in favor signify by saying Aye. All opposed. The Ayes have it.  
9. The bill is discharged. Senator Egan now moves to Table Senate  
10. Bill 1322. All those in favor signify by saying Aye. All opposed.  
11. The Ayes have it. So ordered. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Yes, Mr. President, while we're on that order of business,  
14. I had three bills that I'd like to also to Table. Senate Bill  
15. 396, which currently resides in Public Health. Senate Bill 960,  
16. which currently resides in Judiciary and Senate Bill 1432 which  
17. resides in Elementary Education. I move to discharge...

18. PRESIDENT:

19. What was the last one, I'm sorry?

20. SENATOR DEMUZIO:

21. 1432 in Elementary Education.

22. PRESIDENT:

23. All right. Senator Demuzio has moved to discharge the  
24. Committee on Public Health from further consideration of Senate  
25. Bill 396. The Committee on Judiciary from further consideration  
26. of Senate Bill 960 and the Committee on Elementary and Secondary  
27. Education from further consideration of Senate Bill 1432. All  
28. in favor signify by saying Aye. All opposed. The Ayes have it.  
29. So ordered. Senator Demuzio now moves to Table Senate Bills 396,  
30. 960 and 1432. All in favor signify by saying Aye. All opposed.  
31. The Ayes have it. So ordered. Yes, Senator Graham.

32. SENATOR GRAHAM:

33. Have a similar motion to make on Senate Bill 1275 which  
34. is now residing in Finance and Credit.

1. PRESIDENT:  
2. Senator Graham has moved to discharge the Committee on  
3. Finance from further consideration of Senate Bill 1275 for  
4. the purpose of Tabling. All in favor signify by saying Aye.  
5. All opposed. The Ayes have it. The bill is discharged.  
6. Senator Graham now moves to Table Senate Bill 1275. All  
7. those in favor signify by saying Aye. All opposed. The  
8. Ayes have it. So ordered. Senator Grotberg, for what  
9. purpose do you arise?  
10. SENATOR GROTBURG:  
11. Similar motion, Mr. President. I move to discharge  
12. from further consideration the Executive Committee on  
13. Senate Bill 191 for purposes of Tabling.  
14. PRESIDENT:  
15. Senator Grotberg...  
16. SENATOR GROTBURG:  
17. ...I've got three of them. Elementary and Secondary  
18. on 192 and Transportation on 279.  
19. PRESIDENT:  
20. All right. Senator Grotberg has moved to discharge  
21. the Committee on Executive from further consideration of  
22. Senate Bill 191. The Committee on Elementary and Secondary  
23. Education from further consideration of Senate Bill 192.  
24. The Committee on Transportation from further consideration  
25. of Senate Bill 279 for the purpose of Tabling. Yes, Senator  
26. Grotberg.  
27. SENATOR GROTBURG:  
28. I found another one, 288 from Senate Revenue.  
29. PRESIDENT:  
30. And Senate Bill 288 from further consideration by the  
31. Committee on Revenue. All in favor signify by saying Aye.  
32. All opposed. The Ayes have it. So ordered. Senator Grotberg  
33. now moves to Table Senate Bills 191, 192, 279 and 288. All

1. in favor signify by saying Aye. All opposed. The Ayes have  
2. it. So ordered. Senator D'Arco, for what purpose do you  
3. arise?

4. SENATOR D'ARCO:

5. Mr. President, I would move to discharge the Executive  
6. Committee from further consideration of Senate Bill 475 and  
7. then move to Table it.

8. PRESIDENT:

9. Senator D'Arco moves to discharge the Committee on Executive  
10. from further consideration of Senate Bill 475 for the purpose  
11. of Tabling. All in favor signify by saying Aye. All opposed.  
12. The Ayes have it. So ordered. Senator D'Arco now moves to  
13. Table Senate Bill 475. All those in favor signify by saying  
14. Aye. All opposed. The Ayes have it. So ordered.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. For what purpose does Senator Washington arise?

17. SENATOR WASHINGTON:

18. I ask leave to Table four bills before Labor and Commerce.  
19. Discharge and Table. They are Senate Bill 740, 741, 744 and  
20. 979. Leave to discharge and Table.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is leave granted? You've heard the motion. Leave is  
23. granted. Now Senator Washington moves to Table the following  
24. bills: Senate Bill 740, 741, 744 and 979. Is leave granted?

25. Leave is granted. (Machine cut-off) purpose does Senator  
26. Grotberg arise?

27. SENATOR GROTBORG:

28. A point of personal privilege, Mr. President.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. State your point.

31. SENATOR GROTBORG:

32. I think most of the members heard the lovely young voices  
33. down on the first floor as they assembled for this meeting

1. and I'm pleased that in the Gallery behind me are the  
2. Flantastics, the Flannigan High School singers under the  
3. direction of Mr. Jerry Keck. They are all dressed up in  
4. their uniform and if they'll rise and be recognized I  
5. believe they have about a five second answer for our hospital-  
6. ity. I've cleared this with the President.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)  
8. Resolutions.

9. SECRETARY:

10. Senate Joint Resolution 43 offered by Senator Rock.

11. (Secretary reads SJR 43)

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Rock.

14. SENATOR ROCK:

15. Thank you, Mr. President, Ladies and Gentlemen of the  
16. Senate. This is the Adjournment Resolution which calls for  
17. us to return after the close of business today, next Tuesday,  
18. May 8, at the hour of 2:00 o'clock for Session. I would move  
19. for the suspension of the rules and the immediate consideration  
20. and adoption of this resolution.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is leave granted? Leave is granted. Now the question is  
23. shall Senate Resolution...Joint Resolution 43 be adopted. Those  
24. in favor indicate by saying Aye. Those opposed. Senate Joint  
25. Resolution 43 is adopted.

26. SECRETARY:

27. Senate Resolution 143 offered by Senators Wooten, Shapiro  
28. and Rock.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Executive. For what purpose, Senator Wooten, for what  
31. purpose does Senator Wooten arise?

32. SENATOR WOOTEN:

33. Mr. President I would like to seek leave of the Body

1. to suspend rules and hear the Senate Resolution just introduced.  
2. Senators...this is to accommodate really my colleagues on the  
3. other side of the aisle, they would like to expand by one, per  
4. side, the membership of the committee which is looking into the  
5. Department of Children and Family Services. So I'd ask the  
6. suspension of the rules and the immediate consideration of  
7. the resolution.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is leave granted? Leave is granted. Mr. Secretary,  
10. would you read Senate Resolution 143. I'm informed that  
11. there is a problem with the resolution, a technical...

12. SENATOR WOOTEN:

13. I think we...probably have to discharge committee since...

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Right.

16. SENATOR WOOTEN:

17. ...all right, so I move that the Committee on Executive  
18. be discharged from further consideration of Senate Resolution  
19. 143, is it?

20. SECRETARY:

21. 1...144.

22. SENATOR WOOTEN:

23. 144. I so move.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is leave granted? Leave is granted.

26. SECRETARY:

27. Senate Resolution 144 offered by Senators Wooten, Shapiro  
28. and Rock.

29. (Secretary reads title of SR 144)

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Wooten.

32. SENATOR WOOTEN:

33. Mr. President I would request the immediate suspension

1. of the rules and the immediate adoption of this resolution.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. You heard the motion. Is leave granted? Leave is granted.

4. Senator Wooten now moves for the immediate...for...for the  
5. adoption of Senate Resolution 144. Those in favor indicate  
6. by saying Aye. Those opposed, Nay. The Ayes have it. Senate  
7. Resolution 144 is adopted. For what purpose does Senator  
8. Carroll arise?

9. SENATOR CARROLL:

10. Thank you, Mr. President. Just to remind the members of  
11. some Appropriation Committee meetings for Tuesday, which will  
12. be before the Session begins. The GLOB Subcommittee is meeting  
13. at 9:30 in the morning. The...and the full committee will be  
14. meeting at noon, both are in 212. The GLOB members are Regner,  
15. Sommer, Carroll, Nash and Johns and the full committee will be  
16. meeting at noon, on Tuesday.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. For what purpose does Senator Hall arise?

19. SENATOR HALL:

20. I'd like to make an announcement, Mr. President, if it's  
21. okay at this time. I just want to announce to the Body that  
22. on Wednesday, May the 9th, the annual Soul Food Soiree dinner  
23. will be held at the Holiday Inn East with cocktails starting  
24. at 6:30 and that fine meal at 7:30 p. m. Now tickets may be  
25. secured from any of us or at my office in the rear of the  
26. Chamber. Thank you.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Motions in writing. Senate Bill 105, Senator Sangmeister.  
29. Read the bill, Mr. Secretary.

30. SECRETARY:

31. I hearby move that to take Senate Bill 105 from the Table  
32. and have it placed on the Calendar on the Order of 2nd reading.  
33. Signed, Senator Sangmeister.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Sangmeister.

3. SENATOR SANGMEISTER:

4. Thank you, Mr. President and members of the Senate. We  
5. now start that portion of the Calendar that, I'm sure will  
6. consume some time today and I, in that light, want to make  
7. my remarks brief.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. For what...just a minute, Senator, for what purpose  
10. does Senator Rhoads arise?

11. SENATOR RHOADS:

12. Excuse me, Senator Sangmeister, I just thought some of  
13. the members might not be aware we're on this order of business.  
14. I wonder if we could request that the bell be rung.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Your request is honored. Senator Sangmeister.

17. SENATOR SANGMEISTER:

18. Glad to have that bell rung. Thank you, Senator Rhoads.  
19. The reason for this...the reason for the motion being filed  
20. is, every single bill pertaining to the Regional Transportation  
21. Authority that came into the Transportation Committee was  
22. defeated on a 6 to 5 vote. That means if we continue the  
23. way we're going here, one of the most important aspects of  
24. State government is never going to be discussed on this Floor.  
25. I suggest to you that at least one of these bills, if not all  
26. of them, should be put out for full discussion. All you hear  
27. about and read about is the problems with the RTA and yet we  
28. refuse to do anything from the State level. I really think  
29. this is a subject that should be discussed on this Floor.  
30. Now, I was going to pass out to you, and I didn't have a chance  
31. to. I don't know how many of you saw the April 30th article,  
32. but it happened to be about the...Chairman of the Transportation  
33. Committee, Senator Chew. And I now think that Senator Chew,



1. without question, is an advocate of what I'm trying to do  
2. this afternoon. Because, certainly, with the chairman making  
3. these statements, he would have to support my motion. Because  
4. Senator Chew says that the entire CTA Board should resign.  
5. Chew suggests that the RTA is guilty of padding its payroll  
6. with City Hall cronies. Now, certainly, if you feel that way  
7. you ought to do something about it. Senator Chew says it seems  
8. to me in many cases that people are leaving Chicago City  
9. Government and coming to the RTA. And Chew said according  
10. to these kinds of reports, you are making enemies in the  
11. General Assembly and I couldn't agree more that he's making  
12. enemies in the General Assembly.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. For what...for what purpose does Senator Lemke arise?

15. SENATOR LEMKE:

16. Mr. President and fellow Senators, you're talking about  
17. a Senator that is not here today. He's not present to  
18. defend himself and I don't think another Senator should use  
19. another Senator's name and without...without contesting him  
20. or asking him. And it's just purely for the publicity and  
21. we're defaming fellow Senators. I don't think we should do  
22. it, if he can't defend himself. I think we should restrain  
23. ourself to talking about the motion and nothing else. It's  
24. either whether we should take a bill from committee or not  
25. take a bill from committee. It's not on the merits or it's  
26. not on what goes on in the commission...on the committee.  
27. And as far as making statements, I'm against it.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Your point is well taken, Senator Sangmeister. For what  
30. purpose does Senator Walsh arise?

31. SENATOR WALSH:

32. Understanding that Senator Chew is present and since he  
33. is the Chairman of this committee, I think he should be here

1. to...he's absent today, is that correct?  
2. PRESIDING OFFICER: (SENATOR SAVICKAS)  
3. No, he...he's temporarily off the Floor.  
4. SENATOR WALSH:  
5. Well I...I don't think bills affecting his committee  
6. should be called until he's here. Now...now...it's my...  
7. it's my understanding that he's present...  
8. PRESIDING OFFICER: (SENATOR SAVICKAS)  
9. Could we have a little order for Senator Walsh.  
10. SENATOR WALSH:  
11. ...well, now, it's my understanding that Senator Chew  
12. is present and if he's present, I think that...I think the  
13. ...the motion should be held until you can reach him at his  
14. office, if he's...if he's not in Springfield, fine, then I  
15. guess we have to proceed. But it is...it is his committee  
16. and...and we really should wait until he's given an opportunity  
17. to respond. Is...is...is he...what's...is he in Springfield or is  
18. he not in Springfield?  
19. PRESIDING OFFICER: (SENATOR SAVICKAS)  
20. ...Mr. Secretary, is he recorded as being here? Secretary  
21. informs me that he is recorded as being present, he was on the  
22. Floor this morning.  
23. SENATOR WALSH:  
24. Well then I think...I think the courtesty should be extended  
25. to him to be present when this motion is called.  
26. PRESIDING OFFICER: (SENATOR SAVICKAS)  
27. Senator Schaffer, for what purpose do you arise?  
28. SENATOR SCHAFFER:  
29. Speak on the motion, Mr. President.  
30. PRESIDING OFFICER: (SENATOR SAVICKAS)  
31. Well, we're still on a point of order. Senator Lemke...  
32. Senator Sangmeister.  
33. SENATOR SANGMEISTER:

1. Let...let me make it clear that I spoke to Senator Chew  
2. in the Transportation Committee yesterday. Reminded him that  
3. the motion was up today and I'm not quite sure what Senator  
4. Maragos had said yesterday about notifying the committee  
5. chairman that your motion was going to be called so that  
6. somebody would speak in opposition to it, but anyway, I spoke  
7. to him specifically yesterday that this was going to be heard  
8. today. Now, getting back to the motion, I'm not trying to  
9. defame anybody, my God, I'm quoting the man. Is there anything  
10. wrong with quoting what he says? When he further says that  
11. you can't have the RTA as a dumping ground. Chew warned...  
12. it does...it looks like a lot of old cronyisms and that doesn't  
13. have to...

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Lemke, state your point.

16. SENATOR LEMKE:

17. Another Senator, I don't know if he made these statements  
18. or not. I can't...I don't believe the press, they're always  
19. tell lies. And if...and if we're going to make these motions  
20. and if the...like...like Senator Walsh said, we shouldn't make  
21. these motions unless the chairman is on the Floor. I'm prepared  
22. to wait for the Chairman of Transportation to come to the Floor  
23. before we hear this motion.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Walsh, for what purpose do you arise?

26. SENATOR WALSH:

27. That actually isn't my...my motion...Senator Lemke. I...  
28. if Senator Chew is in the building, then I think we should  
29. try to reach him. If he's not in town, then I guess I...I...I  
30. was told he was present, if he was here an hour ago, I would  
31. think he...he'd be here now. If he's...you know, I just don't  
32. understand why it's being called if he's present on the roll  
33. call and not here in the Chamber. That was my only point.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there any further discussion on this point? Senator  
3. Sangmeister. Senator Graham, for what purpose do you arise?

4. SENATOR GRAHAM:

5. If we were going to abide by the suggestion just made by  
6. Senator Walsh, the only way...thing we'd have to do to keep  
7. any of these motions from being called is the Chairman of  
8. the Committee to be off the Floor. Now that's kind of silly,  
9. isn't it.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Sangmeister.

12. SENATOR SANGMEISTER:

13. Well...I...I think that's enough quotes to indicate where  
14. I think the chairman...stands. This just goes to show you  
15. again, now this bill, without discussion its merits, is an  
16. opt out bill. I don't know of one taxing district in the  
17. State of Illinois that doesn't have some method to be able  
18. to disconnect from the district. I think it's a good bill  
19. and ought to be thoroughly discussed on 3rd reading. You  
20. know, far better we do that than, you know, the other day  
21. was presented to me an RTA tie. The people in my district  
22. are really concerned about where our tax money is going  
23. for this beautiful little gem that we have. Also I would  
24. call to your attention that we are really patronizing  
25. Illinois industry because we have imported fabrics from  
26. Betsley's Inc. I don't know where it's imported from,  
27. beautiful tie, all entire polyester. But I hardly think  
28. that that's going to help anybody in my district get to  
29. the Rock Island Train Station. And by God, it's time we  
30. discussed it here and do something in this area for the  
31. people that have been had it since 1975 and I ask for a  
32. favorable roll.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Berman.

2. SENATOR BERMAN:

3. Senator...Mr. President, just for the Senator's information,  
4. Beasley Ties is in Chicago and that's why the RTA is in existence.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Schaffer.

7. SENATOR SCHAFFER:

8. Senator Berman, I suspected where the ties were manufactured.  
9. Speaking on the motion, this is an issue than transcends region  
10. and political party. We have not had a good discussion of the  
11. merits and demerits of the RTA on the Floor of this Body this  
12. year. That is one of the most important things that this  
13. General Assembly can address. I urge everyone on both sides  
14. of the aisle to support this and some of the other motions that  
15. are coming up very shortly.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there any further discussion? Senator Sangmeister moves  
18. to take Senate Bill 105 from the Table. All those in favor  
19. indicate by saying Aye. Those opposed, Nay. All those in  
20. favor indicate by voting Aye. All those in opposition voting  
21. Nay. The voting is open. ...all voted who wish? Have all voted  
22. who wish? Take the record. On that question the Ayes are 32,  
23. the Nays are 9, 1 Voting Present. The motion carries. Senate  
24. Bill 180, Senator Schaffer.

25. SECRETARY:

26. I move to take Senate Bill 180 from the Table and place  
27. it on the Order of 2nd reading. Signed, Senator Schaffer.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Schaffer.

30. SENATOR SCHAFFER:

31. Mr. Chairman...Mr. President, this bill also deals with  
32. the RTA. It is not an opt out bill. It provides that the  
33. RTA Board can enact a different rate of gas tax in each of

1. the seven areas. I think it is a good bill. This Senate has  
2. passed this bill out at a vote, I believe, of with forty-two  
3. votes. I believe it's a good concept and one that should be  
4. allowed to reach this Floor for discussion. I would appreciate  
5. a favorable roll call.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there any further discussion? Senator Schaffer moves  
8. to take Senate Bill 180 from the Table. All those in favor  
9. indicate by voting Aye. Those opposed vote Nay. The voting  
10. is open. Have all voted who wish? Have all voted who wish?  
11. Take the record. On that question the Ayes are 31, the Nays  
12. are 7, none Voting Present. The motion carries. Senate Bill  
13. 181, Senator Schaffer.

14. SENATOR SCHAFFER:

15. Mr. President and members of the Senate, this bill also  
16. is an RTA bill, it simply requires the Department of Revenue  
17. to keep record of the RTA Fuel Tax collections and to issue  
18. an annual report by geographic area in the RTA area so we can  
19. tell how much money is being raised and spent. I think it also  
20. is a necessary concept for consideration. We simply want to  
21. know how much is being raised so we can make sure it's being  
22. spent in the right areas.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there any further discussion? Senator Schaffer moves  
25. to take Senate Bill 181 from the Table. On that question,  
26. those in favor indicate by voting Aye, those opposed vote  
27. Nay. The voting is open. Have all voted who wish? Have  
28. all voted who wish? Take the record. On that question the  
29. Ayes are 33, the Nays are 7, none Voting Present. The motion  
30. carries. Senate Bill 182, Senator Schaffer.

31. SENATOR SCHAFFER:

32. ...This bill deals with the same subject as Senator Sangmeister's  
33. bill. I see no...no reason for both bills to be out. Certainly  
34. have faith in Senator Sangmeister. I withdraw the motion.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senate Bill 3, Senator Mitchler. Secretary read the  
3. motion.

4. SENATOR MITCHLER:

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

6. Senate Bill 3...

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Mr. Secretary would you read the motion.

9. SECRETARY:

10. I move to discharge the Revenue Committee from further  
11. consideration of Senate Bill 3 and that the bill be placed on  
12. the order of 2nd reading. Signed, Senator Mitchler.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Mr. President and members of the Senate. The Senate Revenue  
17. Committee did, in fact, hear Senate Bill 3 and the vote was 5  
18. to 5. The bill...the committee did not deliberate further on  
19. the bill. I filed a motion to have this bill brought on the  
20. full Senate Floor because I think it affects a very important  
21. authority that, we, as elected members of the Illinois General  
22. Assembly have, and we should protect this. This doesn't interfere  
23. at all with whether or not the RTA Gas Tax is a proper tax, a  
24. good one, this has to deal with who has the power to tax. The  
25. RTA authority, the board, now has the power to levy a, up to a  
26. five percent gas tax and also levy a parking tax. This bill would  
27. require that the RTA Board, if they felt that the RTA Gas Tax  
28. should be extended beyond October 1, 1979, is when the RTA Gas  
29. Tax is scheduled to expire, that prior approval of the Illinois  
30. General Assembly and the Governor would be required. Now this  
31. has to do with whether...

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Just a moment, Senator. For what purpose does Senator

1. D'Arco arise?

2. SENATOR D'ARCO:

3. Excuse me, Senator Mitchler. Are there any more, is this  
4. the last RTA bill or are there more?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. ...I...I have no idea.

7. SENATOR D'ARCO:

8. Why don't we have leave to hear them all on one roll call  
9. and pass them all out without any further discussion.

10. SENATOR MITCHLER:

11. I think this is the last one.

12. SENATOR D'ARCO:

13. So we can save some time and I can go home.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Mitchler.

16. SENATOR MITCHLER:

17. Yes. This is not whether the tax is the issue, it's who  
18. has the right to tax and that should be with the General Assembly  
19. and the Governor. I move for adoption of this motion.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there any further discussion? Senator Mitchler moves  
22. that Senate Bill 3 be taken from the Table. All those in  
23. favor indicate by...Senator Mitchler moves to discharge the  
24. Committee on Revenue from further consideration on Senate Bill 3  
25. and that the bill be placed on the Order of 2nd reading. All  
26. those in favor indicate by voting Aye. Those opposed vote Nay.  
27. The voting is open. Have all voted who wish? Have all voted  
28. who wish? Take the record. On that question the Ayes are 30,  
29. the Nays are 6, none Voting Present and the motion carries.

30.

31. End of Reel # 1

32.

33.



1. Senate Bill 197, Senator Berning. Read the motion, Mr.

2. Secretary.

3. SECRETARY:

4. I move that Senate Bill 197 be taken from the Table and

5. placed on the Calendar on the Order of 2nd reading. Signed,

6. Senator Berning.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Berning.

9. SENATOR BERNING:

10. Thank you, Mr. President. Senate Bill 197 eliminates the

11. confidentiality provisions of the identity of juvenile

12. offenders and makes this information available to the public.

13. If you noticed on your desks this morning, there was placed

14. some information regarding Senate Bill 197. This in endorsed

15. by our Lake County Sheriff, Tom Brown. It's my firm belief, Mr.

16. President and members of the Senate, that the time has come

17. to provide additional protection to our populous. Just

18. recently in Waukegan, a fifteen year, name undisclosed,

19. was charged with cruelly beating and raping a seventy-nine

20. year old Waukegan grandmother and it develops that when that

21. person was only twelve years old, he also had brutally

22. murdered an elderly St. Louis widow. Mr. President, the

23. objective here is to provide for the disclosure of the names of

24. these vicious juvenile offenders so that you and I and our

25. fellow citizens can be alerted to the existence of such

26. individuals and know who they are in order to take steps to protect

27. themselves. I think this is something that is now necessary

28. for the preservation of our society and I would move for the

29. adoption of the motion, Mr. President.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there any further discussion? Senator Sangmeister.

32. SENATOR SANGMEISTER:

33. Yes, Mr. President, members. I speak as that came out, the

motion is against the Judiciary II Committee wherein the bill, I do

8856  
5/4/79  
Motion to discharge

1. feel Senator Berning did get a fair hearing. The objections to the  
2. bill at that time...the objections to the bill at that point were that  
3. there was...

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. We'll have a little order. Senator Sangmeister.

6. SENATOR SANGMEISTER:

7. Well, I'll tell you, this is a very important area that  
8. Senator Berning is working in. The only problem with this bill was is  
9. that he had no protection in there for juveniles who might have been  
10. found innocent. Their names would have still been revealed.  
11. And there was no protection for juveniles who are...who are  
12. victims of child abuse and so on and so forth. The bill did get  
13. a complete hearing. It wasn't just voted 6 - 5 as some other  
14. bills were, but at the pleasure...I've just...giving the Body  
15. the reasons that the bill did not come out, you vote your own  
16. conscience.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator D'Arco.

19. SENATOR D'ARCO:

20. That's a bunch of nonsense. His bill didn't get a fair  
21. hearing, but because it's in his committee, his bill did get a fair  
22. hearing? We're thwarting the committee system, so let them all out,  
23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there any further discussion? Is there any further  
25. discussion on Senate Bill 197? Senator Berning moves...Senator  
26. Berning moves to take Senate Bill 197 from the Table. Those in  
27. favor indicate by voting Aye. Those opposed vote Nay. The voting  
28. is open. Have all voted who wish? Have all voted who wish?  
29. Take the record. On that question the Ayes are 24, the Nays  
30. are 17, none Voting Present. The motion fails. Senate Bill  
31. 56, Senator Netsch. Mr. Secretary, will you read the motion.

32. SECRETARY:

33. I move that Senate Bill...I move to discharge the Committee  
on Public Health, Welfare and Corrections from further consideration

1. of Senate Bill 207...Senator Netsch has a motion here that consists  
2. of three bills, Senate Bill 207, 436 and 437 and that the bills  
3. be placed on...okay. I move that...no, pursuant to Rule 8, I  
4. move to take Senate Bill 56 from the Table.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Netsch.

7. SENATOR NETSCH:

8. First of all, Mr. President, I would ask Senator Lemke if  
9. he would like to renew his motion at this moment, that we allow  
10. all the bills that are on the Calendar, out. Senator Lemke,  
11. would you renew your motion? Senator D'Arco, who...who  
12. claims absolute fairness has just said all bills except mine.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. For what...for what purpose does Senator D'Arco arise?

15. SENATOR D'ARCO:

16. Let all bills out except Netsch's bills.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Netsch.

19. SENATOR NETSCH:

20. In this fair of all fair worlds, Senator D'Arco, you've got a  
21. long ways to go. Now, Senate Bill 56, as you plainly know,  
22. is the open primary bill and by that, I mean that people would, in  
23. this State of Illinois, would, as is true in some eleven other  
24. states, be permitted to vote in a primary without a declaration of  
25. their political party. The bill has an important distinction from  
26. some other open primary proposals that have been made in the past,  
27. although mine has always has this provision and that is in order  
28. to be able to vote for party officers, whether they be precinct  
29. committeemen, ward committeemen, or delegates to a national  
30. convention, you would have to declare your party. I think that is  
31. a reasonable accommodation of what are basically conflicting interests.  
32. This is largely a philosophical question. I believe very strongly  
33. that the primary is an integral part of the elective process. It is  
not a private club activity in which only those who are willing to make

1. a pledge in blood should be permitted to participate. It is as  
2. critical as the general election and as we well know in many  
3. parts of the State, even more critical, that it is, in fact, the  
4. election. I do not represent that there will be an enormous  
5. increase in participation in the primaries as a result of  
6. this, although on balanced, the states that have an open primary  
7. have a slightly higher level. Clearly, there are factors that are  
8. more important than this in terms of the total participation  
9. in a primary. But I think it will, at the very least,  
10. eliminate one of the last artificial barriers that is a very  
11. real barrier to many people, whether we agree with them or not,  
12. to voting in a primary. There will be no excuses for anyone after  
13. this for participating in this critical part of the process.  
14. There is no question in my mind that a significant percentage of  
15. the people in this State believe and want an open primary and I'm  
16. asking you to respect their wishes.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. For what purpose does Senator DeAngelis arise?

19. SENATOR DeANGELIS:

20. Mr. President, I'd like to rise for a point of personal  
21. privilege.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. State your point.

24. SENATOR DeANGELIS:

25. At our gallery above us on the left, we have the  
26. Brooklyn Junior High on their eighth grade field trip accompanied  
27. by Steven Rats, their principal and eight teachers. I'd like  
28. to have them stand and be recognized.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Lemke, for what purpose do you arise?

31. SENATOR LEMKE:

32. I rise to speak as the Chairman of Elections. This bill had a  
33. fair committee...if you look at the...at the...the vote on it was

1. 8 to 2. That was not a partisan roll call, there was dispute.  
2. The bill was heard on both sides and I...I will resist the motion  
3. because I think when a bill loses in committee 8 to 2, it's...  
4. it shouldn't come out because the...both sides of that committee  
5. agree and I...I ask for the...a...the people to support a negative  
6. position on letting this bill out.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. For what purpose does Senator Nimrod...

9. SENATOR NIMROD:

10. Yeah, Mr. President and Ladies and Gentlemen of the Senate.  
11. I would only remind you that I think an alternative to this is a bill  
12. that has a similar...provisions in not eleven states, as Senator  
13. Netsch has said, but this bill, Senate Bill 261 which is on  
14. 2nd reading...3rd reading at this time, is followed in forty  
15. states in our Union and I think that certainly this is a far better  
16. solution to this problem of where you actually have a two party  
17. system and that people...anyone may participate and it provides  
18. for independence...I think this is a much fairer way of doing it and  
19. I think party people should have a chance to select their own  
20. candidates and I would urge a defeat of this bill.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Gitz.

23. SENATOR GITZ:

24. Mr. President, thank you. As the members may note, I am a  
25. cosponsor of Senate Bill 56 and I rise with some reluctance.  
26. I doubt that there is anyone in this Body that is a greater supporter  
27. of the open primary than myself. But I am very deeply troubled  
28. by the...all the discharged motions that have been filed.  
29. The reason we have a committee system is to hear these bills. I've  
30. been on the receiving end of many pieces of legislation that I like.  
31. It's been a real treat to be in the Agriculture committee today. But if  
32. we start voting all the bills out, then we may as well just simply  
33. forget the committee system and that's why I've had trouble voting on

1. any of the bills because I have a lot of sympathy with Senator  
2. Sangmeister's which I was also a cosponsor. But I don't take a motion  
3. to discharge lightly. And I don't take the committee system that  
4. we have built in the Senate lightly. And I think that when we  
5. start simply abandoning ship, filing discharge motions and  
6. voting everything out onto the Floor, we defeat the very purpose  
7. for which we have the committee system.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Wooten.

10. SENATOR WOOTEN:

11. Before asking a question of the sponsor, I'd just like to  
12. make sure, Senator Gitz, that everyone on this Floor has voted  
13. for a discharge at one time or another, Senator. It just  
14. depends on how things are going at the moment. I would like to  
15. ask Senator Netsch, just to clarify one thing, that in this open  
16. primary, you cannot say, vote for a gubernatorial candidate  
17. in one party, Comptroller in another, Senator, another.  
18. You...you must stick with one side once you're in the polling place  
19. and that's assured, is that not true?

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Netsch.

22. SENATOR NETSCH:

23. That is correct.

24. SENATOR WOOTEN:

25. Just wanted to be sure. Thank you.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Is there any further discussion? Senator Netsch moves to take  
28. Senate Bill 56 from the Table. All those in favor indicate  
29. by voting Aye. Those opposed Nay. The voting is open. Have all  
30. voted who wish? Have all voted who wish? Take the record.  
31. On that question the Ayes are 16, the Nays are 20, 1 Voting  
32. Present. The motion fails. Senate Bill 77, Senator Rhoads.  
33. Mr. Secretary, would you read the motion.

1. SECRETARY:
2. I move to take...
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Rhoads.
5. SENATOR RHOADS:
6. Mr. President, I'd ask leave of the Body to withdraw the motions
7. on Senate Bills 77, 78, and 79 and proceed directly to 80.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Leave is granted. Senate Bill 80, Senator Rhoads. Mr.
10. Secretary, would you read the motion.
11. SECRETARY:
12. I move to take Senate Bill 80 from the Table and have it
13. placed on the Calendar on the Order of 2nd reading. Signed,
14. Senator Rhoads.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Senator Rhoads.
17. SENATOR RHOADS:
18. Thank you, Mr. President and members of the Senate. Senate
19. Bill 80 is a bill which would extend the polling hours in Illinois
20. from 6:00 a.m. to 7:00 p.m. There are thirty-nine states in
21. the Union which have longer polling hours than does Illinois. This is
22. a particular problem in the northeastern section of the State where
23. we have three hundred and twenty-two thousand commuters going from
24. suburban areas to the city and two hundred and ten thousand
25. reverse commuters from Chicago to suburbs. The committee passed
26. out a bill which, in its first form, was sponsored by the Chairman,
27. Senator Lemke, Senate Bill 249, which was a 5:00 a.m. to 6:00
28. p.m. polling hour bill. By virtue of Amendment No. 1, that has now
29. become a 7:00 p.m. bill. There is also negotiation going on right
30. now concerning the possible subsidy of election judges by the State.
31. The fiscal notes which have been requested on the...those bills
32. range in cost to the State all the way from seven hundred and
33. fifty thousand dollars to over four million dollars. So, we do need

1. some further negotiation and we need another vehicle out on the  
2. Calendar. This is identical to House Bill 1706 which I sponsored  
3. in the last Session and I would appreciate a discharge from the  
4. committee on this bill. It's an important bill for my district.  
5. Thank you.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there any further discussion? Senator Lemke.

8. SENATOR LEMKE:

9. Being Chairman of Senate Elections, we passed out Senate Bill  
10. 249 which Senator Rhoads extended. We have Senate Bill 251 which  
11. is lying on 2nd reading, waiting for a fiscal note as to the  
12. expenses. They are two separate bills. They are not  
13. together. I can't see letting another bill out that's on the same  
14. subject matter as one that we have on the Floor and I explained  
15. this to Senator Rhoads. We allowed him to amend the bill on the Floor.  
16. I think it's...it's senseless to...repetitious in bills when we  
17. have the bill already out.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there any further discussion? Senator Rhoads may close  
20. debate.

21. SENATOR RHOADS:

22. Just...I will be supporting Senator Lemke's bill. I just hope  
23. he supports this one. If it's a good bill, we ought to pass it twice.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Rhoads moves to take Senate Bill 80 from the Table.  
26. All those in favor indicate by voting Aye. Those opposed Nay.  
27. The voting is open. Have all voted who wish? Have all voted who  
28. wish? Take the record. On that question the Ayes are  
29. 31, the Nays are no, 1 Voting Present. The motion having received  
30. a constitutional number of votes, carries. Senate Bill 477, Senator  
31. Regner. Senate Bill 230, Senator Lemke. Senate Bill 786, Senator  
32. Rhoads. Senator, are you through congratulating everybody? Senate  
33. Bill 786, Senator Rhoads. Mr. Secretary, would you read the motion?



1. SECRETARY:
2. I move to take Senate Bill 786 from the Table and placed on
3. the Calendar on the Order of 2nd reading. Signed, Senator Rhoads.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Senator Rhoads.
6. SENATOR RHOADS:
7. No. Withdraw the motion.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator Rhoads seeks leave to withdraw the motion on
10. Senate Bill 786. Is leave granted? Leave is granted.
11. Senate Bill 925, Senator Nimrod. Read the motion, Mr. Secretary.
12. Just a moment. Senator Nimrod.
13. SENATOR NIMROD:
14. Yeah. Mr. President and Ladies and Gentlemen of the Senate.
15. This is a very important subject, both 925 and 926 deal with
16. Workmen's Compensation and we have not had an opportunity to complete
17. our process in having a chance to meet, so with...ask a point of
18. inquiry. We are meeting next week. If I leave this bill...if I
19. leave these motions on file, Mr. President, what would happen to
20. them after today?
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Senator, you are entitled to seek leave of the Body to leave
23. them on the Motions in Writing.
24. SENATOR NIMROD:
25. I would...I would ask...
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. But you would have to move to suspend the rules.
28. SENATOR NIMROD:
29. I would ask to do that since there are negotiation going
30. on between the Senators on both sides here to effectively come
31. up and see if there is a solution to this problem. I would seek
32. leave to ask that Senate Bills 925 and 926 be left on the Senate
33. Calendar, to be heard later.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Nimrod moves to suspend the rules. Is leave granted?

3. Leave is granted. Senator Nimrod now moves to have Senate Bill

4. 925 and 926 considered next week. Is that your motion?

5. Senator Nimrod. Your motion is to be considered at a later date?

6. Senator Nimrod now moves that motion...Senate Bill 925 and Senate

7. Bill 926 on Motions in Writing be considered at a later date. Is

8. leave granted? Leave is granted. Senate Bill 441, Senator

9. Lemke. Senate Bill 900, Senator Keats. Read the motion, Mr.

10. Secretary.

11. SECRETARY:

12. I move to take Senate Bill 900 from the Table and have it

13. placed on the Calendar on the Order of 2nd reading.

14. Signed, Senator Keats.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Keats.

17. SENATOR KEATS:

18. Mr. President and Ladies and Gentlemen of the Senate. Due

19. to the importance of this particular piece of legislation,

20. and because we are still in the process of trying to work out an

21. agreement within the Legislature itself, I would ask

22. that this particular motion be left on the Calendar

23. so I would move that we suspend the rules, so that we may, at

24. a later date, come back to this specific motion. Thank

25. you.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. For what purpose does Senator Maragos arise?

28. SENATOR MARAGOS:

29. Mr. Chairman, I think this is becoming a little

30. ridiculous because 925 and 926 are on the same subject

31. matter so they've got the two vehicles, so we can't just keep

32. any amount of vehicles that they want to use for bargaining

33. purposes at a later date. All these three bills...I didn't say any-

thing on 925 and 926 because they were fully heard in committee

1. and they were voted Do Not Pass. Therefore, we let 925  
2. and 926 go out. I think leaving 900 on is just also ridiculous. It would  
3. be clouding up the Calendar and they still can achieve their purposes  
4. 'cause they have two vehicles to do anything that may come  
5. from the...process if that ever happens. So, therefore, I ask  
6. at this time that Senate Bill 900 not be given leave to stay  
7. on the Calendar and to vote it up or down at this time.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. You've heard the motion. Leave is not granted. Senator  
10. Keats.

11. SENATOR KEATS:

12. I would ask for a roll call vote to have it left on the  
13. Calendar but there seems to be some misunderstanding. 925,  
14. 926 and 900 do not happen to be the same subject matter. It would  
15. be helpful if the Chairman read the bills before he spoke.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. For what purpose does Senator Walsh arise?

18. SENATOR WALSH:

19. It's my understanding last year when the similar situation  
20. arose or two years ago, that the Gentleman doesn't call his motion.  
21. It just remains on file as a Motion on Writing and it would...it  
22. would be called if leave were given, at a later time. He would have  
23. to...when he ultimately makes the motion, suspend the rules to...  
24. to enable you to get to that order of business. But no vote need  
25. be taken at this time.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. They have been filed, the motions have been filed. They have  
28. been set for consideration today. There is a time limit on these  
29. motions. The only alternative would be to ask leave to suspend the  
30. rules for further consideration on each one.

31. SENATOR WALSH:

32. Or in the event he does not call the...call the motion at this  
33. time, he would have to obtain leave when he requests to call it

1. which would be suspending the rules at that time rather than now  
2. and I think that's...

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. It will be off the Calendar, though, Senator.

5. SENATOR WALSH:

6. Well, but it's...it's on file and in possession  
7. of the Secretary and I think that's what the Gentleman would like  
8. to do.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. For what purpose does Senator Wooten arise?

11. SENATOR WOOTEN:

12. A procedural question or point of order. I have wondered  
13. as we have proceeded with Motions in Writing that we have really  
14. handled those differently this year than we have in the past.  
15. If you recall in past Sessions, we've had to continue them from  
16. week to week to keep them alive. And I don't think anything has  
17. really been said about the status of the motions and why they are  
18. alive today and wouldn't be alive tomorrow. And I think maybe we  
19. ought to get a clarification from President Rock as to  
20. just what the procedure is here because I have noticed we  
21. have not been following procedure of postponing a hearing from time  
22. to time and I think that there should be a mechanism  
23. just to postpone this...any of these if someone wants to do that.  
24. And I'm not even sure that it...I don't recall offhand what leave  
25. is required but I've been kind of curious about the mechanism  
26. right along and maybe this is a good point just to clear that up.  
27. How is it that they are alive today and not tomorrow when I don't  
28. think they have a date on them at all.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Wooten, by agreement with the leadership on both sides  
31. of the aisle and members, we have set these motions for consideration  
32. for today. And if they would not be heard today, they would be taken  
33. from the Calendar, unless they have obtained leave from the Body

1. for postponed consideration on it. For what purpose does Senator  
2. D'Arco arise?

3. SENATOR D'ARCO:

4. I think we should reconsider the motion by which we granted  
5. Nimrod leave to...to consider his vote...his motion at a later time  
6. and have his bills heard now and they we'll hear Roger's after  
7. his bills or hear Roger's and then his bills and get rid of all  
8. the bills today so we don't have any more nonsense about  
9. whether they're on the Calendar or off the Calendar.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. For what purpose does Senator Netsch arise?

12. SENATOR NETSCH:

13. To participate in the parliamentary debate. I...I think there  
14. is a serious question here is I heard the leave that you granted  
15. to...or the leave of that Body granted to Senator Nimrod. It  
16. was simply "leave to have his motion called next week."

17. But he still has a problem...well, next week or later or whenever,  
18. but I think I also heard you say and if not, I think this ought  
19. to be clarified because if it's not clarified now, it's going to  
20. lead to some very hard feelings later on. I think you also said  
21. that in order for the bill to be considered given the fact that  
22. it would at that point, violate our deadlines which are in our  
23. rules, he would have to suspend the rules.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. No, the deadline relates to committee reports on bills and not  
26. to Motions in Writing. Senator D'Arco.

27. SENATOR D'ARCO:

28. ...reconsider the vote by which we gave Nimrod leave  
29. to postpone his bills from today to some other day and have them  
30. heard at that time.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. You've heard the motion. Is there any discussion on that  
33. motion? Senator Daley, for what...Senator Daley.

1. SENATOR DALEY:

2. Mr. President and fellow Senators. I know it's a policy  
3. of committees...if you leave your vote with the Chairman, can we leave  
4. the vote here and ask our Chairman...they can vote us this  
5. way because we have other responsibilities going on, we have  
6. committees going on and we are back in the committee system.  
7. I think we're separating ourselves and the committee system.  
8. Can we leave our vote with our Chairman? I...to leave my vote  
9. with my Minority Spokesman, Don Moore, with leave of the Senate.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Maragos.

12. SENATOR MARAGOS:

13. I'm just waiting to see what's going to be...on this  
14. action of my opposition to 900 being take...left on the Calendar.  
15. I'd like to take a vote at this time, Sir.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Wooten. All right. There's a motion before us to  
18. reconsider the vote by which leave was...Senator Wooten.

19. SENATOR WOOTEN:

20. I just want to verify that Senator D'Arco, was, in fact,  
21. on the prevailing side on that motion. I'm amazed, Senator.  
22. Well, then how can you move to reconsider the vote?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator D'Arco was on the prevailing side. He granted leave  
25. by voice vote.

26. SENATOR WOOTEN:

27. Well, I mean, he says he did not and if he did not, then he  
28. cannot move to reconsider the vote, so I think that's very  
29. important, Senator D'Arco. You did...no, I mean, you did vote  
30. to...to give him permission. I just wanted to be sure about that,  
31. Senator.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. You've heard the motion. Senator D'Arco moves to reconsider...

1. Senator Nimrod.

2. SENATOR NIMROD:

3. (inaudible)

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. We brought the...Senate Bill 900 up for discussion.

6. There seems...before a motion was made...before a motion on

7. Senate Bill 900 was made there was a discussion of rules. Senator

8. D'Arco did make a motion to reconsider. At this point, Senator

9. D'Arco's motion prevails for reconsideration of Senate Bill 925 and

10. 926. Senator D'Arco moves to reconsider the vote by which Senate

11. Bill 925 and 926 was suspended. All those in favor indicate

12. by voting Aye. Those opposed vote Nay. The Ayes have it. The

13. vote is,..a roll call has been requested. A roll call has been

14. requested. I noticed two members standing up to join you, Senator.

15. All those in favor indicate by voting Aye. Those opposed vote

16. Nay. The voting is open. This is on Senator D'Arco's motion

17. to reconsider the leave by which Senate Bills 925 and 926

18. were...were granted for consideration to be heard at a later date.

19. It would require thirty votes. Have all voted who wish?

20. Have all voted who wish? Take the record. On that question the

21. Ayes are 15, the Nays are 27, none Voting Present and the motion fails.

22. Senate Bill 900. Senator Keats, for what purpose do you arise?

23. SENATOR KEATS:

24. I just wanted to check in on behalf of Senator Knuppel that

25. if we're to have a circus, you know who the ringleader is and we

26. have the wrong man in the President's Chair. That's just meant as

27. a constructive comment. What I ask now is that I be given leave

28. to lay Senate Bill 900, have it left on the Calendar and I will not

29. call it at this time because of the importance of the action we're

30. taking and that we are making a legitimate and honest attempt

31. to reach a consensus position.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. On that motion, is leave granted? Leave is not granted.

Do you request a roll call? Roll call has been requested. It will

1. take thirty votes to suspend the rules. Those in favor  
2. indicate by voting Aye. Those opposed vote Nay. The voting is  
3. open. Have all voted who wish? Have all voted who wish?  
4. Take the record. On that motion the Ayes are 29, the Nays are  
5. 8, 1 Voting Present. The motion to suspend the rules has failed.  
6. Do you wish to call your motion now, Senator Keats?  
7. For what purpose does Senator Lemke arise?  
8. SENATOR LEMKE:  
9. I move to adjourn.  
10. PRESIDING OFFICER: (SENATOR SAVICKAS)  
11. The motion to adjourn in always in order. Those in favor  
12. indicate by voting Aye. Those opposed. A roll call seems to have  
13. been requested. On the motion to adjourn, those in favor  
14. indicate by voting Aye. Those opposed vote Nay. The voting  
15. is open. For what purpose does Senator Knuppel arise?  
16. SENATOR KNUPPEL:  
17. Well, I just wanted to tell them we haven't finished the  
18. work in the Agricultural Committee or any report and if we adjourn  
19. and those reports aren't in, all the bills that are in there  
20. are going to be dead.  
21. PRESIDING OFFICER: (SENATOR SAVICKAS)  
22. Point well taken. Have all voted who wish? Take the record.  
23. On that motion the Ayes are 10, the Nays are 41. The motion  
24. fails. Senator Keats, Senate Bill 900.  
25. SENATOR KEATS:  
26. Mr...Mr. Chairman, I renew my motion to leave it on the  
27. Calendar. We...still in order.  
28. PRESIDING OFFICER: (SENATOR SAVICKAS)  
29. No, the motion has already been defeated. We are now on the...  
30. SENATOR KEATS:  
31. Okay, in that case, what I wanted to do was verify the roll.  
32. PRESIDING OFFICER: (SENATOR SAVICKAS)  
33. It's too late, Senator. There has been intervening business.



1. SENATOR KEATS:

2. Wait. Mr...Mr. President. You did not recognize me. My  
3. hand was raised and you have to recognize the sponsor of the bill.  
4. I was interrupted by your choice, which I certainly accepted  
5. the discretion of the Chair which is not unreasonable for me to  
6. accept your discretion, but you saw and certainly heard  
7. that I was asking for your attention.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator, you can appeal the ruling of the Chair. Senator  
10. Walsh.

11. SENATOR WALSH:

12. Mr. President, just a parliamentary inquiry. If the Gentleman  
13. does not call his...his motion at this time, it would remain in the  
14. possession of the Secretary and in the event he obtains leave of the  
15. Body or is able to suspend the rules, he could have it called at a  
16. later date, whenever that time would be appropriate, either  
17. he get leave or make the motion and prevail, is that correct?

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. That's correct, Senator. For what purpose Senator Wooten arise?

20. SENATOR WOOTEN:

21. Thank you, Mr. President. To tell Senator Keats that a verification  
22. could not revise the votes upward, Senator. It would...there would  
23. be no cure at all. It could not prevail because the maximum  
24. number of Aye votes were 29. The House on verification it can  
25. change upward but not in the Senate.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Point well taken. Do you have a motion, Senator Keats?

28. SENATOR KEATS:

29. Mr. Chairman, thank you, very much. We will let it die  
30. at this moment.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senate Bill 1189, Senator Lenke. Senate...for what purpose  
33. Senator Nimrod...Senate Bill 109, Senator Rhoads. Read the motion,...

1. Senator Rhoads, for what purpose do you arise?

2. SENATOR RHOADS:

3. Request leave of the Body to withdraw that motion.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Leave is granted. Senate Bill 179, Senator Rhoads.

6. Senator Rhoads. Read the motion, Mr. Secretary.

7. SECRETARY:

8. I move to take Senate Bill 179 from the Table and place  
9. it on the Calendar on the Order of 2nd reading. Signed, Senator  
10. Rhoads.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. Thank you, Mr. President and members of the Senate. Just to  
15. explain to the membership that after this motion, I will be with-  
16. drawing any other motions with my name on the Calendar and to  
17. explain the purpose of Senate Bill 179, and the reason for the  
18. discharge motion. Senate Bill 179 deals with the Presidential  
19. delegate process in Illinois. There is a bill now...there are two  
20. bills...there are two bills now out on the Calendar, both  
21. sponsored by Senator Savickas, Senate Bill 604 and 607. I want  
22. to assure the Democratic side of the aisle that Senate Bill 179,  
23. whatever happens to it will only affect alternative C which is  
24. the Republican alternative. We have many proposals floating around  
25. for primary date change. The national rules of the Democratic  
26. party and the national rules of the Republican party are vastly  
27. different as to allocation of delegates and the rules that one  
28. has to follow for the selection of delegates. I think it's only  
29. fair that anything that would affect alternative C, the Republican  
30. alternative, be under Republican sponsorship. So, I ask the support  
31. of all members of the Republican party and for those of you in the  
32. Democratic party, please support us too, because I assure you  
33. publicly, now, it will only affect alternative C, the Republican  
alternative.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there any further discussion? This is Senate Bill 179.

3. Is there any further discussion? Senator Rhoads moves to take

4. Senate Bill 179 from the Table. Those in favor indicate by voting

5. Aye. Those opposed vote Nay. The voting is open. Have

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

7. On that question the Ayes are 29, the Nays are 7, none Voting

8. Present. The motion fails. Senator Rhoads, do you wish to

9. withdraw your other motions with your name? Senator Rhoads.

10. SENATOR RHOADS:

11. Mr. President, let me get back to those two motions. I'll

12. be happy to withdraw one of them, but let me get back to one

13. other after checking with leadership.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Which...which one do you...

16. SENATOR RHOADS:

17. Could we go onto other business?

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Yes. Senate Bill 1147, Senator Philip. Read the motion, Mr.

20. Secretary.

21. SECRETARY:

22. Senate Bill 1147. I move to take Senate Bill 1147 from the

23. Table and placed on the Calendar on the Order of 2nd reading.

24. Signed, Senator Philip.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Philip.

27. SENATOR PHILIP:

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

29. Senate Bill 1147 merely gives the political parties a second

30. alternative in regards to picking state central committeemen.

31. Under the present law, we have a primary. This would also provide

32. for a party convention and let that convention decide. It doesn't

33. lock anybody on. It just gives us a second alternative. I believe

I have the support of the Chairman of the Elections Committee on this

1. motion.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there any further discussion? Senator Philip moves to  
4. take Senate Bill 1147 from the Table. Those in favor indicate  
5. by voting Aye. Those opposed vote Nay. The voting is open.  
6. Have all voted who wish? Have all voted who wish? Take the  
7. record. On that question the Ayes are 32, the Nays are 9, 1  
8. Voting Present and the motion carries. Senate Bill...Senate  
9. Bill 1230, Senator Nimrod. Mr. Secretary...Senator Nimrod, for  
10. what purpose do you arise?

11. SENATOR NIMROD:

12. Yeah, I would seek leave to withdraw this motion because  
13. agreement with the Chairman of the Elections Commission. We  
14. are getting two other bills that will be...incorporate this  
15. subject. I want to withdraw the motion.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. How about Senate Bill 1324? Mr. Secretary, would you  
18. read the motion.

19. SECRETARY:

20. I move to take Senate Bill 1324 from the Table and placed  
21. on the Calendar on the Order of 2nd reading. Signed,  
22. Senator Nimrod.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Yes, Mr. President and Ladies and Gentlemen of the Senate.  
27. This is a bill that's requested by the State Board of  
28. Elections in order to provide for provisions for this particular  
29. procedure of a referendum until the new State...until our new  
30. Election Code is in and it is not in the process now and I would  
31. defer to Senator Lemke on the action of his committee.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. He indicates support. Is there any further discussion?  
Senator Nimrod moves to take Senate Bill 1324 from the Table.

1. Those in favor indicate by voting Aye. Those opposed vote Nay.  
2. The voting is open. Have all voted who wish? Have all voted  
3. who wish? Take the record. On that question the Ayes are  
4. 27, the Nays are 4, 3 Voting Present. Having received...having  
5. not received the required number of votes, the motion fails.  
6. Senate Bill 1359, Senator...Senator Nimrod.

7. SENATOR NIMROD:

8. Yes, I guess that last bill I didn't explain it well enough.  
9. This bill was passed out by committee and this bill also was...we  
10. did not have a chance to have them heard and the committee itself  
11. did support the bill and it did pass a motion in that committee  
12. to support...taking it from the Table because they would have  
13. passed it out a Do Pass. So, I would certainly ask that  
14. on this 1359 which also addresses a subject that's necessary  
15. to correct the Statutes pertaining to eligibility in the  
16. electoral board which affects our local villages, I would ask  
17. your support to move out this bill. Senator Lemke, would you like  
18. to say anything this time?

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. He indicates he doesn't wish to say anything. Senator Netsch.

21. SENATOR NETSCH:

22. Thank you. I'm confused, Senator Nimrod. The print-  
23. out shows that both this bill and the prior one on a motion Do Not  
24. Pass, had a vote of eleven to nothing. Do Not Pass. It doesn't  
25. sound to me like unanimous support for the bill.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Lemke, do you wish to join the debate? Senator Lemke.

28. SENATOR LEMKE:

29. Senator Netsch, we had...Senator Nimrod did not get to the  
30. committee hearing. We considered the bill and we made a motion  
31. that when we adjourned that all bills that were left on the  
32. Calendar would be...all bills that were left in committee  
33. ...no sponsors came for it, would...would be reported out Do Not Pass  
so we don't get cluttered up with bills laying around. And

1. Senator Nimrod came later and he explained the merits of the bill  
2. and he explained the reason why he wasn't there. And I go along with  
3. Senator Nimrod in getting the bill to 2nd reading.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there any further discussion? Senator Nimrod moves to take  
6. Senate Bill 1359 from the Table. Those in favor indicate by saying  
7. Aye. Those opposed voting Nay. The voting is open. Have all  
8. voted who wish? Have all voted who wish? Take the record. On that  
9. question the Ayes are 30, the Nays are 8, 1 Voting Present.  
10. The motion receiving the required number of votes is declared passed.  
11. Senator Rhoads, for what purpose do you arise?

12. SENATOR RHOADS:

13. Thank you, Mr. President. At this time, I request leave to  
14. withdraw the motions on Senate Bill 647 and 1165.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is leave granted? Leave is granted. Senate Bill 1400,  
17. Senator Geo-Karis. Read the motion, Mr. Secretary.

18. SECRETARY:

19. I move to discharge the Committee from Revenue from further  
20. consideration of Senate Bill 1400 and that the bill be placed on the  
21. Calendar on the Order of 2nd reading. Signed, Senator Geo-Karis.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Geo-Karis.

24. SENATOR GEO-KAFIS:

25. Mr. President and Ladies and Gentlemen of the Senate. Senate  
26. Bill 1400 provides for a limited credit against income tax for  
27. amounts of money spent on weatherizing or for alternate energy  
28. equipment and materials. This would give more sales tax money  
29. if people would weatherize more and it would help in conserving  
30. energy and I do respectfully ask for an Aye vote.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there any further discussion? Senator Geo-Karis moves  
33. to take...to discharge from the Revenue Committee Senate Bill 1400.  
Those in favor indicate by saying Aye...voting Aye. Those opposed

1. vote Nay. The voting is open. Have all voted who wish?  
2. Have all voted who wish? Take the record. On that question  
3. the Ayes are 26, the Nays are 6, 1 Voting Present. The motion  
4. failing to...failing to receive the required number of votes  
5. fails. For what purpose...

6. SENATOR BECKER:

7. Register me as Yes.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. The record will so...so reflect, Senator Becker.

10. Senate Bill 238, Senator Netsch. Mr. Secretary, would you read  
11. the motion.

12. SECRETARY:

13. I move to take Senate Bill 238 from the Table and place it on  
14. the Calendar on the Order of 2nd reading. Signed, Senator Netsch.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Netsch.

17. SENATOR NETSCH:

18. Thank you, Mr. President. This bill is primarily of interest  
19. to those of us who live in Chicago even though not all of those  
20. of us who live in Chicago support it. It does apply to all cities  
21. and it applies only to the aldermanic elections in Chicago.  
22. The problem is that particularly when the consolidated election bill  
23. comes into effect, Chicago is left with a twenty-nine month period  
24. during which a non-elected mayor can serve and a twenty-eight  
25. month period during which a vacancy can take place in the office  
26. of alderman or at least no one who was elected will serve in that  
27. position. That, we believe, is an inordinate length of time. These  
28. are, obviously, extremely critical positions to all of those of us  
29. who do live in Chicago and we simply do not want to be, or I, for  
30. one, do not want to be in the position of facing the prospect of a  
31. non-elected mayor for a period of twenty-nine months or no  
32. alderman for a period of twenty-eight months. This bill would  
33. adjust the periods and permit us when we do have a vacancy in such  
offices that do not fit into the new consolidated elections schedule,

1. and this is obviously going to occur very rarely, so it does not  
2. greatly upset the State Board of Elections' commitment to  
3. consolidated elections. But in those few instances where the  
4. consolidated schedule does require the long gaps, it would  
5. permit us to close those gaps through a special election. I think it  
6. is extremely important to us in terms of representative government  
7. and I would solicit your support for the motion.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there any further discussion? Senator Rhoads.

10. SENATOR RHOADS:

11. Question of the sponsor, if she will yield.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. She indicates she will.

14. SENATOR RHOADS:

15. Senator, is this identical or substantially the same to  
16. Amendment No. 3 to House Bill 2554 of the last Session which  
17. Senator Maragos sponsored and was passed?

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Netsch.

20. SENATOR NETSCH:

21. It was...I asked that it be drawn with that in mind, yes,  
22. I asked for an identical amendment. So, it should be substantially  
23. identical to that.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Rhoads.

26. SENATOR RHOADS:

27. Based on that understanding, I would like to rise in support  
28. of the motion. It was offered as an Amendment No. 3 to the  
29. consolidation of elections bill. It did pass both Houses. The  
30. Governor signed a...another vehicle rather than House Bill 2554  
31. and virtually the only difference between the two was that...was  
32. this and one other amendment. I rise in support of the motion.  
33. It didn't get a very good...adequate hearing in committee.



1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there any further discussion? Senator Netsch moves to  
3. take Senate Bill 238 from the Table. Those in favor indicate  
4. by voting Aye. Those opposed vote Nay. The voting is open.  
5. Have all voted who wish? Have all voted who wish? Take the  
6. record. On that question the Ayes are 23, the Nays are 7,  
7. 2 Voting Present. The motion having failed to receive the  
8. required vote, fails. Would you record Senator...let the record  
9. show Senator Becker would have voted Aye had his switch been  
10. working. Senate Bill 436, Senator Lemke. Senate Bill 437.  
11. Senate Bill 445. Senate Bill 1235, Senator Netsch.  
12. Senate Bill 1361, Senator Nimrod. Are there any other Motions in  
13. Writing? Read the motion, Mr. Secretary.

14. SECRETARY:

15. Senator Lemke, your motion on 207, 436, forget it?  
16. Senator D'Arco has a motion filed. Senator Grotberg on 1301.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Read the motion, Mr. Secretary.

19. SECRETARY:

20. I move to discharge the Committee of Transportation of further  
21. consideration of Senate Bill 1311, I guess that is, Senator Grotberg,  
22. and it be placed on the Order of 2nd reading. Signed, Senator  
23. Grotberg.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Grotberg.

26. SENATOR GROTBORG:

27. Thank you, Mr. President and members of the Senate. Senate Bill  
28. 1311 never did get heard in yesterday afternoon, in the late meeting  
29. in Transportation was put in a very gentle death in subcommittee.  
30. But this bill is perhaps one of the more viable little vehicles  
31. we've got going to get at the possible solution of the transportation  
32. issue in the regional transit area, the six county area.  
33. Assuming that something is done on the gas tax and other matters,  
this bill simply allows each and everyone of us in that

1. area the privilege of paying a little extra for license  
2. plates and having the Secretary of State return in script the  
3. exact amount we send him so that everybody that drives a car and  
4. owns a car that's subsidizing transportation one way or another  
5. gets a ride out of it and we could on and on about it, but that's  
6. the thrust of the bill. It's subject to many amendments,  
7. but I would...because it didn't get heard at all, and it's an  
8. exciting concept, I would ask for a favorable roll call on getting  
9. a bill like this out in the negotiating stance that we've got  
10. coming ahead of us in the next sixty days.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there any further discussion? Senator Grotberg moves  
13. to discharge the Committee on Transportation from further consideration  
14. of Senate Bill 1311 and have it placed on the Order of 2nd  
15. reading. Those in favor indicate by voting Aye. Those opposed  
16. vote Nay. And the voting is open. Have all voted who wish? Have  
17. all voted who wish? Take the record. On that question the Ayes  
18. are 21, the Nays are 2, 1 Voting Present. The motion having failed  
19. to receive the required number of votes fails. Are there any other...  
20. further motions? For what purpose Senator Knuppel arise?

21. SECRETARY:

22. I move...

23. SENATOR KNUPPEL:

24. I have a motion there on the desk.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. The Secretary indicates he is taking them as he has  
27. received them.

28. SECRETARY:

29. I move to discharge the Committee on Judiciary II from further  
30. consideration of Senate Bill 993 and placed on the...the bill be  
31. placed on the Calendar on the Order of 2nd reading. Signed, Senator  
32. Grotberg.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Grotberg.

2. SENATOR GROTBORG:

3. I need some guidance from the Chair on this one. This is a

4. bill that Judiciary Committee wanted me to make sure that I ran it

5. by the Sentencing Commission which meets Tuesday night. And I would...

6. have we...have we passed...was it Senator Keats or somebody that

7. had a future date motion on this? I don't really care to call it now.

8. I would like to have leave to continue the motion.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator...Senator Grotberg...

11. SENATOR GROTBORG:

12. I'd like it left on the Calendar, is my point.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. You don't have to leave it on the Calendar, Senator, you can

15. move to discharge committee at any other date.

16. SENATOR GROTBORG:

17. Okay. Then, I would go with the motion and hold it on

18. 2nd.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Yes. You...no, you don't have to leave it on 2nd. You could

21. leave it...

22. SENATOR GROTBORG:

23. I say...

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. ...leave the motion...you could make the motion later.

26. What do you want to do, Senator, do you want to withdraw your motion?

27. SENATOR GROTBORG:

28. I'll withdraw the motion.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Thank you. You...Senator Grotberg, you can file your motion

31. at any time as long as that bill is in committee up until

32. the deadline for bills...Senate Bills being called to 3rd reading.

33. Senator Grotberg.

1. SENATOR GROTBORG:

2. I'm getting so much good advice, let's just hear the motion  
3. and...and vote on it.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Read the motion, Mr. Secretary. Is there any discussion?  
6. Senator Grotborg moves to take Senate Bill...to discharge Senate  
7. Bill 993 from the Committee on Judiciary II...for what purpose  
8. does Senator Grotborg arise?

9. SENATOR GROTBORG:

10. I...I do want to speak to it when...what it is.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. It's been read. We have the motion before us. If you want  
13. to speak to the motion. Senator Grotborg.

14. SENATOR GROTBORG:

15. This is the house arrest concept that came through Judiciary  
16. Committee by virtue of the new sentencing procedure. And my  
17. commitment would be to leave it on 2nd forever until we get the stamp  
18. of the court upon it. But it's an interest...and exciting concept.  
19. If Senator Egan is here, he and I have agreed to...to run it by  
20. the Sentencing Commission but want to keep it very much alive.  
21. If this is the way to do it, take the roll call, if it fails, I'll  
22. file another motion.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Grotborg moves to discharge the Committee on Judiciary  
25. II from further consideration of Senate Bill 993 and have it  
26. placed on the Order of 2nd reading. Those in favor indicate by voting  
27. Aye. Those opposed vote Nay. The voting is open. Have all voted  
28. who wish? Have all voted who wish? Take the record. On that  
29. question the Ayes are 21, the Nays are 6, 1 Voting Present.  
30. The motion, failing to receive the required number of votes,  
31. fails. Any further motions?

32. SECRETARY:

33. Senator Lemke, your motion on 839. Senator Berman on  
663. Senator Knuppel. I move to discharge the Committee on Pensions,

1. Personnel and Veteran's Affairs from further consideration of  
2. Senate Bill 1100 and that the bill be placed on the Calendar on the  
3. Order of 2nd reading. Signed, Senator Knuppel.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Knuppel.

6. SENATOR KNUPPTEL:

7. Yeah. This is Senate Bill 1100 and what it does  
8. is it tries to correct a situation that occurs when the  
9. ...when we passed the pay raise in December. There were a number  
10. of judges who were retiring and some who were beaten  
11. in the elections and as a result of the fact they were still in  
12. office, they were able to retire at a pension that was larger  
13. than what they're salary was because they qualified for the  
14. last salary in effect at the time they either...that they left office.  
15. Now, this bill would...is designed, it may have to have some  
16. correction, but it is designed to correct that situation so that  
17. it will never happen again and that the salary that...or that the  
18. pension will be based on the last year or two...the bill says four  
19. at the present time, last four year service of the judge so that  
20. he doesn't receive a pension that could be larger than his salary.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there any further discussion? Senator Merlo.

23. SENATOR MERLO:

24. Mr. President and members of the Senate. I ask you, do not  
25. permit this to be taken from the Table. I believe that the bill  
26. had a fair hearing, a very adequate hearing. The bill was opposed  
27. by the Judges Retirement System. It was opposed by Roy O. Gulley,  
28. representing the Supreme Court of the State of Illinois.  
29. It was also opposed by the Pension Laws Commission.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there any further discussion? Senator Knuppel.

32. SENATOR KNUPPTEL:

33. Yes, I was told by some members of the committee that they were  
locked in from Chicago by the Judiciary in Chicago. I can appreciate

1. how the Judiciary feels, but that's not the situation. I can  
2. appreciate how Senator Merlo feels. But this is a case of...of  
3. somebody and they talk about larceny. I'll say that the Judiciary  
4. and this is one that Senator Berning asked Mr. Gulley, he said,  
5. did you know this was going to happen and Gulley admitted that he  
6. did. And he said did you disclose this to anybody and Judge  
7. Gulley said he did not. Now, Gentlemen, I can appreciate  
8. where a lawyer from the City of Chicago is at. I would...I would  
9. appreciate a favorable roll call.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there any further discussion? Senator Knuppel moves to  
12. ...to discharge...discharge the Committee on Pensions from  
13. further consideration of Senate Bill 1100. Those in favor  
14. indicate by voting Aye. Those opposed vote Nay. The voting is  
15. open. Have all voted who wish? Have all voted who wish?  
16. Take the record. On that question the Ayes are 27, the Nays are  
17. 5, 1 Voting Present. The motion failing to receive the required  
18. number of votes, fails. I would...well, I'm being informed that  
19. since they have not finally announced that the motion had failed,  
20. that Senator Knuppel would be in order to move to place this motion  
21. on the Order of Postponed Consideration. Is leave granted?  
22. Leave is granted. Any further motions, Mr. Secretary?

23.  
24.  
25.  
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End of reel.

1. SECRETARY:

2. Senator Mitchler on...I move to discharge the Committee  
3. on Judiciary II from further consideration of Senate Bill 777  
4. and that the bill be placed on the Calendar on the Order of  
5. 2nd reading. Signed, Senator Mitchler.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Mitchler.

8. SENATOR MITCHLER:

9. Well, Mr. President and members of the Senate, Senate  
10. Bill 777 was a bill that was not heard in the Senate Judiciary  
11. Committee because of their size...the amount of bills they had  
12. in there and I would ask for this bill to be discharged from  
13. the Senate Judiciary Committee and placed on 2nd reading. This  
14. bill prohibits the showing of X rated movies at outdoor theaters  
15. when it's in full view outside of the theater area. Now, I,  
16. passed this bill in the Senate in 1971. It was defeated in  
17. the House by interest of the theater people but the City of  
18. Chicago has now passed this very same thing and so I am, again,  
19. bringing this before this Body. I would ask for a favorable  
20. roll call.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there any further discussion? Senator Sangmeister.

23. SENATOR SANGMEISTER:

24. Thank you, Mr. President. Just a couple of words on it.  
25. One of the reasons that...that we decided that that bill had  
26. no merit is because the way the bill is so worded is you're  
27. discriminating against one outdoor movie theater against the  
28. others. Those that have roads that happen to front where you  
29. can view the screen from the road, of course, would not be  
30. able to show them and, of course, those who just happen to  
31. have their screen turned the other way, of course, would be  
32. able to show them. There's seems to be some constitutional  
33. problems with it, but that's the opposition to the bill.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there any further discussion? Senator Mitchler moves  
3. to discharge the Committee on Judiciary from further consideration  
4. ...Judiciary II from further consideration on Senate Bill 777  
5. and place it on the Order of 2nd reading. Those in favor indicate  
6. by voting Aye. Those opposed vote Nay. The voting is open.  
7. Have all voted who wish? Have all voted who wish? Take the  
8. record. On that question, the Ayes are 18, the Nays are 6,  
9. none Voting Present. The motion failing to receive the required  
10. number of votes fails. Any further motions, Mr. Secretary.

11. SECRETARY:

12. I move to take Senate Bill 1221 from the Table and place  
13. it on the Calendar on the Order of 2nd reading. Signed, Senator  
14. Mitchler.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President and members of the Senate. This is a tax  
19. relief bill and this bill was heard in the Senate Revenue  
20. Committee and I want to point out the cost of Government will  
21. always rise to meet whatever tax funds are available. The only  
22. way to reduce the costs of Government is to reduce the taxes.  
23. Now, I hope that you will be voting to represent your  
24. constituency. This bill would place a moratorium on the  
25. four percent State collected Sales Tax, not the one percent  
26. that goes to counties and municipalities during the month  
27. of June, 1980. Basically, it would let the people of the  
28. State of Illinois and anybody that made purchases in the  
29. State of Illinois, they would have a windfall of a hundred  
30. and eight-five, approximately, million dollars.

31. I would ask for a favorable roll call and this will be an  
32. important one for you to cast.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)



1. Is there any further discussion? Senator Mitchler...
2. Senator Mitchler moves to take Senate Bill 1221 from the Table.
3. Those in favor indicate by voting Aye. Those opposed Vote Nay.
4. The voting is open. Have all voted who wish? Have all voted
5. who wish? Take the record. On that question, the Ayes are 18,
6. The Nays are 6, 1 Voting Present. The motion failing to receive
7. the required number of votes fails. Any further motions?
8. SECRETARY:
9. No further motions, Mr. President.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. For what purpose does Senator Geo-Karis arise?
12. SENATOR GEO-KARIS:
13. I'd like to...have leave to substitute as chief sponsor
14. Senator Bowers instead of me and just put me as a hyphenated
15. cosponsor on House Bill 225. I've cleared this with Senator
16. Bowers. I want him as the chief sponsor and me next to him...
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Is leave granted?
19. SENATOR GEO-KARIS:
20. ...as a hyphenated one.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Leave is granted for Senator Geo-Karis to be next to
23. Senator Bowers. Senator Rock.
24. SENATOR ROCK:
25. Thank you, Mr. President and Ladies and Gentlemen of the
26. Senate. The Senate Committee on Agriculture...I'm sure
27. Senator Knuppel will announce, will be meeting shortly and
28. I would ask leave of this Body to have that report...the
29. report from the Agriculture Committee and the report on, I'm
30. told, from the Judiciary Committee has not yet been read in.
31. I'd ask leave of those so we can read those in on Tuesday, as
32. opposed to keeping the Session open for the purpose of receiving
33. those reports.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is leave granted? Judiciary report was read in so we  
3. just have Agriculture to worry about. Leave is granted.

4. SENATOR ROCK:

5. Mr. Secretary, is that the only Committee Report that  
6. is yet outstanding is the Committee on Agriculture?

7. SECRETARY:

8. Yes, Mr. President. Agriculture only.

9. SENATOR ROCK:

10. Okay. Then I will amend my motion for leave to include  
11. only the Committee on Agriculture's report, which can be read  
12. in at a later date at the conclusion...when they conclude  
13. their meeting sometime later today.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Leave is granted. Consent Calendar Resolutions.

16. SECRETARY:

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

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. The question is on the adoption of the Consent...Consent  
20. Calendar. All those in favor indicate by voting Aye. Those  
21. opposed vote Nay. Consent Calendar is adopted. For what  
22. purpose does Senator Berning arise?

23. SENATOR BERNING:

24. Mr. President, we have just gone through a rather lengthy  
25. Calendar of Motions in Writing and I respectfully call attention  
26. to the...the Rules Committee and you, Mr. President, that insofar  
27. as I am able to determine there isn't anything in our Rules  
28. that sets the standards by which we've been functioning here.  
29. In other words, under Rule 8, it...paragraph 2 it specifically  
30. says that bills reported from a committee with the recommendation  
31. Do Not Pass shall lie on the Table until the next Legislative  
32. day at which time unless a written motion is made to take such  
33. bills from the Table supported by a majority vote of the members.

1. elected. The bill shall be considered as finally Tabled and  
2. stricken. It does not say that where a motion has been filed  
3. that there is any time limit and I submit that we have  
4. nothing...there's nothing under the other Rules 30...1,2,  
5. 3,4, 5, 6 and...7 and 8 that have to do with Motions in  
6. Writing and consequently, Mr. President, I would respectfully  
7. suggest that the decision which terminated the life of any  
8. bill unless by special permission as granted Senator Nimrod,  
9. these bills all die. I think that was an erroneous ruling  
10. and had I been really interested I'd have appealed the  
11. Ruling of the Chair but I am calling it to the attention  
12. of the Rules Committee with the suggestion that we ought to  
13. include more specific information on the handling of Motions  
14. in Writing.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Bruce.

17. SENATOR BRUCE:

18. Well, Senator Berning, to that point. I've been intrigued  
19. all day why we are even considering this and why people got  
20. them all filed and the Motions to Discharge and all that were,  
21. a year ago, handled at our next deadline when bills had to be  
22. considered on the Floor. All the Rule presently requires is  
23. that the bill be reported out of committee and last year we  
24. handled all these motions prior to our next deadline, which  
25. would have been appropriate, but evidently everyone got in a  
26. hurry and wanted to file them and...and there was agreement  
27. in leadership that we would handle them today. That was all  
28. and there isn't any rule, we just agreed to handle all the  
29. motions that had been filed one deadline early and wanted to  
30. get rid of them so fine.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. For what purpose does Senator Netsch arise?

33. SENATOR NETSCH:

1. To add another part of the explanation. It is true,  
2. however, that a very substantial number of the motions today were  
3. not Motions to Discharge, but motions to take from the Table.  
4. That means that they received a negative vote in committee and  
5. under our Rules that motion must be filed the next Legislative  
6. day. Now, I suppose theoretically the motion itself could be  
7. put over for some period of time but the motion itself had  
8. to be filed immediately and it was only by leave of that  
9. request by Senator Rock several weeks ago that all of these  
10. motions be heard today that we were able to keep those motions  
11. alive.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. If there's no further business to come before the Senate,  
14. the Senate will stand adjourned until Tuesday, May 8th at the  
15. hour of 2:00 p.m.

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