

81ST GENERAL ASSEMBLY

REGULAR SESSION

MAY 20, 1980

1. PRESIDING OFFICER: (SENATOR HALL)

2. The hour of ten having arrived, the Senate...is now in
3. Session. Our chaplain for today is the Reverend Anthony
4. G. Tzortzis, St. Anthony's Hellenic Orthodox Church, Springfield,
5. Illinois. Will our guests in the gallery please rise.

6. REVEREND TZORTZIS:

7. (Prayer given by Reverend Tzortzis)

8. PRESIDING OFFICER: (SENATOR HALL)

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Thank you, Mr. President. I move that reading and
12. approval of the Journals of Wednesday, May the 14th, Thursday,
13. May the 15th and Monday, May the 19th, in the year 1980 be
14. postponed pending arrival of the printed Journal.

15. PRESIDING OFFICER: (SENATOR HALL)

16. You've heard the motion. All in favor say Aye. Contrary.
17. Motion carried. Turn to page 12 on your Calendar, House Bills
18. 1st reading.

19. SECRETARY:

20. House Bill 24, Senator Moore is the Senate sponsor.

21. (Secretary reads title of bill)

22. 1st reading of the bill.

23. House Bill 2827, Senator Sangmeister is the Senate sponsor.

24. (Secretary reads title of bill)

25. 1st reading of the bill.

26. House Bill...House Bill 3101...Senator D'Arco is the
27. Senate sponsor.

28. (Secretary reads title of bill)

29. 1st reading of the bill.

30. House Bill 2430...or 2934, Senator D'Arco is the Senate
31. sponsor.

32. (Secretary reads title of bill)

33. 1st reading of the bill.

1. House Bill 3143, Senator Nedza is the Senate sponsor.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. House Bill 3163, Senator Philip is the Senate sponsor.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. House Bill 3171, Senator Gitz is the Senate sponsor.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. House Bill 3229, Senator Nedza is the Senate sponsor.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 3292, Senator Bruce is the Senate sponsor.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. House Bill 3293, by the same sponsor.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. House Bill 3294 by the same sponsor.
20. (Secretary reads title of bill)
21. 1st reading of the bill.
22. House Bill 3295 by the same sponsor.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
25. House Bill 3296 by the same sponsor.
26. (Secretary reads title of bill)
27. 1st reading of the bill.
28. House Bill 3315, Senator Bloom is the Senate sponsor.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. House Bill 3344, Senators Nash and D'Arco are the Senate sponsors.
32. (Secretary reads title of bill)
33. (Secretary reads title of bill)

1. 1st reading of the bill.
2. House Bill 3359, Senators Friedland and Shapiro are the
3. Senate sponsors.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. House Bill 3382, Senator Vadalabene is the Senate sponsor.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. House Bill 3418, Senator Savickas and Nash are the Senate
10. sponsors.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 3427, Senators Schaffer and Bloom are the Senate
14. sponsors.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. House Bill 3432, Senator Schaffer is the Senate sponsor.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. House Bill 3433, Senator Bowers is the Senate sponsor.
21. (Secretary reads title of bill)
22. 1st reading of the bill.
23. House Bill 3434, Senator Moore is the Senate sponsor.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. House Bill 3439, Senator Coffey is the Senate sponsor.
27. (Secretary reads title of bill)
28. 1st reading of the bill.
29. House Bill 3450, Senator Hall is the Senate sponsor.
30. (Secretary reads title of bill)
31. 1st reading of the bill.
32. House Bill 3475, Senator Schaffer is the Senate sponsor.
33. (Secretary reads title of bill)

1. 1st reading of the bill.
2. House Bill 3482, Senator Berning is the Senate sponsor.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. House Bill 3577, Senator Lemke is the Senate sponsor.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. House Bill 29...House Bill 2967...Senator Davidson is the
9. Senate sponsor.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. House Bill 3013, Senator Hall is the Senate sponsor.
13. (Secretary reads title of bill)
14. House Bill 3346, Senator Martin is the Senate sponsor.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. House Bill 2917, Senator Nash is the Senate sponsor.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. House Bill 3122, Senator Nash is the Senate sponsor.
21. (Secretary reads title of bill)
22. 1st reading of the bill.
23. PRESIDING OFFICER: (SENATOR HALL)
24. Rules Committee. For what purpose does Senator Rock arise?
25. SENATOR ROCK:
26. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
27. This, as I'm sure all are aware, is our first full day on the
28. Calendar. I am...will make two suggestions with leave of
29. the Body, one, that we will make an attempt, we will start at the
30. beginning of the call on Senate Bills 3rd reading, which is at
31. the bottom of page 4 and attempt, at least, to go all the way
32. through to afford each member an opportunity to call his or her
33. bill. My suggestion is that for purposes of today, that we do

1. not...and I will ask that they be held..we do not call any
2. tax relief measures of any sort. So that those matters can be
3. dealt with in a fell swoop in the next day or two. There are
4. a number of bills on the Calendar about which each of us has
5. individual differences, but the category of tax relief, frankly,
6. is one that we should deal with as a unit. And so we will hold
7. those today. So with that, Mr. President, I would ask you to...
8. if the members will...be prepared, let's get going. We will
9. get to the Order of 2nd reading and those members who have
10. bills on 3rd reading that they wish recalled for the purpose
11. of an amendment, when the bill is called, if you will just
12. indicate that there are amendments ready or pending, we will
13. get to those later this afternoon also. So why don't...why
14. don't we start, Mr. President, in the middle of page 5 at
15. Senate Bill 1505, if the sponsor so desires.

16. PRESIDING OFFICER: (SENATOR HALL)

17. What purpose does Senator Vadalabene arise?

18. SENATOR VADALABENE:

19. Yes, to be shown as the sponsor of House Bill 3434.

20. PRESIDING OFFICER: (SENATOR HALL)

21. Yeah, you...you've heard the request, it was read in as
22. Senator Moore. Leave is granted. ...Senator Grotberg. Do
23. we have leave to go to the Order of 3rd reading? Leave is
24. granted. Senate Bill 1505, Senator Maitland. Read the bill.

25. SECRETARY:

26. Senate Bill...1505.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR HALL)

30. Senator Maitland.

31. SENATOR MAITLAND:

32. That you, Mr. President, Ladies and Gentlemen of the Senate.
33. Senate Bill 1505 creates the Drug Paraphernalia Control Act,

1. an Act that would prohibit the sale and...advertising of
2. devices used to administer drugs. The bill is...is divided
3. into three sections. There's an in-depth definition of what
4. paraphernalia is. Number two, it describes in detail pieces
5. of equipment that would qualify as paraphernalia if used with
6. drugs. And third, it spells out fourteen factors in determining
7. whether an item is likely to be used for drug related purposes
8. or not. I was appalled some months ago to find the number
9. of these, so-called head shops, that do, in fact, exist around
10. the State. I think it's a terrible thing. If drugs are
11. illegal, and they are, then so should the devices...

12. PRESIDING OFFICER: (SENATOR HALL)

13. Would you please...give him the courtesy so we can hear
14. him. Go ahead, Senator Maitland.

15. SENATOR MAITLAND:

16. ...and then so should the devices used to administer
17. those drugs be illegal. I think it's a serious situation.
18. I think this particular draft, this particular piece of
19. legislation is a good and a sound one. It has been tested
20. constitutionally, on...in at least one local ordinance in the
21. State of Ohio and I would urge its adoption.

22. PRESIDING OFFICER: (SENATOR HALL)

23. Any discussion? Senator Moore.

24. SENATOR MOORE:

25. Thank you, Mr. President and members of the Senate.
26. I rise in support of this bill. This bill came out of the
27. Judiciary Committee without a dissenting vote. I think it's
28. the closest thing to...being constitutional that we have had
29. before our committee and I'd urge an affirmative vote for
30. Senate Bill 1505.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Schaffer.

33. SENATOR SCHAFFER:

34. I also rise in support of this bill and ask for leave

1. of the Body to be added as a cosponsor.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is leave granted? Leave is granted. Senator Netsch.

4. SENATOR NETSCH:

5. Thank you, Mr. President. I rise in opposition to the
6. bill, which might seem startling on the face of it, but I
7. think one of the...difficulties is that the bill really
8. came so rapidly through the Senate process, that those
9. agencies of the State, which are most knowledgeable in
10. the pursuit of the abuse of drugs, did not really have an
11. opportunity to make their views known. This has been discussed
12. by the members of the Dangerous Drugs Advisory Council and
13. I believe now, also by the members of the Dangerous Drugs
14. Commission. And not because there is anything fundamentally
15. wrong with the idea of controlling paraphernalia, but for
16. some other reasons. It is not supported by those agencies.
17. Without getting into all the technicalities of it, I
18. think one of the main reasons why that is so, is a strong
19. belief that it is diversionary in terms of the resources
20. that can be brought to bear on preventing drug abuse.
21. And...the feeling that it is not likely to produce...

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Take our conferences off the Floor and pay attention to
24. Senator Netsch here.

25. SENATOR NETSCH:

26. Thank you, Mr. President. That it is not likely to
27. produce results which are, in the long term, beneficial
28. to the elimination of drug abuse, but could tie up vast
29. resources in terms of enforcement and other...other activities
30. and agencies. So that, again, the...the motivation for the
31. bill and...and what it purports to be after, is perfectly
32. understandable. But the feeling of those who have a great
33. deal of sophistication and insight into what is really likely

1. to work, is that this is not the right approach to the drug
2. abuse problem. And I'm sorry that there was not an opportunity
3. for the development of that thesis before the committee. I
4. think that there was no recognition at the beginning, that
5. this bill was likely to be moving so rapidly. But I think
6. that point should be made with respect to Senate Bill 1505.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Mitchler.

9. SENATOR MITCHLER:

10. Mr. President and members of the Senate. I, too, rise
11. in support of Senate Bill 1505. I had communications from
12. the president of some Parent Teacher's Associations in my
13. district in Aurora and they pointed out that this is one
14. of the very serious problems that they have in the neighbor-
15. hood schools that we have. And many of the local municipalities
16. are, in fact, adopting ordinances that relate very closely to
17. the provisions of Senate Bill 1505. But through the passage
18. and approval by the Governor of Senate Bill 1505 in putting
19. this into our Statutes, I think that we will correct a very
20. serious problem that is apparent among the young people in
21. the grade schools and high schools in our communities. This
22. is a good bill. It's properly drafted. I commend Senator
23. Maitland for its introduction and working through the
24. Judiciary Committee and having this bill brought to the Floor
25. of the Senate. And I would ask leave of the Senate to join
26. him as a cosponsor of this bill along with Senator Schaffer.
27. Thank you.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Nimrod.

30. SENATOR NIMROD:

31. Thank you, Mr. President. I, too, rise in support of this
32. bill. I had a similar bill that was in the committee. It
33. addressed itself to the local ordinances and I would urge...urge

1. you to address this problem and give it a favorable vote
2. and I, too, would seek leave to be shown as a cosponsor.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Sangmeister.

5. SENATOR SANGMEISTER:

6. Thank you, Mr. President, members of the Senate. I...can
7. appreciate Senator Netsch's concern and I would like to advise
8. her that the bill did have a full hearing before the committee.
9. And Senator Maitland put on a good presentation, had the proper
10. witnesses there and I think the one thing that we all have
11. to be concerned about in this area is the constitutionality
12. of such a bill as being proposed here. This, as I understand
13. it, is the model bill and has been worked over and everyone
14. feels that despite the problems in this area of trying to
15. legislate in this area and this is a difficult area in which to
16. legislate, that this bill is as well drafted as can possibly
17. be. I certainly recognize, as the...Senator Maitland does,
18. the problem that exists in the State of Illinois in this area
19. and I really think we ought to do something about it and this
20. bill is as good a vehicle as any and I rise in support of it.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? Senator Becker.

23. SENATOR BECKER:

24. Thank you, Mr. President and members of the Senate. I
25. wish that every member of the Senate would have been present
26. at the hearing to see the paraphernalia that the police officer
27. presented to the committee. I think it's a step in the right
28. direction to possibly be able to stop this paraphernalia to
29. be sold to our elementary school children and our children in
30. secondary education. Unless we start someplace, we can possibly
31. look forward to continue having the problems as we're listening
32. to the radio each day telling our children where to go today
33. to buy paper and to buy machines...to roll their own marijuana

1. cigarettes. I admire Senator Maitland for having the courage
2. to bring this bill to this Senate Floor and I ask for a
3. favorable vote on behalf of all Senators. Thank you.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Wooten.

6. SENATOR WOOTEN:

7. ...A question of the sponsor.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. He indicates he will yield.

10. SENATOR WOOTEN:

11. I am not a lawyer, Senator Maitland, and I certainly
12. applaud the intent of your bill, but I'm...how does...how
13. do you handle this language, "or under circumstances where one
14. reasonably should know," what is...what does that mean legally?

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Maitland.

17. SENATOR MAITLAND:

18. Senator Wooten, I'm advised that that's a fact question,
19. that there are other Statutes that read the same way.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Well, as I say, I'm not a lawyer. So this is language
24. that is commonly used. It just seems to me...I'm wondering
25. under what...what circumstances one could reasonably know
26. that, for example, if you come in to get a hypodermic syringe,
27. that it's for some other kind of medicine and not for drugs?
28. How...how does a...a seller reasonably know? Yeah, I mean
29. if the person tells them, is...is that sufficient to absolve
30. the seller?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Maitland.

33. SENATOR MAITLAND:

1. Thank you, Mr. President. Senator Wooten, I also am not
2. an attorney, as you well know, and I'm advised that in the
3. Theft Statutes this language is...is prevalent there. But
4. to follow up on your question, we have in this draft...in this
5. bill, set forth about fourteen different conditions that shall
6. be used and in determining whether or not these devices are,
7. in fact, used for the purposes that we believe that they are.
8. And we're providing the tools with the local law enforcement
9. agency to use these particular conditions to determine that.
10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Wooten.

12. SENATOR WOOTEN:

13. Well, I don't think there is any doubt, you know, if
14. you buy it in a head shop it certainly is inclining in that
15. direction and I make no apologies for them. But I'm just
16. wondering if it's possible for a pharmacist or someone else
17. to unwittingly get caught in this, I don't know, maybe the...
18. maybe it...it's a point not worth pursuing, but as I say, I
19. didn't understand...that language seemed to me that it could
20. be pretty vague.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Further discussion? Senator Rock.

23. SENATOR ROCK:

24. Yes, frankly, Ladies and Gentlemen, Mr. President, I...I
25. think this bill is awfully vague. Some of this stuff, frankly,
26. can be bought at Marshall Field and Company and I just think
27. we're...we're...we...we just simply should not do this.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? ...Senator Schaffer.

30. SENATOR SCHAFFER:

31. Well, I happen to agree with Senator Rock that some of
32. this paraphernalia can, in fact, be bought in Marshall Field's.
33. We had a...one of these, shall we say, dispensers of equipment

1. located in my home town. I think the thing that offended me,
2. Senator Rock, was the way all of this paraphernalia is gathered
3. and the way the drug culture is made to seem to be the ultimate
4. answer for our youth. It's not only in the individual items
5. in my mind, it's the way in which they are retailed that I
6. find particularly offensive.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Any further discussion? Senator D'Arco.

9. SENATOR D'ARCO:

10. I move the previous question.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator...Senator D'Arco has moved the previous question.

13. We do have one more request, Senator Gitz.

14. SENATOR GITZ:

15. I have a question of the sponsor.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. He indicates he will yield.

18. SENATOR GITZ:

19. Senator Maitland, when I look at this bill, I notice
20. it says, metal, wooden, acrylic, glass, stone, plastic or ceramic
21. pipes, with or without screens, permanent screens, et cetera.
22. I'm holding a pipe from Erwin Reece. Under your bill this
23. pipe that I'm holding, which incidently, has regular tobacco
24. in it, presumably is illegal. I mean it could be concealed.
25. Under this bill, the way this is written, this could be considered
26. an instrument.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Maitland, do you want to respond?

29. SENATOR MAITLAND:

30. Senator Gitz, the presumption is that it is not. And
31. if you had followed the conditions and read the conditions...that
32. are attributable here, I think you'd...the answer to the question
33. would be...would be understandable.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Gitz.

3. SENATOR GITZ:

4. Well, I would just like to point out that this is another
5. case of the Canadian Nurse Amendment, of presuming an answer for
6. a problem that you can't answer. Now, you can say anything you
7. want about presumption, but this bill is drafted wide open.
8. And if you think, for one moment, that any student at Illinois
9. State University or the University of Illinois, for some reason,
10. is not going to use cannabis or any of the other substances...
11. were illegal, I think you're...you're greatly mistaken. You
12. know, I'm not...I'm not casting aspersion upon the intent of
13. the legislation. If I felt, for one moment, that this bill,
14. in any way, shape, or form would have a positive impact in
15. addressing the problems we got in the society, in the drug
16. laws, then I would be the first one to stand in line to
17. introduce it or to support it. But the fact is, is that you
18. folks keep raising the penalties and telling yourself you're
19. doing something about the problem, you put a bill like this
20. in, which is so wide that even a normal pipe is going to
21. qualify. And then we pat ourselves on the back and believe
22. we've done something constructive, and that is just utter
23. nonsense.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator Maitland may close
26. debate.

27. SENATOR MAITLAND:

28. Thank you, Mr. President, Ladies and Gentlemen of the
29. Senate. I believe this to be a good bill, it has stood the
30. test in some areas. We have some very serious problems. We're
31. providing local units of government with an opportunity here,
32. some tools, to close down, what I consider to be, some nuisance
33. shops. I think it's a good bill, I would urge your support.

1505
3rd Reading
5/20/80

- 1. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 2. The question is, shall Senate Bill 1505 pass. Those in
- 3. favor will vote Aye. Those opposed will vote Nay. The voting
- 4. is open. Have all voted who wish? Have all voted who wish?
- 5. Take the record. On that question the Ayes are 42, the Nays
- 6. are none...9, none Voting Present. Senate Bill 1505, having
- 7. received the constitutional majority is declared passed. Senate
- 8. Bill 1509, Senator Chew. Read the bill, Mr. Secretary. Just
- 9. a moment.
- 10. SECRETARY:
- 11. Senate...
- 12. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 13. For what purpose does Senator Coffey arise?
- 14. SENATOR COFFEY:
- 15. Yes, Mr. President and members of the Senate. I...would like
- 16. a point of personal privilege, please.
- 17. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 18. State your...state your point.
- 19. SENATOR COFFEY:
- 20. In the gallery, to the back of the...room, we have a group
- 21. of fifth grade students from my district, from the Caroline Wynne
- 22. School in Paris, Illinois and their teachers. And I'd like for
- 23. them to please stand.
- 24. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 25. Mr. Secretary, continue reading the bill.
- 26. SECRETARY:
- 27. Senate Bill 1509.
- 28. (Secretary reads title of bill)
- 29. 3rd reading of the bill.
- 30. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 31. Senator Chew.
- 32. SENATOR CHEW:
- 33. Thank you, Mr. President. This is an outgrowth of several

1. midwestern states to create a commission to study the possibility
2. of connecting with other states that are further on the way than
3. the State of Illinois. The...our plan is to have a high speed
4. rail service in the midwest. The...President of the Senate,
5. this year, dispatched representation down to Ohio, where they are
6. well on their way there in the second phase of it. We met with
7. members of State Legislature from Ohio, Pennsylvania, Michigan,
8. Indiana and et cetera, to be a part of the compact rail system.
9. This bill...at its present stage does require or give the
10. Governor the...appointment power and other leaders of the
11. Legislature on the members that will serve on this commission
12. for study. We were shown the system in Japan and...and some European
13. countries and Ohio was the initiator of the entire plan. I believe
14. there's a fiscal note attached and we met with the Illinois Trans-
15. portation Study Commission last week, which I'm a part of and
16. we expressed a desire from there to go forward with this bill
17. and, of course, there will be some additional studies made on
18. it and if we send it over in the House, if there are any amendments
19. to be attached to the bill, it will be done in the House. So I
20. would ask a favorable roll call. Or, I'll answer any questions
21. that you may have, if I can.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussson? Senator Vadalabene.

24. SENATOR VADALABENE:

25. Yes, I also rise in support of 1509. I happen to...to serve
26. on the commission..on the Transportation Study Commission and...was
27. also at the meeting that was held in Chicago with the...with the
28. legislators of the different states in regard to this...this
29. ...this system. So I...go along with what Senator Chew has said
30. in regard to support of this bill.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Sommer.

33. SENATOR SOMMER:

1. Senator Chew, does this cost any money and from what fund
2. does it come?
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Chew.
5. SENATOR CHEW:
6. Yes, there...there is a fiscal note attached, Senator, and
7. I would assume it would come from General Revenue Fund.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator Sommer.
10. SENATOR SOMMER:
11. How much, Senator?
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Chew.
14. SENATOR CHEW:
15. We...we were talking at the present time, Senator, three
16. hundred thousand dollars.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Sommer.
19. SENATOR SOMMER:
20. Is...Senator Chew, is that what the fiscal note says?
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Senator Chew.
23. SENATOR CHEW:
24. Yes, Senator, that is what the fiscal note says, three hundred
25. thousand dollars.
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Is there further discussion? Senator Demuzio.
28. SENATOR DEMUZIO:
29. ...Thank you, Mr. President. I have a question of the sponsor,
30. if he'll yield. It appears...it seems to me, Senator Chew, that
31. there was, indeed, a interstate, high speed, Intercity Rail Passenger
32. ...Committee in existence about ten years ago in...in Illinois, as
33. I recall correctly or...it...it almost had the same...wording as

1. this new...this...this new...advisory committee. Could you tell
2. me what happened to it and is it still in operation and am I
3. incorrect in my assumption?

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Chew.

6. SENATOR CHEW:

7. Senator, I was here in...in the Senate ten years ago and
8. I was on the Committee on Transportation. I don't recall any
9. commission or committee...to study high speed rail and the
10. reason this came about is because of the deregulation of air-
11. lines in many areas in our State and other states, just aren't
12. served by any kinds of transportation that's dependable. So
13. I'm not familiar with that at all.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? Senator Ozinga.

16. SENATOR OZINGA:

17. Senator, would you yield to a question? Is this...is this
18. the same type of commission that's been going on now for the
19. last twenty-five years, that I know of, for the study of mass
20. transportation, only just put a little extra clause in there
21. calling it rail transportation?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Chew.

24. SENATOR CHEW:

25. No, Senator, this grew out of the State of Ohio and
26. their forward ideas in having passed some legislation and
27. inviting other states in to see what they were doing. This
28. has nothing to do with anything that's been ongoing for the
29. last twenty-five years. This is new, and again let me emphasize,
30. the study that we're asking for in this piece of legislation is
31. to ascertain whether Illinois can, in fact, become a part of a
32. compact rail system. To further the necessity of it, is the
33. fact that we do have an energy crisis here, in the United States,

1. and as you know, we've been trying to get back to good dependable
2. rail transportation, oh, since the inception of Amtrack, I think
3. in 1971, and other forms. And this is to determine whether
4. this would be good, and I happen to believe it would be, from
5. having been on the top of what Ohio has done and other states.
6. So, no, but this wouldn't have anything to do with this twenty-five
7. year old agency in which you speak of.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator...Senator Ozinga.

10. SENATOR OZINGA:

11. The...the reason that I asked that, is this. That back
12. in 1960, I was on this commission, we did travel to Ohio, we
13. went through the entire situation in Ohio, also California...
14. and especially with California we came up with, at least, two
15. foot high of recommendations and study material and those are
16. all in the Archives right now. I know that it's gone down
17. and up and down and up and sure, this is a brand new one right
18. now, but the...there's got to be an appropriation to feather
19. the nest of this commission and you say that that appropriation
20. is approximately three hundred thousand? Isn't it more like
21. five hundred thousand?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Chew.

24. SENATOR CHEW:

25. No, Senator, this is new and it deals exclusively with
26. the midwest corridor. So, it wouldn't have anything to do
27. with California. I'm not familiar with what happened in 1960,
28. but this idea was...sprung up in 1977, '78 and '79, we have
29. been working on it since that time. Now, the fiscal note is
30. approximately three hundred thousand dollars, give or take
31. up or down, but we could not come to the actual figure that
32. it would cost because it is a feasibility study.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Ozinga.

2. SENATOR OZINGA:

3. Is the appropriation that goes with this bill, a stated
4. figure or just a fiscal note?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Chew.

7. SENATOR CHEW:

8. Senator, it is a stated figure. I have it here on my
9. desk and it does state three hundred thousand dollars. And
10. this just deals with the compact corridor, has nothing to
11. do with other portions of...even the State of Illinois,
12. that it doesn't cover.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Ozinga.

15. SENATOR OZINGA:

16. Senator, you...you say it has nothing to do with California.
17. Well, in your discussion, just a few minutes ago, you started
18. talking about Japan et cetera, foreign countries. How do they
19. come into the picture?

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Chew.

22. SENATOR CHEW:

23. Senator, I said in my opening statement, that the
24. State of Ohio has traveled to Japan and some European Countries.
25. We met with the Legislature of Ohio and other states and reviewed
26. the progress that Japan and European countries have made with
27. high speed rail. We did not say Japan had anything to do with it
28. other than what the State of Ohio brought back for the review
29. of other state legislatures.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Ozinga.

32. SENATOR OZINGA:

33. Where does the figure of four million dollar cost ultimately

1. come from?

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Chew.

4. SENATOR CHEW:

5. You're reading...Senator, on the fiscal note. It says

6. the highest potential..the Illinois cost could be approximately

7. three hundred dollars, however, a very thorough treatment of

8. the entire, and get this, the entire Illinois Rail Passenger

9. System, could cost four million dollars. The entire Illinois

10. Rail System, we are not concerned, at this present time, Sir...

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator, he indicates that...that was answer enough.

13. Senator Keats.

14. SENATOR KEATS:

15. Thank you, Mr. President, I move the previous question.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. The motion for the previous question...but before we put

18. that motion, we do have two Senators that have requested to

19. speak, Senator Philip and Senator Coffey. Senator Philip.

20. SENATOR PHILIP:

21. Thank you, Mr. President, Ladies and Gentlemen of the

22. Senate. I have just received a notice from the Department

23. of Transportation in regards to the cost of Senate Bill 1509.

24. According to their guesstimate, it could run close to four

25. million dollars. It's an unbudgeted item and I suggest we

26. give this one a big fat red No.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Coffey.

29. SENATOR COFFEY:

30. Yes, Mr. President and members of the Senate. I rise

31. up in favor of this piece of legislation. I would like to

32. point out that it establishes an advisory council. I'm not

33. ...sure Senator Chew did address that. And that is appointed...

34. two members appointed by each governor of each state participating

1. in this compact. And right now, there's only two other states...
2. they're hoping to join the states that would be next...contiguous
3. to these...two states that are there presently and hopefully
4. at some date down the road that maybe we connect these lines from coast
5. to coast. But somewhere we have to start and this is the area
6. we're trying to start in. We have looked at this program, we
7. know it's going to be costly at some point, we know it's going
8. to take a long time, but I think it's a good piece of legislation.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Chew may close debate.

11. SENATOR CHEW:

12. Yes, Mr. President and members of the Senate. The Department
13. of Transportation did not make known to me of any potential figure.
14. They did, however, send communication to the Illinois Transportation
15. Study...Study Commission recommending, and let me urge, recommending,
16. that we take these steps as to just what this bill is doing. At
17. no point did the Department of Transportation and I have communication
18. from Secretary Kramer, who was recommending that we do, in fact, take
19. part in this and as Senator Coffey said, the appointments will
20. be made by the governor of each state to do this study. So the
21. potential of monies involved certainly would offset the service
22. in which we expect this high speed rail service to render. Certainly,
23. we wouldn't want...the study to become activated in Ohio or Michigan,
24. Indiana, Kentucky and et cetera and et cetera...to...to leave Illinois
25. out. Now, these states that I have mentioned, Mr. President, have
26. either passed legislation to connect to this feasibility study
27. and those that have not passed, do have legislation in the workings.
28. For instance, Pennsylvania has passed it in the House and now...
29. it is over in the Pennsylvania Senate. So, it's almost necessary
30. that we do something in this area to coordinate efforts with
31. other states and I would ask for a favorable roll call to send
32. this over to the House. And, as I said, if there are any problems
33. with it, it's been on the Calendar for a couple, two or three
34. weeks. If there's any problems with you...I'll be willing to

1. work with you and also the Illinois Transportation Study
2. Commission is eager to help anybody who has any questions.
3. I would ask for a favorite vote.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. The question is shall Senate Bill 1509 pass. Those
6. in favor will vote Aye. Those opposed will vote Nay. The
7. voting is open. Have all voted who wish? Have all voted
8. who wish? Have all voted who wish? Take the record. On
9. that question the Ayes are 28, the Nays are 18, none Voting
10. Present. Senate Bill 1509, having failed to receive a
11. constitutional majority is declared lost. Senate...Senators,
12. we are now approaching a group of appropriation bills. This
13. is 3rd reading. You will be voting on...on appropriations
14. for State government. Senate Bill 1571, Senator Buzbee.
15. Read the bill, Mr. Secretary.

16. SECRETARY:

17. Senate Bill 1571.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Thank you, Mr. President. Senate Bill 1571, as amended,
24. appropriates thirty-two million, nine hundred fifteen thousand,
25. nine hundred dollars...to the Board of Higher Education for
26. operations and grants in Fiscal Year 1981. This represents
27. a reduction of five hundred fifty-two thousand, two hundred
28. dollars from the amount requested. I would be glad to try
29. to answer any questions and would ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? Senator Regner.

32. SENATOR REGNER:

33. Yes, Mr. President and members. This is a series of

1. Higher Education bills, this one in itself isn't as bad
2. as the others, it's only ninety-three hundred dollars
3. over budget. But the entire series of bills, and I'm only
4. going to speak on them once and then vote No on the whole
5. series, in total are about six and a half million dollars
6. over the Governor's level. The Governor's level did allow
7. a substantial increase for Higher Education right across the
8. board and I just don't think we should be doing this, especially
9. when you consider that we're taking the employees of the Higher
10. Education System and comparing them in an unequal way to the
11. employee...the rest of the employees in State government. They're
12. receiving a nine percent pay increase, the rest of the State employees
13. under our formula are...is an eight percent increase. I just don't
14. think we should be doing this, I think we should treat all State
15. employees the same way and I'd urge a No vote.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? If not, Senator Buzbee may
18. close debate.

19. SENATOR BUZBEE:

20. Thank you, Mr. President. Well, I guess my only retort
21. to Senator Regner's comment would be, that every year Governor
22. Thompson has...has explained to us in the briefing that he
23. always gives us at the Mansion on...on his budget request,
24. and again in his Budget Message to the General Assembly, that
25. he simply proposes a budget and that it is the duty, the consti-
26. tutional mandate, as a matter of fact, for the General Assembly,
27. to decide whether they are going to implement that budget as
28. the Governor has proposed or whether they are going to make
29. reallocations. And that is what we have done with this, we have
30. said to the Governor, we don't think your...your request was
31. sufficient in the field of Higher Education, so we're making
32. reallocations to the tune, as Senator Regner correctly pointed
33. out, of about six and a half million dollars across the board on

1. all of the Higher Ed. bills. Now we are certainly going to be
2. able to cut a lot more than six and a half million dollars out
3. of various agency requests. I would also say in...in...retort
4. to the comment on the salaries, that it is true, that this will
5. allow approximately a nine percent pay increase for university
6. employees. They are some twenty-five to thirty percent behind
7. other state employees right now, they have been consistently
8. for years. And of course, if you think that there's any State
9. employee who is only going to get a eight percent pay increase
10. because of our imposition of the so-called eight percent...formula,
11. you are incorrect. Because the employees are...starting the 1st of
12. July, every State employee is going to get a sixty-five dollar
13. a month across the board raise under the AFSCME contract, plus
14. the fact that...that as they go up the scale on the step rates,
15. that anybody in steps one through four in this fiscal year will
16. get another five percent pay increase. Anybody in steps five
17. and six going up to the next, will go up to the next scale...the
18. next step rather...in an...in an eighteen month period, so about
19. two-thirds of those folks, we could suppose would get a pay
20. increase during this fiscal year. The university employees
21. don't get that advantage. They don't have any automatic step
22. rate increases, they don't get those kinds of raises, so that's
23. why we're putting just a little bit more money in and I would
24. ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. The question is shall Senate Bill 1571 pass. Those in
27. favor will vote Aye. Those opposed will 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 42, the Nays
30. are 11, none Voting Present. Senate Bill 1571, having received
31. the constitutional majority is declared passed. Senate Bill
32. 1572. Read the bill, Mr. Secretary.

33. SECRETARY:

1. Senate Bill 1572.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Weaver.

6. SENATOR WEAVER:

7. Thank you, Mr. President. This is the annual appropriation
8. to the University of Illinois in the amount of three million,
9. six hundred and...and two million, eight hundred and nine
10. thousand dollars. It's been discussed on Amendment No. 2 as
11. to the differential increase and I...see no need in going over
12. that again, but if there's any questions on this appropriation,
13. I'll be happy to try to answer them for anyone.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Any further discussion? Senator Berning.

16. SENATOR BERNING:

17. Thank you, Mr. President. For the record, Mr. President,
18. I think it is only appropriate that I indicate to the Body
19. that because of the so-called eight percent solution, I have
20. been and will continue to be forced to vote No on these appropriations.
21. But I wanted to comment briefly about the University of Illinois
22. to point out to some of you who may not have been aware of it,
23. that a comparison between the cost of a student at the University
24. of Illinois under our Fiscal Year '81 Appropriation, will be
25. five thousand, nine hundred and twenty-six dollars per student.
26. The same student in the independent universities, the so-called
27. private colleges is four thousand, two hundred fifty-three dollars.
28. What we are doing, of course, is subsidizing to a greater extent,
29. our State universities, all at taxpayer's expense, those same
30. taxpayers who are attempting to provide their children, whom
31. they want to go to private colleges, at a greater degree than
32. we are subsidizing or providing educational opportunities by...
33. for those private schools. There are two other factors that

1. are distressing about the University of Illinois Appropriation.
2. I have here a clipping from the March 20th, 1980 Chicago Tribune
3. indicating that rock and roll is now allowed for credit, academic
4. credit, for graduation at the University of Illinois. That seems
5. to me to be totally inappropriate. Further, there is, at the
6. present time, underway by the University of Illinois Foundation,
7. a one hundred million dollar fund drive. Now that, in itself,
8. is not objectionable, I suppose. But there is a hundred million
9. dollars that will be utilized for additional construction,
10. student support, all at the expense of, again, those independent
11. colleges who depend on contributions from philanthropic individuals
12. and organizations. It would appear that, at least, in all honesty
13. and fairness, there should be a...a deduction from the appropriation
14. at somewhere near that one hundred million dollar fund drive that
15. is now being accomplished. Mr. President, I thought it was
16. important that the members of the Body be apprised of some of
17. these things about which they may not have had the opportunity
18. to inform themselves. Thank you.

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22. End of Reel
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1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Mitchler.

3. SENATOR MITCHLER:

4. Mr. President, and members of the Senate. The rock and
5. roll credit that they're giving out there at the University
6. of Illinois is something new to me, but maybe we can get
7. Senator Weaver to have this bill amended in the House to
8. give credit for maybe two or three nights a week over here
9. at the Baur's Opera House for disco dancing, so some of the
10. Legislators and people in Springfield here could get credit
11. while we're busy here and don't have the opportunity to go
12. over there. But, the University of Illinois does a nice job.
13. I think we ought to give this a good Aye vote. Thank you.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? If not, Senator
16. Weaver may close debate.

17. SENATOR WEAVER:

18. Thank you, Mr. President. I'd just appreciate a favorable
19. roll call.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. The question is, shall Senate Bill 1572 pass. Those
22. in favor will vote Aye. Those opposed will vote Nay. The voting
23. is open. Have all voted who wish? Have all voted who wish?
24. Take the record. On that question, the Ayes are 41, the Nays
25. are 8. 1 Voting Present. Senate Bill 1572, having received
26. the constitutional majority is declared passed. Senate Bill
27. 1573, Senator Buzbee. Read the bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 1573.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Buzbee.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. Senate Bill 1573, as amended,
3. appropriates one hundred forty-nine million nine hundred
4. eighty-three thousand dollars to Southern Illinois University
5. for operations and grants in Fiscal Year 1981. This represents
6. an increase of four hundred thirty-three thousand two hundred
7. dollars over the amount requested, that we've talked about
8. earlier, and I would ask for a favorable roll call.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? If not, the question is,
11. shall Senate Bill 1573 pass. Those in favor will vote Aye.
12. Those opposed will vote Nay. The voting is open. Have all
13. voted who wish? Have all voted who wish? Have all voted
14. who wish? Take the record. On that question, the Ayes
15. are 35, the Nays are 15. 1 Voting Present. Senate Bill 1573
16. having received the constitutional majority is declared passed.
17. WCIA and WICS requests permission to shoot video tapes. Is
18. permission granted? Leave is granted. Senate Bill 1574,
19. Senator Shapiro. Read the bill, Mr. Secretary.

20. SECRETARY:

21. Senate Bill 1574.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Shapiro.

26. SENATOR SHAPIRO:

27. Mr. President, and Ladies and Gentlemen of the Senate.
28. Senate Bill 1574 provides for the ordinary and contingent
29. expenses of the Board of Regents which includes Northern
30. Illinois University, Sangamon State University, and Illinois-
31. Normal at Normal, Illinois. The amount of the appropriation
32. now stands at a hundred and thirty...a hundred and thirty-
33. nine million seven hundred and three thousand two hundred
and sixty-eight dollars. I would appreciate a favorable roll call.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not, the question is,
3. shall Senate Bill 1574 pass. Those in favor will vote Aye.
4. Those opposed will vote Nay. The voting is open. Have all
5. voted who wish? Have all voted who wish? Take the record.
6. On that question, the Ayes are 41, the Nays are 11. Senate
7. Bill 1574, having received the constitutional majority is
8. declared passed. Senate Bill 1575, Senator Carroll. Read
9. the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 1575.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you, Mr. President, and Ladies and Gentlemen of
18. the Senate. This appropriates a whole bunch of money to the
19. Board of Governors to operate all the universities in this
20. system. A whole bunch is defined as a hundred and thirty-
21. two million six hundred thousand five hundred dollars, with
22. the eight and a half percent for salaries as discussed in
23. the other bills. I would ask for a favorable roll call.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? If not, the question is,
26. shall Senate Bill 1575 pass. Those in favor will vote Aye.
27. Those opposed will vote Nay. The voting is open. Have all
28. voted who wish? Have all voted who wish? Take the record.
29. On that question, the Ayes are 36, the Nays are 14. And 1
30. Voting Present. Senate Bill 1575, having received the con-
31. stitutional majority is declared passed. Senate Bill 1576,
32. Senator Bruce. Read the bill, Mr. Secretary.

33. SECRETARY:

1. Senate Bill 1576.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Bruce.

6. SENATOR BRUCE:

7. Thank you, Mr. President, and members of the Senate. Senate
8. Bill 1576, as amended, appropriates a hundred and fifty-six
9. million dollars to the Community College Board for operations
10. and grants in Fiscal Year '81. This represents a reduction of
11. three hundred and forty-five thousand from the amount requested
12. plus there was an amount added for salary increases. I ask
13. for your favorable consideration.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? If not, the question is,
16. shall Senate Bill 1576 pass. Those in favor will vote Aye.
17. Those opposed will vote Nay. The voting is open. Have all
18. voted who wish? Have all voted who wish? Have all voted
19. who wish? Take the record. On that question, the Ayes are
20. 34, the Nays are 16. 1 Voting Present. Senate Bill 1576,
21. having received the constitutional majority is declared passed.
22. Senate Bill 1577, Senator Bruce. Read the bill, Mr. Secretary.

23. SECRETARY:

24. Senaté Bill 1577.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Bruce.

29. SENATOR BRUCE:

30. Thank you, Mr. President, and members of the Senate. This
31. is the bill which sets forth the grants to all the community
32. colleges throughout the State and actually expends the money
33. which was contained in 1576. I ask for your favorable consideration.

SB 1581
3rd Reading
3-20-87

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Is there further discussion? If not, the question is,
3. shall Senate Bill 1577 pass. Those in favor will vote Aye.
4. Those opposed will vote Nay. The voting is open. Have all
5. voted who wish? Have all voted who wish? Take the record.
6. On that question, the Ayes are 36, the Nays are 15. 1 Voting
7. Present. Senate Bill 1577, having received the constitutional
8. majority is declared passed. Senate Bill 1579, Senator Weaver.
9. Read the bill, Mr. Secretary.

10. SECRETARY:
11. Senate Bill 1579.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)
15. Senator Weaver.

16. SENATOR WEAVER:
17. Thank you, Mr. President. This is the appropriation to
18. the...all State Universities Retirement System in the amount
19. of sixty-nine million five hundred and eighteen thousand nine
20. hundred dollars. It's at the Governor's level and I'd appreciate
21. a favorable roll call.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)
23. Is there further discussion? If not, the question...
24. if not, the question is, shall Senate Bill 1579 pass. Those
25. in favor will vote Aye. Those opposed vote Nay. The voting
26. is open. Have all voted who wish? Have all voted who wish?
27. Take the record. On that question, the Ayes are 50, the Nays
28. are 1. None Voting Present. Senate Bill 1579, having received
29. the constitutional majority is declared passed. Senate Bill 1581,
30. Senator Joyce. Read the bill, Mr. Secretary.

31. SECRETARY:
32. Senate Bill 1581.
33. (Secretary reads title of bill)
3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Joyce.

3. SENATOR JEROME JOYCE:

4. Yes, Mr. President, and Ladies and Gentlemen of the
5. Senate. Senate Bill 1581, is an identical bill to last year's
6. Senate bill that we passed in this Chamber forty-four...by...
7. with forty-four votes. I think that some things have changed
8. dramatically since we worked on this last Session. The Federal
9. Government now is not only thinking about, but...acting upon
10. taking over this facility, this General Electric facility
11. in Morris to create a spent fuel repository for the entire
12. nation and, in fact, many foreign countries. There are only
13. three of these sites in the United States, West Valley, New
14. York, Barnwell, South Carolina, and Morris, Illinois. I think
15. that it is incumbent upon us that we let the Federal
16. Government know that we don't want this to happen, we don't
17. want Illinois to become the repository for high level spent
18. nuclear waste. States that have these types of facilities
19. New York, for example, just passed legislation saying that
20. they would have a voice in the matter. South Carolina, the
21. Governor of South Carolina, Governor Reilly, is in charge of
22. a council of state governments, of which I am a member, and they
23. are working on low level waste. We, in Illinois, have had
24. trouble with finding places to put our low level waste. You
25. know, this seems absolutely ridiculous to me, we are the only
26. state in the union accepting high level waste and we should
27. have to beg other states to accept our low level waste? I think
28. that we need to put some law on the books saying that we, in
29. Illinois want to be in some control of our own destiny regarding
30. the nuclear waste field. So, if there are any questions, I'll
31. be happy to answer them, and go into this bill much deeper.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? Senator Mitchler.

1. SENATOR MITCHLER:

2. Mr. President, and members of the Senate. With reference
3. to Senate Bill 1581, I can fully realize the interest that
4. Senator Joyce has in this, and having the General Electric
5. nuclear high level waste storage facility located in his
6. district and in response to some of his constituents regarding
7. the permanent storage possibility of this high level waste at
8. that facility. I do not think though, that Senate Bill 1581 should
9. be enacted by this Body, it could be very much unconstitutional,
10. in that in June, 1978 the U.S. Supreme Court ruled that the
11. City of Philadelphia verses the State of New Jersey, that a
12. State Statute that prohibits the importation of most solid
13. or liquid waste which originated outside the territorial limits
14. of the State, violated the commerce clause of the U.S. Constitution.
15. Now, I'm not an attorney but I bring that to your attention, but
16. let's look at the situation that we haven't...we have these
17. nuclear reactors and Illinois is one of the largest, in fact,
18. we have the largest number of nuclear...reactors of any of the
19. sites, and this spent fuel that is produced at the nuclear
20. sites, can either be stored on site as it is being done by all
21. of the nuclear facilities in the State of Illinois. We do not
22. transport this and store it at the General Electric facility
23. in Morris. We do not transport it out of the State. They're
24. stored on sites, and until the Federal Nuclear Regulatory
25. Commission finds a solution and the...President Carter comes up
26. with something, and not mere talk and investigation and thinking
27. and study. Then we will not have a permanent storage facility,
28. and sites, Now, it is true that from California and other states
29. we are bringing into the State of Illinois for storage the
30. spent nuclear fuel from the nuclear reactors. This does not
31. present a problem as many people get all excited over. The
32. transportation..there's never been a fatality or an injury or
33. any cause for alarm for the transportation of this spent nuclear

1. fuel. The storage, has not resulted in any failure or accident
2. that has caused serious damage.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator, your time has passed expiring.

5. SENATOR MITCHLER:

6. All right. So, I just want to point out the fact that
7. sometimes you can become alarmed with this, and the fact that
8. we're going to prohibit other states from doing this, we may
9. find that the Nuclear Regulatory Commission will overshadow
10. and this is meaningless legislation. I would urge a No vote.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Bloom. Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President, and Ladies and Gentlemen of
15. the Senate. I rise in support of Senate Bill 1581 and would
16. urge an affirmative vote by all members. In my recent travels
17. across the country speaking with other legislative leaders, it
18. has become apparently very clear that other states as a matter
19. of public policy, have taken really definite steps to protect
20. themselves and their state from incoming shipments of high level
21. spent nuclear fuel. The key to this bill, I would point out, if
22. I can direct your attention to the bottom of page 1, is that we
23. are suggesting...we are starting as a matter of public policy that
24. yes, we can take care of ourselves, but unless the state of
25. origin of such spent nuclear fuel has a facility for the disposal
26. and storage of spent nuclear fuel, substantially like that in
27. this State, and has entered into an agreement calling for
28. reciprocity, we won't take it. And I think that's good public
29. policy, and I would urge an Aye vote.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Becker.

32. SENATOR BECKER:

33. Thank you, Mr. President, and members of the Senate. On

1. April 23rd, a United States District Judge threw out all
2. California's State laws, which regulate nuclear power. I
3. think with our Governor having formed a committee, I think
4. it's only fitting and proper that we wait to get a report, a
5. full report from that committee pertaining to nuclear waste.
6. And I would recommend a No vote.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Egan.

9. SENATOR EGAN:

10. Thank you, Mr. President, and members of the Senate. I
11. rise in support of the bill, and...and for the reason that, and
12. this is not a facetious remark, but there is a...a plan and
13. I think perhaps when it becomes a practical means which it
14. is fully intended to become, the argument becomes moot, but
15. in the meantime we certainly ought not to do what the other
16. states are unwilling to do, and that is store out-of-State
17. waste in our State. The National Space Administration has
18. a plan on the board that they fully expect to implement within
19. a short time to rocket all of the waste material into an orbit
20. around the sun, which sounds like a pretty good idea, and so
21. I...I would urge you to vote Aye on the bill, protect Illinois,
22. and in a short amount of time, I think the problem is going to
23. resolve itself.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Nimrod.

26. SENATOR NIMROD:

27. Yes, thank you, Mr. President. I rise in opposition to this
28. bill. It seems to me that we...and has been brought out, the
29. Governor has set up a Nuclear Safety Committee, this bill
30. has been before us before, in fact, I thought that maybe
31. Senator Joyce might, now. that he's on the National Committee,
32. which is studying this very problem, might hold up this bill
33. until he gets through with the committee that he's serving
on to bring us a report. It seems that he's our representative

1. in Illinois, and he goes there with a biased attitude here, of saying
2. that Illinois shouldn't have anything from any other state.
3. It seems that most...almost all of the nuclear plants are, in fact,
4. having on site storage. The Morris facility is one that, I think,
5. is an outstanding facility that is totally safe and one that no one
6. has found any problems with and I'm sure that...that Gene
7. Voitland, has offered an opportunity for all the Legislators
8. to visit this site. Many of us have been there, and I would
9. say that its...it has ample storage for those contracts which
10. presently exist. There are not any anticipated contracts that
11. are presently being considered, and I think that for us to
12. enter into the business of getting into the private practice,
13. of interfering with what's been going on in an industry that has
14. policed itself and has not had one accident, or one incident
15. of any kind, when Illinois sits here today, with seven operating
16. sites of nuclear plants, ten additional sites being planned
17. and ready. The forty-six percent of our power being produced...
18. we are enjoying probably a forty percent reduction in rate,
19. because we have been...had the foresight and the plan to our
20. public utility companies, such as Commonwealth Edison, to give
21. us that kind of security, safety and low rates and availability
22. of...of power, and here we are arbitrarily going to say that
23. we're going to cut off working in an area that has certainly
24. not been proven to be a detriment to our community. I think
25. that Illinois is one of the leading nuclear...states in the
26. country, and it ought to stand open until a report comes back, of
27. which Senator Joyce is a member of that committee. If, in fact,
28. he is going to take some predetermined positions, then I think
29. he ought to resign from the committee.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Johns.

32. SENATOR JOHNS:

33. Will the sponsor yield? Oh, go ahead, Senator, back to
Nimrod.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Joyce, for what purpose do you arise?
3. SENATOR JEROME JOYCE:
4. Yes, I would like to respond to that. Senator, I...I'm
5. on this council, that is correct...
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Joyce, you could...
8. SENATOR JEROME JOYCE:
9. Just...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. If it's a...
12. SENATOR JEROME JOYCE:
13. I...I feel that I want to respond to that.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Well, is a personal...point of personal privilege?
16. SENATOR JEROME JOYCE:
17. Point of personal privilege.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. All right. State your point.
20. SENATOR JEROME JOYCE:
21. All right. You know, you talk about being on the committee,
22. and being biased yes, I am biased. I'm biased for the State of
23. Illinois, and every other member on that council is biased for
24. their state. Governor Dixie Lee Ray is the...was the head
25. of the Atomic Energy Commission, she is the Governor of the
26. State of Washington. At the last council meeting, she stood
27. up and said, I'm going to stand at the State line and stop
28. every truck coming in that's bringing in low level waste. We
29. don't want anymore until you're able to take care of your
30. own in your own state. The Chairman of the council, Governor
31. Reilly, from South Carolina is right now drafting legislation
32. for Congress to pass saying that every state will take care
33. of its own nuclear waste. So, indeed, I am biased, and indeed,

1. everyone ought to be baised, everyone here ought to be trying
2. to protect the State of Illinois, Senator.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Johns.

5. SENATOR JOHNS:

6. Senator Joyce, can you give me an example of reciprocity?
7. Is that between light companies, like General Electric here
8. and General Electric out there, or Commonwealth Edison here
9. and there? What kind of reciprocity are you talking about?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Joyce.

12. SENATOR JEROME JOYCE:

13. It says in the bill that, they will have to have a like
14. facility to store spent fuel rods that we have. They would
15. have to accept spent fuel rods from the State of Illinois
16. just like we accept them from them.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Johns.

19. SENATOR JOHNS:

20. But I don't understand, if we have a facility here, and
21. say General Electric is...is trying to store these rods, they'll
22. store them in Illinois. But why would they ship them to another
23. state? That's what I'm trying to get...why would they ship
24. them here, and we ship them out there, if we have facilities?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Johns...Senator Joyce.

27. SENATOR JEROME JOYCE:

28. Most states have passed legislation saying that they
29. don't want spent fuel rods from another state. We don't store
30. any of our spent fuel rods in the State of Illinois, in this
31. facility, there all coming in from out-of-State.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Johns.

1. SENATOR JOHNS:

2. I'm still trying to...to talk about reciprocity. If
3. we have this with another state, we don't ship anything to
4. another state? I'm for you, but I want to get that problem
5. out of the way.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Joyce.

8. SENATOR JEROME JOYCE:

9. We are the only State accepting spent fuel rods from any-
10. one.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Johns.

13. SENATOR JOHNS:

14. Well, how do you get reciprocity, if you don't...if it
15. doesn't cross? Do you understand what I'm trying to drive at?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Joyce.

18. SENATOR JEROME JOYCE:

19. That's what I'm trying to drive at, too, Senator. You
20. know, if they don't...you know, if we can't send them to them,
21. why should we take them from them? Why should California, you
22. know...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. All right. Senator Bloom.

25. SENATOR BLOOM:

26. Thank you, Mr. President, and fellow Senators. I think
27. probably on this issue, more persuasive is the dissenting opinion
28. in Philadelphia verses New Jersey. The fact that the State of
29. Illinois has to, or better yet couch in terms of New Jersey, the
30. fact that the State of New Jersey continues to and indeed must
31. continue to...dispose of its own solid waste, doesn't mean that
32. they can't prohibit the importation of even more solid waste or
33. spent radioactive materials, and I think that that is the thrust

1. of Senator Joyce's bill. In other words, the dissent pointed
2. out that the State of New Jersey, and probably the State of
3. Illinois could prohibit the importation of germ infected rags,
4. diseased meat and other noxious items which most assuredly
5. would arise within its own borders, and so the distinction
6. that the majority in the Philadelphia verses New Jersey case
7. made, is rendered somewhat meaningless. Thank you.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Geo-Karis.

10. SENATOR GEO-KARIS:

11. Mr. President, and Ladies and Gentlemen of the Senate.
12. There may be a question of constitutionality on this bill, but
13. I have long been an advocate that Illinois should not be
14. a dumping ground for other states' nuclear wastes, and I think
15. that Senator Joyce's bill provides for reciprocation. I think
16. it's the only thing we can do. I can tell you the people in
17. my district are adamant against Illinois being the dumping
18. ground for other states' wastes where there's no reciprocation.
19. And I support the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Nimrod, did you wish recognition again?

22. SENATOR NIMROD:

23. Yes, Mr. President. Just one comment I thought I'd make.
24. We...we have Commonwealth Edison in...in this State that is
25. looked to over this whole nation, and I think that what you
26. ought to know, is their reasons for being in opposition to this
27. bill. You want to have a good utility company and you've got
28. the outstanding company in the whole country, and they're opposed
29. to this bill, and they've given their good reasons for it, and
30. here we are sitting...not looking to them to find out what it's
31. all about, when they're the ones that are really providing the
32. power. And what you're really doing, in effect, is affecting
33. the ratepayer's, and I think you ought to consider that.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Joyce may close.

3. SENATOR JEROME JOYCE:

4. Yes, well once again, Commonwealth Edison, does not store
5. any spent fuel rods in this facility. It is a private enterprise
6. belonging to General Electric, it's a while elephant, they
7. built it quite a few years ago, at a cost of sixty-four million
8. dollars. It wouldn't work if the government reversed its position
9. on reprocessing spent fuel, that...they freely admit that. So,
10. what we are saying is that...let Illinois control its own destiny
11. in the nuclear energy field. If the Federal Government takes
12. this facility over, the County of Grundy, and the town of
13. Morris, and Coal City, would lose a revenue of three hundred
14. and twelve thousand dollars a year that this facility is paying.
15. Sixty-six hundred people in the town of Morris have signed
16. petitions in favor of this bill, the Mayor of Morris, the
17. County Board in Grundy County, the Kendall County Board, and
18. even the American Legion, Senator Mitchler. So, I would ask
19. a favorable roll call. Thank you.

20. PRESIDING OFFICER:(SENATOR DONNEWALD)

21. The question is, shall Senate Bill 1581 pass. Those in
22. favor vote Aye. Those opposed Nay. The voting is open.
23. Have all those voted who wish? Have all those voted who
24. wish? Take the record. On that question, the Ayes are 43,
25. the Nays are 5. 3 Voting Present. Senate Bill 1581, having
26. received a constitutional majority is declared passed. Senate
27. Bill 1609, Senator Netsch. Senate Bill 1613, Senator Becker.
28. Do you wish to call the bill? Read the bill, Mr. Secretary.

29. SECRETARY:

30. Senate Bill 1613.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Becker.

1. SENATOR BECKER:

2. Thank you, Mr. President, and members of the Senate.
3. Senate Bill 1613, is the appropriations for the Department
4. Labor and Bureau of Unemployment Security. The original
5. request amounted to a hundred and forty-nine...a hundred and
6. forty-nine million nine hundred and eighty-four thousand
7. one hundred dollars as introduced. It was amended in committee
8. to a hundred and forty-five million nine hundred and three
9. thousand two hundred. It was amended on the Floor, back to
10. a hundred and forty-six million seven hundred and three thousand
11. five hundred dollars. It provides for the FY'81 budget of the
12. Department of Labor and Bureau of Unemployment Security. Senate
13. Bill 1613 was introduced at a hundred and forty-nine million
14. ninety-eight thousand was reduced by 4.1 million by Committee
15. Amendment 1, while eight hundred and one thousand two
16. hundred was subsequently restored by Floor Amendment No. 3.
17. As it now stands Senate Bill 1613 provides for an appropriation
18. of a hundred and forty-six million seven hundred thousand.
19. It was passed in committee, by a vote of 17 to nothing, and I
20. ask for a favorable vote.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there discussion? The question is, shall Senate Bill
23. 1613 pass. Those in favor vote Aye. Those opposed Nay. The
24. voting is open. Have all those voted who wish? Have all those
25. voted who wish? Take the record. On that question, the Ayes
26. are 45, the Nays are 9. Senate Bill 1613, having received
27. a constitutional majority is declared passed. Senate Bill
28. 1622, Senator Geo-Karis, do you wish to call the bill?
29. Read the bill, Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1622.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Geo-Karis.

3. SENATOR GEO-KARIS:

4. Mr. President, and Ladies and Gentlemen of the Senate.

5. This is the...this bill is regular...1981 appropriation for

6. the Department of Human Rights. Appropriates three million

7. seven hundred and six thousand dollars, it was amended in

8. the Appropriations Committee as approved by the Appropriations

9. heads, and I urge favorable consideration.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there discussion? The question is, shall Senate Bill

12. 1622 pass. Those in favor vote Aye. Those opposed Nay. The

13. voting is open. Have all those voted who wish? Have all those

14. voted who wish? Take the record. On that question, the Ayes

15. are 45, the Nays are 7. Senate Bill 1622, having received a

16. constitutional majority is declared passed. Senate Bill 1629,

17. Senator Regner. Senate Bill 1631, Senator Rupp. Senator

18. Rupp, for what purpose do you arise?

19. SENATOR RUPP:

20. Thank you, Mr. President. Senator Rhoads has an amendment

21. I believe on this, and I would...in deference to him I would

22. like to ask that that be passed.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. All right. Senate Bill 1632. Read the bill, Mr. Secretary.

25. SECRETARY:

26. Senate Bill 1632.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Rupp.

31. SENATOR RUPP:

32. Thank you, Mr. President. This is the annual appropriation

33. for the ordinary and contingent expenses of the Department of

Mines and Minerals, in the amount of twelve million one hundred

1. and fifty-seven thousand dollars. I ask a favorable roll call.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there discussion? The question is, shall Senate Bill
4. 1632 pass. Those in favor vote Aye. Those opposed Nay. The
5. voting is open. Have all those voted who wish? Have all
6. those voted who wish? Take the record. On that question, the
7. Ayes are 40, the Nays are 9. Senate Bill 1632, having received
8. a constitutional majority is declared passed. Senate Bill
9. 1684, Senator Weaver. Read the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 1684.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Weaver. Just a moment, Senator Johns, for what
16. purpose do you arise?

17. SENATOR JOHNS:

18. A point of personal privilege.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. State your point.

21. SENATOR JOHNS:

22. I, coming from the coal fields, should have been on the
23. Mines and Minerals, and I was in the phone booth, and had I been
24. here I would have voted Aye. Just for the matter of record.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. The electronic device will so reflect. Senator Hall...for
27. the same thing? All right. Senator Weaver. I'm sorry. You
28. did read the bill, didn't you? The bill has been read a third
29. time.

30. SENATOR WEAVER:

31. Thank you, Mr. President. This bill started out as a
32. bill for three thousand three hundred and thirty-four dollars,
33. and ninety-seven cents. It was money owed to the Stewart Oil
Company for purchase of fuel for the Military and Navy Department.

1. Senator Davidson put an amendment on it which was discussed
2. yesterday. The total amount is sixteen thousand and five
3. hundred and fourteen dollars thirty-six cents. If anyone
4. has any questions, I'll be happy to try to answer them.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there discussion? The question is, shall Senate Bill
7. 1684 pass. Those in favor vote Aye. Those opposed Nay. The
8. voting is open. Have all those voted who wish? Have all those
9. voted who wish? Take the record. On that question, the Ayes
10. are 47, the Nays are none. Senate Bill 1684, having received
11. the constitutional majority is declared passed. Senate Bill
12. 1698, Senator Berman. Senate Bill 1712, Senator Grotberg.
13. Senate Bill 1709, Senator Coffey. Do you wish to...do you
14. wish to call the bill? Read the bill, Mr. Secretary.

15. SECRETARY:

16. Senate Bill 1709.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Coffey.

21. SENATOR COFFEY:

22. Mr. President, and members of the Senate. First of all,
23. yesterday we put an Amendment No. 1 on which is the bill now,
24. and we did pass out a handout so you...hopefully if you want
25. to look through that handout and have any questions, I'd be
26. glad to try to answer those. This is an agreed amendment, it
27. was developed after several meetings with representatives from both the
28. Illinois Motor Carriers, Illinois Commerce Commission, staffs
29. of both sides of the aisle. It broadens the authority for the
30. Illinois Commerce Commission to enter into reciprocal agreements
31. with the Canadian providences and this will bring the
32. Illinois Motor Carriers Property Law into conformity with
33. the International Registration Plan. It also establishes a fee

1. fixed at four dollars for...the Calendar year 1981 for all
2. interstate motor carriers in Illinois, which is now paying
3. from one to nineteen dollars and puts a limit of seven dollars
4. to be the top level that they can charge, and it can also...
5. in 1982...clarifies that if another jurisdiction chooses not
6. to enter into a reciprocal agreement with Illinois, the Commerce
7. Commission may charge the motor carriers an appropriate fee
8. based upon the jurisdiction...what the jurisdiction...changes the
9. State of Illinois. It reinstates the Legislative intent which
10. directs the Illinois Commerce Commission to base the adjust...
11. future motor carriers fee subsequent to the Calendar Year 1981.
12. to reflect the fiscal impact, with that amendatory proposal.

13. I'll be glad to answer any questions you might have, otherwise
14. I'd ask for a favorable roll call.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there discussion? Senator Chew.

17. SENATOR CHEW:

18. Yes, Mr. President, I'm familiar with this, Senator Coffey
19. has given an...excellent explanation, and I, too, would rise
20. and ask for a favorable roll call.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? The question is, shall Senate
23. Bill 1709 pass. Those in favor vote Aye. Those opposed Nay.
24. The voting is open. Have all those voted who wish? Have
25. all those voted who wish? Take the record. On that...on that
26. question, the Ayes are...49, the Nays are none. Senate Bill
27. 1709, having received the constitutional majority is declared
28. passed. Senator Grothberg, 1712. Senate Bill 1729, Senator
29. Berman. Read the bill, Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1729.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Berman.

3. SENATOR BERMAN:

4. Thank you, Mr. President, and Ladies and Gentlemen of
5. the Senate. This bill is an attempt to address some of the
6. problems that the placement of handicapped children in
7. out-of-State facilities has run into, primarily with the
8. Governor's Purchase Care Review Board, and the question of
9. trying to encourage in-State facilities in Illinois, instead
10. of having to place these children hundreds of miles away from
11. Illinois. The bill does several things, and it's a bill that
12. was developed in close discussion with representatives of the
13. Governor's Office and the Governor's Purchase Care Review
14. Board. The placement of handicapped children in out-of-
15. State facilities will, under this bill, be subject to the
16. approval of the State Superintendent of Education or to the
17. Director of the Department of Mental Health and Developmental
18. Disabilities, if there is psychiatric or psychological treatment
19. involved. DMHDD is required to assist families in placing
20. children who require this special type of treatment and
21. hopefully to place them in facilities that are in Illinois.
22. The approval or disapproval of the rates set by the Governor's
23. Purchase Care Review Board are made reviewable subject
24. to the Administrative Review Act, by...under this bill, and
25. the State Superintendent of Education and Director of DMHDD
26. is required under this bill to develop plans to reduce the
27. number of out-of-State special education placements and to
28. encourage more in-State placements and facilities. I'd be
29. glad to respond to any questions.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is, shall Senate Bill
32. 1729 pass. Those in favor vote Aye. Those opposed Nay. The
33. voting is open. Have all those voted who wish? Have all those
voted who wish? Take the record. On that question, the Ayes

1. are 42, the Nays are 10. 1 Voting Present. Senate Bill
2. 1729, having received the constitutional majority is declared
3. passed. Senate...Senate Bill 1739, Senator DeAngelis...1740.
4. Senate Bill 1747, Senator Newhouse. Senator Newhouse.
5. 1747. Read the bill, Mr. Secretary.
6. SECRETARY:
7. Senate Bill 1747.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Newhouse.
12. SENATOR NEWHOUSE:
13. Thank you, Mr. President, and Senators. This is a committee
14. bill that is an attempt to bring some sanity to the reimbursement
15. for fees for medical care for Public Aid recipients. It
16. sets the fees at seventy-five percent of the previous average
17. level of payment for the department in the previous year. Answer
18. any questions and I'd appreciate a favorable roll call.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion? The question is, shall Senate Bill
21. ...Senator DeAngelis.
22. SENATOR DeANGELIS:
23. A question of the sponsor.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Indicates he will respond.
26. SENATOR DeANGELIS:
27. Senator Newhouse, what is the fiscal impact of this?
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Newhouse.
30. SENATOR NEWHOUSE:
31. Twenty-two million dollars, Senator.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator DeAngelis.

1. SENATOR DeANGELIS:

2. Senator Newhouse, I have to admire you for amending
3. this bill down to, at least, a reasonable size. But I have
4. to point out to the members of the Body that the attempt
5. here is to provide those people who provide services to green
6. card carriers, provide a better level of service and more
7. service, and I would submit that this will not do it. And it
8. will not do it for a couple of reasons. First of all, I don't
9. think that those providers of that service are closing an
10. hour earlier or opening an hour later, because of their
11. reluctance to serve this group of people. We all know,
12. at least, I know in my district, that the people that provide
13. this service are the newest form of specialists in medicine
14. and they're the GCS's, the green card specialists, and improving
15. or at least increasing the level of funding is not, Senator
16. Newhouse, going to improve the level of care. Now, if you
17. think that the physicians that provide this service are
18. entitled to a pay raise, then I would suggest you vote Yes.
19. If you don't think they're entitled to a pay raise then
20. I would vote No, and with all due respect, this bill is basically
21. a pay raise for those particular providers. Thank you.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there further discussion? Senator Berning.

24. SENATOR BERNING:

25. A question of the sponsor, please. It...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Indicates he will respond.

28. SENATOR BERNING:

29. ...would appear that this, according to line 8, fees and
30. charges...reimbursements, to counties. I've been listening
31. to the comments on both sides of the issue, and I, of course,
32. have no great desire to enhance the income of the doctors, but
33. I am concerned about what the State pays in the way of reimburse-
ments for care to the counties for nursing home, or county

1. nursing home institutions. Just as I am concerned about
2. what the State pays to the private non-for-profit nursing
3. homes and residential schools. So, I...I ask you Senator,
4. what is the intent here? How are we controlling reimbursements
5. to counties or are we including all of the medical practitioners
6. in your bill?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Newhouse.

9. SENATOR NEWHOUSE:

10. We're including all medical practitioners in the bill,
11. Senator.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Berning.

14. SENATOR BERNING:

15. Then I can see readily why this would become rather
16. substantial in the dollars involved. I think it's unfortunate
17. that this was not separated and perhaps you were helpless to
18. do that, Senator, but it's obvious that our county nursing
19. homes are in great need of more adequate reimbursement. I'm
20. in...reminded of the engagement by the Lake County nursing...
21. Lake County home of a new administrator. His first observation
22. in his first news release is that, Illinois is unrealistically
23. providing twenty-one to twenty-two dollars per day per patient
24. whereas right across the line in Wisconsin that same patient
25. is cared for to the extent of twenty-six to twenty-seven dollars
26. per day per patient. Illinois has been unrealistic, Ladies
27. and Gentlemen of the Senate. Illinois has been unrealistic,
28. in its support of and reimbursement to the nursing homes, be
29. they private, not-for-profit, or public, such as the county
30. nursing homes, and I would urge everyone of us to take steps
31. to increase our support, but apparently we can't do it with
32. this bill, since I am not inclined to further subsidize the
33. medical profession.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Moore.

3. SENATOR MOORE:

4. Thank you, Mr. President, and members of the Senate. I
5. think this is a reasonable approach to providing compensation
6. for our providers to our Public Aid population in the State
7. of Illinois. I think we're aware that approximately half
8. of our budget for Public Aid goes in the health care field, I
9. think that the twenty-two million that is involved here, is
10. a minimal increase to our providers in the State; to our
11. doctors, to our podiatrists, the optometrists, the dentists,
12. to whoever participates in the Public Aid program. We are
13. presently paying, I believe it's seventy percent of...percentile
14. of the rates that were...that the doctors were entitled to,
15. I believe in 1977. This is where they're paid at, as far
16. as they get. They were charging ten dollars in 1977, they
17. receive seven dollars from the Department of Public Aid.
18. I think this is a minimal increase to our medical providers
19. and I, for one, am going to support the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. Well, Senator Moore has made one of the points I
24. wanted to make, and that was what exactly we're talking about.
25. A couple of other things that ought to be mentioned, not
26. that it carries a tremendous amount of weight, but this is
27. a line item that we lapsed a tremendous amount of money in last
28. year. But my principal concern is, that without some sort
29. of improvement, and this strikes me as a reasonable idea, that
30. access to medical care in large parts of the State is going
31. to become more and more restricted. A green card, in all
32. candor, in my district, is worth about the powder to blow it
33. to blazes. Many of my medical providers, however well motivated,
just flat don't want to have anything to do with a green card,

1. because of two factors: one, the reimbursement level which
2. they find totally inadequate, and two, the red tape that they have
3. to go through to be reimbursed. I'm not talking, Senator ,
4. DeAngelis, about the green card clinics, certainly they exist,
5. and certainly that's a problem. But one of the reasons green
6. card clinics, mills, whatever you want to call them, exist,
7. is because the rest of the medical profession has been driven
8. out of this particular area of practice because the rates of
9. reimbursement are so totally inadequate and the accounting
10. that goes with it is so utterly frustrating. Now, this in
11. my mind, is an attack on one of the two problems. And if you
12. are, in fact, upset with the scandals and the fraud from
13. the green card clinics, this bill, in my mind, is a step to get
14. the honest person, the decent practitioner back into this area
15. of medical care. I think it's a reasonable proposal, and I
16. suspect before this year is out, that you'll see a press
17. conference and the Governor signing this bill and lauding it
18. as a magic step forward.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Newhouse may close.

20. SENATOR NEWHOUSE:

21. Thank you, Mr. President. I'd just like to respond to
22. several remarks. One of them is, of...this is a raise for the
23. physicians and other...other providers. No question about
24. that. The question is, is it unfair? And I say no it's not
25. unfair. It's...it's pegged at a...at a scale substantially
26. below what their normal fees are. Now, it seems to me that
27. we've got two problems. One, is the problem of under re-
28. imbursement for medical providers, which this bill attempts
29. to...to address, the other is the problem of the red tape that
30. is required for a provider to receive their reimbursement.
31. These are serious problems, we want to address that second
32. problem at some point. If we are able to address both those
33. problems, it seems to me to follow, it would get better...better

1. medical care. I certainly agree that there are a large number
2. of people who provide only for Public Aid recipients and the
3. fact is, that the lower we keep the rates, the more and more
4. that's going to happen. This is a basically fair bill. I would
5. ask your favorable vote.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. The question is, shall Senate Bill 1747 pass. Those in
8. favor vote Aye. Those opposed Nay. The voting is open. Have
9. all those voted who wish? Have all those voted who wish?
10. Take the record. On that question, the Ayes are 35, the
11. Nays are 16. 2 Voting Present. Senate Bill 1747, having
12. received a constitutional majority is declared passed.
13. Senator Maitland, for what purpose do you arise?

14. SENATOR MAITLAND:

15. On a point of personal privilege, Mr. President.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. State your point.

18. SENATOR MAITLAND:

19. Thank you, Mr. President. In the gallery to my...to my
20. rear is the...behind me, Sir, is the 7th grade class of Trinity
21. Lutheran School, in Bloomington. Derrick Seig, in that class
22. is...happens to be my nephew, and with him is his mother who
23. happens to be my sister-in-law, Carol Seig, and their principal
24. Dave Hidelof, instructor Dave Koba, and several very dedicated
25. mothers down here to view us in action today. I'd like the
26. Senate to recognize them, please.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Please stand and be recognized, Senator Grotberg, for what
29. purpose do you arise?

30. SENATOR GROTEBERG:

31. On a point of personal privilege.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. State your point.

1. SENATOR GROTEBERG:

2. By the same token, I have with me today, a distinguished
3. helper, who won a day with Grotberg in the Senate of the
4. State of Illinois, Miss Michelle Mund, and I brought her
5. assistant, her brother Brian, Mr. and Mrs. Albert Mund are
6. in the gallery to...behind me, along with their teacher, Mrs.
7. Louise Mashing, and I would like the Senate to recognize that
8. the day with Grotberg can be fun, I think.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. I don't know. Please rise and be recognized. Senate
11. Bill 1752, Senator Regner. Read the bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 1752.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Regner.

18. SENATOR REGNER:

19. Yes, Mr. President, and members. This was a bill that
20. was requested by many municipalities. Right now, as you know,
21. the municipalities have to pay in and employees have to
22. pay into the IMRF for all time work. The only thing eliminated
23. are people that work less than six hundred hours a year. What their
24. request is, and what this bill does, it allows the municipalities
25. ...it's a permissive bill, if they want to adopt that ordinance
26. to eliminate paying into IMRF for those employees that work
27. less than a thousand hours a year. This is to get away from
28. paying into IMRF for temporary and seasonal employees. What
29. happens now when they are paid in, the employee, the temporary,
30. or seasonal employee quits, they can get a refund from IMRF,
31. but the municipalities do not get that...that refund. So,
32. I guess the bill could actually be considered tax relief for
33. the municipalities, and also the freedom from a lot of red tape.

1. And as I said, it is permissive, if any municipality does not
2. want to...enact this...this by ordinance, they don't have to,
3. if they do, they can. I'd ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Weaver.

6. SENATOR WEAVER:

7. A question of the sponsor.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. He indicates he will respond.

10. SENATOR WEAVER:

11. Senator Regner, would this...would this, if they enact this
12. ordinance preclude aldermen and mayors and part-time mayors
13. from participation in the Retirement System?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Regner.

16. SENATOR REGNER:

17. If the municipality enacts it, but they don't have to,
18. Senator Weaver, it's permissive on their part.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Weaver.

21. SENATOR WEAVER:

22. So, it's my understanding, that there was an amendment to
23. be put on to clarify that point. Was that put on, Senator
24. Regner?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Regner.

27. SENATOR REGNER:

28. Obviously, Mr. Sergeant didn't get to talk to you, he told me
29. he was looking for you yesterday. But there was no amendment
30. offered, there was none brought to me, and like I say, the
31. mayors that I've talked to are in favor of it, but if they
32. don't want to enact it, they don't have to. It's up to each
33. individual municipality to make their own decision.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Schaffer.
3. SENATOR SCHAFFER:
4. Senator Regner, what's the impact on volunteer firemen?
5. I don't know, I don't even know if any of them are on...in
6. the Pension Systems. I suspect that since they get so many dollars
7. a call...I'd hate...I'd hate to see this bill go out of here and
8. find out we just put the skids to every Pension System for
9. volunteer firemen or some crazy thing.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Regner.
12. SENATOR REGNER:
13. Firemen aren't in that same system, Senator Schaffer. They're
14. in a different Pension System.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Geo-Karis.
17. SENATOR GEO-KARIS:
18. Will the sponsor yield for a question?
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Indicates he will.
21. SENATOR GEO-KARIS:
22. Senator Regner, you say that your bill is permissive. In
23. other words, the municipality can, by ordinance, enact your
24. restrictions. Am I correct?
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Regner.
27. SENATOR REGNER:
28. Correct, if they don't want to adopt this...this system
29. they don't have to.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Senator Geo-Karis.
32. SENATOR GEO-KARIS:
33. By the same token, they could enact an ordinance which
will exclude certain public officials. Am I correct?

1. SENATOR REGNER:

2. No. What..what is allowed, I think it's six hundred hours
3. right now. But what has happened with many municipalities
4. they do their...a lot of their maintenance work in the summer
5. time, and they do have employees that are up to seven, eight
6. hundred hours.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Demuzio.

9. SENATOR DEMUZIO:

10. The original bill, then was introduced at eleven hundred
11. and forty-four hours, the amendment took it down to a thousand
12. hours, which equates to about twenty-five weeks per year. So,
13. in other words, if a person works a half a year, he would not
14. be...the municipality if it so chose, by option to opt in
15. or opt out, then that person would not be able to participate
16. in retirement benefits. Is that correct?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Regner.

19. SENATOR REGNER:

20. That...that would be correct.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, briefly. I was in the phonebooth, Senator Regner.
25. Is the Illinois Municipal League in favor of this bill?

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Regner.

28. SENATOR REGNER:

29. There are in favor of the concept. The one thing they
30. came to me with, Senator Vadalabene, is the possibility of
31. excluding mayors, or aldermen or trustees or whatever. They
32. haven't been able to come up with the kind of amendment they
33. want. They have no opposition to the bill passing now.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Regner may close.

3. SENATOR REGNER:

4. Roll call.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. The question is, shall Senate Bill 1752 pass. Those in
7. favor vote Aye. Those opposed Nay. The voting is open. Have
8. all those voted who wish? Have all those voted who wish? Take
9. the record. On that question, the Ayes are 43, the Nays are
10. 5. 2 Voting Present. Senate Bill 1752, having received the
11. constitutional majority is declared passed.

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(END OF REEL)

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2. Senate Bill 1759, Senator Jeremiah Joyce. Senate Bill
3. 1764, Senator Nedza. Senate Bill 1808, Senator Rock. Read
4. the bill, Mr. Secretary.

5. SECRETARY:

6. Senate Bill 1808.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President and Ladies and Gentlemen of
13. the Senate. Senate Bill 1808, is an amendment to the Illinois
14. Public Aid Code, and what it does, essentially, is increase
15. the financial needs standard for medical assistance eligibility
16. which is now set by the Department of Public Aid. The standard
17. now is forty-two hundred dollars annually, for a family of
18. four; so that when a person who is above that eligibility
19. standard, is admitted to the Cook County Hospital in particular,
20. the County Hospital is then deemed responsible for collecting
21. from that person. So the people that we are attempting to help
22. by virtue of Senate Bill 1808, are those who are, in a very
23. real sense, medically indigent. And all we are doing is
24. raising the eligibility standard from its current forty-two
25. hundred dollars, annually to fifty-six hundred dollars.
26. The Federal Government has said we can go as high as sixty-
27. four hundred dollars; we are only going to fifty-six hundred,
28. because of our fiscal constraints. Senator Newhouse had a
29. similar bill last year, we have been in constant negotiation
30. with the Governor's Office and the Department of Public Aid;
31. and finally, because of their intransigence, Senator Regner
32. and I caused Senate Bill 1808 to be introduced. The Cook
33. County taxpayers pay the bill for County Hospital, and

1. there are a lot of persons who are medically indigent; and
2. it should be the public policy of this State, that we take
3. care of those who cannot take care of themselves. The
4. eligibility standard, frankly, as set by the Department of
5. Public Aid, is simply too little. We are attempting to
6. raise that, and I would urge an Aye vote.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator D'ARCO.

9. SENATOR D'ARCO:

10. Thank you, Mr. President. I would rise in support
11. of this bill. We did try to raise the eligibility level
12. last year from four thousand to sixty-four hundred, which
13. is the Federal standard, and there's no question that the
14. level is too low; because people who make less than four
15. thousand and people who make more than that, up to sixty-
16. four hundred are both considered, or should be considered,
17. to be poverty level people. And, we need a bill like this,
18. even though the Governor, in his infinite wisdom, has decided
19. to oppose a raise in the income eligibility levels. And I
20. hope everybody would support this. Thank you.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Schaffer.

23. SENATOR SCHAFFER:

24. Well, one can hardly argue against the goal, here...
25. The fiscal implications of this bill are staggering. Three
26. hundred million dollars, I don't want to exaggerate, it's
27. actually only two hundred and ninety-eight million; and,
28. admittedly, half of it's Federal dollars, but those are still
29. real dollars, as Senator Regner loves to tell us. I just
30. don't see how we could possibly, in good conscience, go
31. forward with this bill; knowing the state of the economy
32. and the state of the State Treasury. The passage of this
33. bill, and...some inconceivable occurrence happened and the

1. Governor signed it, it would certainly mean the end to,
2. virtually, every other program that most of us profess to
3. support. I understand the eighty-four million dollar deficit
4. for Cook County Hospital; which I suspect, is the major
5. reason this bill is before us. You know, but, boy, this
6. is just not the way to solve that problem...if you have to
7. spend three hundred million to get eighty-four, that's not
8. exactly what I'd call good accounting procedures. Senator
9. Rock, years gone by, you guys wanted money for transportation,
10. and all of us hardheads over here said we wouldn't give it
11. to you, so you created the RTA. Gosh, if the hospital is
12. in that bad of shape, we...we're willing to negotiate. If
13. that's the real cause here...we got to be able to settle it for
14. less than three hundred million. I just don't see how you
15. can, in good conscience, vote this; unless, of course, one
16. is prepared to increase taxes rather dramatically.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Sommer. Senator Newhouse.

19. SENATOR NEWHOUSE:

20. Thank you, Mr. President and Senators. What this bill
21. does is address itself to the terrible problem of the people
22. who are the working poor. That is those who are working
23. everyday and make just enough money to get across the border-
24. line. And, certainly, it makes more sense to make provisions
25. for them to keep them on the job, than it would be to have them
26. put in the untenable position of having...having to get on the
27. Public Aid rolls. This bill, in the long run, will save this
28. State a good deal of money, and I would, certainly, urge a
29. favorable roll call on it. Thank you.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Philip.

32. SENATOR PHILIP:

33. Thank you...thank you, Mr. President and Ladies and

1. Gentlemen of the Senate. You know, the comment was made that
2. this is completely supported by taxpayers in Cook County,
3. which, unfortunately, is incorrect. If you'll remember, some
4. ten years ago this General Assembly in its lack of wisdom,
5. voted some forty million dollars to bail out Cook County.
6. During the past Legislative...Session, we bailed it out to
7. the tune of eighteen million dollars. So, it would appear
8. that every...ten years Cook County is down here and we are
9. bailing them out or changing the system. I might suggest to
10. you, that it's probably the poorest run hospital in the
11. State of Illinois, the highest patient cost of any hospital
12. in the State of Illinois; and to think that we are going to
13. spend now, out of the State funds, some two hundred and
14. ninety-eight million dollars...just seems to be a lack of
15. good judgment, to say the least.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Kenneth Hall.

18. SENATOR HALL:

19. Thank you, Mr. President, and Ladies and Gentlemen of
20. the Senate. Now, as I read this bill, this bill just doesn't
21. apply to Cook County, it applies to the entire State. This
22. is going to benefit people all over this State. I don't
23. see why we have to have such a dragging of feet when it comes
24. to helping the people that need the help most. Now, a lot
25. of times the feeling seems to be around here, because some
26. people are in need, is that they are just not trying to find
27. something. That's just like telling a fella to pull himself
28. up by his bootstraps and he doesn't have any boots. The
29. thing is, that we need this; and this isn't just for one
30. group, it's for the entire State. One of these days one of
31. you may be in that position. Think about that sometime.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Regner.

1. SENATOR REGNER:

2. Yes, Mr. President and members. I wasn't going to say
3. anything, but I wish Senator Philip would take the time to
4. learn what goes on in Cook County Hospital, when he makes
5. the statement that it's the highest cost per patient hospital.
6. Pate, what you should really do, is look at Cook County
7. Hospital and look at the kind of cases they handle, as compared
8. to the hospitals in Elmhurst and so forth. That's what you
9. should look at. Yes, it does have the highest cost; but
10. because of the kind of hospital that it is, it will always
11. have the highest cost; there is no way to prevent it.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Philip.

14. SENATOR PHILIP:

15. Yes, as long as my name was used, I might remind the
16. Senator from Cook County, that I was on the Legislative
17. Commission that sat through, I don't know how many hearings
18. on Cook County Hospital, Senator; and I'll tell you one thing,
19. if you would have sat there like I did for hours and hours,
20. and heard the testimony and seen the results; you'd be
21. voting No, too.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Rock may close.

24. SENATOR ROCK:

25. Thank you, Mr. President and Ladies and Gentlemen of
26. the Senate. I will be brief. I did not suggest that it is
27. completely tax supported; what I did suggest, and do suggest,
28. is that there is a special tax levy, as you well know, in
29. the County of Cook; and Senator Hall was quite correct.
30. This bill will apply to every public hospital across the
31. State. And, I might also point out, that the first year cost
32. is estimated by the Department of Public Aid at some
33. eighty-six million dollars. Eighty-six, of which half is

1. reimbursable, obviously, under the Federal Government guide-
2. lines. Ultimately, it will cost three hundred million dollars,
3. admittedly, everybody admits that. The fact of the matter
4. is, we have a number of people in this State who are medically
5. indigent; they are, as Senator Newhouse so rightly said, the
6. working poor. They deserve our help. All we are doing is
7. raising the eligibility standard to suggest that if your income
8. is less than this standard, the State of Illinois stands ready,
9. willing and able and should help you. I urge an Aye vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. The question is shall Senate Bill 1808 pass. Those in
12. favor vote Aye. Those opposed Nay. The voting is open.
13. Have all those voted who wish? Have all those voted who wish?
14. Have all those voted who wish? Take the record. On that
15. question, the Ayes are 30, the Nays are 26. Senate Bill
16. 1808, having received the constitutional majority, is declared
17. passed. There is a request for a verification of the affirmative
18. vote by Senator Schaffer. Will the members please be in
19. their seats. Will the members please be in their seats.
20. The Secretary will call the affirmative vote.

21. SECRETARY:

22. The following voted in the affirmative: Berman, Buzbee,
23. Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald,
24. Egan, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Knuppel,
25. Maragos, McLendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse,
26. Regner, Sangmeister, Savickas, Washington, Wooten, Mr. President.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Schaffer? The roll has been verified. Senate
29. Bill 1812, Senator Geo-Karis. Senate Bill 1813, Senator Nimrod
30. and Buzbee. 1813. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 1813.

33. (Secretary reads title of bill)

34. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Yes, Mr. President and Ladies and Gentlemen of the
5. Senate. This bill requires the Commerce Commission to include
6. or consider in the cost, the construction work and progress
7. for expansion and modification of air pollution control facilities
8. in its consideration of rates. All it's doing is saying
9. that if, in fact, we are mandating that they should use scrubbers;
10. then, when they are establishing a rate, they ought to at least consider
11. those costs when they are establishing them. I know of no
12. opposition to the bill and I would ask for a favorable
13. roll call.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there discussion? The question is shall Senate Bill
16. 1813 pass. Those in favor vote Aye. Those opposed Nay.
17. The voting is open. Have all those voted who wish? Have
18. all those voted who wish? Take the record. On that question,
19. the Ayes are 54, the Nays are none, 1 Voting Present. Senate
20. Bill 1813, having received the constitutional majority, is
21. declared passed. Senator Rupp, for what purpose do you arise?

22. SENATOR RUPP:

23. Thank you, Mr. President. On a point of personal privilege.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. State your point.

26. SENATOR RUPP:

27. We have some of the best sixth grade students in the
28. whole State from Shelbyville, Illinois, here; and I would like
29. to ask the Senate to greet them. They are in the gallery and
30. up here.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senate Bill 1815, Senator Grotberg. Read the bill, Mr.
33. Secretary, please. For what purpose do you arise...we'll take

1. that on the Order of Recalls, then. Senator, we have no
2. amendments, and if you wish to put one on, it will be on
3. the Order of Recalls...all right. Senate Bill 1817, Senator
4. Gitz. Read the bill, Mr. Secretary, please.

5. SECRETARY:

6. Senate Bill 1817.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Gitz.

11. SENATOR GITZ:

12. Mr. President and members of the Senate, this bill was
13. introduced at the request of the Community College Trustees
14. Association. You would find in the Statutes, now, reference
15. to working cash fund taxes; which, of course, really don't
16. exist. This has proven somewhat troublesome, in terms of
17. all the fine print that Bond Council looks at in the collection
18. of taxes and the establishment of levies. They prefer that
19. the Statutes be cleaned up in this reference...eliminated.
20. In fact, the bill is simply striking three words "working
21. cash fund."

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? The question is shall Senate Bill
24. 1817 pass. Those in favor vote Aye. Those opposed vote Nay.
25. The voting is open. Have all voted who wish? Have all voted
26. who wish? Take the record. On that question, the Ayes are
27. 55, the Nays are none, none Voting Present. Senate Bill 1817,
28. having received the required constitutional majority, is
29. declared passed. Is there leave to return to Senate Bill
30. 1815? Leave is granted. Senate Bill 1815, Senator Grotberg.
31. Read the bill, Mr. Secretary, please.

32. SECRETARY:

33. Senate Bill 1815.

1. (Secretary reads title of bill)
2. 3rd reading of the bill.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Grotberg.
5. SENATOR GROTBORG:
6. Thank you, Mr. President and members. This is the bill
7. that empowers the Department of...the Director of Public
8. Health to adopt minimum standards for the development and
9. operation of hospices, and for the training of hospice
10. personnel, and defines the term. It simply empowers...
11. adds it to his powers. There's no fiscal impact to this; to
12. a degree they are already doing it within house staff that
13. are on board, and have a personal interest in the matter.
14. It's an issue that's very close to me; we've talked about it
15. many times. I'll be glad to answer any questions; otherwise,
16. I would seek a favorable roll call.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Is there discussion? Is there discussion? The question
19. is shall Senate Bill 1815 pass. Those in favor vote Aye.
20. Those opposed vote Nay. The voting is open. Have all voted
21. who wish? Have all voted who wish? Take the record. On
22. that question, the Ayes are 58, the Nays are none, none
23. Voting Present. Senate Bill 1815, having received the required
24. constitutional majority, is declared passed. Senate Bill
25. 1818, Senator Chew. Read the bill, Mr. Secretary, please.
26. SECRETARY:
27. Senate Bill 1818.
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Chew.
32. SENATOR CHEW:
33. Mr. President and members of the Senate, 1818 is

1. a bill to provide that the leaders of the House and the
2. Senate would make appointments to a commission...a committee
3. to study the need of the...inspection on automobiles. The
4. Federal Government has mandated that this program be passed,
5. and it's necessary to pass it in this Session whereby it
6. would be activated for 1983. We have, recently, done studies
7. throughout the State; in East St. Louis, Chicago, Wheaton and
8. other places, Joliet, and et cetera, to ascertain the need for
9. it; and this Legislation calls for the establishment of that
10. committee, and I would ask for a favorable roll call.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there discussion? Senator Martin.

13. SENATOR MARTIN:

14. Would the sponsor yield, please?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. He indicates he will yield. Senator Martin.

17. SENATOR MARTIN:

18. Is there a cost, Senator Chew, to this?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Chew.

21. SENATOR CHEW:

22. There is no fiscal note attached.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator...Senator Martin.

25. SENATOR MARTIN:

26. I am sorry about that, but I don't think that's
27. response of what...what...is there going to be some cost
28. involved?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Chew.

31. SENATOR CHEW:

32. What kind of costs are you asking about, Senator? I...
33. I...maybe, I didn't understand your question.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Martin.
3. SENATOR MARTIN:
4. Those increasingly worthless green things that we
5. keep passing out called dollars, Senator. How much is this
6. going to cost?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Chew.
9. SENATOR CHEW:
10. You mean how much it's going to cost the State or the
11. motorists?
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Martin.
14. SENATOR MARTIN:
15. It's always such a joy to ask questions of you, Senator.
16. Let's see if we can go at it slightly differently. When the
17. appropriations for this commission or committee, as you wish
18. to call it, come in, what's your guess that the amount of that
19. appropriation will be?
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Chew.
22. SENATOR CHEW:
23. We don't have any idea what that will be. What the...
24. what has happened, Senate Operations and House Operations
25. have withstood the cost for the initial hearings. We have
26. no fiscal note attached to this, but I'll tell you this,
27. Senator, your...being on your way to Congress, it was your
28. Body that had...the great august Body of the United States
29. Congress has mandated it, and we have no choice.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Martin.
32. SENATOR MARTIN:
33. Well, Senator, I'm going to speak to it. We certainly

1. may not have a choice on the program; but I don't believe
2. the Congress has mandated a new Legislative Commission at
3. some cost to the taxpayer. Let's fact it, staffs already
4. are doing this. We have a Motor Vehicle Laws Commission. This
5. is just one more...I don't think either of us are going to
6. speak to the merit of...what a Democratic Congress has im-
7. posed upon the State of Illinois, but they certainly, even
8. with a greater degree of wisdom than I might think, have
9. not imposed a new Legislative Commission on us, and I'd
10. oppose the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Schaffer.

13. SENATOR SCHAFFER:

14. The sponsor would yield to a question?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. He indicates he will yield. Senator Schaffer.

17. SENATOR SCHAFFER:

18. Do you...do you view this subject as a partisan matter?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Chew.

21. SENATOR CHEW:

22. Senator, I'm...I'm really surprised you asked a question.
23. No, I do not. I...I view this as a matter that's an absolute
24. necessity and it deals with the controlling of the kinds of
25. pollutants that we exhaust from our automobiles. Many of the
26. states have already passed this legislation; and with the
27. Republicans and Democrats serving in all Legislatures, we have
28. had support from...these states in that matter. So, it is not
29. a partisan matter.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Schaffer.

32. SENATOR SCHAFFER:

33. Well, then, why is not the...make-up of the committee
34. balanced? You'll...you'll pardon me for fear, I guess once

1. burned, twice shy. This subject has caused, already, a
2. tremendous wave of apprehension in my Legislative district.
3. My people are very concerned about being dragged into a...
4. emission testing program, simply because, we have the mis-
5. fortune to be included in the NIPC planning area. I am
6. very concerned that this commission might very well be the
7. group from which the genesis will come a proposal, which
8. will inflict tremendous hardship on the people of my district.
9. I am very concerned that this thing ought to be stopped dead
10. in its tracks, early on, and if that means we have to thumb
11. our nose at the Feds...I'm fully prepared to do it, and to
12. pay the penalties...that may go...very well go with that,
13. if you will, minimal act of defiance. This bill...this
14. concept, terrifies me, and I'm as concerned as the next guy
15. about the environment; but I'll tell you one thing I'm
16. even more concerned about, and that's individual freedoms.
17. and this bill marches steadily in the face of our...our
18. individual freedoms, and the concept that it will lead to.
19. I hate to be, if you will, a reactionary; but I'm just
20. recovering from those third degree burns I got on that
21. mass transit thing we created a few years ago, and I'm trying
22. to be rational on the subject, but it's difficult.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The following Senators have sought recognition: Senators
25. Mitchler, Coffey, Berning, Bloom and Keats. Senator Mitchler.
26. Senator, I don't believe he asked you a question; let's...
27. let's proceed with...Senator Mitchler.

28. SENATOR MITCHLER:

29. Mr...Mr. President and members of the Senate. Senator
30. Chew, you correct me if I'm wrong, but House Joint Resolution...
31. I believe it was sponsored by Representative Ted Meyer; and,
32. I believe you're the sponsor in the Senate, Senator Chew,
33. created a commission that has been studying the mandate of the

1. Federal Government that Illinois establish this Motor Emission
2. Testing Program by 1982, '83 or some period, and they have
3. conducted some study of this; and correct me, Senator Chew,
4. if I'm wrong, but I think this is to continue and set up
5. through a Legislative action, a continuing commission to
6. study this as mandated by the Federal Government. We have no
7. choice but to study it. Now, it could very well be, Senator
8. Schaffer, that the recommendation of the commission would be
9. in keeping with your...comments about the feasibility of
10. having such a program in Illinois; it may be the advice
11. sent back to Congress would be in the negative. That has
12. not come out; and I believe that, Senator Chew...I have
13. served on this House Joint Resolution committee that was
14. structured. We used in-house staff and what have you, and
15. I think, this is a necessity to meet a mandate of the Federal
16. Government to study this. And, as Senator Chew says, we can
17. use a lot of the in-house personnel and work it out, but...a
18. report should come out from this study. So, I see no big
19. problem in...in this legislation. It merely is enabling
20. legislation to carry out a study as mandated by the Federal
21. Government.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Chew.

24. SENATOR CHEW:

25. Senator Mitchler, you're exactly right; and, furthermore,
26. it's either that we set these standards or the Federal Govern-
27. ment will set them for us. We don't intend to establish in
28. every county in this State, any kind of emission control
29. system. If you're in an uncongested area, it has not been
30. touched. I said in my opening statement the places that we
31. have visited in the State of Illinois, and certainly, did not
32. include McHenry County. So, that ought to dispell any of the
33. fear that Senator Schaffer has. There will be many counties

1. that's not involved in this, and McHenry will be one of them.
2. So, it couldn't disturb your constituents, because you haven't
3. been touched by it, nor do we plan to touch McHenry
4. County. Chicago, Illinois is one of the areas in which we
5. hope to be able to establish an Emission Control System.
6. East St. Louis, Illinois, for instance, maybe in DuPage
7. County, the same thing. But, it's a matter that is mandated,
8. and we've got to do it, or we'll sit back and have the Federal
9. Government do it for us. Now, I have some reports, here,
10. Senator; that not only will verify Senator Mitchler's state-
11. ments, but it would put Senator Schaffer's statements a little
12. off track; because the...the Federal Government says those
13. states that have not passed the kind of legislation to go into
14. effect...sure they get an extension; but they do not get a
15. reprieve from the legislation which is necessary to pass.
16. It's a matter of the Clean Air Act, the Environmental
17. Protection Agency has been with us...throughout this...these
18. hearings that we've had. They...plan to continue to work
19. with us; and it's something that we've got to do, so, whether
20. we like it or whether we don't; we have made it as soft as
21. possible, not to include uncongested counties. And, I
22. don't see where your concern, Senator Schaffer...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Chew, your time has expired, Senator.

25. SENATOR CHEW:

26. would be...would be of any importance.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Coffey.

29. SENATOR COFFEY:

30. Yes, Mr. President and members of the Senate. There is
31. a couple of points...we're talking about the dollar cost, that
32. I'd like to bring out. First of all, we're talking about...
33. between four and five million vehicles...in this State at

1. approximately, a cost of seventy dollars each, which would
2. range in a cost to the motoring public between two hundred
3. and fifty and four hundred million dollars cost. On the
4. other hand...as Senator Chew has mentioned, the Feds are our
5. problem, in this case; and, where we...maybe we should tell
6. them to shove...shove the whole deal; but the Illinois...as I
7. understand, that the Department of Transportation and the
8. Illinois Natural Resources are reported to have already signed
9. the contract with the Feds. Now, I don't know what that
10. means. I don't know whether they're doing that without
11. Legislative approval, and they're going to make these decisions
12. with the Feds; and we're going to live with it without our
13. approval. So, I think it's up to this Body to decide whether
14. we want some input on what...kind of regulations the Feds
15. are going to push on us, or whether we are going to let the
16. administration...or whether we are going to take a chance on
17. losing dollars. But, I thought they ought to point out the
18. cost to the motoring public, and I don't think they're going
19. to be too happy at those costs, but I think the Feds are the
20. ones that are creating the problem.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Berning. Senator Bloom.

23. SENATOR BLOOM:

24. Yeah, thank you, Mr. President and fellow Senators.
25. Just briefly...prior...prior to the Feds passing this, either
26. by way of reward or punishment, I was stuck on something called
27. the Ozone Study Commission, and they toyed with this idea,
28. and rejected it; but, ultimately, the Feds came back...with the
29. amendments to the Clean Air Act; and, I think, it probably
30. would be necessary to have some Legislative Body to oversee
31. what is happening, because you will find that the agencies
32. will go right on ahead and make the public policy for the
33. State of Illinois, saying they are acting under a Federal

1. mandate, and we'll be presented with a fait accompli
2. and, I don't think that's correct, either. So, I would
3. suggest that we take a look at this; perhaps this may not
4. be the proper vehicle, maybe the Motor Vehicle Laws Study
5. Commission could do the same thing; but there should be some
6. legislative oversight. Thank you.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Geo-Karis.

9. SENATOR GEO-KARIS:

10. Mr. President and Ladies and Gentlemen of the Senate,
11. this bill really arises from the need created by the Federal...

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Excuse me, Senator Geo-Karis. May we have some order,
14. please, Ladies and Gentlemen. Senator Geo-Karis.

15. SENATOR GEO-KARIS:

16. This bill really arises from the needs created by the
17. Federal Clean Air Amendments of 1977. If we don't have such a
18. study, not even a sewer permit can be granted by the USEPA.
19. I know that the Federal Clean Air Amendments of 1977 are
20. monstrous, because they're contradictory in various parts,
21. because I sat on that commission...on the Governor's Commission
22. on the Clean Air Amendments, so I support the bill, because
23. this study might find certain methods of controlling emissions
24. without creating great hardships, as Senator Coffey said, upon
25. the drivers of Illinois.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Keats. Is Senator Keats on the Floor? Further
28. discussion? Oh, Senator Keats.

29. SENATOR KEATS:

30. I was just trying to move the previous question about
31. four hours ago, that's all.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Chew may close.

1. SENATOR CHEW:

2. Mr. President, the Federal Government has been known,
3. recently, on states that have failed to set up this committee,
4. to refuse permits for even sewer systems. And, as you so well
5. know, this is not a Charlie Chew bill; this is a necessity,
6. in order to keep the State of Illinois...as to where we're going.
7. Now, we talked about putting it in the Transportation Study
8. Commission. That is not the vehicle that the Federal Govern-
9. ment will accept. It's necessary to set up a committee, and
10. the appointments made by the leadership of the House and the
11. Senate. The bill merely follows the mandates in which we are
12. forced to live by. Now, I want to emphasize, it's not a
13. Charlie Chew bill; I don't give a damn whether you pass it
14. or not. It so happens that I'm the Chairman of Transportation,
15. and it fell in my lap to take the bill. I also chair, with
16. Representative Kulas, this commission that has been studying
17. these propositions. It is...as many Republicans on the Commission
18. as there are Democrats, and we share the Chairmanship. Now,
19. I know that Big Brother likes to whip us across the head,
20. with all of its Federal Powers, but I happen to think it's
21. a necessity that we clean up the air, whether it's Chicago,
22. St. Louis, or wherever we are. We know...we know, that it's
23. necessary and all this bill does is create the vehicle to
24. ascertain how it will be structured; not will it be structured,
25. because it will be, as to whether we're going to have a rental
26. situations for private industry or whether the State is going
27. to run it, and the members that will be selected by your leaders
28. over on that side and my leaders here, and the same thing in
29. the House, will come back with a report to structure this
30. committee; and that's all the bill does. You may vote it up
31. or down, but if you vote it down today; it's going to haunt
32. you tomorrow, so, take your choice.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. The question is shall Senate Bill 1818 pass. Those in
2. favor vote Aye. Those opposed vote Nay. The voting is open.
3. Have all voted who wish? Have all voted who wish? Take
4. the record. On that question, the Ayes are 31, the Nays are
5. 17, none Voting Present. Senate Bill 1818, having received
6. the required constitutional majority, is declared passed.
7. Senate Bill 1819, Senator Bloom. Read the bill, Mr. Secretary,
8. please.

9. ACTING SECRETARY: (MR. FERNANDES)

10. Senate Bill 1819.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Bloom.

15. SENATOR BLOOM:

16. Well, thank you, Mr. President and fellow Senators.
17. This bill and the next three after it are...are recommended
18. bills from your Joint Committee on Administrative Rules.
19. This bill amends the Environmental Protection Act, and speaks
20. to a problem that the Joint Committee was faced, when the
21. Pollution Control Board came in and amended its procedural
22. rules to put the burden on petitioners in variance cases...
23. to also present evidence as to how they would comply with
24. Federal law and rules. This substantially shifted the burden.
25. We filed an objection, because (a) we felt they had no
26. Statutory authority and (b) it was felt that it wasn't fair.
27. Basically, what it says is that when someone is petitioning
28. for a variance from the Environmental Protection Act and the
29. rules promulgated thereunder, that the...it is an adversary
30. proceeding and the burden should be on the Environmental
31. Protection Agency, which has the necessary expertise to re-
32. search and understand Federal laws and regulations, which the
33. smaller petitioner may have...not have to put that into the

1. record. I'd ask for a favorable vote. Try and answer
2. your questions.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there discussion? Is there discussion? The
5. question is shall Senate Bill 1819 pass. Those in favor
6. vote 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 54, the Nays are
9. none, none Voting Present. Senate Bill 1819, having re-
10. ceived the required constitutional majority, is declared
11. passed. Senate Bill 1820, Senator Bloom. Read the bill,
12. Mr. Secretary, please.

13. ACTING SECRETARY: (MR. FERNANDES)

14. Senate Bill 1820.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Bloom.

19. SENATOR BLOOM:

20. Thank you, Mr. President and fellow Senators. This
21. is recommended Bill No. 8, out of the Joint Committee Annual
22. Report. Basically, it was confronted with a situation where
23. the Department of Labor had promulgated some rules under the
24. Child Labor Act, and the committee and the department found
25. that while the goals were worthy, it lacked the Statutory
26. authority to do so; and on further examination, the Child
27. Labor Act had not be recodified and modernized in some time.
28. This recodifies the Child Labor Act. The Department of Labor
29. was involved in the drafting of this Legislation. I'll
30. try and answer any questions; otherwise, urge a favorable
31. roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there discussion? Is there discussion? The question

1. is shall Senate Bill 18...Senator Berning.

2. SENATOR BERNING:

3. A question of the sponsor.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. He indicates he will yield. Senator Berning.

6. SENATOR BERNING:

7. On page two, line 106...or line twenty-two, why is
8. the age of thirteen arbitrarily established for a boy who
9. wants to caddie at a golf course? I well remember, as a
10. lad younger than that, and I was not the youngest, caddying
11. on the golf courses; and I think that it is something that
12. that is not detrimental to a child of many years less than
13. thirteen. And, I would submit that thirteen makes it im-
14. possible for otherwise qualified, physically and so on,
15. boys of less than thirteen to earn some summer money.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Bloom.

18. SENATOR BLOOM:

19. Well, thank you, Senator. The age of thirteen is not
20. a change in the existing law; it presently says a child who is
21. thirteen or more years of age. Your...your point is well
22. taken; however, this is a recodification of the existing
23. Act. We did not attempt to redefine public policy in this
24. area.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Berning.

27. SENATOR BERNING:

28. In other words, you're saying that it has already
29. been thirteen. Every golf course that I know in the whole
30. Lake County is violating the law. It seems to me that,
31. Ladies and Gentlemen of the Senate, we ought to either
32. strike that altogether or drop it to about ten; because
33. I have...for instance, a grandson who is only ten, but

1. he weighs a hundred and fifty pounds; and I know of no
2. reason that he couldn't be a successful caddie. Unless
3. he's too scatterbrained, and that's up to the golfer to
4. decide. But, I think we are making it too restrictive
5. here, and I would suggest that this be lowered.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator...is there further
8. discussion? Senator Bloom may close.

9. SENATOR BLOOM:

10. Thank you, I'd appreciate a roll call.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The question is shall Senate Bill 1820 pass. Those
13. in favor vote Aye. Those opposed vote Nay. The voting is
14. open. Have all voted who wish? Have all voted who wish?
15. Have all voted who wish? Take the record. On that question,
16. the Ayes are 49, the Nays are 5, none Voting Present. Senate
17. Bill 1820, having received the required constitutional
18. majority, is declared passed. Senate Bill 1821, Senator
19. Bloom. Read the bill, Mr. Secretary, please.

20. SECRETARY:

21. Senate Bill 1821.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER (SENATOR BRUCE)

25. Senator Bloom.

26. SENATOR BLOOM:

27. Thank you, Mr. President and fellow Senators. This
28. is the recommendation No. 7 in the annual report, as we
29. are mandated to provide you. This addresses a problem that
30. was uncovered when the Department of Financial Institutions
31. came in with their proposed rules...in that when we...re-
32. codified the Act in relation to his powers, we gave him only
33. the power to revoke licenses, not to suspend. They came in...

1. with a proposed rule to suspend as a first step, and then
2. revoke licenses. They did not have the power, we objected,
3. they withdrew and we are now, giving the Director of Financial
4. Institutions...this bill would propose to give the Director
5. of Financial Institutions the power to suspend before he
6. would have the power to revoke licenses.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there discussion? Is there discussion? The
9. question is shall Senate Bill 1821 pass. Those in favor
10. vote Aye. Those opposed vote Nay. The voting is open.
11. Have all voted who wish? Have all voted who wish? Take
12. the record. On that question, the Ayes are 56, the Nays
13. are none, none Voting Present. Senate Bill 1821, having
14. received the required constitutional majority, is declared
15. passed. 1822, Senator Bloom. Read the bill, Mr. Secretary,
16. please.

17. SECRETARY:

18. Senate Bill 1822.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Bloom.

23. SENATOR BLOOM:

24. Thank you, Mr. President and fellow Senators. This
25. addresses a duty that was imposed on the bureaucracy about
26. two years ago to codify all existing rules in some manner
27. that the public could easily understand and ascertain.
28. This bill addresses some of the...some of the deadlines
29. that were put into the original...reform of the Administrative
30. Procedure Act in '77. Because of the magnitude of the
31. undertaking, and because it was...imposed some extra duties
32. and burdens on the State Library and the Office of the
33. Secretary of State, the deadline has been extended to

1. complete the codification...to October of '84. It also...
2. gives the State Library the power to do some editorial
3. changes, making sure it is grammatically correct and format
4. powers. I...I'd ask for a favorable roll call and try
5. and answer any questions you may have.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there discussion? Is there discussion? The question
8. is shall Senate Bill 1822 pass. Those in favor vote Aye.
9. Those opposed vote Nay. The voting is open. Have all voted
10. who wish? Have all voted who wish? Take the record. On
11. that question, the Ayes are 56, the Nays are none, none
12. Voting Present. Senate Bill 1822, having received the re-
13. quired constitutional majority, is declared passed. Senate
14. Bill 1828, Senator Egan. Read the bill, Mr. Secretary,
15. please.

16. SECRETARY:

17. Senate Bill 1828.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Egan.

22. SENATOR EGAN:

23. Thank you, Mr. President and members of the Senate.
24. The...Senate Bill 1828...allows for additional courses
25. for Certified Assessing Officers throughout Illinois;
26. allowing them to increase the...the courses that they may
27. take, and adds Mass Appraisal Techniques and Property Tax
28. Administration as part of the required course made for re-
29. ceiving a Certified Illinois Assessing Officer's Certificate.
30. What it...the bottom line of which is, that it broadens the
31. educational facility at hand for assessing officers before
32. they get their certificate. It is voluntary, and I...I
33. know of no opposition. I would answer any questions; other-
34. wise, I would seek a favorable roll call.

J.P. REED
12/29/10

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there discussion? Is there discussion? The
3. question is shall Senate Bill 1828 pass. Those in favor
4. vote Aye. Those opposed vote Nay. The voting is open.
5. Have all voted who wish? Have all voted who wish? Take
6. the record. On that question, the Ayes are 56, the Nays
7. are none, none Voting Present. Senate Bill 1828, having
8. received the required constitutional majority, is declared
9. passed. Senate Bill 1832, Senator Maragos. Read the bill,
10. Mr. Secretary, please.
11. SECRETARY:
12. Senate Bill 1832.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Maragos.
17. SENATOR MARAGOS:
18. Mr. President and members of the Senate...Senate Bill
19. 1832 deals with the fact that when you file your Retail
20. Occupation Tax returns, that it be filed under the penalties
21. of perjury. It's done by rule now, we just want to make...
22. catch up with the law...make the laws to do what they have
23. been doing under the rules of the department; and I ask for...
24. your support and passage.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Is there discussion? Is there discussion? The
27. question is shall Senate Bill 1832 pass. Those in favor
28. vote Aye. Those opposed vote Nay. The voting is open.
29. Have all voted who wish? Have all voted who wish? Take
30. the record. On that question, the Ayes are 50, the Nays
31. are 5, none Voting Present. Senate Bill 1832, having re-
32. ceived the required constitutional majority, is declared
33. passed. Senate Bill 1834, Senator Berman. Read the bill,
34. Mr. Secretary, please.

1. SECRETARY:

2. Senate Bill 1834.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Berman.

7. SENATOR BERMAN:

8. Thank you, Mr...President and Ladies and Gentlemen
9. of the Senate. I think the major point of controversy was
10. discussed at great length last week, and was resolved in
11. favor of the bill as it presently appears before you.
12. The bill does three things. One, it allows graduates of an
13. approved nursing program in another state to practice nursing
14. in Illinois, while their endorsement license application is
15. pending. This is consistent with the provision for graduates
16. of nursing programs in Illinois. Secondly, it allows, up
17. until June 30th of 1983, Canadian nurses to come in by
18. endorsement. And, third, it segregates fees paid under the
19. Illinois Nursing Act into a separate fund for the promotion
20. of nurses in our hospitals. The purpose of the bill, as
21. we have heard in debate, is to address the critical shortage
22. of nurses that exists throughout the State of Illinois. I'll
23. be glad to respond to any questions.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there debate? Senator Becker.

26. SENATOR BECKER:

27. Thank you, Mr. President and members of the Senate.
28. First, I would like to remind our great orator and statesman
29. on the other side of the aisle, Senator Buzbee, you won't
30. have to worry about your stopwatch today, Senator; because
31. it won't take that long. I did have the opportunity last
32. Friday night of sitting with two attorneys to discuss this
33. bill. We discussed it at length, pertaining to the Constitution

1. of the United States and the Constitution of the State of
2. Illinois. I remind every Senator on the Floor, the one
3. attorney just recently handled a case on discrimination for
4. an elderly gentleman against an industry in this State; and
5. the jury awarded this gentleman a hundred and sixty-five
6. thousand dollars plus punitive damages of a hundred and
7. twenty-five thousand. Both attorneys agree with me that
8. it is a violation of the Constitution of the State of Illinois;
9. on our own nurses in the United States; and, also a violation
10. of the Constitution of the United States. But, I remind
11. you before you press your buttons today, ask yourselves
12. this one question. Why did we close the nursing school right
13. here in Springfield, Illinois? Why did we close the nursing
14. school in Decatur, Illinois? Why did we close the nursing
15. school in Jacksonville? And, on last Friday, every one of
16. you in Chicago and Cook County, viewed on television at six
17. o'clock and ten o'clock, the closing of the nursing school
18. at Cook County Hospital, after being open for a hundred
19. and one years. And, yet, we have a bill on the Floor before
20. us, saying that there is a nurse...shortage, here in the
21. State of Illinois. We're in dire need of nurses, let's
22. run to Canada and import them from foreign countries and
23. exempt them from taking a test. I know that the lobbyists
24. outside have worked tremendously hard on all of you Senators.
25. I know that Senator Berman is very much interested in this
26. bill; and possibly has the headcount to pass it; but I also
27. remind you, that I will direct a letter to our Governor
28. of the State of Illinois, who happens to be a Law Professor
29. and taught at Northwestern University; should know Constitutional
30. Law, I will remind him in that letter, to take a good, deep
31. look at this bill, but also remind the twenty-three people
32. who voted No on that amendment, let's continue to alert the
33. Illinois Hospital Association, the Illinois Medical Association

1. to sit down with us and get to the root of the problem on
2. why we have the shortage. Let's stop closing the schools
3. and allow our girls in Illinois to get the education they
4. need; and I continue to ask for a No vote. Thank you.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Schaffer.

7. SENATOR SCHAFFER:

8. I don't wish to repeat anything that was said last
9. week, but I discovered after the debate, one interesting
10. fact. It seems that we allow the procedure in this bill for
11. nurses, already, for M.D.'s and veterinarians. We allow
12. Canadian doctors into Illinois, without a test, based on
13. the department's finding that their education requirements
14. and testing are comparable in nature. We do the same for
15. veterinarians. Now, it seems ridiculous to me, that we're
16. going to let M.D.'s and veterinarians in with this type of
17. standard and not nurses. Again, I don't think it's going
18. to bring sixty additional nurses in. I may be a tempest in
19. a teapot; but I think the bill merits support.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Shapiro.

22. SENATOR SHAPIRO:

23. Mr. President, will the sponsor of the bill yield to
24. a question?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. He indicates he will yield. Senator...Senator Shapiro.

27. SENATOR SHAPIRO:

28. Senator Berman, as the bill is drafted, what does this
29. do about the residency requirement and the citizenship re-
30. quirement...that is required for our Illinois graduates, as
31. compared to a Canadian nurse who comes in?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Berman.

1. SENATOR BERMAN:

2. As I read the amendment, Senator, if they've passed
3. the test in Canada, in English, they can practice here until
4. June 30th, of '83.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Shapiro.

7. SENATOR SHAPIRO:

8. That they...they can practice, without fulfilling
9. the citizenship requirement? Do they have to show that
10. they have applied for citizenship?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Berman.

13. SENATOR BERMAN:

14. As I read it, I don't believe so. I might be in error,
15. but that's my...my opinion at this moment, is no.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Shapiro.

18. SENATOR SHAPIRO:

19. Well, just very briefly, if that's the case; then I...
20. I think it's double discrimination; that they should be
21. allowed to practice and not even show...a reasonable effort
22. to become citizens. I would like to address one remark to
23. the previous Senator who spoke on the bill. It is true, that...
24. as to what he says, but the impetus for that legislation to
25. allow...reciprocity with foreign physicians...veterinarians
26. and what have you, came from their examining boards and their
27. constituent societies; not from a fringe or allied group.
28. The Illinois Hospital Association has nothing to do with the
29. Nursing Board of Examiners. They have two members on that
30. board; but...who have to be administrators, but they also
31. have to have a nursing degree and a M.D. degree. So, I
32. submit to you that if...if this is a good idea, it should
33. come from the Nursing Board of Examiners and the Illinois

1. Nursing Association; not from the Illinois Hospital Association.
2. And that is my big objection; we are letting a...a allied
3. group, a fringe group dictate what the policy will be in
4. this State for the licensing of nurses. We are not asking
5. the Nursing Association or the Nursing Board of Examiners
6. to promulgate this rule. It comes from a allied group, and
7. for that reason I object and urge a No...a No vote.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Is there further discussion?
10. Senator Berman may close.

11. SENATOR BERMAN:

12. Thank you, Mr. President and Ladies and Gentlemen of
13. the Senate. I haven't heard anyone disagree with the fact
14. that there is a critical shortage of nurses throughout the
15. State of Illinois. I have copies of news articles from
16. throughout the State testifying to that effect and...including
17. the Illinois Nurses Association acknowledges the critical
18. shortage, with figures of anywhere from fifty-three hundred
19. to six thousand vacancies of registered nurses throughout
20. the State. This bill is not going to solve all the problems.
21. I recognize that, and the opponents recognize that; but I
22. think it is an important short-term...solution, or a short-
23. term addressing of a critical problem; that's why we put
24. a Sunset Provision in here, so that we can, hopefully,
25. work together to solve the other problems. Along those
26. same lines, I have introduced this morning, a Senate
27. Joint Resolution joined...co-sponsored by Senators Becker,
28. Chairman Washington, Senator Chew and Senator Newhouse and
29. others who I invite, for the...the establishment of a...
30. commission to examine the other areas that were debated last
31. week; such as, Senator Becker mentioned, the closing of the
32. nursing schools, the question of benefits and salaries of
33. nurses, both incoming and sustaining, the burn-out problem,

1. because of the pressures of the nursing profession. All of
2. those things, I think, have to be addressed, and I hope
3. we can do that through the Senate Joint Resolution, which
4. I have introduced this morning. But, this addresses another
5. area, a critical area; your hospitals are in need of it and
6. more importantly, the citizens of the State of Illinois are
7. in need of adequate care. This bill will address that
8. problem; I ask for an Aye vote.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The question is shall Senate Bill 1834 pass. Those
11. in favor vote Aye. Those opposed vote Nay. The voting
12. is open. Have all voted who wish? Have all voted who
13. wish? Take the record. On that question, the Ayes are
14. 37, the Nays are 14, 1 Voting Present. Senate Bill 1834,
15. having received the required constitutional majority,
16. is declared passed.

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19. (End of reel)

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1. Senate Bill 1837, Senator Vadalabene. Read the bill, Mr. Secretary,
2. please.

3. SECRETARY:

4. Senate Bill 1837.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Vadalabene.

9. SENATOR VADALABENE:

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

11. Senate Bill 1837, as amended, increases the maximum interest
12. rate on general obligation bonds issued by the Tri-City Regional
13. Port District and the Chicago Port District. It increases the
14. maximum interest rate on the district's revenue bonds when ten
15. percent is exceeded by seventy percent of the prime commercial
16. rate and the bill passed out of Local Government without a
17. dissenting vote and I would appreciate a favorable vote.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there discussion? Senator Keats.

20. SENATOR KEATS:

21. Thank you, Mr. President. I know speaking against a bill
22. of Sam Vadalabene's is like the proverbial spitting in the wind.
23. But the one problem with constantly increasing the interest
24. rates that we charge...

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. May we have some order, please. Senator Keats.

27. SENATOR KEATS:

28. By constantly increasing the interest that we give on our
29. State and other municipal bonds, that is actually a major factor
30. when you talk about inflation. Remember, when you're in the
31. money market and we're basing the private money market, when
32. you raise the yield on State and municipal bonds, you are then
33. saying from a competitive point of view, everything else has

1. to go up too, to match it. 'Cause when the government goes
2. into the private money market, we have got to have the money
3. and we will pay whatever we...you know, whatever we have to
4. pay, which gives no cap, just nothing but an upward force
5. in terms of the bond market. Now, you have to remember, a
6. ten percent bond is in reality a twenty percent yield. These
7. being tax free and almost everyone who buys the bonds are
8. in the fifty percent tax bracket or better, but we'll merely
9. say, fifty percent. So you're in reality, talking about a twenty
10. percent yield. Now sometimes you have...have to ask yourself,
11. some people feel we shouldn't allow private companies a twenty
12. percent yield and yet we will allow the government a twenty
13. percent yield. So when we talk about windfalls in the economic
14. market, here is a windfall for people who are buying municipal
15. bonds, taking their money out of the private market, taking
16. their money out of the productive market and putting it into
17. the tax eating market, in other words, the government, they
18. are getting a windfall profit by buying government bonds at
19. these absurdly high rates. And with no ceiling, you could
20. reach a point where these bonds are yielding, well whatever.
21. There is simply no ceiling. And as long as government bonds
22. have no ceiling, you will force the rest of the bond market
23. and the rest of the private money market higher
24. and higher, in other words, increasing inflation and increasing
25. the cost of private capital for small businesses and everyone
26. else. I think while the point of the bill is a nice idea, its
27. long term economic impact is a disaster. I'd appreciate a No
28. vote.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Knuppel.

31. SENATOR KNUPPEL:

32. Well, I realize Sam Vadalabene is one of my friends and
33. so forth, but there's a lot to what Senator Keats has said

1. with respect to long term interest rates. And if this Body
2. and Congress don't recognize the fact that interest rates
3. are going to be plunging up and down like a bucking horse
4. over the next thirty, forty or fifty years, we're living
5. in a new era, that if we start selling even Revenue Bonds, at
6. ten percent or seventy percent at prime at the time they're
7. sold, we may be paying in case of a...of a recession or a
8. depression, far more than we could get money for in the
9. open market and just really bankrupt the State and the nation.
10. All of our...in light of what's happening, all of our loans
11. for municipal securities should float the same as the...as
12. the Federal Land Bank loans float now on land. And we've
13. got to recognize this new concept. I know that maybe there's
14. no one here yet ready to recognize it, but when we're paying
15. ten percent on municipal bonds, fifteen years from now when
16. interest rates are three and a half percent in the market, and we're trying
17. ...and we've got a depression and we're trying to meet these
18. obligations, even though they are Revenue Bonds, we're going
19. to find it pretty difficult to do. I'm going to vote No for
20. that reason.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Further discussion...Senator Vadalabene
23. may close.

24. SENATOR VADALABENE:

25. Yes, first let me remind the two speakers that spoke,
26. that last year in Senate Bill 142, of which I passed, we increased
27. from eight percent to ten percent the maximum permissible interest
28. rate on the district's Revenue Bonds, we've already done that.
29. What we want to do is put that...uniformity with the G.O. bonds.
30. The sales of the long term fixed interest bonds have fallen
31. sharply with the rise of...of the interest rates, as you well
32. know, which was initiated by the Federal Reserve in October of
33. 1979 and inflation rate. By eliminating the fixed rate of the

1. interest and by substituting a more flexible yield, the...the
2. bill would enhance the salability of the district's Revenue
3. Bonds. The bill was introduced by the advice of the Bond
4. Council of Chapman and...Cuttler, which advise the Tri-City
5. Port that unless...

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. For what purpose...excuse me, Senator Vadalabene. For what
8. purpose does Senator Knuppel arise?

9. SENATOR KNUPPEL:

10. On personal privilege, he referred back here. And Sam,
11. what you read and what you did, don't make it right. You
12. don't know a damn thing about higher finance. Go ahead
13. and present the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Vadalabene.

16. SENATOR VADALABENE:

17. Yes, I...I haven't...I haven't paid any attention to
18. Senator Knuppel since we had our little fiasco last year
19. and I don't intend to pay any attention to him now. And
20. I...I would...there's a big man over there, I want you all
21. to take a look at him. He's a real, real, big man, hasn't
22. hit anybody since he's been here in ten years. And I
23. would appreciate a favorable vote.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The question is shall Senate Bill 1837 pass. Those
26. in favor vote Aye. Those opposed vote Nay. The voting is
27. open. Have all voted who wish? Have all voted who wish?
28. Take the record. On that question the Ayes are 32, the
29. Nays are 17, 1 Voting Present. Senate Bill 1837, having
30. received the required constitutional majority is declared
31. passed. Senate Bill 1844, Senator Nash. Read the bill,
32. Mr. Secretary.

33. SECRETARY:

1. Senate Bill 1844.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Nash.

6. SENATOR NASH:

7. Mr. President, Ladies and Gentlemen of the Senate. Senate
8. Bill 1844 increases the interest rates on new cars from nine
9. and a quarter to thirteen percent to help the depressed
10. auto market. It self-destructs itself at the end of December
11. 1981, it reverts back to nine and a quarter. I ask for a
12. favorable roll call.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there discussion? Senator Demuzio.

15. SENATOR DEMUZIO:

16. Well, thank you, Mr. President and Ladies and Gentlemen
17. of the Senate. I rise in opposition to this bill...we just
18. two days ago defeated a measure that...was in here that took
19. the ceiling off of the revolving credit and other...off of
20. revolving credit, charge cards and et cetera. The current
21. rates that we passed last year for auto financing makes it about
22. 16.66 percent on...which is the current Statutory
23. ceiling. Under this provision for what we are doing
24. here, we are going to raise the maximum rate now to about
25. 23.18 percent. What that means is that on a five thousand
26. dollar forty-eight month new automobile loan, at the present
27. rate...it would cost six thousand eight-fifty. At the proposed
28. rate, seven thousand six hundred, or a difference of seven
29. hundred and fifty dollars as proposed in this...in this legis-
30. lation. Now, most of the Springfield dealerships here are
31. having some advantage, I guess, over the Chicago finance,
32. because I...I currently have in my hand here, a...an advertisement
33. from a Springfield paper which has the automobile finance rates

1. down to around, for forty-two months, down to 13.60 percent.
2. So with the...decreasing prime rate, the fact that we...are
3. in a different posture than we were when this bill passed
4. out of committee, I would suggest to you that this is a
5. bad piece of legislation and ought to be defeated.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President and Ladies and Gentlemen of the
10. Senate. I rise in support of Senate Bill 1844. You will
11. recall, all too vividly that late last year, we, in fact,
12. effected by...a bill presented to this Senate, an increase
13. in the rate to a little over nine. The car market, frankly,
14. has stopped at this point and this is absolutely essential
15. and I would urge a favorable vote.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Gitz.

18. SENATOR GITZ:

19. Well, Mr. President and members of the Senate. It
20. gives me very little pleasure, in fact, none at all, given
21. the sponsor of this bill and the President of the Senate.
22. But I would like to point out one thing and that is, under
23. this bill, should it pass, the maximum allowable interest
24. rate on a used car, for example, can go as high as twenty-five
25. percent. Now, Senator Demuzio hit on a key point, which is
26. that a lot of the interest rates nationally are coming down,
27. but there is one other point which I would like to very strongly
28. reiterate. The reason that we have high interest rates is
29. a deliberate design, the Federal Reserve Board. And I must
30. confess to you some amazement and puzzlement, indeed, maybe
31. even bewilderment, at the fact that some of this legislation
32. suggests a complete and utter lack of any regard for what's
33. happening nationally. The reason we have high interest rates

1. is because they want to bring down the amount of consumer
2. debt. The reason we have high interest rates is to discourage
3. people going into the bond markets, whether it's for the Tri-City
4. Port District, whether it's for Revenue Bonds or whether it's
5. for General Obligation Bonds. Our response, all too predictable,
6. on this bill, in other similar legislation, and in a bill before
7. it, is to disregard it and to suggest to ourself that all we
8. have to do is to eliminate the ceiling, everybody will be able
9. to get the credit that they need, we can go ahead and go into
10. the bond markets, we can charge twenty-five percent interest
11. rates in used cars and all the car dealers will be satisfied,
12. everybody will be going fine. And that just simply flies in
13. the face of reality. The fact is, even if you pass this bill,
14. some people are going to be unable to pay those interest rates,
15. probably nobody in their right mind would be willing to use
16. that kind of an interest rate and that this bill basically
17. goes directly opposite to policies that are designed to bring
18. our monetary policy at a national level into conformance with
19. the needs of our economy at this moment. And this bill is
20. simply the wrong prescription, once again, for the root evil,
21. which is a deliberate designed policy. It will probably pass,
22. but it is not going to help car dealers in any way, shape or
23. form. It may have one other alternative, however, and that is
24. in some cases where you have one local financial institution
25. that does have some money available for car loans. Now we
26. give them a blank check to go out and up the market whenever
27. they want.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Keats.

30. SENATOR KEATS:

31. Thank you, Mr. President, Ladies and Gentlemen of the
32. Senate. One of the great problems of a bill like this, is
33. that it will not clearly solve a hundred percent of the problem.

1. But I did want to stress that on the last bill we just passed
2. for the...what are the Tri-City rip-off bond market, I forgot
3. which one it was, but we said it's okay for the government
4. to tremendously raise what they're getting and raise the
5. whole bond market. We are saying it's okay for the government
6. to make a...pay a huge amount to get those bonds, and yet now we're
7. saying the private market is unable to get a comparable amount.
8. What we're trying to say with this bill is credit needs to
9. be regulated via the marketplace. So, there are two ways to
10. regulate, one, is the government do it and God we've proved we
11. can't do that, if we regulated sex there wouldn't be another
12. child born in America and so we have got to figure that if
13. there's going to be any regulation, it's got to be done in the
14. marketplace. And in the marketplace, the way you regulate
15. the amount of money being spent, is by simply allowing the
16. cost of that money to rise with the demand for the money. And
17. I think we will find that if we raise this interest cap, not
18. a whole lot more people are going to buy the cars, because
19. they'll decide they don't want to pay that higher interest
20. rate. But at least those who are willing to pay it and the
21. demand for the car is high enough, they will be willing to
22. pay the rate, and so you will have self-regulation. If you feel
23. you need the car bad enough to pay what's the going rate,
24. you'll pay it. And if you decide that you don't need the
25. car badly enough to pay the going rate, you won't. But in
26. order to help you make that decision, we've got to let the
27. going rate reflect whatever the correct market pressures may
28. be. And the last point I wanted to make concerning the high
29. interest rates being caused strictly by the Federal Reserve,
30. yes, that's part of it. But you have to remember, as a
31. monetarist economist, as I reminded a speaker the other day,
32. not on the Floor, we decided to talk afterwards, a monetarist
33. realizes the government has very few things it does well or

1. does right, but one thing it needs to do is control the money
2. supply. After all, the only source of printing money is the
3. Federal Government. Therefore, it is a natural area that the
4. government should regulate the money supply. Because I can
5. guarantee you that Walter Nega cannot print money. Oh, I
6. guess he can, but when he gets out of jail, he'll wish he
7. hadn't. Therefore, if the only source of money happens to
8. be the Federal Government, they have to regulate it. What
9. the Federal Reserve is doing is tightening up the amount of
10. money because we have printed too much over time by...by
11. tightening the money supply, it becomes a little unpleasant
12. sometimes. There are remedies that the Republican Party
13. has offered in terms of tax cuts to help keep more money in
14. the system. Take money from the government and give it to
15. the people who earn it, that's, of course, a solution to avoid
16. these markets. But what I ask is, allow this bill to go through
17. so that the market can regulate itself and so that those who
18. really feel they need cars will be able to afford them and
19. those who realize the cost is too high, still won't buy them.
20. Thank you.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Channel 20 has sought leave of the Body to shoot film.
23. Is there leave? Leave is granted. Senator Demuzio.

24. SENATOR DEMUZIO:

25. Well, thank you, Mr. President. I seldom rise twice
26. on a bill and I am just simply amused at...at Senator Keats,
27. who, according to the latest Tribune article here, says a
28. former educator turned banker, said something about high
29. interest rates to consumers that are needed to allow lenders
30. and others extending credit to recover cost of borrowing
31. the money that they make to shoppers. I want to point out to
32. everybody on this Floor what we are about to do here, obviously,
33. Senator Keats is not running for reelection, but the prime interest

1. rates have gone down. We are moving new car market from 16.66
2. percent to 23.18 percent. I haven't heard one car dealer in
3. downstate Illinois that has come to me about this problem.
4. All you're going to be doing now is sticking it to the consumer
5. again. If it's such an emergency, where are the people from
6. the 49th District, who have such a tremendous problem? I
7. haven't heard from them.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Keats.

10. SENATOR KEATS:

11. I'd respond to Senator Demuzio, when he was sticking it
12. to the consumer, there are those of us who say the free market
13. can always get a little difficult, but when it comes to sticking
14. it to the consumer, at least when we raise interest rates, you
15. know who's sticking it to you. When Senator Demuzio voted a
16. moment ago, he voted that the government could stick it to you,
17. but he's not voting the private sector could. For him to say
18. we're putting it to...to the consumer, after all the consumers
19. are taxpayers and you voted to raise what it will cost them
20. to get money, so you voted for the government to rip them off,
21. but you won't let the private sector regulate itself.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Knuppel.

24. SENATOR KNUPPEL:

25. Everybody should have voted No on the one before and every-
26. body, if we're consistent, should vote No on this one.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Nash.

29. SENATOR NASH:

30. Mr...Mr. President, Ladies and Gentlemen of the Senate.
31. Senator Rock and Senator Keats cover all the points on this
32. bill and I would ask for a favorable roll call. This bill
33. is desperately needed...for the auto industry...to cover the auto

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1. industry under the present money crisis. It self-destructs
2. itself after December 31st, 1981, the rates go down to nine
3. and a quarter. This bill is necessary. Car dealers are closing
4. up in Cook County and the surrounding areas. The largest Chevrolet
5. dealer in the country, closed the other day, was taken over by
6. Chevrolet because they couldn't finance their cars. The consumers
7. want to buy, the buyers are there, but the dealers cannot finance
8. them. Long Chevrolet was taken over by Chevrolet Motors. I
9. ask...favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The question is shall Senate Bill 1844 pass. Those in
12. favor vote Aye. Those opposed vote Nay. The voting is open.
13. (Machine cut-off)...voted who wish? Have all voted who wish?
14. Take the record. On that question the Ayes are 42, the Nays
15. are 6, 3 Voting Present. Senate Bill 1844, having received
16. the required constitutional majority is declared passed.
17. Senate Bill 1849, Senator Buzbee. All right. Senate Bill
18. 1881, Senator Daley. Read the bill, Mr. Secretary, please.

19. SECRETARY:

20. Senate Bill 1881.
21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Daley.

25. SENATOR DALEY:

26. Mr. President and fellow Senators...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. May we...excuse me, Senator...may we have some order, please,
29. Ladies and Gentlemen.

30. SENATOR DALEY:

31. ...a number of technical amendments that were placed on,
32. also deals with the unconscious person to allow him to be
33. admitted to a nursing home. Also, Senator Martin and myself
34. have guaranteed those who are concerned about the guardianship

1. question, we will be working that out in the House. I think
2. it's been a question presented, we're sitting down with the
3. associations as well as the department to correct the situation
4. in regards to guardianship. I would ask for a favorable roll
5. call.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there discussion? Senator Gitz.

8. SENATOR GITZ:

9. Question of the sponsor.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Indicates he will yield, Senator Gitz.

12. SENATOR GITZ:

13. Senator, Senator Martin presented the amendments the
14. other day and frankly, it was not clear from the changes,
15. all that's going to be in this bill. Now, you mentioned in
16. your introductory remarks that you're still working on a
17. guardianship problem. That's been problem number one in
18. northern Illinois and I gather throughout the State. A
19. second area of concern was in the area of nurse's training
20. and certification in those reimbursement programs. I'd
21. like to know if, in its present form now, if this bill
22. deals with that subject area and if so, how it addresses it?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Daley.

25. SENATOR DALEY:

26. In regards to the nurse's aids and that, that's in the
27. Department of Public Health, we're dealing with that with
28. reimbursements to the nursing homes. This takes care of the
29. problem of the unconscious person to be admitted to a nursing
30. home. The question of payments, we are working...with a committee
31. to straighten that out in regards to the Supreme Court, whether
32. or not they're going to pay guardianship fees.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Further discussion? The question is
2. shall Senate Bill 1881 pass. Those in favor vote Aye. Those
3. opposed vote Nay. The voting is open. Have all voted who
4. wish? Have all voted who wish? Take the record. On that question
5. the Ayes are 56, the Nays are none, none Voting Present. Senate
6. Bill 1881, having received the required constitutional majority
7. is declared passed. Senate Bill 1886, Senator Buzbee. Read
8. the bill, Mr. Secretary, please.

9. SECRETARY:

10. Senate Bill 1886.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Buzbee.

15. SENATOR BUZBEE:

16. Thank you, Mr. President. This is a bill that in calculat-
17. ing fuel cost adjustments, the cost of fuel used in electric
18. power generation shall include the cost of operation and maintenance
19. of flue gas, desulfurization units or other sulfur dioxide
20. emission control technologies. This is a bill that came from
21. the Energy Resources Commission, it's part of our package, our
22. legislative package, to help promote the use of Illinois coal.
23. And I would attempt to answer any questions anybody might have
24. on it.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there discussion? Is there discussion? The question
27. is, shall Senate Bill 1886 pass. Those in favor vote Aye,
28. those opposed vote Nay. The voting is open. (Machine cut-off)
29. ...all voted who wish? Have all voted who wish? Take the
30. record. On that question the Ayes are 42, the Nays are 8,
31. 1 Voting Present. Senate Bill 1886, having received the
32. required constitutional majority is declared passed.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senate Bill 1893, Senator Wooten. Read the bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1893.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Wooten.

8. SENATOR WOOTEN:

9. Thank you, Mr. President. The Rock Island County Board
10. has just purchased a new voting system, the OMR System. We
11. were faced with the problem of replacing our voting machines.
12. We could not go to the Card System since we simply don't
13. deal in cards anymore, so we moved to a system which has been
14. used in four states and many countries, it's the OMR System.
15. I think I passed out sample ballots when we discussed the amend-
16. ment. It was a bipartisan effort. The equipment is now in place,
17. it's been certified by the Election Board. They requested that
18. we make some technical changes in the bill..in the law, to be
19. sure that we conformed. Senator Rhoads and the Republican staff
20. worked out some further amendments to guarantee it's an absolutely
21. bipartisan system. I think we've taken care of all the wrinkles
22. in it and I would appreciate a favorable roll call.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there further discussion? Senator McMillan.

25. SENATOR McMILLAN:

26. Mr. President and members of the Senate, I would rise in
27. support of this particular bill. There's always a lot of
28. controversy,when, in the process of holding elections, we do
29. anything which...which goes toward some kind of an electronic
30. process. I happen to believe this particular proposal is a
31. sound one because it puts the electronic responsibility on
32. the counting end of the system, rather than trying to reprogram
33. people who've been voting for fifty, sixty, seventy years, and

1. try to teach them to operate some mechanical advice. Under
2. this system, as proposed, if there is any suspicion on the
3. part of any voter or any poll watcher that there is anything
4. wrong with the process or any wrong has been done, the ballot
5. as marked by the voters, will be maintained so that they can
6. go back and check it. I really think this is the kind of
7. thing we ought to be doing, in other words, using scientific
8. technology to help us count ballots rather than...than forcing
9. a lot of voters to have to use some sophisticated mechanical
10. device in order to speed up the process. I think this is a
11. good move. I think it's one we ought to do and I support it.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Philip.

14. SENATOR PHILIP:

15. Thank you, Mr. President and Ladies and Gentlemen of
16. the Senate. I think you ought to look very careful at this
17. bill for a couple of reasons. First of all, as you know, we
18. went to the Vote-O-Matic like we have in most downstate counties,
19. that almost double the cost of election. In our Elections
20. Committee, we asked the same question, what is the cost?
21. This new system, again, will almost double the cost. I will
22. bet you in the next couple of years, if we pass this bill, if
23. they go into the scanners they will be back here for a tax rate
24. increase for the purpose of elections. Also the Educational
25. Testing Service uses the same type of scanner...scanners. They
26. tell us that there's a possibility of a 1.95 percent of error.
27. They've only used it in one county in the entire fifty states,
28. that's Dade County, Florida and there were a lot of problems. And
29. I think we ought to take a good strong look at this. I think
30. it's unnecessary, it's expensive and we ought to do the right
31. thing, bury it.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Donnewald.

1. SENATOR DONNEWALD:
2. Well, I'd like to respond to the Senator from DuPage.
3. I sponsored the bill for the electronic voting devices downstate
4. for the small counties and my particular county, I think that
5. in the next year or two, we're going to probably cut our costs
6. in half. I think we've eliminated the extra judges and we've
7. also been able to count votes much quicker and more efficiently.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Is there further discussion? Senator Geo-Karis.
10. SENATOR GEO-KARIS:
11. Would the sponsor yield for a question?
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. He indicates he will.
14. SENATOR GEO-KARIS:
15. Under your system, then, once the results are taken and
16. erased, can they be revived so to be checked?
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Wooten.
19. SENATOR WOOTEN:
20. This is the ballot and it's kept. It is a paper ballot,
21. if you look you can see, Senator. It's a paper ballot. The
22. system merely counts it rapidly, that's all it does. It's
23. the same system used in the census, it's been used for thirty
24. years in ACT tests, it's used in many western countries and
25. ...and in four states.
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Is there further discussion? Senator Geo-Karis.
28. SENATOR GEO-KARIS:
29. Is that the one that has the 1.97 percentage of error
30. factor?
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. Senator Wooten.
33. SENATOR WOOTEN:
34. On a technical base, it has a less percentage of error

1. than machine voting and cards. I don't know what the statistic
2. is, but it is the most error free.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, Senator Wooten may
5. close debate.

6. SENATOR WOOTEN:

7. Thank you, I...I think everything has been said. We have
8. already purchased the equipment, it has already been certified.
9. The Election Board simply says that we ought to make some
10. technical changes to be sure we cover all the bases. Senator
11. Rhoads, the Republican Staff, have made it aggressively
12. bipartisan. I just ask for a favorable roll call.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. The question is shall Senate Bill 1893 pass. Those in
15. favor will vote Aye. Those opposed will vote Nay. The voting
16. is open. Have all voted who wish? Have all voted who wish?
17. Take the record. On that question the Ayes are 32, the Nays
18. are 13, 2 Voting Present. Senate Bill 1893, having received
19. the constitutional majority is declared passed. For what purpose
20. does Senator Rock arise?

21. SENATOR ROCK:

22. Thank you, Mr. President. While we have just a moment
23. before we get to Senator Buzbee's bill, we have a...a couple
24. of distinguished visitors from another land, that I would like
25. to have introduced to the Body and have them properly recognized.
26. The Speaker of the House of Nigeria is with us this afternoon.
27. I would ask that you yield to Senator Davidson for the purpose
28. of an introduction.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Davidson.

31. SENATOR DAVIDSON:

32. Thank you, Mr. President. I would like to present to the
33. members of the Senate and guests here in Illinois for the three

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1. days who are touring the United States, Mr. Ibrahim Damagum who is
2. the Speaker of the House of the Borna State Legislature
3. in the Country of Nigeria. And the man who keeps him straight
4. as our Secretary does us, the Clerk of the House, Mr. Abba Ahmed Bashir
5. And a member of the House, Mr. Alhaji Madu Kida. President Rock.

6. SENATOR ROCK:

7. Yes, thank you, Senator. I wonder if the Speaker Damagum
8. would be kind enough to say hello to us. Mr. Speaker.

9.

(Comments by Speaker Damagum)

10.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

11.

12. Mr...Senator Rock.

12.

13. SENATOR ROCK:

13.

14. Thank you. Mr. President, the Department of Tourism
15. has arranged for these distinguished visitors. They will be
16. with us for a couple of days and I hope everyone will have
17. the opportunity to meet with them and speak to them. They
18. are most anxious to learn about our system and...and this,
19. I think, is a great opportunity for some exchange of views.
20. And now we will hear from Senator Buzbee.

14.

15.

16.

17.

18.

19.

20.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

21.

22. Senate Bill 1927, Senator Buzbee. Read the bill, Mr.
23. Secretary.

22.

23.

24. SECRETARY:

24.

25. Senate Bill 1927.

25.

(Secretary reads title of bill)

26.

27. 3rd reading of the bill.

27.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

28.

29. Senator Buzbee.

29.

30. SENATOR BUZBEE:

30.

31. Yes, for all of you who are concerned, this is not the
32. one you're supposed to vote against. This is...this is still
33. a goodie. This one contains the...the monies that it will be

31.

32.

33.

1. necessary for the exchange visit to Nigeria for members of
2. the Illinois Senate to study their system. Looks like a good
3. time to pass a bill, nobody's paying any attention. This bill
4. excludes from the State Sales Tax devices that can burn locally
5. available coal with low sulfur dioxide emissions. Illinois law
6. currently excludes pollution control facilities from four
7. Tax Acts, the Use Tax, the Service Use Tax, the Service
8. Occupation Tax and the Retailers Occupation Tax. Equipment
9. that does not have pollution control as the "primary purpose"
10. is not excluded from these taxes. This means that equipment
11. that reduces their emissions as an integral part of the
12. combustion of coal, such as the fluidize bed process, does
13. not get the Sales Tax break. These new processes may be
14. very significant in developing new markets for Illinois coal.
15. The fluidized bed combustion has been designed for use in
16. industrial boiler systems where Illinois high sulfur coal
17. has not been used in quantity for a generation. And I would
18. be glad to answer any questions. I would like to say that
19. the first portion of my comments obviously were facetious
20. for...for the record, because if somebody starts to comb
21. through that someday, I want it...everybody to know I was
22. joking, on the first half, but the second half I was very
23. serious about.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator McMillan.

26. SENATOR McMILLAN:

27. Mr. President and members of the Senate. I rise in
28. support of...of this particular bill. It may have some
29. controversial...there may be some questions about it
30. on the part of some people's mind, but we have exempted
31. other equipment and devices which deal with controlling
32. pollution, and if this...these devices are not for that
33. purpose, I don't know of any devices that are. And I think

1. it justifiably should be excluded as others have.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Nimrod.

4. SENATOR NIMROD:

5. Yes, thank you, Mr. President. I, too, rise in support

6. of this bill. It does give us a chance to get such systems

7. as fluidized bed and other boilers where we have, in fact,

8. have a chance to use Illinois coal to be exempt from that

9. sales tax.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Johns, I think something is wrong with your

12. light, does...doesn't stay lit. Senator Johns.

13. SENATOR JOHNS:

14. Maybe it's my personality, Mr. Chairman...Mr. President.

15. But what has really been overlooked here is that this will

16. encourage the development of...of equipment to utilize Illinois

17. coal and that's the thrust of the legislation. Senator Buzbee,

18. Nimrod, myself and Mitchler are cosponsors. This is a bill

19. that has come out of the Illinois Energy Resource Commission.

20. We've worked very hard for this kind of legislation. I would urge

21. everyone on this Floor to support it.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Wooten.

24. SENATOR WOOTEN:

25. Yes, I just caught something in Senator Buzbee's explanation

26. that is really cheering. I can remember when Senator Brad Glass

27. had the first subcommittee on Energy, I served on that, and

28. we first discovered the fluidized bed method of combustion,

29. which is the ideal answer for the utilization of Illinois coal,

30. but one that no one wants to pick up apparently because it does

31. mean extensive retooling. But it is the ideal way to burn Illinois

32. coal and anything we can do to promote the use of that technology,

33. certainly deserves our support.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Any further discussion? If not, Senator Buzbee may close
3. debate. The question is shall Senate Bill 1927 pass. Those
4. in favor will vote Aye. Those opposed will vote Nay. The
5. voting is open. Have all voted who wish? Have all voted who
6. wish? Take the record. On that question the Ayes are 58,
7. none Voting No, none Voting Present. Senate Bill 1927, having
8. received the constitutional majority is declared passed.
9. Senate Bill 1935, Senator Nimrod. Read the bill, Mr. Secretary.

10. SECRETARY:

11. Senate Bill 1935.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Nimrod.

16. SENATOR NIMROD:

17. Yes, thank you, Mr. President. This, too, addresses itself
18. to the problem of emission...control equipment and what it
19. does, it allows five years, which is the same as the Federal
20. law, for a write-off of this equipment. The big problem is
21. that anytime we...we force people to use scrubbers, and
22. that means that they can then start using Illinois coal, we
23. do not give them the incentive for being able to write...amortize
24. that particular equipment off in a fast period in order to
25. encourage them to do it. We just mandate that they...they
26. have to use the scrubbers and we say spend the money and not
27. worry about how they're going to get it. What this bill does, is
28. allows them, with the Federal Tax and with our State Income
29. Tax and with this bill, would give them a five year write-off
30. on the total cost of their equipment. I would be happy to
31. answer any questions, if not, I think this is very needed in
32. order for us to be able to use Illinois coal and effectively
33. give them the incentives to...put in this equipment.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? Senator Maragos.

3. SENATOR MARAGOS:

4. Will the sponsor yield to a question? Senator Nimrod,

5. what does the Federal Government do in this area? Do they

6. give relief...similar relief?

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Nimrod.

9. SENATOR NIMROD:

10. Yes, about forty-six percent of the total costs are

11. credited over a five year period through the Income Tax...

12. through the Federal Income Tax. Then we give...between our

13. 2.85 and our four percent, it comes to another 6.85. And

14. with this bill, which would give them eight percent a year,

15. would give them another forty percent. So adding what the

16. forty-six percent in the Federal Government, our 6.85 and

17. this forty percent on this bill would bring them in the

18. ninety percent figure on write-off for this bill...for this

19. equipment.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator McMillan.

22. SENATOR McMILLAN:

23. Question of the sponsor.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. He indicates he will yield.

26. SENATOR McMILLAN:

27. I am reluctant to ask some questions on what I think is

28. a...a well intended bill, but I've had some problems with the

29. way it's drawn and the details of it from the...from the very

30. beginning. Is...is the definition such that it makes it clear

31. we are talking about Illinois coal and something that's going

32. to use Illinois coal, or is it rather loosely drawn to mean

33. they could get the tax deduction and then go ahead and import

1. coal from Wyoming and use it.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Nimrod.

4. SENATOR NIMROD:

5. Yeah, the...problem is today that any company that would,
6. in fact, put in scrubber equipment, in fact, it's much cheaper
7. to use Illinois coal than it is to import coal at the cost of
8. twenty, twenty-two dollars a ton. So the idea, the...the
9. reason we're having western coal come into Illinois is because
10. they do not have to put in the scrubbers and they don't have
11. to spend that money. But if, in fact, they put in scrubbers,
12. it's because they are being mandated or being forced to use
13. Illinois coal and those are the...those are...that is when
14. they use this kind of equipment. And it certainly is to our
15. advantage to be able to give them that incentive, which in
16. fact, results...as a result of other bills, results in using
17. Illinois coal.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator McMillan.

20. SENATOR McMILLAN:

21. Is this bill constructed to be precisely the same as
22. the Federal...provision and if so, then where does it apply
23. in the...in the tax form for business...in Illinois?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Nimrod.

26. SENATOR NIMROD:

27. Yes, what...what it does is the...the Federal Tax, of course,
28. is an Income Tax credit which amounts to forty-six percent. In
29. our case, instead of attacking our...Income Tax and saying that
30. it should be a reduction...in the Income Tax, what this bill
31. provides for is a credit against the...the tax. And...so we're
32. not really tampering...or violating that particular provision
33. of the Income Tax which I think we've tried to keep without having

1. any reductions on it. So, what we're really saying is that
2. even...even though we're...our address in a credit, where the
3. Federal Income Tax is a direct reduction in the...in the tax
4. itself.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there further discussion? Senator Gitz.

7. SENATOR GITZ:

8. Question of the sponsor.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. He indicates he will yield.

11. SENATOR GITZ:

12. Senator, I'm looking at the original legislation and
13. also the synopsis of the amendment. Can you give me the wording
14. which specifies that this applies to Illinois coal, that must
15. be in the amendment?

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Nimrod.

18. SENATOR NIMROD:

19. Well, it doesn't...it doesn't say Illinois coal in the
20. amendment. The fact is, that any time that we mandate for
21. our utilities or our major companies, in fact, to use Illinois
22. coal, that means they must use scrubbers. So, there isn't
23. any bill where there has...in other words, the pass...the
24. bills that we passed in the...that affect this...Income Tax,
25. or the Sales Tax reductions, do not specify Illinois coal.
26. But, in fact, if you're going to have a scrubber..the fact
27. is that there's great incentives and there's great savings
28. by using Illinois coal and there's no way they could even
29. install scrubbers without Illinois coal itself.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Gitz.

32. SENATOR GITZ:

33. Well, Senator, maybe you can enlighten me, the thing

1. that troubles me, is you see some of the...the fields that
2. are...used for western coal are wholly owned subsidiaries
3. of Illinois companies. And if you have, in effect, an inter-
4. company arrangement and you have special accounting, your
5. tendency is going to be to continue using those facilities
6. and to use that source of coal, whether or not you have any
7. special tax privileges in Illinois for burning Illinois coal,
8. if you don't happen to have a vein that you have that business
9. relationship with. Now my concern is this then, the way this
10. is drawn, it appears to me and I...I would like to stand
11. corrected if I'm wrong, it doesn't matter where the source
12. of coal is, you're giving them a write-off for the pollution
13. control equipment. And it concerns me that the legislation
14. is being presented to us as affecting Illinois coal, when,
15. in fact, that may be a partial outcome, but not the total
16. intent or the ramification of the bill. I mean, I understand
17. what you're saying is the intent of it, I understand you're
18. saying it because we have higher sulfur coal, therefore, they're
19. going to use it. But the legislation as presented, this is
20. how we burn Illinois coal and give a tax advantage and that
21. doesn't appear to be the wording of it.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Nimrod.

24. SENATOR NIMROD:

25. I...I have no problems with addressing it specifically to
26. Illinois coal. And if it would please everyone, I'll be glad
27. to take this out of the record and...and prepare an amend-
28. ment that would limit it to that, but I do think that...much
29. more than that.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Take it out of the record. Senate Bill...1940. Senator
32. Nedza. Read the bill, Mr. Secretary.

33. SECRETARY:

1. Senate Bill 1940.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Nedza.

6. SENATOR NEDZA:

7. Yes, thank you, Mr. President, members of the Senate. 1940

8. as it now stands before you, is a bill amended to clarify a

9. specific inequity in Senate Bill 847, which we passed last year.

10. The Illinois...Association of Realtors had some objections to

11. the bill and I would like to thank the Chairman and the members

12. of the Local Government Committee because of the fact that we

13. held this to the eleventh hour in order for that specific

14. association and the Landmarks Preservation Council to work out

15. their inequities. And the amendment was put onto the bill

16. to the complete resolve of both parties. The second amendment

17. that was attached to the bill...was to resolve a problem with

18. Senate Bill 244, which we also passed last year, and the Governor

19. had some amendatory veto measures to the bill and he suggests

20. some legislation. The second amendment is a correction

21. of that legislation and also in accordance with the...association.

22. If there are any other questions..I'd move for a favorable roll

23. call.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Any further discussion? Senator Grotberg.

26. SENATOR GROTBORG:

27. Yes, will the sponsor yield for a question?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. He indicates he will.

30. SENATOR GROTBORG:

31. Senator Nedza, for all of our edification, could you review

32. for, at least for me, what we've done to the Historic Sites

33. Act? We started on it last year making it possible for what,

1. a ten year...tax exemption...or...a freeze on the valuation?
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. Senator Nedza.
4. SENATOR NEDZA:
5. Senator, in the original, it was ten, and in 847 it
6. was ten and then the change with some language with the
7. valuation to loss of...of the property to the...perspective..or
8. the respective property owner and that was changed, the language
9. was...was changed in order to have that resolved in a court...to
10. be determined by a court of...competent jurisdiction under all
11. circumstances...particular case in the light of the applicable
12. law, et cetera and et cetera.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Grotberg.
15. SENATOR GROTBORG:
16. You're saying there is no date certain now as to when it
17. kicks back onto the tax rolls...or...into the reevaluation?
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Senator Nedza.
20. SENATOR NEDZA:
21. Yes, it is, it's eight years now, Senator.
22. PRESIDING OFFICER: (SENATOR SAVICKAS)
23. Senator Grotberg.
24. SENATOR GROTBORG:
25. Then what is it that's determined by...bause I don't
26. have the full engrossed bill, Senator, so...in Amendment No. 1
27. where you say something is determined by the Court of Competent
28. Jurisdiction, what is determined?
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Senator Nedza.
31. SENATOR NEDZA:
32. That, Senator, is...is applicable to 847 and that was only
33. applicable to the permit, the...the Permit of Denial...Demolition

1. Permit.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Grotberg.

4. SENATOR GROTBORG:

5. Well, thank you, Mr. President and thank you, Senator
6. Nedza for attempting to clarify for me. My personal interest
7. in this again is, I go home and I administer a...an old historic
8. landmark and I keep wondering if we are getting better in the
9. Act or worse, for those of us who own historic landmarks. Are
10. we tightening up the procedures to make them forever historic
11. or...will it be possible one day if they're complete economic
12. disasters to liquidate them. I'm still asking questions. I
13. think it's getting better. I'm going to support the bill and
14. I would ask others to support it, but the issue will not go
15. away and I don't know how many more times we're going to amend
16. the Act, if you can clarify that up in your closing remarks,
17. Senator. I keep kidding about some of the buildings that
18. are involved in this Act and some of them are very...on very
19. expensive property, not in my district, but then I have the
20. conflict of interest of my own to deal with, but I certainly
21. want to maintain that building the best I can, but if it
22. ever drags the organization under because of its cost of
23. operation and cost of restoring, I can see where we may
24. want to bail out someday and change the use of the land
25. and that's what this is all about.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Joyce.

28. SENATOR JEREMIAH JOYCE:

29. Senator Nedza...

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. He indicates he'll...

32. SENATOR JEREMIAH JOYCE:

33. What is this...what does your amendment do to Senate Bill 244?

1. How does that leave Senate Bill 244 in the event that this
2. were to pass?
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Nedza.
5. SENATOR NEDZA:
6. Senator Joyce, Senate Bill 244, at the time...and it was
7. your bill..at the time that it was signed into law with the
8. Governor's Amendatory Vetoes, the substitute bill which was
9. Senate Bill 1727, which was alledgedly supposed to be the
10. legislative response to the Governor's Message and also to
11. resolve those problems that were created in 244. In effect,
12. the amendment is Senate Bill 1727.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Joyce.
15. SENATOR JEREMIAH JOYCE:
16. Where did Senate Bill 1727 come from?
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Nedza.
19. SENATOR NEDZA:
20. As an amendment to...Senate Bill 1940.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Senate Bill...Senator Joyce.
23. SENATOR JEREMIAH JOYCE:
24. Well, Mr. President and members of the Senate. I oppose
25. this Senate Bill 1940 as now amended. I would like to be on
26. record to that effect. I would also like to be on record to
27. the effect that this is, in fact, not a compromise. This is
28. something that has not been worked out as a...as part of an
29. agreement, as part of an agreement which emanates from the
30. transportation package of last Session. This, in fact, is
31. probably retribution...as a result of merit selection and
32. I would just like to be on record to that effect.
33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator McMillan.

2. SENATOR McMILLAN:

3. Well, there may be some question about what the bill is
4. and what the bill isn't, but the other day when it was amended...
5. an amended bill was passed out and unless something has been
6. changed since that time, this bill now is, in fact, or does
7. in fact include, the provisions of Senate Bill 1727, which
8. came before the Revenue Committee, which got a full hearing
9. and was...was very soundly voted down in the Revenue Committee.
10. That, in fact, has now been amended into Bill 1940. Now, there's
11. one very important thing that that bill did. It took a...a bill
12. that was passed last year, a bill that was soundly constructed to
13. provide a special provision for...for houses in historic districts
14. in which people lived and allowed them a certain tax break. But
15. what this bill does, is now, let that apply to all kinds of
16. other property...

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. ...Senator Rock...for what purpose do you arise?

19. SENATOR ROCK:

20. Just a point of order...for clarification, if you will.
21. The bill was never called in the Revenue Committee.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator McMillan.

24. SENATOR McMILLAN:

25. If that's the case, I...I stand corrected. Most...many
26. things that weren't called were not called because they were
27. going to be voted down and if that's the case, I...I apologize.
28. The fact of the matter is, this bill was in the Revenue Committee
29. and got considerable consideration by the Senators there. And,
30. in fact, what it does is take a provision that we enacted to
31. apply to residential property and makes it apply now to any
32. other commercial or other property that might be sited in a
33. historic district, which would...could conclude the Merchandise

1. Mart or any other sizable construction that happens to be
2. something of great historic value. I think it's...it's
3. extending this tax relief far beyond whatever this Body
4. ever intended to extend it.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Walsh.

7. SENATOR WALSH:

8. Mr. President, members of the Senate. Further on the
9. remarks of Senator McMillan. I think it's important that...
10. and I'm focusing on Amendment No. 3 which is Senate Bill 1727
11. as introduced. This...this amendment applies to all real
12. estate, not just residential real estate. And Senator Rock
13. and Senator Collins and I reside in the same high school
14. district which has a large commercial development at the
15. corner of Lake Street and Oak Park Avenue, which has applied
16. for relief, they want to be part of a National Historic District
17. at former Gilmore's Department Store which would be covered
18. by this...by this amendment, as I read it. They would...they
19. would have a tax freeze based on the assessment when they
20. started their rehabilitation for a period of eight years and
21. then reduced valuation for three years thereafter. Now, we
22. all know that...that tax freezes of this nature tend to
23. shift the burden of taxation to other properties. In this
24. particular instance, the shift would be to the residential
25. property owners. If this was a good concept and I'm not
26. sure it was in the first place, it certainly shouldn't be
27. extended to commercial and industrial property. I urge a
28. No vote.

29.

30.

End of Reel

31.

32.

33.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not...Senator Bruce.

3. SENATOR BRUCE:

4. I would just like to...pursuant to the Illinois Governmental
5. Ethics Act, state a conflict that I have, in that I personally
6. live within a historic district which has been approved by
7. the Illinois Department of Conservation...and we are seeking
8. and will be approved by the National Register of Historic
9. Places. And therefore,because of my personal conflict,I
10. plan to abstain from voting on this particular piece of
11. legislation.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there further discussion? If not, Senator Nedza may
14. close debate.

15. SENATOR NEDZA:

16. Thank you, Mr. President. As Senator Rock pointed out,
17. Senator McMillan's 1727 never was called, so therefore, that's
18. why it has been amended to this bill, and with respect to
19. my colleague, Senator Joyce, the reason that the bill was
20. placed, is because of the fact that not only some of the remarks that
21. were stated at...by the Governor at the time of a...signing of
22. the Amendatory Veto , the Landmarks Preservation Council of
23. Illinois in their publication which is May...of June of 1980
24. have stated that a substitute bill which been...would have been
25. 17...Senate Bill 1727, is the legislative response to those
26. inequities of Senate Bill 244. I don't profess to be an
27. expert in the Landmarks Preservation Council, but I do value
28. their opinion. Based on their opinion and the other parties
29. concerned, I feel that this legislation is finally in its
30. proper form, Senator Grotberg, and I would urge a favorable
31. roll call.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. The question is, shall Senate Bill 1940 pass. Those in

1. favor will vote Aye. Those opposed vote Nay. The voting is
2. open. Have all voted who wish? Have all voted who wish?
3. Have all voted who wish? Take the record. On that question,
4. the Ayes are 24, the Nays...there's been a request of post-
5. poned consideration of Senate Bill 1940. Senate Bill 1940
6. is postponed. Senate Bill 1947, Senator Nash. Read the bill,
7. Mr. Secretary.

8. ACTING SECRETARY: (MR. FERNANDES)

9. Senate Bill 1947.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Nash.

14. SENATOR NASH:

15. Mr. President, and Ladies and Gentlemen of the Senate.
16. Senate Bill 1947 requires the Department of Labor to test
17. the claims that adjudicators, referees, and members of the
18. Review Board every two years. Amendment No. 1 to this bill
19. also requires the Industrial Commission arbitrators to receive
20. periodic instruction and testing the knowledge and skills...
21. skills necessary for their position. I ask a favorable roll
22. call.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there further discussion? Senator Keats.

25. SENATOR KEATS:

26. Thank you, Mr. President. This bill...I rise as Minority
27. Spokesman of Senate Labor and Commerce Committee. This bill
28. came out of committee on a strictly partisan roll call, 6
29. votes for, 4 against. We were not particularly opposed to
30. the bill, we were nervous that it was a vehicle bill. The
31. cost of the provisions is negligible. There is no reason
32. why we shouldn't assume that these people who are experts, should be
33. updated regularly. The only thing we, as Republicans ask, is

1. this a vehicle bill? If it's not, we can certainly support it,
2. if it is though, there might be some minor problems.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator...if there's no further discussion, Senator Nash...
5. SENATOR NASH:

6. Senator...Keats, this is not a vehicle bill, and I ask for
7. your support along with everybody on the other side of the aisle.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there any further discussion? If not, the question is,
10. shall Senate Bill 1947 pass. Those in favor will vote Aye.
11. Those opposed vote Nay. The voting is open. Have all voted
12. who wish? Have all voted who wish? Take the record. On
13. that question, the Ayes are 51, the Nays are none. None Voting
14. Present. Senate Bill 1947 having received the constitutional
15. majority is declared passed. Senate Bill 1956, Senator
16. Vadalabene. Read the bill, Mr. Secretary.

17. ACTING SECRETARY: (MR. FERNANDES)

18. Senate Bill 1956.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, Senate Bill 1956, extends the funding of the current
25. level of the counties of Madison, St. Clair, and Monroe, while
26. the companion bill, Senate Bill 2020, for generating a local
27. mass transit subsidy is considered. The bill was amended by
28. Senator Don Moore, rather than starting in Fiscal '81 to...
29. to January rather than one year. Other...in other words,
30. an extension of six months. It was Senator Davidson and Senator
31. Rupp and those who...who asked me to come in with the bill
32. in regard to a local mass transit district being formed, subsequently
33. later, that bill will be called, and I would appreciate this
extension while we're trying to do something in the Metro-East

1. area.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there any discussion? If not, the question is, shall
4. Senate Bill 1956 pass. Those in favor will vote Aye. Those
5. opposed vote Nay. The voting is open. Have all voted who
6. wish? Have all voted who wish? Take the record. On that
7. question, the Ayes are 40, the Nays are 13. None Voting
8. Present. Senate Bill 1956, having received the constitutional
9. majority is declared passed. Senate Bill 1966, Senator
10. Grotberg. Read the bill, Mr. Secretary.

11. ACTING SECRETARY: (MR. FERNANDES)

12. Senate Bill 1966.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Grotberg.

17. SENATOR GROTEBERG:

18. Well, thank you, Mr. President, and fellow members.
19. Senate Bill 1966, is the result of about a year of effort with
20. my associates on the staff and my own concern for the fact
21. that the taxpayers of Illinois probably own the largest
22. capitalized fleet of transportation in the State of Illinois.
23. I'm speaking of school buses in particular, but there are many
24. other units of transportation that are owned by the public.
25. It has always been amazing to me that the concept of using
26. school buses only for school children might be coming now to
27. be a luxury we can no longer afford, and that within a
28. community the aging could very well be taken care of during
29. the off school hours by school bus fleets, by contract with
30. township. The bill is broadened to include not-for-profit
31. and anybody else that owns fleets of buses or a bus that
32. can be utilized in the community. In order to focus upon this
33. matter, we have drafted Senate Bill 1966, which is simply an
enabling piece of legislation to encourage inter-governmental

1. cooperation, but to let the Department of Transportation be
2. a kind of clearing house for what's good and what's bad in
3. that field. We had good testimony on it in committee. It
4. went out of committee 7 to nothing. It's my concept of getting
5. government off of peoples' backs, to get them to cooperate
6. together and more fully utilize the capital equipment that
7. is already owned by the taxpayer, and to make it more efficient.
8. I'd be pleased to answer questions on the matter.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? If not, the question is,
11. shall Senate Bill 1966 pass. Those in favor will vote Aye.
12. Those opposed vote Nay. The voting is open. Have all voted
13. who wish? Have all voted who wish? Take the record. On that
14. question, the Ayes are 55, the Nays are none. None Voting
15. Present. Senate Bill 1966, having received the constitutional
16. majority is declared passed. Senate Bill 1967, Senator
17. Rupp. Read the bill, Mr. Secretary.

18. ACTING SECRETARY: (MR. FERNANDES)

19. Senate Bill 1967.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Rupp.

24. SENATOR RUPP:

25. Thank...thank you, Mr. President. What this bill does, it
26. amends the..Environmental Protection Act and it specifies
27. certain criteria for sulfur dioxide emissions; and what it
28. does, is the regulations shall not be more restrictive than
29. necessary to obtain and maintain the primary national ambient
30. air quality standards for sulfur dioxide, with...within a
31. reasonable time, obtain and maintain the secondary national ambient
32. air quality standard for sulfur dioxide. This does bring the
33. State into a better position for the use of Illinois coal. I
ask for adoption.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Is there further discussion? Senator Donnewald.
3. SENATOR DONNEWALD:
4. Well, I'd like to ask the sponsor if he's cleared this
5. with Mr. DuMill.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. Senator Rupp.
8. SENATOR RUPP:
9. Cecil V?
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Senator Donnewald.
12. SENATOR DONNEWALD:
13. Jacob DuMill.
14. SENATOR RUPP:
15. No. No, I have not.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Donnewald.
18. SENATOR DONNEWALD:
19. I'm going to vote for it, then.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Johns.
22. SENATOR JOHNS:
23. Well, I think this is a good bill, and I'm glad to hear
24. Senator Donnewald is going to support it, because he has been
25. at the forefront in this kind of effort for a long time. What
26. we have to realize that the Environmental Protection Agency
27. has been doing...been doing a study of air pollution standards
28. in Chicago, Peoria, and East St. Louis areas. What we would
29. like to see, is that they really get down to using monitoring
30. devices, not models but real, serious monitoring devices, that
31. will let us ease these restrictions without any danger to the
32. environment. And I'm glad to see Senator Rupp is on this, be-
33. cause he and I have joined together on other efforts along this

1. line, and I urge support of this legislation.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? Senator Wooten.

4. SENATOR WOOTEN:

5. Thank you, Mr. President. I am really sorry to have to
6. rise in opposition to Senator Rupp. He's not only a fine
7. Senator, but a gentleman, but...no there's...there's few of
8. that breed, and I do appreciate it, Senator Rupp. The
9. problem is, that...the problem we have is that...and why I
10. have consistently opposed all such measures, is because you
11. can play a lot of games with monitoring. It kind of depends
12. on what you want to accomplish. If you want to get a little
13. more of...of these pollutants into the air, you can...set-up
14. a monitoring system that way. I think it was at least seven
15. or eight years ago, I started talking about the acid rain
16. problem, and I don't know if any of you follow the scientific
17. literature on that, but it gets worse every year, and it
18. starts here. It's now beginning to be started in the south-
19. west, but really it gets its big start right here along the
20. Mississippi, and what we are doing to ourselves, particularly
21. the eastern part of the nation, is something that's going to
22. cost us considerably down the line. I...I don't think we
23. ought to be find...finding ways of dodging standards, but I
24. think we ought to be finding ways of really solving the problem.
25. And unfortunately this isn't going in that direction. So,
26. I oppose the bill.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? Senator Gitz.

29. SENATOR GITZ:

30. Mr. President, I'm sorry to be asking so many questions
31. today, but that is one way to find out what's in a bill and
32. what it does when it comes back later. Senator Rupp, there
33. was a reference made in Amendment 3 to an EPA study, in regard

1. to emission standards in major metropolitan areas. Could
2. you clarify for me, are we, in effect, saying with this bill,
3. with the amendments, that regardless of what those studies in-
4. dicate to us in the level of emissions we will go ahead and
5. adopt these standards?

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Rupp.

8. SENATOR RUPP:

9. Thank you, Mr. President. No, my idea is, that we are
10. not doing anything to water down the Federal standards. What
11. we are doing is to...trying to make Illinois no more stringent
12. than the standards that are on a level, on the Federal basis.
13. I don't believe we locally, and in the State, would have any
14. authority to change those Federal. I'm talking about our
15. own requirements, that in some instances appear to be more
16. restrictive than the Federal ones, and there isn't any attempt
17. to...to waive some of the requirements or anything else as
18. far as the national standards are concerned.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Gitz.

21. SENATOR GITZ:

22. Okay, maybe my confusion is due to this. I was under the
23. impression that we had directed our State agencies to view
24. this problem with regard to taking action to reduce Illinois
25. standards. Is there or is there not a review underway right
26. now within the State, not regarding Federal standards, but
27. our own standards which as you have pointed out, are more
28. stringent?

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Rupp.

31. SENATOR RUPP:

32. There is a study, Institute of Natural Resources is right
33. in the middle of one right now. But those results will not be

1. ready until July sometime...August.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Gitz.

4. SENATOR GITZ:

5. Okay, so that I understand this fully, then. Your bill then,
6. would supersede that. In effect, it would not matter what
7. the INR study came out with in July.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Rupp.

10. SENATOR RUPP:

11. Thank you, Mr. President. No, I...we're not trying to
12. supersede. I don't even know when it will be, so I can't tell
13. you whether this will supersede or not. All we're doing with
14. this bill is endeavoring to get our standards equal to what
15. the Federal standards are right now. That's what the purpose
16. of the bill is.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Gitz.

19. SENATOR GITZ:

20. Mr. President, I understand what the purpose of the bill
21. is. What I'm trying to get at, is that this issue has been
22. one of some controversy for years, and we have even passed
23. legislation and had the Governor veto it. In the interim
24. time, there have been many publications that have been running
25. articles on acid rains throughout the mid-west, and admittedly
26. some of this is not problems that originate in Illinois. Now
27. it was my understanding that we had several State agencies,
28. and I guess it was INR that had been concerned enough about
29. this that they were going to do some studies of our present
30. metropolitan areas. Now, if this was in progress, then that
31. makes some difference to me on the advisability of going
32. ahead with this bill now, as opposed to letting them report in
33. July and perhaps acting on this bill in the fall. And that

1. is the reason for my inquiry. It's not a hostile inquiry at
2. all.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Rupp.

5. SENATOR RUPP:

6. No, what...when we get that report, if there are some things
7. that are not in line with this we certainly cannot tell what's
8. going to come up. I'm sorry I can't do that. If it comes
9. to that point, I assure you there is no way that...we do
10. not have the authority to violate the Federal standards. Even
11. if our survey shows...regardless, you pick out anything. There's
12. no way that we could waive those standards, whatsoever, regardless
13. of what our survey does.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Gitz.

16. SENATOR GITZ:

17. Okay. I'll try one last time, then I'll drop it. Suc-
18. cinctly, what is the emergency in light of ongoing projects,
19. right now, with our State agencies? What is the emergency
20. right now to pass this bill, now, as opposed to in the fall
21. after the report?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Rupp.

24. SENATOR RUPP:

25. I think that there is an...energy emergency. I don't think
26. there's any question about that. This is geared toward that.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Geo-Karis.

29. SENATOR GEO-KARIS:

30. Mr. President, and Ladies and Gentlemen of the Senate.
31. I speak in favor of the bill. The emergency is that we have
32. loads of coal miners out of work. We have been buying coal
33. from the western states, which has more acid...fewer...BTU's
and yet we have a great coal supply here, and all this bill

1. is trying to do is meet the standards of the Federal Government.
2. And I don't see why we don't go ahead and vote for it, be-
3. cause we really need it for the economy as well as our State.
4. I'm just as...as interested in clean environment as the Gentleman
5. on the other side, but I think we have to temper it with common
6. sense, too.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Johns.

9. SENATOR JOHNS:

10. I...I realize I'm speaking the second time, because I
11. really wasn't finished the first time, but let me address
12. some of the myths that keep being perpetuated by people who
13. really are fighting coal. There is yet to be any concrete
14. proof that acid rain is a result of what we're doing here and
15. that it is harmful. We hear the greenhouse effect, acid rain,
16. everything possible to deter the use of coal. But we're going
17. to come to coal one of these days, and we're going to realize
18. the economic chaos that has come with these myths that are
19. perpetuated by people who are fighting the use of coal. They
20. call it dirty, but as Senator Geo-Karis said, it's high in
21. BTU. We're hauling millions of tons of low sulfur coal with
22. water in it, we're using diesel fuel to bring it out here, and
23. here we are in a State with six thousand miners out of work with
24. thousands on shortened work weeks and we dabble around and
25. don't even take the bull by the horns. I recommend support
26. of this bill.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? Senator Nimrod.

29. SENATOR NIMROD:

30. Yes, I would just like to call attention to the fact that
31. we, in fact, are not really decreasing the standards and...be-
32. cause the State EPA, in fact, judges the emissions that the
33. stack where...in fact, the Federal EPA takes the ambient air

1. quality. And I think we're talking about two different kinds of things
2. and all we're saying is let's get together and let's not
3. make Illinois more restrictive. We're really not lowering
4. any standards, whatsoever. All we're doing is asking them
5. to say that...take it under the same basis, as long as we don't
6. change the standards of the ambient air under the national
7. level, that it would be permissible to burn Illinois coal.
8. So, I would certainly urge the passage of this very
9. sensible and needed bill.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Wooten.

12. SENATOR WOOTEN:

13. Thank you, Mr. President. Just in response to Senator
14. Johns. They really aren't myths, Senator Johns, the problem
15. with Illinois coal is, is that it is connected to other
16. things. For example, further on down the line, you're going
17. to have to make a choice between prime Illinois agricultural
18. land, and coal, because that's where a lot of the coal is.
19. You can't just look at it from one point of view, and I tell
20. you that acid rain is a serious problem. We've had rain the
21. PH of vinegar, fall, in the east coast and in England and that
22. has a devastating impact on forests, wildlife, maybe you think
23. that's a little too special, but that ultimately affects
24. people, too. And the acceleration of acid rain is one of
25. the most serious problems that we are facing. It is one of
26. the few things...phenomena, natural phenomena where man is
27. having an immediate impact. We talk about the greenhouse
28. effect. It's going to take a long time before we discover
29. whether or not that is actually happening. But there's no
30. question about acid rain. It is in the works right now, and
31. is accelerating every day. I want to use Illinois coal, but
32. the way to use it, is to develop technologies that can use
33. it without polluting the atmosphere, not to relax the standards.

1. To give you an idea of what you can do on monitoring, you'll
2. be able to see the results of Mt. Saint Helen's eruption
3. today. In the State of Washington, where it is spewing out
4. to the east, it's obvious to see the impact of that eruption
5. To the west of there, there is absolutely nothing. So, one of the
6. ways you can monitor is take a reading out east and three
7. out west and average them, and things don't look so bad. It
8. bothers me that that kind of approach can be taken and results
9. can be watered down to achieve a pre-determined result. And
10. I tell you that in our push to use Illinois coal, we ought
11. not to thrust aside all objections, because some are valid,
12. and we fool around with how we monitor and how we test. We
13. are playing very directly with the environment. Not only in
14. our State, but more seriously in other states, and I don't think
15. our mandate is that narrow, that we're only concerned with
16. what happens here. We do have some responsibility for those
17. states to the east of us.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Martin.

20. SENATOR MARTIN:

21. Since Senator Rupp is obviously responsible for volcanos,
22. I move the previous question.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator's...motion is to move the previous question.
25. Senator, if you'll hold that we have only one other speaker
26. that's indicated he wishes to speak, and that's Senator
27. Buzbee. Senator Buzbee.

28. SENATOR BUZBEE:

29. Now, you're going to get the true picture, the true story.
30. The fact of the matter...I'm going to vote for this bill, and
31. the fact of the matter is, it won't have one iota of
32. effect, because the State of Illinois Environmental Protection
33. Agency regulations right now, are identical as it...as it

1. pertains to sulfur dioxide emissions, and as it pertains
2. to particulate emissions with Federal regulations. So,
3. it will not have one iota of effect. But I'm going to vote
4. for it because it is...it is...it sounds good. That...I
5. started to say showmanship. Sounds good is a little better.
6. But I would like to correct...or not correct, but point out
7. one thing that Senator Wooten has been arguing against this
8. bill, the acid rain question. There has yet to be one, not
9. one bit of scientific evidence to indicate that acid rain is
10. caused by the burning of...of coal in power plants. It is
11. a fact that acid rain is a major problem, not just a national
12. problem, but an international problem. Canada has lodged
13. strong protests with us over the acid rain that's coming into
14. their country from our country. However, they haven't said
15. too much about the...the question of burning of coal because
16. it so happens they have the worst polluting power plant in
17. the world on their side of the border. But there has yet
18. to be one piece of scientific evidence that acid rain is
19. caused by the burning of coal in power plants. Now, perhaps
20. it is, I would point out to you, however, that the country
21. in the world that has the worst situation of acid rain is
22. Greece, and there is not one power plant in that whole country
23. that burns coal. So, just because we are assuming that the
24. burning of coal is causing acid rain don't necessarily make
25. it so. I'm going to vote for the bill, because it's expected
26. and it's the thing to do, but it won't have one iota of effect.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Rupp may close debate.

29. SENATOR RUPP:

30. Just ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. The question is, shall Senate Bill 1967 pass. Those in
33. favor will vote Aye. Those opposed vote Nay. The voting is

1. open. Have all voted who wish? Have all voted who wish?
2. Take the record. On that question, the Ayes are 50, the
3. Nays are 7. Senate Bill 1967, having received the con-
4. stitutional majority is declared passed. Senate Bill 1977,
5. Senator Weaver...no, Shapiro. Read the bill, Mr. Secretary.

6. SECRETARY:

7. Senate Bill 1977.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Shapiro.

12. SENATOR SHAPIRO:

13. Mr. President, and Ladies and Gentlemen of the Senate.
14. Senate Bill 1977, amends the Illinois Housing Development
15. Act to...by removing the nine percent interest ceiling on
16. notes and bonds which are issued by the Authority, and it
17. also deletes their power to promulgate rules and regulations
18. plus some other...substantive changes which I will attempt
19. to explain. At...presently the law, as far as IHDA is con-
20. cerned, places a nine percent interest ceiling on the
21. Authority's bonds and notes, and market conditions at the
22. present have presented the Authority from financing approximately
23. two hundred and twenty million dollars in developments and
24. projects currently in the planning stages throughout the
25. State. An arbitrary ceiling serves no purpose, because these
26. bonds are put out for bids and if the bids are higher than
27. the law now requires, they are not going to be purchased. So,
28. by removing the ceiling and allowing the bonds to be sold
29. at the prevailing rate, and purchase by bond houses does
30. serve the purpose in allowing the bonds and notes to be sold.
31. The substantive changes that the bill makes are the following:
32. it deletes the Authority's power to adopt rules and regulations
33. to that of adopting standards and procedures by regulation...

1. by resolution. This amendment recognizes the fact that the
2. Authority is not a regulatory agency, which...propounds rules
3. for a regulated industry. It deals strictly with the private
4. sector, should not have any authority to adopt rules and
5. regulations, and the Bond Council has requested that that
6. Authority be deleted. In addition, there is a provision allowing
7. injunctive relief to the Authority. The present law grants
8. the chairman and the members of the Authority power to appoint
9. a party to manage the affairs of partnerships and corporations
10. where they go into default on Authority finance developments.
11. The Authority is presently engaged in litigation challenging
12. this, and one court has refused to grant the injunctive
13. relief in aid of this provision. Senate Bill 1977, would
14. clarify the Act to provide that injunctive relief, and con-
15. sider it appropriate to the power of the Authority and the
16. corporate powers generally. Another substantive provision
17. is in the field of equity. The present law provides that the
18. Authority shall determine the owner's equity in a project that
19. is financed by the Authority, and that the...that the owner
20. shall maintain that equity throughout the life of the loan
21. or the contract. In other words, he cannot take his equity
22. or the amount that he started out with, and have a second
23. mortgage placed against the development in order to do some
24. other financing or refinancing. The Authority does, however,
25. occasionally increase the mortgage amount of certain developments
26. in order to finance necessary improvements and repairs. Senate
27. Bill 1977 would allow the authority to make such an adjustment
28. thus keeping the equity proportion constant throughout the
29. life of the loan. On bonds and notes, Senate Bill 1977
30. clarifies the present law to explicitly provide that the
31. Authority may issue its general obligation bonds and notes,
32. that is that it may pledge its full faith and credit as well
33. as the revenue of its mortgage loans to their payment. The
amendment really conforms to the Authority's present practice

1. and this request has been made by the Bond Council. It does
2. not imply that the Authority's obligations are in any way debts
3. of the State. The bill further clarifies that the Authority
4. has no taxing power. That, very quickly, and in a nutshell,
5. explains the provisions of Senate Bill 1977. To the best
6. of my ability I will try to answer any questions that anyone
7. may have. And in addition, I would appreciate a favorable
8. roll call.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Netsch.

11. SENATOR NETSCH:

12. Thank you, Mr. President. Most of the provisions of the
13. bill I have no objection to, and I'm sure they are quite de-
14. sirable. There are two provisions, and this only recently
15. came to my attention, Senator Shapiro. In one case I would
16. like to ask you a question...I would like to ask you a question
17. first, and in the second I would like to make a comment...

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Just a moment, Senator Netsch. Will the members please
20. be in their seats. Will all unauthorized personnel please
21. leave the Floor. Please continue.

22. SENATOR NETSCH:

23. Thank you. These are significant changes, I think. Senator
24. Shapiro, in...on page 2 of the bill; in sub-section G of the
25. definitions, the...in the definition of the qualifying persons
26. the "or" between low and moderate has been...I'm sorry the
27. former "and" has been changed to an "or" so that now it's,
28. persons and families of lower moderate income, means and so forth.
29. Do you know the reason for that change?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Shapiro.

32. SENATOR SHAPIRO:

33. Senator Netsch, the reason for that, is that it conforms

1. with line 9...line 30, which states low income or moderate
2. income persons. That's the only reason I can see for it.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Netsch.

5. SENATOR NETSCH:

6. Yes, I...I believe those are in two different contexts,
7. which is one reason why I raised the question. Let me suggest
8. my concern to you, and I...I'm...I gather this had not been
9. called to your attention. That the definition as you are
10. revising it in this bill, would really permit IHDA to finance
11. a project that was only for moderate income families. In
12. other words, they would be in effect, freed from the requirement
13. that there be some component of low income in any project that
14. is to be IHDA financed. That, I think, would be most unfortunate
15. and if I may just use an example, one of the IHDA projects that
16. is in my district, which is a very nice one, and we're delighted
17. to have it, Atrium Village, in fact, under the very loose
18. definitions of what constitutes moderate income, and if you'll
19. notice the rest of that section, there is not a very tight
20. definition of moderate income. I...as I understand it, some-
21. one with an income up to thirty-six thousand can have one
22. of the one bedroom apartments. Now, that may be alright so
23. long as there are, in fact, low income components within the
24. project, and there are within that one. What I am suggesting to
25. you, is that this might free IHDA from what is really the basic
26. obligation of the creation of the agency in the first place and
27. that was to make sure that was some agency to help finance
28. housing that has a low income component in it. Most of that,
29. of course, now is supplied by Section 8. So, what I'm suggesting
30. is, I think this change may, in fact, be a very unfortunate
31. one, and I would hope...assuming the bill passes right now, which
32. I suspect it is likely to when I look at the sponsorship. I...
33. I would hope that you would take a further look at that, and we

1. might be able to address it in the House, if, in fact, it does
2. have that effect. Is that agreed, Senator Schaffer...Senator
3. Shapiro?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Shapiro.

6. SENATOR SHAPIRO:

7. Senator, I think maybe you have a good point. I will
8. pursue it with the Housing Authority and if...unless they can give
9. me a good explanation for it, we'll get it changed over in
10. the House.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Netsch.

13. SENATOR SHAPIRO:

14. If it gets it...

15. SENATOR NETSCH:

16. I have one other point that I...I do object to, and I'm
17. not sure you can change this, because I suspect that IHDA did
18. it quite deliberately, and that is...is the effect on Section
19. 7.19, which is on page 6 of the bill. You had referred to the
20. fact that they no longer have to have rules and regulations
21. but may have standards and procedures, and you had mentioned the
22. fact that they operate generally in the private sector. Well,
23. that is true, except that the rules and regulations are imposed
24. on IHDA itself, and the effect of this change means that IHDA
25. does not have to...promulgate, "rules," which then have
26. to be published and on which third parties may rely and which
27. have to go through the administrative procedure...administrative
28. rules procedures, and I think this is directly responsive to a
29. lawsuit, which was filed against IHDA the Palmer suit. IHDA
30. had, in fact, had some rules that dealt with local preference.
31. That is preference for local tenants who are being, in effect,
32. displaced by a project, and they decline to follow those rules, and
33. did not want to. Well, the lawsuit has since been settled, but

1. if this amendment is adopted, then they would never have to
2. adopt any rules that they would themselves be bound by, whether they
3. had to do with local...the preference for local tenants or what-
4. ever, and I think that would be extremely unfortunate, because
5. it would make an operation, that at times has some loose standards,
6. even looser, and I think that is something also which ought
7. to be addressed or voted against.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Bloom.

10. SENATOR BLOOM:

11. Thank you, Mr. President, and fellow Senators. My...my
12. scope has just been limited. I disagree with the prior speaker,
13. because I do not think that the language, "the Authority may by
14. resolution of its members adopt and amend standards and procedures
15. governing the conduct et cetera," does indeed get it out of
16. the Administrative Procedure Act. If you do check Section
17. 309 of the definition of rule, it's a functional definition.
18. Each agency's statement of general applicability that implements
19. supplies, interprets, or prescribes law or policy, but does not
20. include internal memoranda, affecting people within the
21. agency, advisory rulings or interagency memoranda. I think
22. that the bill does not do the job with this language that
23. it was intended to do. If indeed they were trying to take
24. this out from underneath the Illinois Administrative Procedure
25. Act, they probably would have gotten the job done much more
26. simply by amending Section 2 of that Act which deals with the
27. applicability to the various agencies. So, therefore, I do
28. not think that at this stage, 1977 takes this agency from
29. without the Illinois Administrative Procedure Act. Thank you.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Washington.

32. SENATOR WASHINGTON:

33. Will the sponsor yield for one question?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. He indicates he will.

3. SENATOR WASHINGTON:

4. Yes, Senator Shapiro, in following in line with Senator
5. Netsch, did I understand you to say that Bond Council suggested
6. that the Authority's power to promulgate rules be...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Just...just a moment Senator. Will the members please
9. break up all the caucuses so we can hear each other. Please...
10. please proceed.

11. SENATOR WASHINGTON:

12. Did I understand you correctly, that a Bond Council suggested
13. the change from rules and regs to standards and procedures. But
14. I don't think you spelled out precisely why the council so
15. advised the Authority.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Shapiro.

18. SENATOR SHAPIRO:

19. Senator, one of the problems they run into on the sale
20. of their bonds are...regulations issued by the Internal Revenue
21. Service, and one...one example was at a scheduled bond sale,
22. the morning of the bond sale, the IRS changed their rules and
23. regulations on this particular type of bond sale. Now, fort-
24. unately, as I read the narrative, it had no effect on IHDA, but
25. if it would have, they would have had to pull out of the bond
26. sale, because they would have had to come to the...I think to
27. us, to get a change in the regulations. Whereas, by changing
28. their Authority to adopting standards and procedures by re-
29. solution, they could have made a very quick change that particular
30. day and complied with the sale. Now, that's their reasoning of
31. the situation and that's how I'm attempting to present it to you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Washington.

1. SENATOR WASHINGTON:
2. But that seems to be one narrow example. Could they
3. not have...circumvented that problem without going this far,
4. and removing completely the power to make rules and regs?
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Shapiro.
7. SENATOR SHAPIRO:
8. I think you're right. They're removing that power completely.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Washington.
11. SENATOR WASHINGTON:
12. That's what I don't understand. I...I can see...I can
13. empathize with the problem as you related with reference to
14. the IRS, but to go much further, and to throw out the entire
15. power, it seems to me, to be overreacting to a very specific
16. and narrow problem.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Shapiro.
19. SENATOR SHAPIRO:
20. Senator Washington, one other...one other thing, is that
21. they do not consider themselves a regulatory agency, and they
22. ...they evidently just don't want that power, on advice of
23. their bond council.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Washington.
26. SENATOR WASHINGTON:
27. In brief response. The question is not, Senator Shapiro,
28. what they want, the question is what we perceive them to be and
29. what we want them to be. I have always supported IHDA under the
30. impression that it had certain power to promulgate rules and
31. regulations, that it stood for something. Now, if that's going
32. to be changed in mid-air, it seems to me you're making a sub-
33. stantial change in public policy, as it was delineated more
or less when IHDA was put into place. I must confess to you,

1. Senator, I have some unreadiness on this bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Berman.

4. SENATOR BERMAN:

5. Thank you. Will the sponsor yield? Senator Shapiro, is
6. it your intent to exempt IHDA from the Illinois Administrative
7. Procedures Act by this bill?

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Shapiro.

10. SENATOR SHAPIRO:

11. Senator Berman, the only way I can answer that, is I
12. think the way the bill was drafted, it...it was...it is an
13. attempt to remove themselves from that Authority, from
14. administration...well anyway from that Authority. But
15. as Senator Bloom pointed out under another Act, he feels
16. that they are still subject to review on their rules and reg-
17. ulations.

18. SENATOR BERMAN:

19. Well, the reason I asked that question, is because Senator
20. Bloom's comments...or Senator Bloom's thoughts, you're the
21. sponsor, and I think if there is litigation, your intent may
22. carry heavier weight, at least this time, than Senator Bloom's,
23. I am concerned, and I really think that the questions that
24. are being directed on the question of compliance with the
25. Administrative Procedures Act are...are well-meaning questions.
26. They're not trying to torpedo a workable operation by IHDA,
27. but I think that everyone who deals with any State agency,
28. and in particular with IHDA, expects them to promulgate rules
29. and regulations in the same manner as every other State agency.
30. I'm...I would like to suggest, very sincerely, that perhaps the
31. bill be taken out and...and if they've got a problem with ex-
32. tenuating circumstances, such as the IRS, give them some
33. authority to...to address those problems over and above complying

1. with the Administrative Procedures Act. I...I am reluctant
2. to support a bill that's going to let IHDA operate out of its
3. hip pocket, when we require every other agency to go through
4. the detailed tasks of publishing and hearings et cetera
5. regarding their...regulations and rules. I don't know why
6. they should be exempt, if they've got a particular problem,
7. I think it ought to be very narrowly drawn and therefore,
8. that's the reason I asked the question. I don't want to
9. hamstring them, but I think that everybody is entitled to
10. knowing just how they're going to operate, and I think the language
11. of the bill could be interpreted as being much broader than
12. at least...that I'm willing to support, and that would be my
13. suggestion.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Bowers.

16. SENATOR BOWERS:

17. Well, thank you, Mr. President. I'd like to address
18. another subject, if the sponsor will yield? Is there any other
19. State agency or...or local government that we've entirely re-
20. moved the rate ceiling from? In other words I think we've
21. adjusted rate ceilings in most of them. I don't recall any
22. that do not have at least some ceiling, and I'd just like
23. to know if there are any.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Shapiro.

26. SENATOR SHAPIRO:

27. The question is, is do I know of any agency or local
28. government where the rate can be removed entirely?

29. SENATOR BOWERS:

30. I'm sorry, the rate limitations, Senator Shapiro. In
31. other words we're...we're taking off the cap in this particular
32. bill, and letting them charge any rate they want to charge...I
33. mean letting them pay any rate they want to pay, and what I

1. want to know is, we've increased the rates payable by local
2. governments, we've increased the rates payable by State agencies,
3. but have we ever taken it off before...the cap off completely?

4. SENATOR SHAPIRO:

5. I...I can't answer that, because I don't know.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Bowers.

8. SENATOR BOWERS:

9. You mentioned the fact that these bonds were put out for
10. public bid. As I read the bill, they don't have to put them
11. out for public bid, and I would ask are you sufficiently
12. acquainted with their procedures to tell us that they always
13. bid them at a public sale...or public bid?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Shapiro.

16. SENATOR SHAPIRO:

17. I have not had any experience in that area. I do not
18. know, but I would assume that they put these out for bid by
19. bond houses and financial institutions. I don't think they
20. could make a...on the issuance of their bonds, I don't think
21. they could make a...an issue without taking bids.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Bowers.

24. SENATOR BOWERS:

25. Well...well, Mr. President. I think, and I could be
26. in error, but I think this is the first time we've ever completely...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Just...just a moment. Will the members please be in their
29. seats. Proceed.

30. SENATOR BOWERS:

31. Thank you, Mr. President. As I...as I started to say, yes,
32. I may be in error, but it seems to me this is the...if we pass
33. this bill, this will be the first time that we've taken the rate

1. ceilings off completely for any State agency for any local
2. government. I can assure you that if we take it off for
3. IHDA everyone else is going to want to take it off. Now, if
4. they were, in fact, required by Statute to...to bid these
5. bonds at public sale, perhaps some of us would be a little
6. less nervous, but I would call your attention to the language
7. of the Statute, which says that the notes and bonds of the
8. Authority may be sold by the Authority at public or private
9. sale. Now, this means they have no rate limitation, they
10. can sell at a private sale, and I'm not pointing any finger
11. at IHDA, I think they run a good operation, and I don't think
12. they take advantage of this. But what I'm saying to you is,
13. that if we give them this power and authority, every other
14. unit of local government, every other State agency is going
15. to be in and ask for the same thing, and I don't think this
16. General Assembly ought to give up that right. So, in those
17. circumstances, the way this bill is presently drafted, I think
18. we ought to oppose it.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Kenneth Hall. Someone is playing with the light
21. switches back there. I wish they'd refrain. Senator Savickas,
22. did you wish recognition? Senator Donnewald doesn't because
23. I'm here. Would you turn off those lights. Senator Geo-
24. Karis.

25. SENATOR GEO-KARIS:

26. Will the sponsor yield for a question? Are these General
27. Obligation Bonds? I'm sorry, I didn't hear you earlier.

28. SENATOR SHAPIRO:

29. They're Revenue Bonds, and obligations of the Authority,
30. not the State.

31. SENATOR GEO-KARIS:

32. Mr. President, and Ladies and Gentlemen of this Body.
33. I'd like to speak in favor of the bill, inasmuch as they are

1977
May 10, 1980

1. Revenue Bonds, and they're based on the Authority of the
2. issuing agent, the State...the State is not responsible
3. for them anyway. The full faith and credit of the State
4. is not pledged to it. So, I do feel that the...the purposes
5. of this bill are commendatory and I think we should go on with it
6. and support the bill.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Senator Shapiro may close.
9. All right, the question is, shall Senate Bill 1977 pass. Those
10. in favor vote Aye. Those opposed Nay. The voting is open.
11. Have all those voted who wish? Have all those voted who wish?
12. Take the record. On that question, the Ayes are 19, the Nays
13. are 31. 4 Voting Present. Senate Bill 1977, having failed to
14. receive a constitutional majority is declared lost. Senator
15. Keats, for what purpose do you arise?

16. SENATOR KEATS:

17. Mr...Mr. President, I rise on a point of personal privilege.
18. We all have minor conflicts occasionally, I try announce them,
19. on this one I don't have a minor conflict, I have a rather major
20. conflict and for that reason I voted Present. Thank you.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. The record will so show. Senator Washington, for what
23. purpose do you arise?

24. SENATOR WASHINGTON:

25. With you indulgence, Mr. President. Just for a brief
26. interlude, today marks the birthday of one of our very esteemed
27. members. Would you extend me the liberty of asking this Body
28. to join me and wish Senator Hall a happy birthday.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Bring him out, I want to ask him how old he is. Senate
31. Bill 1978, Senator Moore. Read the bill...just a moment.
32. Senator Hall.

33. SENATOR HALL:

1. Thank you, Mr. President, and Ladies and Gentlemen of
2. the Senate. I certainly want to thank you. Someone asked
3. me how old I was, as a matter of fact, it was Senator...
4. Congressman to be, Washington. He said you don't look a day
5. over eighty, but anyway I'm happy to be here. Thank you.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senate Bill 1978. Read the bill, Mr. Secretary.

8. SECRETARY:

9. Senate Bill 1978.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Moore.

14. SENATOR MOORE:

15. Thank you, Mr. President, and members of the Senate. At
16. the present time, there's no clear distinction in the Public
17. Aid Code between the concept of what a standard is versus the
18. concept of what a grant is. The two terms are used interchangeably
19. in the Code, thereby causing confusion, et cetera. What
20. Senate Bill 1978 does, it amends various Sections of the Public
21. Aid Code, requires the department, on an annual basis to price
22. the standards of assistance of welfare recipients, requires
23. the department, subject to budgetary limitations, by this
24. General Assembly to establish grant amounts for its programs,
25. Such grant amounts may be less than the price of standards
26. and may be in the form of a percentage of those standards.
27. I'd be happy to answer any questions, if not, I'd ask for
28. a favorable roll call. This bill has been endorsed by the
29. Legislative Advisory Committee on Public Aid.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? Senator Berning.

32. SENATOR BERNING:

33. Thank you, Mr. President. There's one aspect of this bill
that is a little disturbing. On page 2, the new language starting

1. with line 23, indicates that the department is in a position
2. to provide the person with a grant in the amount established
3. by department regulations for such a person based upon standards
4. providing a livelihood compatible with health and well being
5. Just as we have been debating in the last previous two or
6. three measures, the advisability of the Legislature divesting
7. itself of the right to establish standards. I think here
8. we have an indication again, of where we are abandoning our
9. prerogative and turning it over to the department. In my
10. opinion that is a dereliction of our duty, and I think that
11. it is ill-advised. We ought to think carefully about
12. allowing this department to arbitrarily establish standards
13. which they feel are necessary in their opinion only.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Senator Moore may close.

16. SENATOR MOORE:

17. Thank you, Mr. President. I believe this is a good
18. bill. It is a clarification bill. The...to get a clear distinction
19. between what a standard is and what the percentage of the
20. grant ought...which is a percentage of the standard in the
21. Public Aid Code, is absolutely essential. I'd ask for a
22. favorable roll call.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. I'm sorry, I didn't see Senator Newhouse's light on.
25. Senator Newhouse do you wish...all right, the question is,
26. shall Senate Bill 1978 pass. Those in favor vote Aye. Those
27. opposed Nay. The voting is open. Have all those voted who
28. wish?

31. (END OF REEL)

July 1979
3rd reading
5/20/80

1. Have all those voted who wish? Have all those voted who wish?
2. Take the record. On that question, the Ayes are 55, the
3. Nays are 3. Senate Bill 1978, having received the con-
4. stitutional majority, is declared passed. Senate Bill 1979,
5. Senator Geo-Karis. Do you wish to call the bill? Read the
6. bill, Mr. Secretary.
7. SECRETARY:
8. Senate Bill 1979.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Geo-Karis.
13. SENATOR GEO-KARIS:
14. Mr. President and Ladies and Gentlemen of the Senate,
15. Senate Bill 1979 as amended, amends the Environmental
16. Protection Act to clarify the authority the Pollution Control
17. Board and the Environmental Protection Agency to adopt
18. regulations to issue pre-construction permits, required
19. by the Federal Clean Air Act Amendments of 1977, for
20. major new sources of air pollution; and I request a favorable vote.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Is there discussion? Senator Regner.
23. SENATOR REGNER:
24. A question of the sponsor.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. She indicates she will respond.
27. SENATOR REGNER:
28. What will happen if we don't pass this bill?
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Geo-Karis.
31. SENATOR GEO-KARIS:
32. I'll tell you what may happen, Senator Regner, under
33. the Clean Air Amendments of 1977, there is a mandate that

1. the states comply with it, and have set up, what they call
2. their own...Amendatory Act. If we don't comply, you might
3. find industries and plants not being able to get construction
4. permits for additions to their plants, or even building new
5. plants.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Regner.

8. SENATOR REGNER:

9. Well, this has been a threat for about three or four
10. years by the Feds...my contention is, that we're a lot better
11. off not passing something like this; allowing the agency
12. to promulgate more rules and regulations, it could and probably
13. will be, detrimental to business. If we don't pass anything,
14. the Feds will be obligated to invoke their standards; they
15. will pay for it, with legislation like this we'll have to in-
16. crease the staffing of the Environmental Protection Agency;
17. somewhere from a hundred to a hundred and fifty people, which
18. was admitted to us on the commission on which I served, the
19. Governor's Commission, that if we do implement our own
20. rules and regulations, they could be exactly the same as those
21. of the Feds, but we would, then, be responsible for funding
22. them. I say, if the Feds are going to do it, let them do it
23. on their own. Let's not use the Illinois taxpayers' monies.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Geo-Karis.

26. SENATOR GEO-KARIS:

27. Mr. President and Ladies and Gentlemen of the Senate,
28. the passage of this bill is essential in order to resolve
29. the questions raised by the United States Environmental
30. Protection Agency, concerning the adequacy of existing State
31. Statutory authority for issuance of permits by the state
32. under the Clean Air Act. Failure to resolve these questions,
33. could result in reimposition of a moratorium on permits needed

1. for industrial growth in Metropolitan Chicago and several
2. downstate metropolitan areas. This...this bill does not
3. establish any new environmental requirements; it simply
4. clarifies the existing authority, and whether we like it or
5. not, the Federal Clean Air Act Amendments of 1977 are the
6. law of the United States; and we are stuck with them. So,
7. we have a choice of either passing this bill in order to
8. comply with them, and thus, permitting industry to...build,
9. get permits when they need them; otherwise, I think we are
10. putting our business and industries in a bad situation. I
11. ask for a favorable roll call.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Nimrod, did you wish to discuss this issue?

14. SENATOR NIMROD:

15. I just wanted to ask a question, was all.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Well, she was closing, I...

18. SENATOR NIMROD:

19. Okay.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. The question is shall Senate Bill 1979 pass. Those
22. in favor indicate by saying Aye...those in favor vote Aye.
23. Those opposed Nay. The voting is open. Have all those voted
24. who wish? Have all those voted who wish? Have all those
25. voted who wish? Take the record. On that question, the
26. Ayes are 40, the Nays are 8, 1 Voting Present. Senate Bill
27. 1979, having received the constitutional majority, is declared
28. passed. Senate Bill 1990, Senator Rupp. Read the bill,
29. Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1990.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Rupp.

3. SENATOR RUPP:

4. Thank you, Mr. President. This legislation defines
5. how an insurance company is to determine what the actual cash
6. value is on a policy, covering a loss by fire and lightning.
7. The bill is set up three ways. One was on the cost of
8. replacement, minus the depreciation. The other was on the
9. ratio of the rental income from the property, prior to the
10. loss; and the other is the determination of the value of the
11. damaged property before and after the loss. Originally, the
12. bill had the application of those features to all insurance;
13. both private plus in the Fair Plan. The bill has been amended
14. to just have it apply to...the Fair Plan. I ask a favorable
15. roll call.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator D'Arco.

18. SENATOR D'ARCO:

19. Thank you, Mr. President. The law, as it is now, says
20. that the ACV is determined by the replacement value, minus
21. depreciation; and all of the court decisions use that
22. barometer in deciding what the actual replacement value
23. or ACV of the insured property is. There are many times that
24. insurance companies want the courts to use market value instead
25. of replacement value as the barometer, because they could save
26. a lot of money by using market value instead of replacement
27. value. But, the courts have consistently said that it's the
28. replacement cost, minus depreciation that is the law; and
29. if we change the law, now, and I don't like to oppose Senator
30. Rupp, because we usually agree on bills; but I...have to
31. oppose him on this one, because if we change the law now, the
32. insurance companies are going to use the most favorable formula,
33. to their advantage, and to the insured's disadvantage; so that

1. instead of simply applying the formula of replacement cost,
2. minus depreciation, they could use either one of the two
3. other formulas in this bill, and say we owe you less money
4. than under the replacement cost formula; therefore, we will
5. pay you less because you changed the law. There's no question
6. that we have to try to attack this arson-for-profit situation,
7. and there is a bill coming over from the House that may be a
8. way to take the incentive out of arson-for-profit. And, this
9. bill was an attempt to do that; but all we're going to do with
10. this bill is hurt the legitimate person that has an insurable
11. interest in his property, because he is going to get much less
12. than he's insured for because we're putting other..formula in
13. the bill that would make that happen. So, I have to oppose
14. this bill, and I would ask everyone to oppose it. Thank you.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator De Angelis.

17. SENATOR DE ANGELIS:

18. I have a question of the sponsor.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. He indicates he will respond.

21. SENATOR DE ANGELIS:

22. Senator Rupp, the amendment confine these...exclusively
23. to those companies...those establishments that are in the
24. Fair Plan, is that correct?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Rupp.

27. SENATOR RUPP:

28. Mr. President, yes, that's correct.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator De Angelis.

31. SENATOR DE ANGELIS:

32. Okay. I've been trying to look through the Statute books,
33. but you are...creating a new chapter with this, and...is it not

1. true that you must, in fact, co-insure under the Fair Plan?
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senator Rupp.
4. SENATOR RUPP:
5. I don't have my brains right in front of me, but my
6. answer would be, no.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator De Angelis.
9. SENATOR DE ANGELIS:
10. Well...I think it's a real critical question, and the
11. advice that I have been given is to the contrary.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Rupp.
14. SENATOR RUPP:
15. Well, all I can say; I don't have my manual right here,
16. but it's my impression that you can buy any particular amount
17. of insurance, you do not have to take a co-insurance...
18. But, as I say, I'm sorry, I cannot quote page or anything
19. else...
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there...is there further discussion? Senator...De Angelis,
22. again.
23. SENATOR DE ANGELIS:
24. Well, I would like to point out to the members of this
25. Body what could happen if the co-insurance is, in fact,
26. mandatory. A person buying a piece of property, tries to
27. insure it to the realist value he can determine. Now,
28. by allowing this bill to pass, you give the insurance company
29. three different options by which they measure the value. Well,
30. under co-insurance, you are penalized to that degree that you
31. are either overinsured or underinsured; and you're penalized
32. in the overinsured basis by the excessive amount of premiums
33. you pay. You're penalized with the underinsurance by having

1. that portion deducted, if you have a loss, equal to the per-
2. centage that you are underinsured. I think I've got every-
3. body confused on that one. But, essentially, what I'm saying,
4. I'll give you an example. If you have a piece of property
5. that you think is worth two hundred thousand, and you paid
6. a hundred thousand; but it's determined, after its loss, that
7. it's worth four hundred thousand, then you will only get fifty
8. percent of the face value of your particular policy, regardless
9. of what...the fact that you've insured it for two hundred
10. thousand.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? Senator Rupp may close.

13. SENATOR RUPP:

14. I appreciate all the lessons I've been getting in
15. insurance here, but some of them are...not quite accurate.
16. The purpose of this bill, and the other bills that are coming
17. up is... are anti-arson bills; and the insured, also...
18. we keep talking and hearing that the insurance companies have
19. three options, this is a two-way contract. The insured, also,
20. has three options on how to determine his value. And, the
21. thing that...the whole purpose, an insured buys insurance to
22. indemnify himself, to compensate himself for a loss; he is not
23. supposed to make money on it; that's what the problem is in
24. the arson situation, this is an attempt to correct that. I
25. ask for a favorable roll call.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. The question is shall Senate Bill 1990 pass. Those in
28. favor vote Aye. Those opposed vote Nay. The voting is open.
29. Have all voted who wish? Have all those voted who wish? Have
30. all those voted who wish? Take the record. On that question,
31. the Ayes are 22, the Nays the 22, 3 Voting Present. Senate
32. Bill 1990, not having received a constitutional majority,
33. is declared lost. 1993. 1994. 1998, Senator Moore. Senator

Handwritten notes:
5-20-80
DB/1999
3rd Reading
5-20-80

1. Rupp does not choose to call the bills. Senator...read the bill,
2. Mr. Secretary, 1998.
3. SECRETARY:
4. Senate Bill 1998.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Moore.
9. SENATOR MOORE:
10. Thank you, Mr. President and members of the Senate.
11. Senate Bill 1998, amends an Act in relation to the investigation
12. and prevention of fires, to provide that local fire investigators
13. notify the Office of the State Fire Marshal on the fifteenth
14. day of the month after any fire occurs. Presently, they have
15. to do it within seven days. This would make more uniform...
16. the State Fire Marshal is implementing a new system, the
17. National Fire Incident Reporting System, that is co-ordinated
18. by the U. S. Fire Administration. The program entails more
19. coding and the reports are required to be of more detail than
20. the present information. I know of no objection to the bill;
21. I'd appreciate a favorable roll call.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Is there discussion? The question is shall Senate Bill
24. 1998 pass. Those in favor vote Aye. Those opposed Nay. The
25. voting is open. Have all those voted who wish? Have all those
26. voted who wish? Take the record. On that question, the Ayes
27. are 56, the Nays are none. Senate Bill 1998, having received
28. a constitutional majority, is declared passed. Senate Bill
29. 1999, Senator Walsh. Read the bill, Mr. Secretary.
30. SECRETARY:
31. Senate Bill 1999.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Walsh.
3. SENATOR WALSH:
4. Mr. President and members of the Senate, Senate Bill
5. 1999, contains a number of technical amendments to the Illinois
6. Income Tax Act. It provides a Statute of Limitation for
7. transferring liability, similar to that in the Internal Revenue
8. Code. It provides, that...where the Internal Revenue Code
9. is renumbered, it would automatically apply to the...the
10. Illinois Income Tax Act, without specific amendment thereto.
11. It also provides that in the event an estimated tax return is
12. filed, an estimated tax paid, in the event...a claim for refund
13. is not filed for three years, there would be no right to claim the
14. refund thereafter. It also provides that in the event a tax-
15. payer loses a contest in an audit with the Internal Revenue
16. Service he cannot...allege the same claims in a...in an audit
17. of the Illinois Income Tax Act. It's...I believe there's no
18. objection to it, and I would urge your support.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion? Senator Egan.
21. SENATOR EGAN:
22. Yes, thank you, Mr. President and members of the Senate.
23. I just would like to point out the fact that when the Department
24. of Revenue comes to the Legislature, they get help; and that's
25. exactly what we're doing here, and I just wanted to remind
26. everybody of it.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Is there further discussion? The question...Senator
29. Walsh may respond.
30. SENATOR WALSH:
31. Well, I...I don't know if you're addressing that to me,
32. Senator, but I...are you lacking help in some respect?
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator...now, you've started something. Senator Egan.

2. SENATOR EGAN:

3. Yes, do you want me to innumerate?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. All right, the question is shall Senate Bill 1999 pass.

6. Those in favor vote Aye. Those opposed Nay. The voting is

7. open. Have all those voted who wish? Have all those voted

8. who wish? Take the record. On that question, the Ayes are

9. 51, the Nays are 5. Senate Bill 1999, having received the

10. constitutional majority, is declared passed. Senate Bill

11. 2000, Senator Schaffer. Senate...Senator...Vadalabene, what...

12. SENATOR VADALABENE:

13. Yes, I would like to be recorded as Aye on 1998.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. The electronic marvel will so record...your wishes.

16. Senate Bill 2001, Senator Schaffer. Read the bill, Mr. Secretary.

17. SECRETARY:

18. Senate Bill 2001.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Schaffer.

23. SENATOR SCHAFFER:

24. Mr. President and members of the Senate, the committee

25. amendment, in effect, becomes the bill. And, it simply provides

26. a employee liability coverage up to a maximum of five hundred

27. thousand for State employee physicians. There was an Appellate

28. Court decision which...ruled that they were not clothed with

29. the sovereign immunity of the State, and the malpractice carrier

30. indicated that July 1, they were not going to cover these

31. physicians. This has been one of the incentives to get a

32. physician to come on board with the State, that we do, in fact,

33. pick up this portion of their malpractice insurance cost; and

1. I suspect without this bill we will be subject to the loss of
2. many critical physicians. Those of you who recall the
3. permanent physician controversy of the last few years, will
4. recall the importance of State's coverage in this area. I'd
5. be happy to answer any questions. Appreciate a favorable
6. roll call.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there discussion? The question is shall Senate
9. Bill 2001 pass. Those in favor vote Aye. Those opposed Nay.
10. The voting is open. Have all those voted who wish? Have
11. all those voted who wish? Take the record. On that question,
12. the Ayes are 55, the Nays are 1. Senate Bill 2001, having
13. received the constitutional majority, is declared passed.
14. Senate Bill 2002, Senator Mitchler. Read the bill, Mr.
15. Secretary.

16. SECRETARY:

17. Senate Bill 2002.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Mitchler.

22. SENATOR MITCHLER:

23. Mr. President and members of the Senate, Senate Bill 2002
24. amends the Electric Supplies and Public Utilities Act to
25. change the tax payment schedule from a fiscal to a calendar
26. year basis. The effective date is July 1, 1981. I'd be glad
27. to answer any questions; otherwise, I ask for a favorable
28. roll call...it came out of...committee 11 to nothing.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there...is there discussion? The question is shall
31. Senate Bill 2002 pass. Those in favor vote Aye. Those opposed
32. Nay. The voting is open. Have all those voted who wish? Have
33. all those voted who wish? Take the record. On that question,

1. the Ayes are 54, the Nays are none. Senate Bill 2002, having
2. received the constitutional majority, is declared passed.
3. Senate Bill 2004, Senator Walsh. Read the bill, Mr. Secretary.
4. SECRETARY:
5. Senate Bill...
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. I'm sorry.
8. SECRETARY:
9. Senate...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Proceed. Read the bill, Mr. Secretary.
12. SECRETARY:
13. Senate Bill...2004.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Walsh.
18. SENATOR WALSH:
19. Mr. President and members of the Senate, Senate Bill...
20. 2004 would provide that there need not be any withholding
21. for lottery winnings up to one thousand dollars. The present
22. law provides that there need not be withholding...for Personal
23. Services and Contracts, and certain prizes and awards, such
24. as bingo, up to one thousand dollars. This would extend the
25. same exemption to lottery winnings. There is still the
26. obligation to pay the tax; but passage of this bill, will
27. relieve the retailers of the obligation to withhold for
28. payments they make. It's an important bill, and I'd urge
29. your support.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Is there discussion? Senator Sangmeister.
32. SENATOR SANGMEISTER:
33. Thank you, Mr. President. A question of the sponsor.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Indicates he will yield.
3. SENATOR SANGMEISTER:
4. What does the Internal Revenue Code say in regard
5. to that?
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Walsh.
8. SENATOR WALSH:
9. With regard to the obligation to withhold? I...I can't
10. give you an answer to that...oh, apparently...I...I understand
11. they are at a thousand to fifteen hundred; so it wouldn't
12. apply...there's no obligation under the Internal Revenue Code.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Sangmeister.
15. SENATOR SANGMEISTER:
16. Well, that was the question. Obviously, if the retailer's
17. going to have to do it for one, he might as well do it for
18. both; so, what you're saying, he doesn't...have to withhold
19. at the Federal level then, either? Okay.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there further discussion? The question is shall
22. Senate Bill 2004 pass. Those in favor vote Aye. Those opposed
23. Nay. The voting is open. Have all those voted who wish?
24. Have all those voted who wish? Take the record. On that
25. question, the Ayes are 54, the Nays are none. Senate Bill
26. 2004, having received a constitutional majority, is declared
27. passed. Senate Bill 2005. Read the bill, Mr. Secretary.
28. SECRETARY:
29. Senate Bill 2005.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Moore.

1. SENATOR MOORE:

2. Thank you, Mr. President and members of the Senate.
3. Senate Bill 2005 deals with a piece of property that was
4. acquired by the Department of Public Works and Buildings
5. in 1929, consisting of approximately twenty-one acres of
6. river frontage property in the south branch of the Chicago
7. River, between Dameron and Western Avenues, in the City of
8. Chicago, for use as a water terminal facility. DOT has
9. been leasing the property with the appertances, since
10. 1929. Currently, they are unable to obtain a lease for a
11. portion that holds a grain elevator, which needs repair.
12. The original bill allowed them to sell this property...that...
13. that was stricken out, and the bill is now the amendment,
14. which states in addition, the department may make studies
15. of the water terminal lands to aid the General Assembly
16. in making a determination relative to the disposition of
17. such land, if it appears that such use of the lands under this
18. Act is no longer required in the public interest. So, all
19. this bill does now, is to allow DOT to make a feasibility
20. study, recommend back to the General Assembly as to what we
21. desire; whether or not we desire to sell this property or
22. not.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there discussion? Senator Keats.

25. SENATOR KEATS:

26. This bill is limited to that specific parcel of property,
27. isn't it? Okay. We're not studying a bunch of other things?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? The question is...shall
30. Senate Bill 2005 pass. Those in favor vote Aye. Those opposed
31. Nay. The voting is open. Have all those voted who wish?
32. Have all those voted who wish? Take the record. On that question,
33. the Ayes are 55, the Nays are none, 1 Voting Present. Senate

1. Bill 2005, having received the constitutional majority, is
2. declared passed. Senate Bill 2006, Senator Philip.
3. Read the bill, Mr. Secretary.
4. SECRETARY:
5. Senate Bill 2006.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. SENATOR PHILIP:
9. Thank you, Mr. President and Ladies and Gentlemen of
10. the Senate. Senate Bill 2006 authorizes the Department of
11. Transportation to convey by Quit Claim Deed, certain lands
12. in DuPage County; about one-third of an acre close to I-55
13. and 83. Evidently, in November of 1959, the legal description
14. was in error, and they conveyed to the State of Illinois
15. about one-third of an acre too much; and all this does is
16. to give it back to that landowner. I know of no objection.
17. I ask for your favorable consideration.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Is there discussion? The question is shall Senate
20. Bill 2006 pass. Those in favor vote Aye. Those opposed
21. Nay. The voting is open. Have all those voted who wish?
22. Have all those voted who wish? Take the record. On that
23. question, the Ayes are 51, the Nays are 3, 1 Voting Present.
24. Senate Bill 2006, having received the constitutional majority,
25. is declared passed. Senate Bill 2007, Senator Coffey.
26. Read the bill, Mr. Secretary.
27. SECRETARY:
28. Senate Bill 2007.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Coffey.
33. SENATOR COFFEY:

1. Yes, Mr. President and members of the Senate. This bill
2. creates an Act to release highway easements and restore access
3. rights to certain described lands. There is approximately
4. sixty-four parcels throughout the State, in this one bill;
5. with the cost of that land coming...the revenue coming back
6. to the State of approximately one million dollars. The subject
7. parcels are individually identified and are acquired by the
8. State of...acquired by the State for highway purposes, and
9. are no longer needed for such purposes. In each case, the
10. interested parties have requested the State to release these
11. easements and restore access rights, and have agreed in writing
12. in those instances; and will make the payment to the State
13. of Illinois for those fair appraised values; and I'd ask
14. for a favorable roll call and be glad to answer any questions
15. you might have.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there discussion? The question is shall Senate
18. Bill 2007 pass. Those in favor vote Aye. Just a moment,
19. Senator Berning.

20. SENATOR BERNING:

21. You once told me that that's what my little light is for
22. and I had it on, Mr. President.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. I had it covered with my Calendar, Senator.

25. SENATOR BERNING:

26. I knew it. Mr. President...

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Not intentionally, however.

29. SENATOR BERNING:

30. ...Mr. President and members of the Senate, I merely want
31. to comment that this bill, 20...I can't even read the number,
32. 2007 is the result of one of the suggestions from this Body
33. to the Department of Transportation...I don't know how many

1. individual bills we have been spared, because they are combined
2. into this one bill. Thank goodness, we do make some little
3. improvements from time to time. Thank you.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. All right. The question is shall Senate Bill 2007 pass.
6. Those in favor vote Aye. Those opposed Nay. The voting is
7. open. Have all those voted who wish? Have all those voted
8. who wish? Take the record. On that question, the Ayes are 55,
9. the Nays are none. Senate Bill 2007, having received the
10. constitutional majority, is declared passed. Senate Bill 2013,
11. Senator Regner. Read the bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 2013.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Regner.

18. SENATOR REGNER:

19. Mr. President and members, this is a bill that we have
20. passed many times before; and it provides that the General
21. Assembly shall appropriate all Federal funds for the Office
22. of Education. Now, the Office of Education is in support of
23. the bill; however, as may be expected, Dr. Mandeville is
24. opposed to it, so he can justify his opposition to the next
25. bill. I ask for a favorable roll call.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Thank you, Mr. President. I rise in support of the bill.
30. As Senator Regner said, this is the General Assembly standing
31. up, once again, on its own hind legs and saying we have the
32. constitutional mandate to appropriate the funds that this State
33. spends, regardless of the source of those funds. And, for

1. some reason or other the Chief Executive of this State
2. continually wants to take that responsibility away from us,
3. and I think we ought to do it, once again. We'll pass it
4. over to the House, where the Governor will start cutting
5. deals with various members of the House and try to kill it;
6. either in the initial stage or in the veto override stage.
7. So, let's give him that opportunity, once again; and say
8. that we're just trying to...to practice the responsibility
9. which we have been given by the Constitution writers and
10. the...the people of the State of Illinois.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? Senator Regner may close
13. or take a vote. The question is shall Senate Bill 2013 pass.
14. Those in favor vote Aye. Those opposed Nay. The voting is
15. open. Have all those voted who wish? Have all those voted
16. who wish? Take the record. On that question, the Ayes are
17. 57, the Nays are none. Senate Bill 2013, having received
18. the constitutional majority, is declared passed. Senate
19. Bill 2014, Senator Carroll. Read the bill, Mr. Secretary.

20. SECRETARY:

21. Senate Bill 2014.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. This is the second half of that package, once again
29. seeking to appropriate all of the Federal dollars that flow
30. to the various State agencies; other than colleges and
31. universities. We have covered colleges and universities
32. by the last vote. This is again our attempt to do that which
33. we are required by law to do; and that is to appropriate the

1. public funds that pass through the State Treasury, and I would
2. ask for a favorable roll call.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? The question is shall Senate Bill
5. 2014 pass. Those in favor vote Aye. Those opposed Nay. The
6. voting is open. Have all those voted who wish? Have all
7. those voted who wish? Take the record. On that question,
8. the Ayes are 54, the Nays are none. Senate Bill 2014,
9. having received the constitutional majority, is
10. declared passed. Senate Bill 2019, Senator De Angelis.
11. Read the bill, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 2019.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator De Angelis.

18. SENATOR DE ANGELIS:

19. Thank you, Mr. President. This bill changes the method
20. by which the Second Injury Fund will be reimbursed, commencing
21. with July 15th of this year; and it will be reimbursed at the
22. rate of one-eighth of one percent of compensation payments
23. by all employers. I urge its favorable approval.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there discussion? The question is shall Senate Bill
26. 2019 pass. Those in favor vote Aye. Those opposed Nay. The
27. voting is open...who wish? Have all those voted who wish?
28. Take the record. On that question, the Ayes are 53, the
29. Nays are none, 1 Voting Present. Senate Bill 2019, having
30. received the constitutional majority, is declared passed.
31. Senate Bill 2020, Senator Vadalabene. Read the bill, Mr.
32. Secretary.

33. SECRETARY:

1. Senate Bill 2020.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Vadalabene.

6. SENATOR VADALABENE:

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

8. Senate Bill 2020 is in response to the General Assembly's

9. mandate that Madison, St. Clair and Monroe Counties, produce

10. local matching funds for public transportation. This bill

11. puts the responsibility for the matching funds where it belongs,

12. on the local level. The local area needs some method of

13. getting the matching money. City and county General Funds

14. are overburdened now, property tax is no solution, other

15. taxes such as cigarettes, license fees and parimutuel betting

16. have been looked at, but they do not solve the long-term

17. funding problem. This bill can solve the long-term funding

18. problem, because it will give the local area the ability to

19. decide the level of service it wants and will give them the

20. authority and responsibility to raise the funds; and I would

21. appreciate a favorable vote.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there discussion? Senator Keats.

24. SENATOR KEATS:

25. We are not mandating a tax increase, we are simply

26. allowing them, through referendum, to do this; we are not...

27. the Legislature is not voting a tax, we are simply allowing

28. the county boards to do it?

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Maragos.

31. Senator Keats.

32. SENATOR KEATS:

33. But is there referendum with these county boards?

1. Senate Bill 2020.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Vadalabene.
6. SENATOR VADALABENE:
7. Yes, thank you, Mr. President and members of the Senate.
8. Senate Bill 2020 is in response to the General Assembly's
9. mandate that Madison, St. Clair and Monroe Counties, produce
10. local matching funds for public transportation. This bill
11. puts the responsibility for the matching funds where it belongs,
12. on the local level. The local area needs some method of
13. getting the matching money. City and county General Funds
14. are overburdened now, property tax is no solution, other
15. taxes such as cigarettes, license fees and parimutuel betting
16. have been looked at, but they do not solve the long-term
17. funding problem. This bill can solve the long-term funding
18. problem, because it will give the local area the ability to
19. decide the level of service it wants and will give them the
20. authority and responsibility to raise the funds; and I would
21. appreciate a favorable vote.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Is there discussion? Senator Keats.
24. SENATOR KEATS:
25. We are not mandating a tax increase, we are simply
26. allowing them, through referendum, to do this; we are not...
27. the Legislature is not voting a tax, we are simply allowing
28. the county boards to do it?
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Is there further discussion? Senator Maragos.
31. Senator Keats.
32. SENATOR KEATS:
33. But is there referendum with these county boards?

14 2002
5. 11. 80
2nd Reading

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Vadalabene.
3. SENATOR VADALABENE:
4. No, there is no referendum.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Is there further discussion? Senator Regner.
7. SENATOR REGNER:
8. Just an observation.' This would allow the...that
9. district to receive a subsidy for their mass transit, and
10. I think since the Governor took away the subsidy for the
11. RTA last year, we shouldn't have any subsidies at all for
12. mass transit.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Is there further discussion? Senator Vadalabene may
15. close.
16. SENATOR VADALABENE:
17. I'm doing just what the Legislature last year...mandated
18. me to do, and I would appreciate a favorable vote.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. The question is shall Senate Bill 2020 pass. Those
21. in favor vote Aye. Those opposed Nay. The voting is open.
22. Have all those voted who wish? Have all those voted who
23. wish? Take the record. On that question, the Ayes are 38,
24. the Nays are 14. Senate Bill 2020, having received a
25. constitutional majority, is declared passed. Senate Bill
26. 2022, Senator Washington. Read the bill, Mr. Secretary.
27. SECRETARY:
28. Senate Bill 2022.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Washington.
33. SENATOR WASHINGTON:

AB 2024
2nd Reading
5-20-80

1. Mr. President and members of the Senate, the digest
2. is incorrect. The bill does not remove the five-day-limitation
3. on restraining orders. The...Committee on Judiciary I suggested
4. that there be a ten-day limitation, and that's the present bill.
5. It simply provides a limitation of ten days upon restraining
6. orders, issued by the court pursuant to a civil rights violation.
7. I know of no opposition to it. I ask for your support.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there debate? The question is shall Senate Bill 2022
10. pass. Those in favor vote Aye. Those opposed Nay. The voting
11. is open. Have all those voted who wish? Have all those voted
12. who wish? Take the record. On that question, the Ayes are
13. 54, the Nays are none. Senate Bill 2022, having received the
14. constitutional majority, is declared passed. Senate Bill
15. 2024, Senator Washington. Read the bill, Mr. Secretary.

16. SECRETARY:

17. Senate Bill 2024.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Washington.

22. SENATOR WASHINGTON:

23. Senate Bill 2024 simply provides for the reenactment of
24. several provisions of the Illinois Fairness and Lending Act.
25. When we passed the Human Rights Act, we repealed the Fairness
26. and Lending Act, and we found out that we had done a dis-
27. service to a small segment in our society. As you know, the
28. Human Rights Act has a certain protective group, and the
29. present Act takes care of them in terms of lending. But,
30. there is a small group, not covered by the Act, which would
31. have been left without remedy, so 2024 simply restores the
32. Act as to those persons. Senator Netsch has an amendment to
33. the bill, which simply provides that if one must choose between

AB 2027
5-20-80
B. M. ...

1. proceeding under the Human Rights Act, by way of negotiation
2. to the commission; or by way of private suit, but they must
3. make that choice. That's the bill. I ask for your support.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Is there discussion? The question
6. is shall Senate Bill 2024 pass. Those in favor vote Aye.
7. Those opposed vote Nay. The voting is open. Have all voted
8. who wish? Have all voted who wish? Take the record. On
9. that question, the Ayes are 51, the Nays are 1, none
10. Voting Present. Senate Bill 2024, having received the re-
11. quired constitutional majority, is declared passed. Senate
12. Bill 2027, Senator Geo-Karis. Read the bill, Mr. Secretary,
13. please.

14. SECRETARY:

15. Senate Bill 2027.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Geo-Karis.

20. SENATOR GEO-KARIS:

21. Mr. President and Ladies and Gentlemen of the Senate,
22. Senate Bill 2027...amends the Illinois Human Rights Act to
23. provide that any action, charge, or complaint initiated prior
24. to July 1, 1980, as a result of a denial of an individuals'
25. rights guaranteed by the Equal Opportunities for the Handi-
26. capped Act, would not be affected by the aforementioned Act,
27. and it's effective as of the date it's passed. I ask for a
28. favorable roll call.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? Is there discussion? The question
31. is shall Senate Bill 2027 pass. Those in favor vote Aye. Those
32. opposed vote Nay. The voting is open. Have all voted who wish?
33. Have all voted who wish? Take the record. On that question,

1. the Ayes are 53, the Nays are none, none Voting Present. Senate
2. Bill 2027, having received the required constitutional
3. majority, is declared passed. That...for what purpose
4. does Senator Maragos arise?

5. SENATOR MARAGOS:

6. Mr. President and members, I...I'd like, at this time,
7. to have leave to be listed as the chief co-sponsor with
8. Senator Rhoads on House Bill 2917, and the present sponsor,
9. Senator Nash, has graciously agreed to that arrangement.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there leave? Senator Maragos, would you repeat
12. your motion again for the Minute Clerk?

13. SENATOR MARAGOS:

14. House Bill 2917, was picked up by Senator Nash as a...
15. as a chief sponsor, and he has graciously agreed that...I
16. and Senator Rhoads are to be the chief sponsors of that bill.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. And that will show as Maragos-Rhoads, is that correct?

19. SENATOR MARAGOS:

20. Right..

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there leave? Leave is granted. I...now, we're not
23. at the order of announcements. We're...we're rolling along.
24. For what purpose does Senator Geo-Karis arise?

25. SENATOR GEO-KARIS:

26. Senator...Mr. President, I was going to ask for the
27. same courtesy, to be added as an immediate co-sponsor to
28. Senator Bowers as...who is the chief sponsor on House Bill
29. 3433. Senator Bowers, chief sponsor and put myself as...
30. immediate co-sponsor. I cleared it with the sponsor. I'd like
31. to have leave of the Body.

32. PRESIDING OFFICER: (SENATOR BRUCE)

✓ 33. Senator, is it hyphenated co-sponsor? Is there leave?

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

3. SENATOR NIMROD:

4. Mr...Mr. President, I wonder if we could go back to
5. Senate Bill 1935. I took that from the record and called
6. for a vote, but...the amendment does cover the questions
7. that were asked.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. There's...there's an objection to that, Senator. We'll...

10. SENATOR NIMROD:

11. We're not going to 2nd reading. I just want to have
12. it called for a vote.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Well, we are going...we are going to 2nd reading, at
15. this point. Just for the edification of the membership,
16. on 3rd reading today, we were able to pass fifty-seven bills,
17. three bills lost, and one bill was placed on the Order of
18. Postponed Consideration. So, you've done good work today.
19. For what purpose does Senator Nash arise?

20. SENATOR NASH:

21. Mr. President and Ladies and Gentlemen of the Senate.
22. I ask leave, by the request of the House sponsor, to be shown
23. as hyphenated co-sponsor with Senator D'Arco on House Bill
24. 2612.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there leave? Leave is granted. Is there leave to
27. go to the Order of Senate Bills 2nd reading? Leave is granted.
28. Senate Bills 2nd reading. We will not handle recalls until
29. after we have completed 2nd reading. The Secretary is developing
30. a list of those sponsors or people who have amendments that
31. they...of bills that are presently on 3rd reading. So, during
32. 2nd reading, if you would get your amendments down to the
33. Secretary, we'll prepare the list. It also is advisable to

1. speak to the sponsor, so that he is apprised of the fact that
2. an amendment has been offered, so that he may recall it if he wishes.
3. Senate Bill 615, Senator Maragos.

4. SENATOR MARAGOS:

5. ...Mr...before the Secretary reads it, I'd like to
6. make an announcement. I'm sure everybody will be interested.
7. I'd like to Table Senate Bill 615... Have leave.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there leave? Motion is to Table. All in favor
10. Aye. Opposed Nay. The Ayes have it. Senate Bill 615 is
11. Tabled. Senate Bill 1454, Senator Jeremiah Joyce. Senate
12. Bill 1486, Senator Daley. Senate Bill 1507, Senator Washing-
13. ton. Okay. Senate Bill...is there leave to return to that?
14. There is leave. Senate Bill 1538, Senator Lemke. Read
15. the bill, Mr. Secretary, please.

16. SECRETARY:

17. Senate Bill...Senate Bill 1538, there was a request for
18. a fiscal note which has been filed.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. No committee amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Are there amendments from the Floor?

23. SECRETARY:

24. No Floor amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. 3rd reading. Senate Bill 1559, Senator Rhoads. Will
27. anyone handle that in his absence? Senator Walsh. Read the
28. bill, Mr. Secretary, please.

29. SECRETARY:

30. Senate Bill 1559.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. The Committee on Higher Education,
33. offers one amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Walsh moves the adoption of amendment...Senator
3. Walsh.
4. SENATOR WALSH:
5. Mr. President, I understand that there's a committee
6. amendment; there are other amendments. I wonder if we can
7. just move the bill to 3rd reading, without any amendments,
8. and bring it back...
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Just move the...Senator...perhaps Senator Davidson
11. can move the adoption of the amendments. Senator Davidson.
12. SENATOR DAVIDSON:
13. That was a...Committee Amendment from Higher Education;
14. I move the adoption of the Committee Amendment.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. The motion is to adopt. Discussion? All in favor
17. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
18. is adopted. Further committee amendments?
19. SECRETARY:
20. No further committee amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Are there amendments from the Floor?
23. SECRETARY:
24. Amendment No. 2, offered by Senators Buzbee, Regner,
25. Carroll and Sommer.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Okay. Now, Senator Walsh.
28. SENATOR WALSH:
29. I...I have spoken to President Rock. Senator Rhoads is
30. ill, he'll be here tomorrow; and with leave of the Body if we
31. could advance this bill to 3rd reading, and then call it back
32. tomorrow for consideration of any amendments when Senator Rhoads
33. is present.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator...Senator Rock.
3. SENATOR ROCK:
4. Yes, thank you, Mr. President. Senator Buzbee has kindly
5. agreed to withdraw that amendment at this time. We will offer
6. it tomorrow.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Amendments from the Floor?
9. SECRETARY:
10. No further amendments.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. 3rd reading. For what purpose does Senator Walsh arise?
13. SENATOR WALSH:
14. If I might at this time request that the Journal show
15. that Senator Rhoads is absent because of illness.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. And...yesterday, also, Senator should not the Journal
18. reflect? Senate Bill 1578, Senator De Angelis. Gentlemen...
19. Senator Rock.
20. SENATOR ROCK:
21. Yes, I think because of the action with respect to
22. Senator Rhoads' bill, this bill which contains the money one
23. way or the other, should simply stay where it is. I'm sorry,
24. I forgot to mark that on hold.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. All right. There are...as I understand, there are
27. six bills of appropriations that will not be considered.
28. 1578, Senator De Angelis. 1606, Senator Carroll. 1618,
29. Senator Bloom. 1636, Senator Sommer. 1640, Senator Grotberg,
30. and 1662, Senator Grotberg. Are there...well, Gentlemen,
31. can you all get the list together so the Chair knows which
32. of these appropriation bills that you wish to call? Senate
33. Bill 1612, Senator Shapiro. Read the bill, Mr. Secretary...

1. for what purpose does Senator Washington arise?
2. SENATOR WASHINGTON:
3. You bypassed my bill. Could we go back to it, 1507?
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. We've already got...let's take Senator Shapiro's
6. appropriation bill, then we'll get back to it. Senator
7. Shapiro. Read the bill, Mr. Secretary, please.
8. SECRETARY:
9. Senate Bill 1612.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. The Committee on Appropriations
12. I offers one amendment.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Carroll to explain Amendment No. 1.
15. SENATOR CARROLL:
16. Thank you, Mr. President and Ladies and Gentlemen of
17. the Senate. Amendment No. 1 has been to delete an office
18. in East St. Louis, and take out some contingency funds...
19. Senator Sam, in the adjoining district, has asked that
20. that office be placed in his district. It was not wanted
21. in the other Legislative District. The Governor has sent
22. us a letter saying that his good friend, Senator Sam,
23. has requested the office, and he would like to place that
24. office in Senator Sam's district, instead of in the
25. adjoining Legislative District. We did have another
26. problem in that amendment, at this time I think it would
27. be best to Table Committee Amendment No. 1.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. The motion is to Table Committee Amendment No. 1. Is
30. there discussion to the motion to Table? All in favor say
31. Aye. Opposed Nay. The Ayes have it. Committee Amendment
32. No. 1 is Tabled. Further committee amendments?
33. SECRETARY:

1. No further committee amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Are there amendments from the Floor?

4. SECRETARY:

5. Now, Senator Carroll, I have an amendment from you,

6. and also, from Senator Weaver. Which goes first?

7. SENATOR CARROLL:

8. Oh, okay. Mine first.

9. SECRETARY:

10. Amendment...Amendment No. 2, offered by Senator Carroll.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Carroll.

13. SENATOR CARROLL:

14. Thank you, Mr. President and Ladies and Gentlemen of the

15. Senate. Amendment No. 2 is to take down the construction

16. amount for the Mansion repairs, to the amount shown in the

17. budget book of five hundred thirty thousand, because fifty

18. thousand is being spent of the five eighty we gave them

19. in the supplemental this year. Assuming they spend the

20. fifty in the supplemental, they will only need five thirty

21. in the new appropriation. I think it was an error in drafting

22. the original bill. I don't believe there is any question on

23. it. And, I would move adoption of Amendment No. 2.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt Amendment No. 2. Discussion?

26. All in favor say Aye. Opposed Nay. The Ayes have it.

27. Amendment No. 2 is adopted. Further Floor amendments?

28. SECRETARY:

29. Amendment No. 3, offered by Senator Weaver.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Weaver is recognized; and Ladies and Gentlemen,

32. may we have some order, please? Can we clear the aisles?

33. Can we take our conferences off the Floor? Senator Weaver is

34. recognized.

1. SENATOR WEAVER:

2. Thank you, Mr. President and members of the Senate.
3. This amendment eliminates some of the advocates in the
4. Office of Interagency Co-operation, and eliminates the
5. Consumer Assistant Program in the amount of four hundred
6. and ninety-eight thousand dollars and I move its adoption.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The motion is to adopt. Is there discussion? Senator
9. Shapiro.

10. SENATOR SHAPIRO:

11. Mr. President and Ladies and Gentlemen. Naturally, I
12. am rising to oppose this amendment. The only reason this
13. agency is in the Governor's budget, because it was requested
14. some years ago by the General Assembly, that since this
15. was under the jurisdiction of the Governor that it be
16. brought into his appropriation. It's there; it's been
17. there for a good number of years. All due respect to my
18. good friend, Senator Weaver, I would urge a No vote on
19. this amendment; because...if it's adopted, I can assure
20. you that it will cripple that agency and place the Governor
21. in an embarrassing position, as well as myself. So, I
22. urge a No vote on this amendment; and I mean it.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Regner.

25. SENATOR REGNER:

26. A question of Senator Shapiro?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. He indicates he will yield. Senator Regner.

29. SENATOR REGNER:

30. Senator Shapiro, if this amendment is defeated and
31. these advocates stay in, would you support an amendment
32. to add two more advocates; one a white male advocate,
33. and one a ladies' advocate that doesn't just come down

1. and campaign for ERA and spend taxpayers' money? You already
2. have one of those in this office.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Shapiro. May we have some order, please? Senator Shapiro.

5. SENATOR SHAPIRO:

6. Senator Regner, when you...when this bill leaves the
7. Senate...you have my blessing to discuss it with the House
8. sponsor. But, Mr. President, I would like to raise a
9. further point that the amendment offered is...technically
10. incorrect, due to the fact that...Committee Amendment No.
11. 1 was Tabled, another amendment was adopted; so, I would
12. like a ruling from the Chair on that.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Well, Senator Shapiro, we've reviewed the amendment...
15. Amendment No. 1, which was tabled did not delete any lines.
16. Amendment No. 2, which was adopted only changed figures
17. already within the body, and did not change any lines.
18. Senator Shapiro...Senator Weaver's amendment changes lines
19. that were not changed by either Amendments 1, which was
20. Tabled or 2, It is the ruling of the Chair that it is,
21. in fact, in order. Further discussion? Further discussion?
22. Senator Netsch.

23. SENATOR NETSCH:

24. If I heard correctly, Mr. President, Senator Weaver
25. said that the bill removed the Consumer Advocate, is that
26. correct?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Weaver.

29. SENATOR WEAVER:

30. Senator Netsch, not all of them. It would...

31. SENATOR NETSCH:

32. What...what part of her did it remove?

33. SENATOR WEAVER:

34. Well, there's one called Special Assistant to the Governor...

1. SENATOR NETSCH:

2. I...I cannot hear the answer.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Gentlemen and Ladies, if we...we have about one, two,
5. three, four, five, six, seven conferences on the Floor.

6. If you would take those seven off the Floor, we could
7. take action on this particular amendment. If we can
8. clear the aisles and we'll take our conferences to the
9. back of the Chamber, it...

10. SENATOR WEAVER:

11. Senator Netsch, it would remove the Special Assistant
12. to the Governor on Women; that's twenty-five thousand
13. dollars and her Administrative Assistant at fourteen
14. thousand six hundred and sixteen dollars. And, then
15. the Special Assistant to the Governor on Children,
16. twenty-six thousand six hundred...five hundred, and her
17. secretary, fourteen thousand two hundred and twenty-five.
18. Then, the Special Assistant on Hispanics, twenty thousand;
19. Administrative Assistant, thirteen thousand; Special
20. Assistant to the Governor on Minority Business, thirty-
21. one thousand eight hundred. And, then there's a vacant
22. Special Assistant on Ethnic...no...no, that's...that's
23. filled, that's twenty thousand and the Administrative
24. Assistant, which is vacant, at eight thousand seven hundred
25. and thirty-six dollars. That's...then on the...Office of
26. Consumer Service, it would reduce...or would delete a
27. Director at thirty thousand, an Account Technician at
28. fourteen, so on...Legal Counsel, in the total amount
29. of a hundred and sixty-one thousand nine hundred and five
30. dollars.

31. SENATOR NETSCH:

32. Well, I...I think the answer is that where...whereas the
33. office might not be totally eliminated, it is emasculated,

1. because there is virtually nothing left in it; and in
2. addition, all of the other special advocates are eliminated
3. by your amendment; and I don't think I need to take each
4. one of them, seriatim and make the case for it. But, I...
5. I would say, that first of all, it seems to me that a Governor
6. does have the right to have particular advice on areas that
7. are of particular sensitivity and concern; and it seems
8. to me that it is not really our proper...it is legally
9. our role to tell him that he can't have them, but it is
10. certainly not an appropriate thing. I...I think anyone
11. in this Body who served as Chief Executive would greatly
12. resent being told by the Legislature that he could not
13. run the Office of Governor as he felt...he or she felt it
14. was proper to do. And, for that reason alone, I think the
15. amendment should be defeated. I would add an addition
16. to that, and taking only the one that I initially heard,
17. the Consumer Advocates role, while the office might have
18. been somewhat more quiet than I think the Consumer Advocate
19. ought to be in the last couple of years; it is, nevertheless,
20. the only Statewide Agency that is available to help advise
21. and counsel and make information known to those who are
22. attempting to stand up for our constituents who are, in
23. fact, consumers. And for that reason, also, it seems to me
24. the amendment should be defeated.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Weaver may close.

27. SENATOR WEAVER:

28. Thank you, Mr. President. Well, this is still leaving
29. two hundred and seventy-seven thousand dollars in the budget
30. for this purpose and I feel that is sufficient. I'd move
31. adoption of the amendment.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt. There's been a request for a

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1. roll call. Those in favor will vote Aye. Those opposed will
2. vote Nay. The voting is open. Have all voted who wish?
3. Have all voted who wish? Take the record. On that
4. question, the Ayes are 18, the Nays are 35, none Voting
5. Present. Amendment No. 3 is lost. Are there further
6. amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. 3rd reading. Senate Bill 1614, Senator Berning.
11. Oh, there was leave granted to return to Senate Bill 1507.
12. We'll return to the Order of Senate...House Bills...Senate
13. Bills 2nd reading, Senate Bill 1507. Read the bill,
14. Mr. Secretary, please.

15.
16. (End of reel)

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1. SECRETARY:

2. Senate Bill 1507...had a request for a fiscal note which
3. has been filed.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. No committee amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Are there amendments from the Floor?

8. SECRETARY:

9. Amendment No. 1 offered by Senator Washington.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Washington.

12. SENATOR WASHINGTON:

13. Mr. President, Amendment No. 1 to 1507, makes certain
14. technical and housekeeping changes, but makes three substantive
15. changes in the bill. First of all, it provides that recall
16. shall not be instituted against a sitting mayor unless they
17. have served at least six months in office. And secondly, it
18. provides that there can only be one recall, at least six
19. months in office...that's too much, I know. Secondly,
20. it provides that there can be only recall mechanism against
21. a sitting mayor during the mayor's term. And third, it raises
22. the percentage of signatures required on a petition from five
23. percent to twenty percent. It seems that twenty percent is
24. the figure used in most states in reference to municipal
25. recall. None go above twenty-five percent. So those are
26. the three substantive changes which Amendment No. 1 seeks to
27. add to Senate Bill 1507. I ask for its adoption.

28. PRESIDING OFFICER: (SENATOR BRUCE)

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

32. SECRETARY:

33. Amendment No. 2 offered by Senator Rock.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rock is recognized.

3. SENATOR ROCK:

4. Thank you, Mr. President, Ladies and Gentlemen of the
5. Senate. Amendment No. 2 which will be shortly offered, would
6. provide for recall of every elected officer of every unit of
7. local government in every school district in this State. I
8. suggested when the motion to discharge the Rules Committee
9. was successfully argued that this bill should not, in fact,
10. be addressed by the Senate. But if we're going to do it, let's
11. do it evenhandedly, every elected official, local elected official
12. across the State. Prior to offering the amendment, under our
13. rules, I would move you, at this time, that Senate Bill 1507
14. be recommitted to the Committee on Rules.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is in order and is debatable. The motion is
17. to recommit Senate Bill 1507. The motion is to recommit Senate
18. Bill 1507 to the...Rules Committee. All right. Senator Washington.

19. SENATOR WASHINGTON:

20. Mr. President and members of the Senate. The motion has
21. to be considered dilatory and if I may say so, somewhat insulting.
22. That bill sat in the Rules Committee for approximately two months,
23. notwithstanding my attempts to dislodge it. I filed the motion to
24. ...discharge on April 23rd and through a series of what at best
25. can be labled as misadventures, the bill sat on the Calendar for
26. two months. This Senate, in its wisdom, by a vote of 34 to some
27. odd incidental figure, decided that it wanted to hear and debate
28. this bill. And now within a...space of a week, the President
29. of the Senate comes back to recommit. Maybe the word insulting
30. is too harsh, but I think it's playing games with the will
31. of this Senate. I think we have a right to hear this bill, he
32. has a right to offer an amendment, we have a right to discuss
33. it and debate it. The issue is serious, it's affecting a substantial

1. number of people in this State, there are pro and con's relative
2. to it, but no matter what you think, it is an issue which deals
3. with the question of accountability of chief executives and
4. our municipalities. If there is any such thing as an emergency,
5. this bill is it. I think this Senate, in its wisdom, should resolve
6. this issue this week, and not duck it by sending it back to Rules.
7. I submit to you that you should vote down this motion to refer,
8. assuming that it's in order.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion on the motion to recommit? Senator
11. Chew.

12. SENATOR CHEW:

13. Originally I had a...amendment filed to have this bill
14. go into effect in 1984. However, the developments over this
15. past week-end caused me to withdraw that amendment. As we
16. know, and some of you that may not read the newspapers, we
17. discovered that the Mayor of the City of Chicago has made
18. some awesome remarks because the newly elected appointed
19. school board took it upon itself to elect a president without
20. her being seated at the school board or telling them how to
21. vote. And since she has said that the new school board was
22. silly and childish to show that it has a responsibility, I
23. withdrew that amendment and let the chips fall where they
24. may. Now the amendment that's...the motion that's on the
25. Floor to recommit to the committee is simply a means of trying
26. to destroy the bill as it is written and amended. What is it
27. going to do in Rules Committee that it didn't do for the four
28. months that it was there? Why is it that the people in the
29. Rules Committee did not want it to come out? Or since it has
30. gotten out, why do they want it recommitted? Is that for a
31. study or is it just to say, well, here I am, we can keep it
32. in committee, we've got enough votes to recommit it? Maybe
33. you have, I don't know. But I'll agree with Senator Washington
34. that the bill ought to be discussed on the Senate Floor and

1. if you want to include all municipal elected officials then
2. do it from your own bill, leave this one alone, let's debate it.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Collins.

5. SENATOR COLLINS:

6. Thank you, Mr. President. I rise in opposition to this
7. motion also. Notwithstanding the merits or demerits of this
8. bill, 1507 or any other bill, I think that once a bill gets
9. out of committee through deliberation on the part of that
10. committee or through a discharge motion through deliberation
11. and discussion by this entire Body. I think that it is irresponsible
12. for any member of this Body other than the sponsor themselves
13. or herself, himself, or herself, to get up and to move to have
14. another...Senator's bill re-referred to a committee without
15. discussion of the persons' knowledge of that move. I feel that
16. this bill has been discussed and everybody know what it is
17. and Senator Chew said if going back to committee we're not
18. going to improve it at all, it is a deliberate attempt to kill
19. this bill. And I ask all of you to vote in opposition to this
20. motion.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion of the motion to recommit? Senator
23. Washington.

24. SENATOR WASHINGTON:

25. Must that motion be in writing?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. ...It is in writing, Senator. ...It should be and it is
28. before the Secretary in writing.

29. SENATOR WASHINGTON:

30. How many votes would it take?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Under Rule 8, reference is made to motions to commit and
33. recommit and the language states that it shall be supported by

1. a majority of the members elected, which would require...thirty
2. affirmative votes.

3. SENATOR WASHINGTON:

4. I think we should change that rule to provide that in
5. the future that it should be...recommitted with a vote equal
6. to what it got out with, at least.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Depending on who wins, Senator, that might be in the
9. next set of rules we adopt. Further discussion of the motion
10. to recommit? Senator Rock may close.

11. SENATOR ROCK:

12. Thank you, Mr. President, Ladies and Gentlemen of the
13. Senate. The motion to recommit was not lightly put. I said
14. then and I say now that to have before us a piece of legislation
15. or a legislative proposal that would provide for the recall of
16. one elected official out of the many in this State, simply
17. is beneath the dignity of this Body and I would urge an Aye
18. vote on the motion to recommit.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is to recommit Senate Bill 1507 to the Committee
21. on Rules. Those in favor will vote Aye. Those opposed will
22. vote Nay. The voting is open. It will require thirty affirmative
23. votes. Have all voted who wish? Have all voted who wish? Take
24. the record. On that question the Ayes are 20, the Nays are 14.
25. The motion to recommit is lost. Are there further amendments?
26. Oh, Senator Rock.

27. SENATOR ROCK:

28. Thank you, Mr. President and Ladies and Gentlemen of the
29. Senate. We are now back on Amendment No. 2, which I again seriously
30. offer. And Amendment No. 2 would rewrite this legislation and
31. provide for the potential recall of every elected officer of
32. every unit of local government in every school district in this
33. State and I would move its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The motion is to adopt Amendment No, 2. Is there discussion?
3. Senator Washington.

4. SENATOR WASHINGTON:

5. Clearly there is...is a pattern here, Mr. President, to
6. destroy this bill without even getting it to a vote, hopefully.
7. Now, it's pretty clear that if this amendment is adopted, I
8. just don't think it will be, that it's designed to kill the
9. bill. I...I'm not at a loss as to why the President does this,
10. but I'm at a loss to understand why he will not permit me to
11. have my day in court. I think the issue is very serious and
12. not to be toyed with, played with, monkeyed with, and goofed
13. around with. I think we ought to face up to the proposition.
14. Do the people of the City of Chicago have a right to recall
15. their Mayor? There's nothing complicated about that. There's
16. nothing unusual about casting legislation which applies to
17. only Chicago in a unique sense, the Statute books are full
18. of it. As a matter of fact, I dare say a high percentage
19. of...of Statutes we have, laws we have, deal with populations
20. of over a million or half million or more. I think this is just
21. a ploy to try to defeat the bill. I think it's trying to say
22. to you that if you put it on, all your local mayors will be
23. dealing with you and you may not have this problem that we have.
24. There's nothing unusual about recall and there's nothing
25. sacrosanct about a four year term in office, particularly with
26. an executive wielding inordinate amounts of power, such
27. as the Mayor of Chicago wields. I don't think we should
28. duck this issue. Let Chicago face it squarely. If you've had
29. any calls at all from Chicago, they've been to the effect that
30. they want this bill passed, in its pristine form. I ask you
31. to defeat this amendment.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Chew.

1. SENATOR CHEW:

2. You know, having worked here under several president pro
3. tems and presidents, I have the highest regard for the President
4. that's sitting now. I just don't know where he got his advice
5. from to get this kind of amendment. It couldn't have come
6. from the distinguished Senator from Oak Park, he just got bad
7. advice. Now, we went through this change with meddling down
8. here on sales tax and suddenly everybody had a change of heart.
9. Well, we don't know what the results of that meddling is going
10. to cost us in the future, but I don't predict it will be good.
11. And I would suggest that those of us that are here, would
12. sort of take our advice from those that surround us instead
13. of getting it by telephone or conferences. The...the amendment
14. that he's offering is designed solely to kill the bill. I
15. know he is sincere in whatever he does and I don't know whether
16. his hands were free to do this, but I would ask that the...the
17. future Governor of the State would not get himself in the kind
18. of bind that would prevent him from becoming the future Governor
19. of the State of Illinois. I think the Governor's hands ought
20. to be free and clear where his thoughts could be made plain
21. to this Floor and as my immediate leader, I would want this
22. kind of person to be my leader, one who is free, one who can
23. think, one who can execute his own ideas without...he might
24. even become the Mayor of Oak Park one day and...and his...his
25. potential is great and I...I'm serious. Phil is one of the
26. most knowledgeable people in this Legislature. I've been able
27. to get good advice from...from him and I followed that advice
28. and it has been very, very, well taken. Unfortunately, under
29. these circumstances, he doesn't seem to be following his old
30. trend. There was some nasty reports about his getting involved
31. in sales tax issue. Well, I talked to my friend and I thought
32. he had refrained from those kinds of things. You see, when I
33. voted for the distinguished Gentleman from Oak Park to become

1. the President of the Senate, I wanted his input to be of great
2. value to the members that he presided over...and with. I didn't
3. expect the distinguished Gentleman to...to contemplate any kind
4. of move as which he's making, so I...I don't take exceptions to
5. it, I just think he slept too long last night.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. ...Further discussion? Senator Buzbee.

8. SENATOR BUZBEE:

9. Thank you, Mr. President. I...my seat is arranged on this
10. Senate Floor where I am literally between the rock and one of
11. the hard spots. I...I intend to...to, well first of all, let
12. me explain that I am no fan. I don't even get paid extra for
13. this comedy routine, but I am no fan of the Mayor of Chicago.
14. I still hold her responsible for that unholy alliance with
15. the Governor of this State when they killed the sales tax
16. reduction last year. And I think she has caused a lot of
17. problems that the City of Chicago does not need. However, I
18. think legislation aimed at one particular person out of a
19. State of eleven million, is not good legislation. In the...and
20. I also oppose the idea of recall against any local officials
21. in my area. The voters have a chance, once every four years,
22. to decide whether they're going to retain them or not. So I'm
23. going to vote No on this amendment and I'm also going to vote
24. No on the bill, even though I don't particularly...I'm not
25. enamored with Jayne Byrne, but I don't think that it's a
26. good idea to aim legislation at...at one individual in particular.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Walsh.

29. SENATOR WALSH:

30. Mr. President and members of the Senate. I guess thirty-
31. four of us voted to...to have this bill taken from the Rules
32. Committee and placed on the Calendar, so it would appear that
33. probably thirty-four people want to get the bill to 3rd reading

1. in the form in which it was. Apparently the bill is...is in
2. a little better shape now than it was with the amendment that
3. Senator Washington put on, which requires that there be more
4. signers on the petition, from five to twenty percent, and some other
5. provisions. So...it would seem to me that we should let the
6. sponsor have the bill in the form in which he wants it and
7. let it go to 2nd reading in his...in his form or to 3rd reading
8. in his form, and for that reason I would oppose the...the amend-
9. ment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Rock may close.

12. SENATOR ROCK:

13. Thank you, Mr. President, Ladies and Gentlemen of the...
14. of the Senate. Briefly, in support of my motion to adopt Amend-
15. ment No. 2, let me suggest to Senator Walsh that if, in fact,
16. that is the tenor, that I hope he remembers that during the full
17. course of 2nd reading. Let me also suggest to Senator Chew,
18. my erstwhile campaign manager, that this amendment is a product,
19. and only a product of my fertile imagination. I have discussed
20. this with no one and I literally mean that, with no one. But
21. I happen to think, as I thought then, that to have a legislative
22. proposal aimed at one elected official, simply should not be
23. the case. So I am providing, along with the people of Chicago,
24. because this would equally apply to Chicago, the people of
25. Chicago and the people of Carbondale and the people of River
26. Forrest and the people of Chicago Heights, people across the
27. State, have the right to recall, under my amendment, every
28. elective officer of every unit of Local Government and every
29. school district. All I'm looking for is evenhandedness. The
30. people of Chicago and the Mayor of Chicago are also included
31. in this amendment and I move its adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt. Those in favor will vote Aye. Those

1. opposed will vote Nay. The voting is open. Have all voted
2. who wish? Have all voted who wish? Take the record. On that
3. question the Ayes are 19, the Nays are 27, none Voting Present.
4. Amendment No. 2 is lost. Further amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. 3rd reading. Senate Bill...Senate Bill 1614, Senator Berning.
9. Is Senator Berning on the Floor? Civil Service Commission Appropriation,
10. Senator. Read the bill, Mr. Secretary, please.
11. SECRETARY:
12. Senate Bill 1614.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. The Committee on Appropriations I offers
15. one amendment.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Carroll on Amendment No. 1.
18. SENATOR CARROLL:
19. ...Why, thank you, Mr. President and Ladies and Gentlemen of
20. the Senate. This reduces the appropriation by nineteen thousand,
21. two hundred, in accordance with the eight percent formula and
22. a head count of the number of positions. We have a later amend-
23. ment to put back a half body that they had had on board, we were
24. trying to figure out what...which half of the half body it was.
25. We've now found out we have a Floor Amendment. I would move
26. adoption of Amendment No. 1.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. The motion is to adopt Amendment No. 1. All in favor
29. say Aye. Opposed Nay. The Ayes have it, Amendment No. 1
30. is adopted. Are there further committee amendments?
31. SECRETARY:
32. No further committee amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Are there amendments from the Floor?
2. SECRETARY:
3. Amendment No. 2 offered by Senator Carroll.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Carroll.
6. SENATOR CARROLL:
7. This adds sixty-five hundred dollars, Mr. President and
8. Ladies and Gentlemen of the Senate, for that half body and
9. I would move adoption of Amendment No. 2.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion is to adopt. Discussion? All in favor
12. say Aye. Opposed Nay. The Ayes have it, Amendment No. 2
13. is adopted. Further Floor amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. 3rd reading. Senate Bill 1619, Senator Davidson. Read
18. the bill, Mr. Secretary, please.
19. SECRETARY:
20. Senate Bill 1619.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Are there amendments from the Floor?
25. SECRETARY:
26. Amendment No. 1 offered by Senator Davidson.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Davidson, on Amendment No. 1.
29. SENATOR DAVIDSON:
30. We had two amendments..went on yesterday. This is the
31. 3rd amendment.
32. SECRETARY:
33. Okay then, wait a minute...oh, yes...okay, the bill did

1. have a 2nd reading on the 19th, Amendments 1 and 2 were
2. adopted, this is Amendment No. 3.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Amendment No. 3, Senator Davidson.

5. SENATOR DAVIDSON:

6. Mr. President and members of the Senate. This is amend-
7. ment...fifty thousand dollars to start the conservation program
8. for the preserving of the documents in the Historical Society
9. and...Senator Carroll does have the letter from Robert Mandeville
10. in support of this fifty thousand dollars which was not in the
11. budget. I'd move the adoption of the amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Discussion? Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
16. As Senator Davidson indicated, the Governor, after having looked,
17. finally convinced Dr. Bob that it was a good idea. Dr. Bob has
18. now agreed with the Governor and has given us a letter adding
19. fifty thousand to the fiction document so that it can be preserved
20. in the historical archives of our library and of the Old State
21. Capitol and I would concur with Doc Davidson's Amendment No. 3.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The motion is to adopt Amendment No. 3. Further discussion?
24. All in favor say Aye. Opposed Nay. The Ayes have it, Amendment
25. No. 3 is adopted. Further Floor amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. 3rd reading. Senate Bill 1621, Senator DeAngelis. Is
30. Senator DeAngelis on the Floor? Read the bill, Mr. Secretary,
31. please.

32. SECRETARY:

33. Senate Bill 1621.

1. (Secretary reads title of bill)

2. 2nd reading of the bill. The Committee on Appropriations I

3. offers one amendment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Carroll, to explain Amendment No. 1.

6. SENATOR CARROLL:

7. Thank you, Mr. President, Ladies and Gentlemen of the

8. Senate. This is in addition to the pay plan in vacancies,

9. a reduction of some of the vacant positions that were noted

10. in this department for the past year. After having discussions

11. with the department, we have a Floor amendment to add back

12. some of those vacant positions that have now been committed since the

13. graduation of accountants and I would move adoption first of Amend-

14. ment No. 1, which reduces by seven, the number of personnel

15. and then we will have a Floor amendment later to make the

16. correction.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The motion is to adopt. Further...discussion? All in

19. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 1

20. is adopted. Further committee amendments?

21. SECRETARY:

22. No further committee amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Are there amendments from the Floor?

25. SECRETARY:

26. Amendment No. 2 offered by Senator Carroll.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Carroll.

29. SENATOR CARROLL:

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

31. As we indicated, this is the...to...restore seventy-three thousand,

32. four hundred dollars for those people that have, in fact, been

33. committed to by the department who are recent accounting graduates,

1. probably supported by members of this General Assembly. And
2. I would move adoption of Amendment No. 2 to replace those
3. five patronage workers.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Motion is to adopt. All in favor say Aye. Opposed Nay.
6. The Ayes have it, Amendment No. 2 is adopted. Further Floor
7. amendments?
8. SECRETARY:
9. No further amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. 3rd reading. Senate Bill 15...1626, Senator Nimrod. Read...
12. Senate Bill 1635, Senator Coffey. Read the bill, Mr. Secretary,
13. please.
14. SECRETARY:
15. Senate Bill 1635.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. The Committee on Appropriations II
18. offers three amendments.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Buzbee.
21. SENATOR BUZBEE:
22. Thank you, Mr. President. Amendment No. 1 is a...technical
23. correction. It replaces the word "wholesale" with "wholesome",
24. and I would move its adoption.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. The motion is to adopt Amendment No. 1. All...discussion?
27. All in favor say Aye. Opposed Nay. The Ayes have it, Amendment
28. No. 1 is adopted. Further committee amendments?
29. SECRETARY:
30. Committee Amendment No. 2.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Buzbee.
33. SENATOR BUZBEE:

1. Thank you, Mr. President. Senator Carroll suggested, he
2. liked "wholesale" better than "wholesome", but the department
3. requested "wholesome." Number 2 is a request made by Senator
4. Coffey in committee, which the...which the committee went along
5. with. We...are of the...of the ilk to not accept water projects
6. that are not in departmental budgets, however, this was one
7. that we felt was especially noteworthy. It's an attempt
8. to...to satisfy a water problem in a lake instead of going out
9. and building a new lake...that Senator Coffey needs this money
10. in his district to straighten out a present lake to be able
11. to provide the water system that they need or continue...providing the
12. water supply, I should say, and I would move its adoption.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The motion is to adopt. Discussion? All in favor say
15. Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is adopted.
16. Further amendments?

17. SECRETARY:

18. Committee Amendment No. 3.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Buzbee.

21. SENATOR BUZBEE:

22. Thank you, Mr. President. Amendment No. 3 is our reduction
23. amendment. We will restore some of this in a...in a future
24. amendment...

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Can we take our conferences off the Floor. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you, but this amendment, first of all, will reduce
29. the one hundred fifty-seven thousand, nine hundred dollars,
30. from the Administrative Services Division. It will reduce
31. two thousand dollars in EDP, will reduce eighty-three thousand,
32. seven hundred dollars in Ag industry, it reduces forty-seven
33. thousand, eight hundred dollars in...of GRF in meat and poultry
34. for the eight percent guideline it reduces twenty-two thousand,

1. four hundred dollars in GRF and markets for the eight percent
2. guideline...of the...in the Department of Natural Resources they
3. had twenty new job requests of which we allowed them half, a
4. total reduction of two hundred and thirty thousand dollars.
5. State Fair for extra help, we reduced forty-five thousand. Grants
6. were reduced by seven hundred thousand and I would move the
7. adoption of Amendment No. 3.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Motion is to adopt Amendment No. 3. Discussion? All in
10. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 3
11. is adopted. Further amendments?
12. SECRETARY:
13. No further Floor...or...committee amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Are there amendments from the Floor?
16. SECRETARY:
17. Amendment No. 4 offered by Senator Carroll.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Carroll...Ladies and Gentlemen.
20. SENATOR CARROLL:
21. I thank you, Mr. President...Ladies and Gentlemen of the Senate...
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. If we can have some order, we'll proceed along. Senator Carroll
24. on Amendment No. 4.
25. SENATOR CARROLL:
26. ...continuing right along, this is the annual appropriation
27. for the State Fair in the Chicagoland area and I would move
28. adoption of Amendment No. 4.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Motion is to adopt. Discussion? Senator Regner.
31. SENATOR REGNER:
32. Yes, a question of the sponsor.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Indicates he will yield. Senator...Senator Regner.
2. SENATOR REGNER:
3. Senator Carroll, since this wasn't in the budget book and
4. we're demanding letters from Dr. Bob on anything in excess of
5. the budget, I was wondering if you do have a letter from Dr. Bob.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Carroll.
8. SENATOR CARROLL:
9. No, but I have a letter from the Mayor.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Regner.
12. SENATOR REGNER:
13. Well, Senator Carroll, you did have a letter last year.
14. Won't they at least give you a carbon copy of last year's to
15. justify it?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Carroll.
18. SENATOR CARROLL:
19. They seem to have run out of Xerox monies and have not sent
20. up the letter of last year. But since they signed it last
21. year, I'm sure they'll sign it again this year.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Further discussion? The motion is to adopt Amendment No. 4.
24. All in favor say Aye. Opposed Nay. The Ayes have it...been a request
25. for a roll call. Will the members...motion is to adopt Amendment
26. No. 4. Those in favor will vote Aye. Those opposed will vote
27. Nay. The voting is open. Have all voted who wish? Have all voted
28. who wish? Take the record. On that question the Ayes are 29,
29. the Nays are 23, Amendment No. 4 is adopted. Further amendments?
30. SECRETARY:
31. Amendment No. 5 offered by Senator Buzbee.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Buzbee.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. This is the amendment that
3. restores some of the cuts that we made in Amendment No. 3.
4. What it restores is...is seven hundred and sixty thousand
5. dollars total. Seven hundred thousand from the Ag Premium
6. Fund for soil mapping and for assistance that was GRF, we've
7. changed it to the Ag Premium Fund and it restores sixty thousand
8. dollars in General Revenue for personal services dollars for
9. roughly three or four new people in the Natural Resources
10. Division. It restores a hundred and thirty-four thousand,
11. five hundred in the Ag Premium Fund for State Fair extra help
12. and we designate there, that those...those dollars that can
13. only be spent in...in calendar year '81 for start up money
14. for the State Fair in...in calendar year '81. And it restores
15. fourteen thousand, seven hundred dollars General Revenue to
16. Administrative Services contractual. And I would...and I
17. would move its adoption.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator, I think you and I heard that. The motion is
20. to adopt Amendment No. 5. All in favor say Aye. Opposed Nay.
21. The Ayes have it, Amendment No. 5 is adopted. Further amendments?

22. SECRETARY:

23. Amendment No. 6 offered by Senator Coffey.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Coffey on Amendment No. 6.

26. SENATOR COFFEY:

27. Yes, Mr. President and members of the Senate. On...in
28. ...in the cuts in Amendment No. 3, cut out five new positions
29. requested in Administrative Service Division to staff a new
30. compliance unit that would provide support for...technical
31. expertise by reviewing the investigating department violations.
32. With those five cuts, we felt was too severe...of a cut and
33. this amendment, what it does, it puts three of those positions

1. back in, one administrative assistant position, budgeted at
2. ten months at fifteen thousand, four hundred and twenty dollars,
3. one administrative assistant position budgeted at eight months
4. for twelve thousand, three hundred...three hundred and thirty-
5. six dollars and one clerk steno position budgeted at a full year
6. of funding at ten thousand, one hundred and four dollars. With
7. retirement, social securities and total, it restores forty thousand,
8. one hundred dollars. I'd be glad to answer any questions you
9. might...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The motion is to adopt. Discussion? Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. I rise in opposition to this
14. amendment. We did, in Amendment 3 as I just indicated...pardon
15. me, in Amendment 5, we did just restore some of the cuts that we
16. had originally made, we feel the department has sufficient
17. personnel to do the job that they're supposed to do. The department
18. is a...a large one with a lot of employees. We're talking about
19. two administrative assistants and one clerk steno here, we
20. feel that those jobs can be handled by employees who are currently
21. on board without the necessity of adding back additional dollars.
22. And I would...I would ask for a No vote on this amendment.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is to adopt. Senator Coffey may close.

25. SENATOR COFFEY:

26. Yes, Mr. President and members of the Senate. I would
27. ask for...for a favorable roll call on this. This Legislative
28. Body...seen fit to create the problem with the Department of
29. Agriculture where it is necessary that they have these three
30. staff people to implement legislation that we passed. I think
31. that we need the three positions and I would ask for a favorable
32. roll call.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Been a request for a roll call. Those in favor will vote
2. Aye. Those opposed will vote Nay. The voting is open. It's
3. on the adoption of Amendment No. 6. Have all voted who wish?
4. Have all voted who wish? Take the record. On that question
5. the Ayes are 27, the Nays are 28. Amendment No. 6 is lost.
6. Further amendments?
7. SECRETARY:
8. No further amendments.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. 3rd reading. Senate Bill 1638, Senator Schaffer. ...Health
11. Finance Authority. Read the bill, Mr. Secretary, please.
12. SECRETARY:
13. Senate Bill 1638.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Appropriations II
16. offers two amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Schaffer. Senator Buzbee...on Amendment No. 1.
19. SENATOR BUZBEE:
20. Thank you, Mr. President. Amendment No. 1 adds seventy-
21. nine thousand, one hundred dollars to the Authority's original
22. request. Twenty-nine hundred is for retirement to correct an
23. unbudgeting...underbudgeting rather, of this line in comparison
24. to personal services line. The Authority is also requesting
25. seventy-six thousand, two hundred, for contractual services
26. to reflect changes caused by the FY'80 transfer and to correct
27. miscalculations in rental of office equipment and rental of
28. real property and I would move its adoption.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Motion is to adopt Amendment No. 1. Discussion? All in
31. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 1
32. is adopted. Are there further committee amendments?
33. SECRETARY:

1. Amendment No...Committee Amendment No. 2.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Thank you, Mr. President. Amendment No. 2 reduces the

6. Health Finance Authority by two hundred and sixty-six thousand,

7. eight hundred dollars, some of which we will add back in a few

8. minutes with another amendment and I would move its adoption.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt Amendment No. 2. Discussion? All

11. in favor say Aye. Opposed Nay. The Ayes have it, Amendment

12. No. 2 is adopted. Further committee amendments?

13. SECRETARY:

14. No further committee amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Are there amendments from the Floor?

17. SECRETARY:

18. Amendment No. 3 offered by Senator Buzbee.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Buzbee on Amendment No. 3.

21. SENATOR BUZBEE:

22. Thank you, Mr. President. This restores one hundred eighty-

23. seven thousand, seven hundred dollars to the Health Finance

24. Authority's Appropriation. This brings the...the request back

25. to the Governor's recommended level. This is a new agency which

26. any new agency that's in the start-up process...they obviously

27. are going to have some...some growth because we give them a

28. job to do and then they...they tend to grow for the first couple,

29. three years, hopefully they won't grow after that, and then...we

30. thought it was necessary that this particular money be restored

31. and I would move its adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt Amendment No. 3. Discussion? All

1. in favor say Aye. Those in favor say Aye. Opposed Nay. The
2. Ayes have it. Amendment No. 3 is adopted. Further committee
3. ...further amendments?
4. SECRETARY:
5. No...no further amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. 3rd reading. Senate Bill 1639, Senator Schaffer. Read
8. the bill, Mr. Secretary, please.
9. SECRETARY:
10. Senate Bill 1639.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. Committee on Appropriations II offers
13. six amendments.
14. PRESIDENT:
15. Senator Buzbee.
16. SENATOR BUZBEE:
17. Thank you, Mr. President. Amendment No. 1 reduces the
18. Department of Public Health's appropriation request by one
19. million, two hundred fifteen thousand, nine hundred dollars.
20. Seven...seven thousand of that is in Management and Administrative
21. Services, seventy-one hundred in Vital Records, seventy-five
22. hundred...to labs, four thousand to EDP, and I would move
23. its adoption.
24. PRESIDENT:
25. Senator Buzbee has moved the adoption of Committee Amendment
26. No. 1 to Senate Bill 1639. Is there any discussion? If not, all
27. in favor signify by saying Aye. All opposed. The Ayes have it.
28. The amendment is adopted. Further amendments?
29. SECRETARY:
30. Committee Amendment No. 2.
31. PRESIDENT:
32. Senator Buzbee.
33. SENATOR BUZBEE:

1. Thank you, Mr. President. No. 2 breaks out the labs'
2. appropriation to three labs in Chicago, Springfield and
3. Carbondale by...by physical location and I would move its
4. adoption.

5. PRESIDENT:

6. Senator Buzbee has moved the adoption of Committee Amend-
7. ment No. 2 to Senate Bill 1639. Is there any discussion?
8. If not, all in favor signify by saying Aye. All opposed.
9. The Ayes have it, the amendment is adopted. Further amendments?

10. SECRETARY:

11. Committee Amendment No. 3.

12. PRESIDENT:

13. Amendment No. 3, Senator Buzbee.

14. SENATOR BUZBEE:

15. Thank you, Mr. President. This phases one of the Indochinese
16. breakouts, it deletes dollar amounts in the labs' appropriations.
17. These amounts will be added along with those from the Health
18. Services Division in the next amendment to establish a separate
19. appropriation for the Indochinese Refugee Program. And I would
20. move its adoption.

21. PRESIDENT:

22. Senator Buzbee has moved the adoption of Committee Amend-
23. ment No. 3 to Senate Bill 1639. Is there any discussion? If
24. not, all in...I beg your pardon, Senator Martin.

25. SENATOR MARTIN:

26. I am not known for being particularly kind to departments,
27. and, in fact, causing them a little trouble, I think, is usually worthwhile.
28. But although I concur with the...the desires of both Amendments No. 3
29. and No. 4, discussions with staff on both sides and the department
30. indicate it's almost going to be a...nothing is impossible, but
31. it's going to be so costly and take up so much junky time that
32. we're actually doing more harm than good. We would like it
33. broken out, but this will make it in a totally different shape
34. than the rest of the budget, so surprisingly enough for once, I'm

1. being fairly...reasonable about this and I'd oppose the amend-
2. ment.

3. PRESIDENT:

4. Further discussion? If not, Senator Buzbee has moved
5. the adoption of Amendment...Committee Amendment No. 3 to
6. Senate Bill 1639. Those in favor signify by saying Aye.
7. Those opposed. The Ayes have it, the amendment is adopted.
8. Further amendments?

9. SECRETARY:

10. Committee Amendment No. 4.

11. PRESIDENT:

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President. This deletes funds from the
15. Office of Health Services Appropriation and adds those funds
16. along with those deleted by Amendment No. 3 into separate
17. sections for the Indochinese Refugee Program and I would move
18. its adoption.

19. PRESIDENT:

20. Senator Buzbee has moved the adoption of Committee Amend-
21. ment No. 4 to Senate Bill 1639. Is there any discussion?
22. If not, all in favor signify by saying Aye. All opposed. The
23. Ayes have it, the amendment is adopted. Further amendments?

24. SECRETARY:

25. Committee Amendment No. 5.

26. PRESIDENT:

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Thank you, Mr. President. This eliminates two hundred
30. and ninety-five thousand dollars of Federal funds for Health,
31. Education, Smoking and Alcohol Programs and eliminates
32. three positions to administer the programs and I would move
33. its adoption.

1. PRESIDENT:
2. Senator Buzbee has moved the adoption of Committee
3. Amendment No. 5 to Senate Bill 1639. Is there any discussion?
4. If not, all in favor...Senator Schaffer.
5. SENATOR SCHAFFER:
6. Well, I'm going to ask a rather lengthy question, if
7. you'll bear with me. It's my understanding that these are
8. strictly Federal funds and...and maybe you can answer. These...
9. this would reduce or eliminate programs in Normal, Princeton,
10. Urbana, Mattoon, Sterling, Freeport, Rockford, Peoria, Quincy,
11. Carthage, Metropolis, Pittsfield...Mt. Sterling, Springfield,
12. pardon me, three in Springfield...four in Springfield, Staunton,
13. two more in Champaign, Flora, Pinckneyville, Chester, Murphysboro
14. ...Christopher, Vienna, Palatine, Jacksonville, Skokie, Barrington,
15. Evanston, Wheaton, Aurora, Waukegan, Woodstock, Crest Hill, Morris,
16. Joliet, East St. Louis and about eight or nine in Chicago. This
17. would cut those Federal funds out for those programs, right?
18. PRESIDENT:
19. Senator Buzbee.
20. SENATOR BUZBEE:
21. Yes.
22. PRESIDENT:
23. All right, further discussion? Yes, Senator Collins.
24. SENATOR COLLINS:
25. Thank you. Question of the sponsor, please.
26. PRESIDENT:
27. He indicates he will yield. Senator Collins.
28. SENATOR COLLINS:
29. Senator Buzbee..I didn't quite hear your...your explanation.
30. You're saying you are cutting Federal funds, out...the Federal funds
31. for alcoholic treatment programs, you're talking about...did
32. he say that?
33. PRESIDENT:
34. Senator Buzbee.

1. SENATOR BUZBEE:

2. It eliminates two hundred and ninety-five thousand dollars
3. of Federal funds for health education, smoking education, alcohol
4. education programs and eliminates three positions to administer
5. the programs...three positions.

6. PRESIDENT:

7. Senator Collins.

8. SENATOR COLLINS:

9. Why...why would you want to eliminate...alcohol education
10. programs?

11. PRESIDENT:

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Well, first of all, I think Senator Schaffer's...reading
15. of the long list is the principal reason, if for none other.
16. You take two hundred and ninety-five thousand dollars and
17. divide that by all of those cities that he named and you can
18. see what you're going to end up with. You're going to end
19. up with twenty-five or thirty,three by five posters to stick
20. in offices in each of those programs and that's about all
21. you're going to be able to fund. It's two hundred and ninety-five
22. thousand dollars of taxpayer dollars, true, it is Federal taxpayer
23. dollars, but I would remind you that you and I pay those taxes
24. also and it's the type of program that in...in austerity budgets
25. that they'll cut out in a few years, we'll have the bureaucrats
26. on board, they'll all be here crying, bleeding all over our desks
27. telling us what a great program this is and we've got to pick
28. it up with General Revenue Funds. So let's nip it in the bud
29. before it has a chance to hatch.

30. PRESIDENT:

31. Further discussion? Senator Netsch.

32. SENATOR NETSCH:

33. Well, I...I think I'm joining Senator Schaffer in saying

1. that there really is no reason to cut this out. There was no
2. evidence that it was not an effective program, in fact,
3. the people from the Department of Public Health felt that it
4. was, in fact, an effective program. I know Federal funds are
5. our funds too, but the money will simply go down the drain
6. if we do not spend it and as long as the department, whom
7. we entrust with the responsibility for administration, believe
8. that, in fact, it is doing a good job, it seems not to make
9. much sense to let it go down the drain and I would hope that
10. the amendment would be defeated. I might point out that the
11. amendment carried only by an eight to five vote in committee,
12. so it was not a unanimous viewpoint at all.

13. PRESIDENT:

14. Further discussion? Senator Martin.

15. SENATOR MARTIN:

16. Just...it can't be a very successful program yet because
17. it's brand new. Even if you wanted to say that the goals of
18. the program were good, it should be in IOE and eight wise
19. people voted to gong this new bureaucracy and I would hope the
20. rest of the Senate would stay with them.

21. PRESIDENT:

22. Further discussion? Senator Schaffer.

23. SENATOR SCHAFFER:

24. Well...for the second time...

25. PRESIDENT:

26. For the second time, right.

27. SENATOR SCHAFFER:

28. I apologize. I think it should be pointed out that
29. we aren't talking about creating any new programs or bureaucracies,
30. we're talking about providing a small amount of additional money
31. to a large number of existing public health agencies that's
32. going to be used for alcohol and smoking prevention. Now, you
33. know, I think prevention makes a lot of sense. Personally, I

1. don't know whether the program is going to be successful, I
2. don't know how many posters you have to print to prevent one
3. person from becoming an alcoholic or prevent a bunch of people
4. from getting cancer by starting smoking. I'm just willing
5. to try and find out, I think prevention is a good investment
6. and I'm not persuaded we should cut this money.

7. PRESIDENT:

8. Further discussion? Senator Regner.

9. SENATOR REGNER:

10. What Senator Schaffer says is sort of true, it's not a
11. big new program or anything, but what it is, it's spending
12. taxpayers' money for, as Senator Buzbee said, printing a few
13. posters, that's all you get out of it. It still is taxpayers'
14. money over something that I see absolutely no use for and I support
15. the amendment.

16. PRESIDENT:

17. Further discussion? Senator Geo-Karis.

18. SENATOR GEO-KARIS:

19. Will the sponsor yield to a question?

20. PRESIDENT:

21. Indicates he will yield, Senator Geo-Karis.

22. SENATOR GEO-KARIS:

23. Senator Buzbee, how much did you cut out of Waukegan?

24. PRESIDENT:

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. An infinitesimal amount, Senator. I...I'm sorry, I...I
28. cannot answer you because this is a grant program and there's
29. a total of two hundred an ninety-five thousand dollars divided
30. by all of those cities which Senator Schaffer just came...just
31. read to you, so I don't know what it comes out, but it couldn't
32. be over five or six thousand dollars total.

33. PRESIDENT:

1. Any further discussion? Senator Buzbee may close.

2. SENATOR BUZBEE:

3. I would ask for a roll call.

4. PRESIDENT:

5. All right. The question is the adoption of the Amendment

6. No. 5 to Senate Bill 1639. Those in favor of the amendment will

7. vote Aye. Those opposed will vote Nay. The voting is open.

8. Have all voted who wish? Have all voted who wish? Take the

9. record. On that question the Ayes are 36, the Nays are 12, none

10. Voting Present. Amendment No. 5 is adopted. Further amendments?

11. SECRETARY:

12. Committee Amendment No. 6.

13. PRESIDENT:

14. Senator Buzbee.

15. SENATOR BUZBEE:

16. Thank you, Mr. President. This amendment transfers

17. the Maternal and Child Health Funds totaling eight hundred

18. forty-two thousand, three hundred dollars to operations from

19. grant lines. It also transfers...GRF operations to grant lines.

20. And I would move its adoption.

21. PRESIDENT:

22. All right. Senator Buzbee has moved the adoption of

23. Committee Amendment No. 6 to Senate Bill 1639. Is there

24. any discussion? If not, all in favor signify by saying Aye.

25. All opposed. The Ayes have it, the amendment is adopted. Further

26. amendments?

27. SECRETARY:

28. No further committee amendments.

29. PRESIDENT:

30. Are there amendments from the Floor?

31. SECRETARY:

32. Amendment No. 7 offered by Senator Regner.

33. PRESIDENT:

34. Senator Regner.

1. SENATOR REGNER:

2. Yes, Mr. President, members. This amendment cuts an
3. additional one hundred eighty-six thousand, seven hundred dollars.
4. What it does, cuts twenty-five thousand dollars, a reduction
5. in contractual services and it's...which still provides for
6. a forty-eight and a half percent increase for professional
7. artistic contracts instead of the ninety-seven percent that
8. was requested. It's still a fifty percent increase. It
9. also provides for a 63.8 thousand dollar reduction in health
10. regulation and 97.9 thousand dollars for health services.
11. What it does is, it takes thirty new positions that they're
12. being given and it's phasing them in at seven months instead
13. of nine months and this is just about the same formula we
14. used for various other agencies when we did grant them new
15. positions. We're not taking the new positions, we're...giving
16. them to them, we're just phasing them in over a little longer
17. period. I move its adoption.

18. PRESIDENT:

19. Senator Regner has moved the adoption of Amendment No. 7
20. to Senate Bill 1639. Any discussion? Senator Schaffer.

21. SENATOR SCHAFFER:

22. Well, the department did talk to me about this and I
23. would like to point out that this is not a committee amendment
24. and that we did already, in the committee, address phasing-in
25. a lot of employees. It is Federal funds for infant mortality
26. and the retail food inspection and the nuclear safety program.
27. Overall the phasing is, I believe a 9, well to be totally
28. honest, a 9.2 month average, so in other words, they're not
29. starting them all at once. All we're really doing is preventing
30. several of these programs to move at a more expeditious manner
31. to gear up and I would respectfully submit to you that most
32. of those programs are things that we mandated. The department has been
33. gearing up for them. I don't object to a reasonable phasing-in

1. program, but it may very well be that all...this isn't a phase-
2. in as much as it is a delay and as Senator Regner points out
3. at the end of the year, they're still on the payroll, but just
4. that the programs don't get going in a timely fashion and I
5. suspect we'll hear about that, particularly in the infant
6. mortality area.

7. PRESIDENT:

8. Further discussion? Senator Buzbee.

9. SENATOR BUZBEE:

10. Thank you, Mr. President. I rise in support of...this
11. amendment. In the six years that I have been on the Appropriations
12. Committee, I have heard the Department of Public Health come in
13. time after time after time after time and...and...and swear to
14. us that if we don't give them the new jobs that they request, and
15. every year it's a bunch of new jobs, if we don't give them the
16. new jobs they request and give them to them immediately, that
17. the public health of this State is going to go right down the
18. tubes. And we don't always give them all the new jobs they
19. request and all of us in here are still alive, there are still
20. eleven million citizens in the State of Illinois that are still
21. alive. And it's my understanding that we are tending to live
22. longer and...than we were a few years ago, so I believe that a
23. little minor reduction of phasing jobs at seven months instead
24. of nine months is not going to be...detrimental to the health
25. of the citizens of this State and so I would...I would support
26. Senator Regner's effort.

27. PRESIDENT:

28. Any further discussion? Senator Regner, you wish to
29. close?

30. SENATOR REGNER:

31. Just a short statement. Senator Schaffer said it was all
32. Federal monies, that's not a true statement, less than half
33. is Federal...Federal monies, over half of it is General Revenue

1. monies. Ask for adoption of the amendment.

2. PRESIDENT:

3. All right. Senator Regner has moved the adoption of

4. Amendment No. 7 to Senate Bill 1639. Those in favor signify

5. by saying Aye. Those opposed. The Ayes have it, the amend-

6. ment is adopted. Further amendments?

7. SECRETARY:

8. Amendment No. 8 offered by Senator Martin.

9. PRESIDENT:

10. Senator Martin.

11. SENATOR MARTIN:

12. Yes, I'm wondering, with the Body's permission, 8 and 9

13. really go together. If, so...one roll call.

14. PRESIDENT:

15. Senator Martin asks leave to explain 8 and 9 at the

16. same time. Is leave granted? Leave is granted.

17. SENATOR MARTIN:

18. All right. The way Amendments 3 and 4 now read, you can't

19. tell, for instance, in the laboratories, which laboratory is

20. getting the money. This brings it back to line item so you

21. can see Carbondale, you can see Chicago, you can see Springfield.

22. Without that, they're just in a big lump sum and I think most

23. of the committee preferred the line item way and I think most

24. of the people here would like to know specifically to what

25. area these dollars are going. That's what 8 and 9 do in their...

26. each to their own lines.

27. PRESIDENT:

28. All right, Senator Martin has moved the adoption of

29. Amendment No. 8 to Senate Bill 1639. Is there any discussion?

30. If not, all in favor signify by saying Aye. All opposed. The

31. Ayes have it, the amendment is adopted. Further amendments?

32. SECRETARY:

33. Amendment No. 9 offered by Senator Martin.

1. PRESIDENT:

2. Senator Martin moves the adoption of Amendment No. 9 to
3. Senate Bill 1639. Is there any discussion? If not, all in
4. favor signify by saying Aye. All opposed. The Ayes have it,
5. the amendment is adopted. Further amendments?

6. SECRETARY:

7. Amendment No. 10 offered by Senators Carroll and Lemke.

8. PRESIDENT:

9. Senator Carroll.

10. SENATOR CARROLL:

11. Thank you, Mr. President, Ladies and Gentlemen of the
12. Senate. This is fifty thousand dollars for the printing and
13. distributing of materials required under the Illinois Abortion
14. Law. This is part of the package, that when we passed it last
15. year, that we had guaranteed that there would be the funding
16. for the pamphlet. It was not within the department's budget
17. and if Carroll and Lemke can get together on this it must be
18. okay. I would move adoption of Amendment No. 10.

19. PRESIDENT:

20. Senator Carroll has moved the adoption of Amendment No. 10
21. to Senate Bill 1639. Is there any discussion? If not, all in
22. favor signify by saying Aye. All opposed. The Ayes have it,
23. the amendment is adopted. Further amendments?

24. SECRETARY:

25. Amendment No. 11 offered by Senator Schaffer.

26. PRESIDENT:

27. Senator Schaffer.

28. SENATOR SCHAFFER:

29. Up to this point, I've been defending the department.
30. The department is not...well, I suspect they'd support this
31. amendment, but it wasn't requested by them, it was frankly
32. requested by me...due to some heat from my constituents. We
33. passed Public Act 81-531 which requires the Department of

1. Public Health to make available telecommunication devices
2. for the deaf to the sheriffs of all the counties and to
3. all the municipalities over ten thousand. In our infinite
4. wisdom, we failed to fund that program, however, and some
5. of the municipalities, I believe the sheriff's office got
6. them, but some of the municipalities over ten thousand, did
7. not get them. And an additional hundred and fifty thousand
8. is needed to complete this program. What's happening is,
9. of course, the deaf citizens are aware of their rights and
10. they like to be able to dial 911 and know that someone will
11. be there that can respond and...and they can communicate
12. with. And they are, needless to say, telling the chiefs
13. of police what they think about the municipalities not having
14. these devices and the chiefs of police are getting on people
15. like me and I suspect like some of my other downstate colleagues,
16. although I think that the Deaf Association is only really starting
17. to move on it. We did mandate it..I think we ought to get it
18. done and get it done before we have to make a mini-crisis out
19. of it.

20. PRESIDENT:

21. Senator Schaffer has moved the adoption of Amendment No. 11
22. to Senate Bill 1639. Any discussion? Senator Bowers.

23. SENATOR BOWERS:

24. Sponsor of the amendment yield to a question?

25. PRESIDENT:

26. Indicates he will yield, Senator Bowers.

27. SENATOR BOWERS:

28. I don't remember who the sponsor of that bill was, but
29. my recollection is, those machines were supposed to already
30. be in existence when we passed that bill, it seems to me.
31. Am I wrong or is this a different...different Act?

32. PRESIDENT:

33. Senator Schaffer.

1. SENATOR SCHAFFER:

2. Well, obviously the technology was there, they cost about
3. eight hundred bucks apiece. I was not the sponsor of the bill,
4. I'm trying to remember whether I voted for it, probably did.
5. Probably cleared here with fifty-three votes. They cost, as
6. I understand it, eight or nine hundred dollars apiece and they
7. really aren't that complicated and we just haven't anted up
8. for the rest of the State. Part of the State has them, unfortunately
9. I happen to represent several communities that don't and they are
10. a little unhappy.

11. PRESIDENT:

12. Further discussion? Senator Keats.

13. SENATOR KEATS:

14. Thank you, Mr. President, Ladies and Gentlemen of the
15. Senate. In response to Senator Bowers' question, I remember
16. this bill well from when I was a member of the House. The chief
17. sponsor was David Robinson, who is a Democrat from Springfield.
18. And I still remember the whole debate...they're saying...they're
19. trying...they're trying to heap part of the blame on a Republican
20. who is a cosponsor and I'm trying to save her name in public.
21. But, anyway, we all said in the House that, you know, it's a
22. nice idea, no one will pay for it, you watch along the way, we're
23. mandating it, it won't get paid for, everybody's unhappy, we're
24. promising something we won't deliver and you know, it sort of
25. gets to be funny after awhile. We always say we shouldn't do
26. this sort of thing, now here's a classic example. Here's a
27. bill we passed in '77 or '78, everybody said it wouldn't work
28. and what happened, it didn't work and everybody voted for it
29. anyway.

30. PRESIDENT:

31. Further discussion? Senator Nimrod.

32. SENATOR NIMROD:

33. Yes, I want you to get your facts straight, Senator Keats. You're...

1. you're absolutely right. The bill did come over by the sponsor
2. you didn't want to mention because I was the sponsor here in
3. the Senate. And the reason...the reason, I was the sponsor is
4. because this Session and I did not propose that, we had passed
5. some thirty thousand dollars in an Appropriation Bill to
6. provide for it. And all we did then was say that there would
7. be enough money to take care of one for each county, so that
8. was what we were mandating and then if any of the villages wanted
9. whatever was left, that was what they would use and the rest
10. of the communities would provide their own. Now, the price
11. of those units range from...from one hundred and ninety-two
12. dollars to about...almost eight hundred dollars. And that...when
13. that money was used up, they were supposed to provide their
14. own money. That was the understanding of the bill when we
15. passed it and...but however, there was enough money to go around
16. for every county to be in every sheriff's office and that
17. has already been done. I think if we continue on with this,
18. we're going to keep going and going and going and I think
19. we've used up the money and I think it's as far as we ought
20. to go. Communities want it, they ought to pay for it themselves.

21. PRESIDENT:

22. Further discussion? Senator Mitchler.

23. SENATOR MITCHLER:

24. Question of the sponsor of the amendment.

25. PRESIDENT:

26. Indicates he'll yield, Senator Mitchler.

27. SENATOR MITCHLER:

28. My understanding, Senator Schaffer, was like Senator
29. Nimrod pointed out, we did make the appropriation and that was
30. it, then it was up to the counties to adopt this. Now what is this,
31. another fifty thousand dollars, for what? A hundred and fifty, for
32. what?

33. PRESIDENT:

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. Well, I think this is a case of we got ours, too bad about
4. you. I understand there were a total of...staff tells me, of
5. ninety thousand appropriated and spent. Took care of a lot of
6. the...it took care of the counties and a lot of the municipalities,
7. a lot of them...didn't get on board early...

8. PRESIDENT:

9. You...you guys want to have a caucus? Senator Bloom, for
10. what purpose do you arise?

11. SENATOR BLOOM:

12. Point of parliamentary inquiry. Can we move the caucuses
13. off the Floor and get this voted on and continue. Thank you.

14. PRESIDENT:

15. Any further discussion? Senator Mitchler.

16. SENATOR MITCHLER:

17. Well, Senator Schaffer, I didn't understand that we
18. were appropriating this here for municipalities. Now this
19. was to go to each of the counties. And...and the county boards
20. would approve it for their counties and install it in their
21. county sheriff's offices. We have one that, just in this last
22. year, installed in Kendall County, one up in Kane County. And we
23. gave quite a bit of publicity to it...but I didn't understand
24. we were going to go into every municipality. Now, see...now you're
25. expanding into something and you're...you're enlarging on
26. what we...started for. If that was a foot in the door, then I
27. was certainly misled. And I wanted to go along with the
28. program and I've met with these people time and time again at...
29. down at the Sandwich Fair. We met with them and talked to them
30. about it, I understand the program very well.

31. PRESIDENT:

32. There any further discussion? Senator Nimrod.

33. SENATOR NIMROD:

1. Just a clarification. I think the only mandate in that
2. bill was that it would be in each sheriff's office in each county
3. and that we provided for.

4. PRESIDENT:

5. All right. Any further discussion? If not, Senator Schaffer
6. may close.

7. SENATOR SCHAFFER:

8. Well, I guess all I can do is read from the Public Act,
9. Section 3, "italic communications device for the deaf shall
10. be installed before January 1, 1981, in the sheriff's office
11. of every county seat of each county of the state and in one
12. or more public safety agencies in...in each municipality with
13. a population of...excess of ten thousand people." That's
14. Public Act, that's the law. It is an unfunded mandate, if
15. we don't give it to them by January 1981, they get to do it
16. out of municipal funds. I don't know, my...a couple of my
17. municipalities did not get on the ball and didn't get it
18. to get in on the initial...grant. I think fair is fair, let
19. your conscience be your guide, I've given it my best shot, my
20. conscience is clear.

21. PRESIDENT:

22. All right. Senator Schaffer has moved the adoption of
23. Amendment No. 11 to Senate Bill 1639. Those in favor will vote
24. Aye. Those opposed will vote Nay. The voting is open. Have
25. all voted who wish? Have all voted who wish? Take the record.
26. On that question the Ayes are 20, the Nays are 25. Amendment No. 11
27. fails. Further amendments?

28. SECRETARY:

29. Amendment No. 12 offered by Senator Schaffer.

30. PRESIDENT:

31. Senator Schaffer.

32. End of Reel

33.

1. SENATOR SCHAFFER:

2. I have a letter from Dr. Bob on this. And...and
3. the Governor...and I'm not kidding, personally expressed
4. his interest in this. This...this adds sixty thousand
5. dollars to the Department of Public Health for the
6. Governor's Council on Health and Physical Fitness.
7. Now, most of you know me, and know that I have dedicated
8. my life to physical fitness; and I shouldn't...I shouldn't
9. really make light of this, we do have a very excellent
10. physical fitness program in this State. The Governor
11. and the Director of the Bureau of the Budget feel it's
12. a high priority. I think the Council does do a lot of
13. good; they have not yet talked to either Senator Buzbee
14. or myself or Senator Regner into joining them early in
15. the morning to run laps; but I do think that physical fitness
16. is one of the things we should take much more seriously;
17. probably myself at the head of the list. It seems to me
18. that this is an appropriate expenditure. It's a small
19. amount, and it does promote a lot of good programs on
20. physical fitness, which, of course, is probably the best
21. preventative medicine program that anybody can devise.

22. PRESIDENT:

23. Is there any discussion? Senator Egan.

24. SENATOR EGAN:

25. Yes, I just briefly would like to comment in favor of
26. the amendment, insofar as to the fact that I happen to be a
27. Legislative member of the Advisory Committee; but this
28. is not spending any more money of the State, it's just
29. taking it away from the Commission's Budget and putting it
30. in the Department's Budget. So, there is no net increase
31. in cost.

32. PRESIDENT:

33. All right, Senator Schaffer has moved the adoption of

1. Amendment No. 12 to Senate Bill...Senator Regner.

2. SENATOR REGNER:

3. Yes, I just wanted to comment. Senator Martin was
4. asked to sponsor this amendment, but she felt it would
5. be a conflict of interest.

6. PRESIDENT:

7. Senator Schaffer has moved the adoption of Amendment No.
8. 12 to Senate Bill 1639. Those in favor...signify by saying
9. Aye. Those opposed. The Ayes have it. The amendment is
10. adopted. Any further amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDENT:

14. 3rd reading. 1643, Senator Joyce. 1664, Senator Sommer.
15. On the Order of Senate Bills 2nd reading, Senate Bill 1664.
16. Read the bill, Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1664.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Appropriations
21. I offers two amendments.

22. PRESIDENT:

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President and Ladies and Gentlemen of
26. the Senate. Amendment No. 1 is necessary because of
27. drafting errors. It is technical in nature; makes language
28. changes to clean up the bill and no dollar impact. I
29. would move adoption of Amendment No. 1.

30. PRESIDENT:

31. Senator Carroll has moved the adoption of Amendment
32. No. 1 to Senate Bill 1664. Is there any discussion? If
33. not, all in favor signify by saying Aye. All opposed. The

1. Ayes have it. The amendment is adopted. Further amendments?
2. SECRETARY:
3. Committee Amendment No. 2.
4. PRESIDENT:
5. Senator Carroll.
6. SENATOR CARROLL:
7. Thank you, Mr. President and Ladies and Gentlemen of
8. the Senate. This reduces the bill by some two million
9. two hundred and sixteen thousand to eliminate from the
10. reappropriation some projects that are not and will not
11. be underway. I would move adoption of Amendment No. 2.
12. PRESIDENT:
13. Senator Carroll has moved the adoption of Amendment No.
14. 2 to Senate Bill 1664. Is there any discussion? If not,
15. all in favor signify by saying Aye. All opposed. The
16. Ayes have it. The amendment is adopted. Are there further
17. amendments?
18. SECRETARY:
19. No further committee amendments.
20. PRESIDENT:
21. Are there amendments from the Floor?
22. SECRETARY:
23. Amendment No. 3, offered by Senator Sommer.
24. PRESIDENT:
25. Senator Sommer.
26. SENATOR SOMMER:
27. Mr. President and members, this is simply a technical
28. amendment. It has no substantive impact.
29. PRESIDENT:
30. All right. Senator Sommer has moved the adoption of
31. Amendment No. 3 to Senate Bill 1664. Is there any discussion?
32. If not, all in favor signify by saying Aye. All opposed.
33. The Ayes have it. The amendment is adopted. Further amendments?

1. SECRETARY:
2. Amendment No. 4, offered by Senator Sommer.
3. PRESIDENT:
4. Senator Sommer.
5. SENATOR SOMMER:
6. Mr. President and members, this is another technical
7. amendment that has no substantive impact.
8. PRESIDENT:
9. All right. Senator Sommer has moved the adoption of
10. Amendment No. 4 to Senate Bill 1664. Is there any discussion?
11. If not, all in favor signify by saying Aye. All opposed.
12. The Ayes have it. The amendment is adopted. Further amend-
13. ments?
14. SECRETARY:
15. Amendment No. 5, offered by Senator Carroll.
16. PRESIDENT:
17. Senator Carroll.
18. SENATOR CARROLL:
19. Thank you, Mr. President and Ladies and Gentlemen of the
20. Senate. This is to reduce the appropriation to the payout
21. level as we do each year; and I would move adoption of
22. Amendment No. 5.
23. PRESIDENT:
24. Senator Carroll has moved the adoption of Amendment
25. No. 5 to Senate Bill 1664. Is there any discussion? If not,
26. all in favor signify by saying Aye. All opposed. The
27. Ayes have it. The amendment is adopted. Further amendments?
28. SECRETARY:
29. Amendment No. 6, offered by Senator Sommer.
30. PRESIDENT:
31. Senator Sommer.
32. SENATOR SOMMER:
33. Mr. President and members, this is not a technical

1. amendment. This reduces this bill by fifty million dollars.
2. It takes out the new Revenue Building that is planned for
3. a couple of blocks over here. Maybe I can explain where
4. it is. They're currently undergoing land acquisition and
5. some demolition. That's a separate item in this bill, and
6. it's not touched by this amendment. Our concern is this,
7. this is fifty million dollars reappropriated. There's no
8. contracts issued, so we can remove the money. The...
9. I lost my train of thought, there...The problem...the
10. problem with the building is this, in the new budget, the
11. next bill, you're going to see another five million dollars
12. added. That was due to the fact that the Department of
13. Revenue says that they were mandated by this General
14. Assembly in the last Session, to collect the Corporate
15. Personal Property Tax. In other words, in order to do that
16. they have to have five million dollars more building.
17. If you will go out to the fairgrounds and take a look at
18. that very large building that's being constructed there
19. now, that cost us, perhaps, one-sixth or one-seventh of
20. what this building is going to cost. Our problem is, the
21. project is just getting out of hand; we're creating a
22. giant building out there; we're obligating the people of
23. the State to the tune of over one hundred and twenty million
24. dollars, by the time you pay this off for one department of
25. State Government. I think it should be pulled from this bill.
26. We have a couple of months, we can sit down and talk about
27. the scope of this project; whether each year we're going
28. to get a five million dollar add-on; what is the limit
29. going to be. I think we have to get a handle on it; and
30. therefore, I suggest we take it out of the bill now and
31. begin negotiations.

32. PRESIDENT:

33. All right, Senator Sommer has moved the adoption of

1. Amendment No. 6. Is there any discussion? Senator Davidson.

2. SENATOR DAVIDSON:

3. Yes, Mr. President and members and...Senate. I rise not
4. only to object but violent...objection to this. The land has
5. been acquired. The land has been cleared. It is ready to go
6. out for bid in the end of June. The monies for the next fiscal
7. year will be spent during that fiscal year. It is a
8. badly needed building to house the employees to do the job
9. that we ask for. If any of you have been out in either one
10. of the two buildings, one which the State owns and one which
11. they rent and seen the employees who have not...able to
12. operate electrical typewriter after it rains 'cause the roof
13. leaks...that there's water after on the floor and the person
14. cannot touch electrical typewriter to keep from being electrocuted.
15. This...this amendment, I know, is not in jest on his part, but
16. it must be in jest. I urge you to defeat this amendment so we
17. can continue on to meet our obligation and get a decent place
18. for the State employees to work as well as to process the
19. income tax forms and the real...the revenue forms so those
20. people who have refund, can get them in a reasonable amount of
21. time.

22. PRESIDENT:

23. Further discussion? Senator Bloom.

24. SENATOR BLOOM:

25. Well, thank you Mr. President and fellow Senators. I'd ask
26. either Senator Sommer or Senator Davidson how much is this
27. building going to cost? I mean fifty million is more than the
28. Prairie Convention Center.

29. PRESIDENT:

30. Senator Sommer.

31. SENATOR SOMMER:

32. At the present time, we have suggested appropriations of
33. almost sixty million, Senator Bloom, and still climbing.

1. PRESIDENT:
2. Senator Davidson.
3. SENATOR DAVIDSON:
4. Well...approximately sixty or sixty-one million dollars
5. for a five hundred and fifty-seven thousand square foot
6. building. That's more than a half a million square feet
7. of floor space...at the present day cost is within reason
8. and adjustable. If we would have got this off the ground
9. when we tried to a couple of years ago, the building costs
10. would have been less. The building costs are escalating and
11. inflation at approximately one and ...one and a half percent per month;
12. the longer you delay this, the more it's going to cost. I
13. urge you to defeat this motion.
14. PRESIDENT:
15. Senator Bloom.
16. SENATOR BLOOM:
17. Then that...correct me if my math is wrong; that would
18. come out to about a hundred dollars a square foot.
19. PRESIDENT:
20. All right. Senator Sommer has moved the adoption of
21. Amendment No. 6 to Senate Bill 1664. Senator Sommer, do you
22. wish to close?
23. SENATOR SOMMER:
24. Yes. Mr. President and members, I have no quarrel with
25. the need for a Revenue Building, and the fact that we can arrive
26. at a solution by the time the Session ends. I do have a quarrel
27. with a hundred dollar a square foot building that keeps climb-
28. ing in cost. This has gotten out of control, and I think we
29. ought to stop the process and take a look at it.
30. PRESIDENT:
31. All right, Senator Sommer has moved the adoption of
32. Amendment No. 6 to Senate Bill 1664. Those in favor will
33. vote Aye. Those opposed will vote Nay. The voting is open.

1. Have all voted who wish? Have all voted who wish? Take
2. the record. On that question, the Ayes are 32, the Nays
3. are 6. Amendment No. 6 is adopted. Are there further
4. amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDENT:

8. 3rd reading. 1665, Senator Sommer. On the Order of
9. Senate Bills 2nd reading is Senate Bill 1665. Read the
10. bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 1665.

13. (Secretary reads title of bill)

14. 2nd reading of the bill. The Committee on Appropriations
15. I offers six amendments.

16. PRESIDENT:

17. Amendment No. 1, Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President and Ladies and Gentlemen of the
20. Senate. This amendment deletes and adds certain projects
21. basically keeping it in line with one, the priority list
22. submitted to us to pick up those projects that were skipped
23. on the priority list submitted to the Governor and two, to
24. delete those projects in which staff of both the departments
25. and ours, reasonably believe, would not be able to go ahead
26. this year. I would move adoption of Amendment No. 1 and be
27. willing to answer any questions.

28. PRESIDENT:

29. Senator Carroll...

30. SENATOR CARROLL:

31. The effect of this...excuse me, one second, Mr. President,
32. is to keep the bottom line within line with what the Governor
33. has recommended for spending.

34. PRESIDENT:

1. All right. Senator Carroll has moved the adoption of
2. Committee Amendment No. 1 to Senate Bill 1665. Is there any
3. discussion? If not, all in favor signify by saying Aye.
4. All opposed. The Ayes have it. The amendment is adopted.
5. Further amendments?
6. SECRETARY:
7. Committee Amendment No. 2.
8. PRESIDENT:
9. Senator Carroll.
10. SENATOR CARROLL:
11. Thank you, Mr. President and Ladies and Gentlemen of the
12. Senate. This is to apply a technical change to number the
13. Mental Health projects. I would move adoption of Amendment
14. No. 2.
15. PRESIDENT:
16. Senator Carroll has moved the adoption of Committee Amend-
17. ment No. 2 to Senate Bill 1665. Is there any discussion?
18. If not, all in favor signify by saying Aye. All opposed.
19. The Ayes have it. The amendment is adopted. Further amend-
20. ments?
21. SECRETARY:
22. Committee Amendment No. 3.
23. PRESIDENT:
24. Senator Carroll.
25. SENATOR CARROLL:
26. Thank you, Mr. President and Ladies and Gentlemen of the
27. Senate. This is the Broadway Armory in Chicago for three hundred
28. thousand. As we had indicated before, we are not yet sure whether
29. this will be a capital or a grant project. We have been
30. advised to move it along in both forms until we know, and then to
31. either Table or ask the Governor to veto one of the two approaches.
32. I would move adoption of Amendment No. 3.
33. PRESIDENT:

1. Senator Carroll has moved the adoption of Amendment...
2. Committee Amendment No. 3 to Senate Bill 1665. Is there any
3. discussion? If not, all in favor signify by saying Aye.
4. I beg your pardon, Senator Carroll...I mean Senator Berning.
5. SENATOR BERNING:
6. Yes, just one question...
7. PRESIDENT:
8. Senator Berning.
9. SENATOR BERNING:
10. ...one question please, of Senator Carroll. I don't have
11. the amendment, but I thought I understood you to say that this
12. was an appropriation for x numbers of dollars for the Armory
13. in Chicago...My question has to do with the Armories, are these
14. not built with Federal dollars and maintained in the same
15. fashion; so, are these Federal dollars then you are talking
16. about?
17. PRESIDENT:
18. Senator Carroll.
19. SENATOR CARROLL:
20. No, not quite, Senator Berning. This is a required match
21. of fifteen percent State dollars. Eighty-five percent Federal
22. dollars. We are not yet sure whether this will be a capital
23. approach or a grant approach. We have both methods going
24. thru the General Assembly until the Feds determine which it
25. will be. But, this is a fifteen-eighty-five rehabilitation
26. match program.
27. PRESIDENT:
28. SENATOR BERNING.
29. SENATOR BERNING:
30. Fifteen-eighty-five, and our fifteen is three hundred
31. thousand dollars, is that what you said?
32. PRESIDENT:
33. Senator Carroll.

1. SENATOR CARROLL:
2. This is to add three hundred. The project is already
3. underway.
4. PRESIDENT:
5. Senator Berning.
6. SENATOR BERNING:
7. Maybe I didn't make myself clear, or at least, you didn't
8. make yourself clear to me. Three hundred thousand, I under-
9. stood you to say, was our fifteen percent?
10. PRESIDENT:
11. Senator Carroll.
12. SENATOR CARROLL:
13. I'm sorry, I didn't...
14. PRESIDENT:
15. Senator Berning, would you repeat the question?
16. SENATOR BERNING:
17. Is the three hundred thousand our fifteen percent?
18. SENATOR CARROLL:
19. I believe, Senator Berning, there were expenditures in
20. the reappropriation bill as well. That's why I can't answer
21. you exactly. The three hundred is State dollars to capture
22. two million of Fed for this rehabilitation project, yes.
23. PRESIDENT:
24. Senator Berning.
25. SENATOR BERNING:
26. Then, just to clarify, the total is something in excess
27. of two million dollars for rehabilitation?
28. PRESIDENT:
29. Senator Carroll.
30. SENATOR CARROLL:
31. Yes, it is not only structural; they are adding some program-
32. matic items to this project. I don't have a detailed list. It
33. is not to rebuild the structure, but rather to rehabilitate the
34. inside; and yes, the answer is it is in excess of two million
35. dollars.

1. PRESIDENT:
2. Any further discussion? If not, Senator Carroll has moved
3. the adoption of Amendment No. 3 to Senate Bill 1665. If
4. there's no further discussion, all in favor signify by saying
5. Aye. All opposed. The Ayes have it. The amendment is adopted.
6. Further amendments?
7. SECRETARY:
8. Committee Amendment No. 4.
9. PRESIDENT:
10. Senator Carroll.
11. SENATOR CARROLL:
12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. This is six hundred and eighteen thousand for mod-
14. ification of our power plant, requested by the Secretary of
15. State. I would move adoption of Amendment No. 4.
16. PRESIDENT:
17. Senator Carroll has moved the adoption of Amendment No. 4
18. to Senate Bill 1665. Is there any discussion? If not, all
19. in favor signify by saying Aye. All opposed. The Ayes
20. have it. The amendment is adopted. Further amendments?
21. SECRETARY:
22. Committee Amendment No. 5.
23. PRESIDENT:
24. Amendment No. 5, Senator Carroll.
25. SENATOR CARROLL:
26. Thank you, Mr. President and Ladies and Gentlemen of the
27. Senate. I understand that there is a letter, although I have
28. not seen it from Dr. Bob, for the purchase of land by Sangamon
29. State of two hundred and eighty-seven thousand five hundred,
30. as a result of a Trust, where we have to buy it back. This was
31. also on the priority list and I would move adoption of
32. Amendment No. 5.
33. PRESIDENT:

1. Senator Carroll has moved the adoption of Amendment No. 5
2. to Senate Bill 1665. Is there any discussion? If not, all
3. in favor signify by saying Aye. All opposed. The Ayes have
4. it. The amendment is adopted. Further amendments?

5. SECRETARY:

6. Committee Amendment No. 6.

7. PRESIDENT:

8. Amendment No. 6, Senator Carroll.

9. SENATOR CARROLL:

10. There has been some discussion about this, and I...I do
11. believe that...I...I would...I think best to Table the
12. amendment, although I think Senator Regner had a question.

13. PRESIDENT:

14. All right. Senator Carroll is moving to Table Amendment
15. No. 6. Is there any discussion? Senator Regner.

16. SENATOR REGNER:

17. Well, I had two questions, really. And, one was sort of
18. answered in committee. But I want to know if the Russians have
19. accepted the invitation yet, Senator Carroll?

20. PRESIDENT:

21. Senator Carroll.

22. SENATOR CARROLL:

23. It is my understanding that the Russians have not
24. accepted the invitation to have the Olympics in Chicago.
25. This amendment was to provide the funding necessary to have
26. those games. We could very carefully calculated...the exact
27. cost; but since we don't know yet, at this time, whether there
28. will be an acceptance of the offer, I think it would be best
29. to Table the amendment.

30. PRESIDENT:

31. All right, Senator Carroll moves to Table Committee Amend-
32. ment No. 6 to Senate Bill 1665. Is there any discussion? If
33. not, all in favor signify by saying Aye. All opposed. The

1. Ayes have it. Amendment No. 6 is Tabled. Are there further
2. amendments?
3. SECRETARY:
4. No further committee amendments.
5. PRESIDENT:
6. Are there amendments from the Floor?
7. SECRETARY:
8. Amendment No. 7, offered by Senator Sommer.
9. PRESIDENT:
10. Senator Sommer.
11. SENATOR SOMMER:
12. Mr. President and members, this involves the same topic
13. as before. It's the creeping five million dollars on the
14. Revenue Building on the new appropriation, for the ostensible
15. purpose of collecting the Corporate Personal Property Tax.
16. Again, we'd like, at least I would like, to remove this
17. at this time and sit down with CDB and Revenue and see where
18. the end of this is really going to be.
19. PRESIDENT:
20. All right. Senator Sommer has moved the adoption of
21. Amendment No. 7 to Senate Bill 1665. If there's no dis-
22. cussion, all in favor signify by saying Aye. All opposed.
23. The Ayes have it. The amendment is adopted. Are there
24. further amendments?
25. SECRETARY:
26. No further amendments.
27. PRESIDENT:
28. 3rd reading. 1666, Senator Shapiro. On the Order...are
29. we ready on 1666? All right, we'll hold that one. 1678,
30. Senator Gitz. 1771, Senator Savickas. On the Order of
31. Senate Bills 2nd reading is Senate Bill 1771. Read the
32. bill, Mr. Secretary, please.
33. SECRETARY:

1. Senate Bill 1771.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDENT:
5. Are there amendments from the Floor?
6. SECRETARY:
7. No Floor amendments.
8. PRESIDENT:
9. 3rd reading. 1772, Senator Savickas. On the Order of
10. Senate Bills 2nd reading, the top of page four is Senate
11. Bill 1772. Read the bill, Mr. Secretary.
12. SECRETARY:
13. Senate Bill 1772.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17. Are there amendments from the Floor?
18. SECRETARY:
19. No Floor amendments.
20. PRESIDENT:
21. 3rd reading. On the Order of...1773. On the Order of
22. Senate Bills 2nd reading is Senate Bill 1773. Read the bill,
23. Mr. Secretary.
24. SECRETARY:
25. Senate Bill 1773 has...has been read a second time on
26. May the 8th...Amendment No. 1 was adopted. No further
27. amendments.
28. PRESIDENT:
29. Are there amendments from the Floor?
30. SECRETARY:
31. No Floor amendments.
32. PRESIDENT:
33. Senator Savickas.

1. SENATOR SAVICKAS:
2. Oh, is Amendment No. 1 adopted?
3. PRESIDENT:
4. Yes. That amendment has already been adopted. No
5. further amendments, either from the committee or on the
6. Floor? 3rd reading. 1777, Senator Lenke. On the Order of
7. Senate Bills 2nd reading, Senate Bill 1777. Read the bill,
8. Mr. Secretary.
9. SECRETARY:
10. Senate Bill 1777.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. The Committee on Labor and Commerce
13. offers one amendment.
14. PRESIDENT:
15. Senator Lenke.
16. SENATOR LEMKE:
17. That's a mere technical language amendment.
18. PRESIDENT:
19. Senator Lenke moves the adoption of Committee Amendment No.
20. 1 to Senate Bill 1777. Is there any discussion? If not, all
21. in favor signify by saying Aye. All opposed. The Ayes have
22. it. The amendment is adopted. Are there further amendments?
23. SECRETARY:
24. No further committee amendments.
25. PRESIDENT:
26. Are there amendments from the Floor?
27. SECRETARY:
28. No Floor amendments.
29. PRESIDENT:
30. 3rd reading. 1781, Senator Nedza. 1814, Senator Rupp.
31. Is Senator Rupp on the Floor? 1814? On the Order of Senate
32. Bills 2nd reading is Senate Bill 1814. Read the bill, Mr.
33. Secretary, please.

1. SECRETARY:
2. Senate Bill 1814.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDENT:
6. Are there amendments from the Floor?
7. SECRETARY:
8. Amendment No. 1, offered by Senator D'Arco.
9. PRESIDENT:
10. Senator D'Arco.
11. SENATOR D'ARCO:
12. Thank you, Mr. President. Amendment No. 1 provides
13. that the insurance company, which, under this bill can
14. sell legal insurance, will not be a party to the selling
15. of it; but would only be reimbursed for the selling of
16. it. And, it also provides that the attorney-type group
17. legal insurance would be exempt under the regulations
18. of the Act. And, it also provides that the Bar Association
19. State, county and local would also be exempt under the
20. regulations of the Act. And, it also provides that the
21. corporations that are organized specifically to sell legal
22. insurance, would be regulated under rules and regs of the
23. Department of Insurance, and that is principally what the
24. amendment does.
25. PRESIDENT:
26. All right. Senator D'Arco has moved the adoption of
27. Amendment No. 1 to Senate Bill 1814. Is there any discussion?
28. If not, all in favor signify by saying Aye. All opposed. The
29. Ayes have it. The amendment is adopted. Further amendments?
30. SECRETARY:
31. No further amendments.
32. PRESIDENT:
33. 3rd reading. 1884, Senator Daley. On the Order of

1. Senate Bills 2nd reading, Senate Bill 1884. Read the bill,
2. Mr. Secretary.
3. SECRETARY:
4. Senate Bill 1884.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDENT:
8. Are there amendments from the Floor?
9. SECRETARY:
10. No Floor amendments.
11. PRESIDENT:
12. 3rd reading. Senator Gitz was off the Floor. With leave
13. of the Body, we'll go back to Senate Bills 2nd reading, the
14. bottom of page three, Senate Bill 1678. On the Order of
15. Senate Bills 2nd reading, Senate Bill 1678. Read the bill,
16. Mr. Secretary.
17. SECRETARY:
18. Senate Bill 1678.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDENT:
22. Are there amendments from the Floor?
23. SECRETARY:
24. No Floor amendments.
25. PRESIDENT:
26. 3rd reading. 1902, Senator D'Arco. On the Order of
27. Senate Bills 2nd reading, the middle of page four, Senate
28. Bill 1902. Read the bill, Mr. Secretary, please.
29. SECRETARY:
30. Senate Bill 1902.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. The Committee on Insurance and
33. Licensed Activities offers two amendments.

1. PRESIDENT:
2. Senator D'Arco.
3. SENATOR D'ARCO:
4. Amendment No. 1, Mr. President and Ladies and Gentlemen
5. of the Senate...Amendment No. 1 would increase the premium...
6. finance charges on premiums being financed from eight dollars
7. per one hundred to ten dollars per one hundred. And, it would,
8. also, on premiums less than five hundred, increase the charges.
9. And, also, on premiums from five hundred to a thousand dollars it
10. would increase the charges. These charges have not been in-
11. creased since 1967, and we think it is necessary, due to
12. inflation, to bring them up to date; and I would move adoption
13. of Amendment No. 1 to Senate Bill 1902.
14. PRESIDENT:
15. Senator D'Arco has moved the adoption of Amendment No. 1 to
16. Senate Bill 1902. Is there any discussion? Senator De Angelis.
17. SENATOR DE ANGELIS:
18. Thank you, Mr. President. A question of the sponsor.
19. PRESIDENT:
20. He indicates he will yield. Senator De Angelis.
21. SENATOR DE ANGELIS:
22. Senator D' Arco, this might not be pertinent to this bill.
23. Did you do anything about the stacking?
24. PRESIDENT:
25. Senator D'Arco.
26. SENATOR D'ARCO:
27. You're on the wrong amendment. If you would wait, we will
28. get to it.
29. PRESIDENT:
30. Yes, there are four amendments.
31. SENATOR D'ARCO:
32. If you would wait we will get to it.
33. PRESIDENT:

1. All right. Senator D'Arco has moved the adoption of
2. Amendment No. 1 to Senate Bill 1902. Is there any discussion?
3. If not, all in favor signify by saying Aye. All opposed.
4. The Ayes have it. Committee Amendment No. 1 is adopted.
5. Further amendments?
6. SECRETARY:
7. Committee Amendment No. 2.
8. PRESIDENT:
9. Senator D'Arco.
10. SENATOR D'ARCO:
11. This is...everybody wants to know about stacking, and
12. it's stack, stack, stack. This is the amendment that eliminated
13. stacking; but don't fear, because the next amendment put
14. it back in. So, I move the adoption of Amendment No. 2,
15. which eliminated stacking.
16. PRESIDENT:
17. All right. Senator D'Arco has moved the adoption of
18. Committee Amendment No. 2 to Senate Bill 1902. Is there any
19. discussion? If not, all in favor signify by saying Aye.
20. All opposed. The Ayes have it. The amendment is adopted.
21. Are there further amendments?
22. SECRETARY:
23. No further committee amendments.
24. PRESIDENT:
25. Are there amendments from the Floor?
26. SECRETARY:
27. Amendment No. 3, offered by Senator D'Arco.
28. PRESIDENT:
29. Senator D'Arco.
30. SENATOR D'ARCO:
31. Amendment No. 3, really is the heart of the bill and I
32. must tell you, we thought about this over and over and over
33. again...and over again; and we finally came up with, I think,

1. is a viable compromise, and it must be, because the insurance...
2. insurance industry is not happy with the amendment. So, there
3. must be something good about it. Under the amendment, we do
4. prohibit stacking; and that was one of the questions that we
5. were thinking about, and Senator Rupp and myself finally
6. decided that we would prohibit stacking. But in the same
7. amendment, we do provide that the underinsurance coverage
8. for the insured would be the difference between what is un-
9. compensated in the "at fault vehicles" highest limits of bodily
10. injury and the excess of the difference between what the in-
11. sured is insured in his underinsurance coverage. The question
12. arose that if you had a person who was at fault and hit your
13. vehicle and he was insured, let's say, under bodily injury for
14. fifty thousand and you bought underinsurance for fifty
15. thousand; in that situation, if your injuries were, let's say,
16. eighty thousand, then the two would cancel themselves out and
17. you would not recover the difference of thirty thousand between
18. the limits of his policy and the injuries that you actually
19. sustained because your underinsured coverage of fifty thousand would not come
20. into effect. This amendment provides that if he has bodily
21. injury limits of fifty thousand and you buy underinsurance for
22. fifty thousand, and your injuries are, let's say, eighty
23. thousand, then your insurance carrier will pay the difference
24. between the eighty and the fifty thousand, the thirty thousand
25. dollar difference, because we are providing that your insurance
26. of underinsurance would pay for that excess difference. The
27. insurance companies are not happy with that; but we felt that
28. it was only proper, because we did eliminate stacking in the
29. bill, and I would move for the adoption of Amendment No. 3.

30. PRESIDENT:

31. Senator D'Arco has moved the adoption of Amendment
32. No. 3 to Senate Bill 1902. Is there any discussion? Senator
33. De Angelis.

1. SENATOR DE ANGELIS:
2. Question...question of the sponsor.
3. PRESIDENT:
4. He indicates he will yield. Senator De Angelis.
5. SENATOR DE ANGELIS:
6. Senator D'Arco, are you indicating that...if I had a fifty
7. thousand dollar uninsured policy, and I got hit by somebody
8. who had twenty thousand, that I...
9. PRESIDENT:
10. Senator D'Arco.
11. SENATOR D'ARCO:
12. No, we're talking about underinsurance. You would have
13. to have some type of insurance policy if you were the "at fault
14. vehicle." If you were uninsured, the underinsurance provisions
15. of your policy would not come into effect. You would have to
16. have insurance; but we're talking about the difference between
17. the highest limit of your bodily injury, let's say a hundred
18. thousand, and you provided for underinsurance in your policy
19. of a hundred and fifty thousand. Now, if your injuries are
20. more than a hundred thousand, under this bill, you would...
21. your company would pay the difference. But, under the bill
22. as it was originally written, you would not be able to collect...
23. your company would not pay the difference between the excess.
24. And, we also took out the provision of additional bonds and
25. securities that the...that the insured would have to try to
26. get additional bonds and securities from the "at fault vehicle"
27. before he could collect the excess. We also eliminated that
28. provision, because he would have to go to court to sue the
29. "at fault vehicle's" driver in order to make him come up with
30. this additional bonds and securities; and we thought that
31. would be too time consuming, so we eliminated that provision.
32. PRESIDENT:
33. Senator De Angelis.

1. SENATOR DE ANGELIS:
2. Well, what is the difference in rate between the...the
3. regular bodily insurance and the...underinsurance that you
4. would purchase?
5. PRESIDENT:
6. Senator D'Arco.
7. SENATOR D'ARCO:
8. I didn't hear what he said, I'm sorry. I missed what he said.
9. PRESIDENT:
10. All right, Senator De Angelis.
11. SENATOR DE ANGELIS:
12. Well, I...I think I should address my question more
13. specifically. The underinsured...insurance, from what I
14. understand, would probably be a lot cheaper than the regular
15. insurance that you would carry on your car.
16. PRESIDENT:
17. Senator D'Arco.
18. SENATOR D'ARCO:
19. The premium is a lot cheaper.
20. PRESIDENT:
21. Yes, Senator De Angelis.
22. SENATOR DE ANGELIS:
23. Wouldn't this, in effect, create an incentive for me to
24. lower my own personal limits and then, in turn, increase my
25. underinsured coverage?
26. PRESIDENT:
27. Senator D'Arco.
28. SENATOR D'ARCO:
29. No, because you may...you may be involved in an accident
30. where you're at fault. Why would you want to limit...why would
31. you want to decrease your own P.I. limits? I don't understand
32. that.
33. PRESIDENT:

1. Senator De Angelis.
2. SENATOR DE ANGELIS:
3. Well, if everybody would do that, you wouldn't have a
4. problem. That's right.
5. PRESIDENT:
6. Senator D'Arco.
7. SENATOR D'ARCO:
8. If everyone had insurance, we wouldn't have a problem,
9. you know...if everybody would act...unanimously, none of us
10. would have a problem.
11. PRESIDENT:
12. All right. Further discussion? Senator Martin.
13. SENATOR MARTIN:
14. I know it's considered not very smart, politically,
15. to admit ignorance; but I don't know whether to be happy or
16. sad that you have forbidden stacking. What is stacking?
17. I don't have an idea in the world.
18. PRESIDENT:
19. Senator D'Arco.
20. SENATOR D'ARCO:
21. Well, we didn't forbid it. We just said that..we don't
22. like to forbid things. We said nothing herein shall prohibit
23. an insurer from setting forth policy terms and conditions which
24. would prohibit stacking. So the law doesn't prohibit it.
25. And what stacking is; there's two kinds of stacking. I really
26. hate to get into this, because it's...in one policy you may
27. have two or three vehicles insured under that policy, so if
28. you had limits of a hundred thousand dollars for each vehicle,
29. some people when you're involved in an accident would say,
30. well you're insured for the limits of the...each hundred thousand
31. dollar limit; and therefore, you're entitled to a recovery
32. based on three hundred thousand dollars, if your injures would
33. go up that high. But we're saying, no, you're only entitled

1. to the highest limit of the respective policy, whatever that
2. highest limit is in the policy. And then, it also applies if...
3. there are two types of policies, one that your're insured under and one
4. the individual is insured under. So if you're driving some-
5. one else's vehicle, you may be involved in an accident. It
6. would only be the highest limits of either his insurance under
7. his vehicle or your insurance that insures you personally.
8. So, either way we're prohibiting the stacking...we're not
9. prohibiting it, we're just saying the insurer...the insured
10. can prohibit it in the policy if...if the insured wants to.

11. PRESIDENT:

12. Further discussion? Senator Rupp. All right. Senator
13. D'Arco has moved the adoption of Amendment No. 3 to Senate
14. Bill 1902. Is there any further discussion? If not, all
15. in favor signify by saying Aye. All opposed. The Ayes
16. have it. The amendment is adopted. Are there further
17. amendments?

18. SECRETARY:

19. Amendment No. 4, offered by Senator Berman.

20. PRESIDENT:

21. Senator Berman. It has been withdrawn. Further
22. amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDENT:

26. 3rd...3rd reading. 1957, Senator Demuzio. On the Order
27. of Senate Bills 2nd reading is Senate Bill 1957. Read the
28. bill, Mr. Secretary.

29. SECRETARY:

30. Senate Bill 1957.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No committee amendments.

33. PRESIDENT:

1. Are there amendments from the Floor?

2. SECRETARY:

3. Amendment No. 1, offered by Senator Demuzio.

4. PRESIDENT:

5. Senator Demuzio.

6. SENATOR DEMUZIO:

7. Thank you, Mr. President. Amendment No. 1 does, in
8. fact, strike everything after the enacting clause. The
9. amendment simply says that the...notwithstanding any provisions
10. of the Farmland Assessment Act, that farmland assessments
11. for each parcel, tract or lot of farmland for 1980 assess-
12. ments, shall not increase by more than eight percent over the
13. 1978 assessment for such parcels, lots, tracts of farmland.
14. This is an attempt to respond to some of the counties that...
15. in Illinois that may have some difficulties in the implemen-
16. tation of Senate Bill 752, which we passed last year, to
17. provide for Statewide computation of the basic values used
18. in the establishment of assessed valuation of farmland in
19. Illinois; and I'm sure, that it will be a subject of dis-
20. cussion, and I would move for the adoption of Amendment No.
21. 1.

22. PRESIDENT:

23. All right. Senator Demuzio has moved the adoption of
24. Amendment No. 1 to Senate Bill 1957. Any discussion? Senator
25. McMillan.

26. SENATOR McMILLAN:

27. Mr. President and members of the Senate, we did pass this
28. bill out of the committee with the understanding that Senator
29. Demuzio would be amending it later, and I have no...I don't
30. think there's any need to argue the merits or demerits of
31. it now. We can do that on 3rd reading.

32. PRESIDENT:

33. All right. Senator Demuzio has moved the adoption of

1. Amendment No. 1 to Senate Bill 1957. Any further discussion?
2. If not, all in favor signify by saying Aye. All opposed. The
3. Ayes have it. The amendment is adopted. Further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDENT:

7. 3rd reading. Gentlemen and Ladies, if I may have your
8. attention. It is the intent, after discussion with the
9. Minority Leader, that we will, at the close of business,
10. and we have eleven bills where people have indicated that
11. there are amendments prepared for recalls; and then at the
12. close of that, we will have some resolutions and some
13. perfunctory type business and we will adjourn until ten
14. o'clock tomorrow morning. And the Rules Committee will meet
15. again in the President's Office at nine. All right. We will
16. move now, with leave of the Body, to the Order of Senate
17. Bills 3rd reading. For those of you who are interested, and
18. I would suggest everybody should be, let me read the list
19. of bills that are to be recalled so we'll know ahead of time,
20. and you'll know what we're doing. 1518, 1629, 1631, 1677,
21. 1712, 1812, 1849, 1991, 1992, 1995, and 2000. Those eleven.
22. All right. On the Order of Senate Bills 3rd reading...is
23. found Senate Bill, the middle of page five, Senate Bill 1518,
24. Senator...who's amendment?

25. SECRETARY:

26. Coffey's.

27. PRESIDENT:

28. All right, on the Order of Senate Bills 3rd reading, the
29. middle of page six, is Senate Bill 1629. Senator Regner seeks
30. leave of the Body to return 1629 to the Order of 2nd reading
31. for purposes of an amendment. Is leave granted? Leave is
32. granted. On the Order of Senate Bills 2nd reading, Senate Bill
33. 1629, Mr. Secretary.

1. SECRETARY:
2. Amendment No. 2, offered by Senator Regner.
3. PRESIDENT:
4. Senator Regner.
5. SENATOR REGNER:
6. Yes, Mr. President and members. The...Committee Amendment
7. No. 1 removed two hundred and seventy thousand dollars from
8. the State Fire Marshal's office. What this amendment does,
9. it adds back eighty-eight thousand four hundred; thirteen
10. thousand four hundred dollars is a miscalculation of the eight
11. percent solution, and the other seventy-five thousand is...
12. phasing-in some of the new employees they had asked for.
13. I'd ask for the adoption of Amendment No. 2 to Senate Bill
14. 1629.
15. PRESIDENT:
16. All right. Senator Regner has moved the adoption of Amendment No. 2
17. to Senate Bill 1629. Any discussion? If not, all in favor
18. signify by saying Aye. All opposed. The Ayes have it. The
19. amendment is adopted. Are there further amendments?
20. SECRETARY:
21. No further amendments.
22. PRESIDENT:
23. 3rd reading. On the Order of Senate Bills 3rd reading, is
24. Senate Bill 1631. Senator Rupp seeks leave of the Body to
25. return that bill to the Order of 2nd reading for purposes of
26. an amendment. Is leave granted? Leave is granted. On the
27. Order of Senate Bills 2nd reading, Senate Bill 1631, Mr.
28. Secretary.
29. SECRETARY:
30. Amendment No. 6, offered by Senator Carroll.
31. PRESIDENT:
32. Senator Carroll.
33. SENATOR CARROLL:

1. Thank you, Mr. President and Ladies and Gentlemen of the
2. Senate. This amendment is to add back some monies to restore
3. the funds for the State's share of the audits, that we were
4. passing on to locals. It was...part of the contract, originally,
5. was for the State to pick up this share of the audits of the
6. snow and disaster monies, and I would move adoption of Amend-
7. ment No. 6.

8. PRESIDENT:

9. Senator Rupp.

10. SENATOR RUPP:

11. That's fine. Nothing on this, I just wanted your attention...

12. PRESIDENT:

13. I beg your pardon. All right, Senator Rupp...I mean,
14. Senator Carroll has moved the adoption of Amendment No. 6
15. to Senate Bill 1631. Is there any discussion? If not, all
16. in favor signify by saying Aye. All opposed. The Ayes have
17. it. The amendment is adopted. Further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDENT:

21. 3rd reading. On the Order of Senate Bills 3rd reading,
22. at the bottom of page six is Senate Bill 1677. Senator Berman
23. seeks leave of the Body to return that bill to the Order of
24. 2nd reading for purposes of an amendment. Is leave granted?
25. Leave is granted. On the Order of Senate Bills 2nd reading,
26. Senate Bill 1677, Mr. Secretary.

27. SECRETARY:

28. Amendment No. 3, offered by Senator Berman.

29. PRESIDENT:

30. Senator Berman.

31. SENATOR BERMAN:

32. Thank you, Mr. President. First, I want to...the problem
33. was that the Amendment No. 2 failed to have a page number in

1. it. So, now I move...having voted on the prevailing side,
2. I move to reconsider the vote by which Amendment No. 2 to
3. Senate Bill 1677 was adopted.

4. PRESIDENT:

5. All right. Senator Berman has moved to reconsider the
6. vote by which Amendment No. 2 to Senate Bill 1677 was adopted.
7. All in favor signify by saying Aye. All opposed. The Ayes
8. have it. The vote is now reconsidered. Senator Berman now
9. moves to Table Amendment No. 2 to Senate Bill 1677. Is there
10. any discussion? If not, all in favor signify by saying Aye.
11. All opposed. The Ayes have it. Amendment No. 2 is Tabled.
12. Further amendments, Mr. Secretary?

13. SECRETARY:

14. Amendment No. 3, offered by Senator Berman.

15. PRESIDENT:

16. Senator Berman.

17. SENATOR BERMAN:

18. Thank you. Amendment No. 3 did the same thing Amendment
19. 2...did which was lower the penalty rate from five percent to
20. three percent. I move the adoption of Amendment No. 3.

21. PRESIDENT:

22. Senator Berman has moved the adoption of Amendment No. 3
23. to Senate Bill 1677. Is there any discussion? Senator McMillan.

24. SENATOR McMILLAN:

25. A question of the sponsor. All it did was provide the
26. amendment with the appropriate page number, is that correct?

27. All right. Thank you.

28. PRESIDENT:

29. Senator Berman has moved the adoption of Amendment No. 3
30. to Senate Bill 1677. If there's no further discussion, all
31. in favor signify by saying Aye. All opposed. The Ayes have
32. it. The amendment is adopted. Are there further amendments?

33. SECRETARY:

34. No further amendments.

SB 1712
Recall
5-20-80

1. PRESIDENT:

2. 3rd reading. Top of page seven, on the Order of Senate
3. Bills 3rd reading, is Senate Bill 1712, Senator Grotberg seeks
4. leave of the Body to return that bill to the Order of 2nd
5. reading for purposes of an amendment. Is leave granted? Leave
6. is granted. On the Order of Senate Bills 2nd reading, Senate
7. Bill 1712, Mr. Secretary.

8. SECRETARY:

9. Amendment No. 2, offered by Senator Grotberg.

10. PRESIDENT:

11. Senator Grotberg.

12. SENATOR GROTBORG:

13. Thank you, Mr. President and members. This brings the
14. language regarding vacant areas in the Conservation..Commercial
15. Blight Area Conservation Act into the same language as in the
16. Real Property Tax Increment Development Act that we passed
17. a couple of years ago; and also adds...the power of the
18. municipality to loan the proceeds...rather than take title,
19. and I move the adoption.

20. PRESIDENT:

21. Senator Grotberg has moved the adoption of Amendment No. 2
22. to Senate Bill 1712. Is there any discussion? If not, all in
23. favor signify by saying Aye. All opposed. The Ayes have it.
24. The amendment is adopted. Further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDENT:

28. 3rd reading. Bottom of page seven, is Senate Bill 18...
29. on the Order of Senate Bills 3rd reading, Senate Bill 1812.
30. Senator Geo-Karis seeks leave of the Body to return that bill
31. to the Order of 2nd reading for purposes of an amendment. Is
32. leave granted? Leave is granted. On the Order of Senate
33. Bills 2nd reading, Senate Bill 1812, Mr. Secretary.

1. SECRETARY:

2. Amendment No. 16, offered by Senator Geo-Karis.

3. PRESIDENT:

4. Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. Mr. President and Ladies and Gentlemen of the Senate,
7. Amendment No. 16 clarifies three points in Senate Bill 1812.
8. It changes the language regarding out of district bussing
9. from a negative to a positive to clarify that out of district
10. transportation shall be provided when the conditions outlined
11. in the bill are met. Two, it clarifies that if the school
12. district only provides transportation to resident public
13. school children in regular education by a mass transit system,
14. the district is not required to provide other modes of trans-
15. portation to nonpublic students; and three, it cleans up
16. and consolidates the language regarding financial reimburse-
17. ment to clarify that the State shall reimburse all additional
18. transportation costs incurred by local districts as a result
19. of Senate Bill...Senate Bill 1812. I move the adoption of this
20. amendment.

21. PRESIDENT:

22. Senator Geo-Karis has moved the adoption of Amendment No.
23. 16 to Senate Bill 1812. If there's no discussion, all in favor
24. signify by saying Aye. All opposed. The Ayes have it. The
25. amendment is adopted. Are there further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDENT:

29. 3rd reading. 1849, Senator Buzbee. On the Order of Senate
30. Bills 3rd reading, at the top of page nine, is Senate Bill 1849.
31. Senator Buzbee seeks leave of the Body to return that bill to
32. the Order of 2nd reading for purposes of an amendment. Is
33. leave granted? Leave is granted. On the Order of Senate Bills
34. 2nd reading, Senate Bill 1849, Mr. Secretary.

SB1991
Revised
5-20-80

- 1. SECRETARY:
- 2. Amendment No. 1, offered by Senator Buzbee.
- 3. PRESIDENT:
- 4. Senator Buzbee.
- 5. SENATOR BUZBEE:
- 6. Mr. Secretary, have we already adopted an amendment to
- 7. this...to this bill?
- 8. SECRETARY:
- 9. No.
- 10. SENATOR BUZBEE:
- 11. Okay. What this amendment does is it specifies the term
- 12. coal as opposed to the term fuel and I would move its adoption.
- 13. PRESIDENT:
- 14. All right. Senator Buzbee has moved the adoption of
- 15. Amendment No. 1 to Senate Bill 1849. Is there any discussion?
- 16. If not, all in favor signify by saying Aye. All opposed. The
- 17. Ayes have it. The amendment is adopted. Are there further
- 18. amendments?
- 19. SECRETARY:
- 20. No further amendments.
- 21. PRESIDENT:
- 22. 3rd reading. Senator D'Arco? On the Order of Senate Bills
- 23. 3rd reading, at the bottom of page ten is Senate Bill 1991.
- 24. Senator Rupp seeks leave of the Body to return that bill to the
- 25. Order of 2nd reading for purposes of an amendment. Is leave
- 26. granted? On the Order of Senate Bills 2nd reading, Senate
- 27. Bill 1991, Mr. Secretary.
- 28. SECRETARY:
- 29. Amendment No. 1, offered by Senator D'Arco.
- 30. PRESIDENT:
- 31. Senator D'Arco.
- 32. SENATOR D'ARCO:
- 33. Thank you, Mr. President and Ladies and Gentlemen of the

1. Senate. Amendment No. 1 provides that the beneficial interest
2. in property to that...must be property specifically held in a
3. Land Trust. We are including the word land where there was
4. no word before, and so we exclude all the...all other types
5. of trusts but Land Trusts, and I move the adoption of Amend-
6. ment No. 1 to Senate Bill 1991.

7. PRESIDENT:

8. Senator D'Arco has moved the adoption of Amendment No.
9. 1 to Senate Bill 1991. Is there any discussion? If not,
10. all in favor signify by saying Aye. All opposed. The Ayes
11. have it. The amendment is adopted. Are there further
12. amendments?

13. SECRETARY:

14. Amendment No. 2, offered by Senator D'Arco.

15. PRESIDENT:

16. Senator D'Arco.

17. SENATOR D'ARCO:

18. Amendment No. 2 limits the credit that the insurance
19. companies receive in the Fare Plan to new policies written
20. upon risks which the insurance company did not insure prior
21. to the effective date of this Act. We do this to prevent
22. them from getting too much credit and not pay any monies
23. into the Fare Plan. And, I would move the adoption of Amend-
24. ment No. 2.

25. PRESIDENT:

26. Senator D'Arco has moved the adoption of Amendment No.
27. 2 to Senate...Senate Bill 1991. Is there any discussion?
28. If not, all in favor signify by saying Aye. All opposed.
29. The Ayes have it. The amendment is adopted. Are there
30. further amendments?

31. SECRETARY:

32. Amendment No. 3, offered by Senator D'Arco.

33. PRESIDENT:

34. Senator D'Arco.

1. SENATOR D'ARCO:

2. Amendment No. 3, requires that information on ANTCOM
3. in this anti-arson application, that the property owner must...
4. must submit would...would only include information on
5. ANTCOM if he has knowledge of such information. It may be
6. that he bought the building from a previous seller and the
7. seller will not submit him the information; therefore, he
8. may not have knowledge, so we didn't want to include that as
9. a mandate. And I would move adoption of Amendment No. 3
10. to Senate Bill 1991.

11. PRESIDENT:

12. Senator D'Arco has moved the adoption of Amendment No.
13. 3 to Senate Bill 1991. Is there any discussion? If not,
14. all in favor signify by saying Aye. All opposed. The Ayes
15. have it. The amendment is adopted. Further amendments?

16. SECRETARY:

17. Amendment No. 4, offered by Senator D'Arco.

18. PRESIDENT:

19. Senator D'Arco.

20. SENATOR D'ARCO:

21. Amendment No. 4 limits the Fare Plan credit for writing
22. new business in targeted areas to no more than fifty percent
23. of what the assessment would normally be. If they write too
24. much insurance, they could be written right out of the plan;
25. so we limit it to fifty percent, so they would have to have
26. some assessment regardless of how much they wrote. And I
27. would move the adoption of Amendment No. 4 to Senate Bill
28. 1991.

29. PRESIDENT:

30. Senator D'Arco has moved the adoption of Amendment No.
31. 4 to Senate Bill 1991. Is there any discussion? If not, all
32. in favor signify by saying Aye. All opposed. The Ayes have
33. it. The amendment is adopted. Further amendments?

Handwritten notes in the top left corner: "S-20-192" and "M".

1. SECRETARY:

2. No further amendments.

3. PRESIDENT:

4. 3rd reading. On the Order of Senate Bills 3rd reading,
5. at the bottom of page ten, is Senate Bill 1992. Senator Rupp
6. seeks leave of the Body to return that bill to the Order of
7. 2nd reading for purposes of an amendment. Is leave granted?
8. Leave is granted. On the Order of Senate Bills 2nd reading,
9. Senate Bill 1992, Mr. Secretary.

10. SECRETARY:

11. Amendment No. 1, offered by Senator D'Arco.

12. PRESIDENT:

13. Senator D'Arco.

14. SENATOR D'ARCO:

15. Thank you, Mr. President. Amendment No. 1 changes the
16. word organization to data processing organization; and it
17. changes the word agencies to governmental agencies. We did
18. that because the Insurance Department is going to create a
19. Data Processing Bank to receive all the information from
20. insurance companies regarding fraud and arson. It also
21. provides that the immunity provision that exempts insurance
22. companies from submitting their data to the Department of
23. Insurance, the...the standard for that shall be knowledge of
24. the falsity and reckless disregard of the truth, instead of
25. actual malice. And I would move adoption of Amendment No.
26. 1 to Senate Bill 1992.

27. PRESIDENT:

28. Senator D'Arco has moved...moved the adoption of Amend-
29. ment No. 1 to Senate Bill 1992. Is there any discussion? If
30. not, all in favor signify by saying Aye. All opposed. The
31. Ayes have it. The amendment is adopted. Are there further
32. amendments?

33. SECRETARY:

1. No further amendments.

2. PRESIDENT:

3. 3rd reading. On the Order of Senate Bills 3rd reading,
4. on the top of page eleven, is Senate Bill 1995. Senator Rupp
5. seeks leave of the Body to return that bill to the Order of
6. 2nd reading for purposes of an amendment. Is leave granted?
7. Leave is granted. On the Order of Senate Bills 2nd reading,
8. Senate Bill 1995, Mr. Secretary.

9. SECRETARY:

10. Amendment No. 1, offered by Senator D'Arco.

11. PRESIDENT:

12. Senator D'Arco.

13. SENATOR D'ARCO:

14. Thank you, Mr. President. Amendment No. 1 adds that the
15. liability of insurance companies, the standard to be applied
16. would be actual...I mean false disregard of the truth, instead
17. of actual malice. And I would move adoption of Amendment
18. No. 1 to 1995.

19. PRESIDENT:

20. Senator D'Arco has moved the adoption of Amendment No. 1
21. to Senate Bill 1995. Is there any discussion? If not, all in
22. favor signify by saying Aye. All opposed. The Ayes have it.
23. The amendment is adopted. Are there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDENT:

27. 3rd reading. The middle of page eleven. Is Senator Schaffer
28. on the Floor? On the Order of Senate Bills 3rd reading is
29. Senate Bill 2000. Senator Schaffer seeks leave of the Body to
30. return that bill to the Order of 2nd reading for purposes of
31. an amendment. Is leave granted? Leave is granted. On the
32. Order of Senate Bills 2nd reading, Senate Bill 2000, Mr. Secretary.

33. SECRETARY:

1. Amendment No. 1, offered by Senator Schaffer.

2. PRESIDENT:

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. Mr. President, this amendment was suggested by the

6. Joint Appropriations Staffs from the Comptroller's Office

7. to provide a mechanism to allow them to track the payment

8. of bills from...different fiscal years, authorized by the

9. basic bill.

10. PRESIDENT:

11. All right. Senator Schaffer has moved the adoption of

12. Amendment No. 1 to Senate Bill 2000. Is there any discussion?

13. If not, all in favor signify by saying Aye. All opposed.

14. The Ayes have it. The amendment is adopted. Are there

15. further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDENT:

19. 3rd reading. Resolutions.

20. SECRETARY:

21. Senate Resolution 503, offered by Senators McLendon,

22. Lemke, Daley and others. It's congratulatory.

23. Senate Resolution 504, offered by Senator Berman.

24. It's...it's congratulatory.

25. Senate Resolution 505, offered by Senators Lemke, Daley,

26. Savickas and others. And it's a death resolution.

27. PRESIDENT:

28. Consent Calendar.

29. SECRETARY:

30. Senate Resolution 506, offered by Senator Vadalabene.

31. Senate Resolution 507, offered by Senators Carroll,

32. Buzbee, Regner and Sommer.

33. Senate Resolution 508, offered by the same sponsors.

1. Senate Resolution 509, offered by Senators Carroll and
2. Buzbee.
3. Senate Resolution 510...
4. PRESIDENT:
5. Executive Committee.
6. SECRETARY:
7. Senate Joint Resolution 103, offered by Senators Berman,
8. Becker, Washington, Chew and Newhouse.
9. PRESIDENT:
10. Executive. Further business to come before the Senate?
11. Any announcements or...yes, Senator Nimrod?
12. SENATOR NIMROD:
13. Mr. President, I see my seatmate is not here...oh, here he is.
14. Okay.
15. PRESIDENT:
16. Senator Philip.
17. SENATOR PHILIP:
18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. There will be softball practice tonight, Lincoln Park, Diamond
20. Four. It's the same place we always practice and we'd like to
21. have you there in about a half hour to forty-five minutes. We're
22. only going to...practice for about an hour. Thank you.
23. PRESIDENT:
24. All right. Further...further announcements? Any further
25. business? Senator Demuzio.
26. SENATOR DEMUZIO:
27. Yes, I just want to announce I can't make the practice,
28. but I've been working out at home.
29. PRESIDENT:
30. All right. If there's no further business to come before
31. the Senate, let me congratulate you on a good day's work. Senators
32. Donnewald and Shapiro move that the Senate stand adjourned
33. until Wednesday, May 21, at the hour of 10:00 a.m. Ten o'clock
34. sharp. The Senate stands adjourned.